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(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 1671/2003

of 22 September 2003

terminating the anti-dumping proceedings concerning imports of polyester textured filament yarn (PTY) originating in Taiwan, Indonesia, Thailand and Malaysia

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community [1], hereinafter referred to as 'the basic Regulation', and in particular Article 9 thereof,

Having regard to the proposal from the Commission, after consulting the Advisory Committee,

Whereas:

A. PROCEDURE

1. Previous investigations and existing measures

(1) Pursuant to Regulation (EEC) No 3905/88 [2], the Council imposed a definitive anti-dumping duty on imports into the Community of polyester textured filament yarn (hereinafter 'PTY') originating in Taiwan.

(2) Pursuant to Regulation (EC) No 2160/96 [3], the Council imposed a definitive anti-dumping duty on imports into the Community of PTY originating in Indonesia and Thailand.

(3) Pursuant to Regulation (EC) No 1001/97 [4], the Council imposed a definitive anti-dumping duty on imports of PTY originating in Malaysia. In September 2000, further to an interim review requested by the main exporting producer, the duty applicable to its imports was reduced to 3,2 % in accordance with Regulation (EC) No 1992/2000 [5].

[1] OJ L 56, 6.3.1996, p. 1. Regulation as last amended by Regulation (EC) No 1972/2002 (OJ L 305, 7.11.2002, p. 1).
[2] OJ L 347, 16.12.1988, p. 10. Regulation as amended by Regulation (EC) No 1074/96 (OJ L 141, 14.6.1996, p. 45) and Regulation (EC) No 2010/2000 (OJ L 241, 26.9.2000, p. 1).
[3] OJ L 289, 12.11.1996, p. 14. Regulation as last amended by Regulation (EC) No 1078/2001 (OJ L 149, 2.6.2001, p. 5).
[4] OJ L 145, 5.6.1997, p. 1.
[5] OJ L 238, 22.9.2000, p. 1.

2. Expiry and interim reviews investigations

Taiwan

(4) Following the publication of a notice of impending expiry [6] of the anti-dumping measures in force on imports of PTY originating in Taiwan, the Commission received a request for a review pursuant to Article 11(2) of the basic Regulation.

(5) Having determined, after consulting the Advisory Committee, that sufficient evidence existed for the initiation of an expiry review, the Commission initiated an investigation [7] pursuant to Article 11(2) of the basic Regulation.

(6) The Commission simultaneously initiated on its own initiative an investigation [8] pursuant to Article 11(3) of the basic Regulation, after having determined that sufficient evidence existed to justify the initiation of an interim review with regard to imports of PTY originating in Taiwan, and after consulting the Advisory Committee.

Indonesia

(7) Following the publication of a notice of impending expiry [9] of the anti-dumping measures in force on imports of PTY originating in Indonesia, the Commission received a request for a review pursuant to Article 11(2) of the basic Regulation.

(8) Having determined, after consulting the Advisory Committee, that sufficient evidence existed for the initiation of an expiry review, the Commission initiated an investigation [10] pursuant to Article 11(2) of the basic Regulation.

[6] OJ C 361, 15.12.2000, p. 2.
[7] OJ C 170, 14.6.2001, p. 2.
[8] OJ C 129, 31.5.2002, p. 5.
[9] OJ C 74, 7.3.2001, p. 2.
[10] OJ C 316, 10.11.2001, p. 9. (The notice of initiation of this expiry review also included imports of PTY from Thailand.)