



# INDIAN DRUG MANUFACTURERS' ASSOCIATION

102, POONAM CHAMBERS, 'A' WING, DR. A. B. ROAD, WORLI, MUMBAI 400 018, INDIA

Phone : 91- 22 - 24974308  
91- 22 - 24944624  
Fax : 91- 22 - 24950723

E-mail : idma1@idmaindia.com  
accounts@idmaindia.com  
Website : www.idma-assn.org

## **PARTNERS IN GLOBAL HEALTHCARE**

July 8, 2014

*J. Patel*  
**The Secretary to the Government of India,**  
Department of Commerce,  
Ministry of Commerce & Industry,  
Udyog Bhavan,  
New Delhi 110 011

### **Sub.: Circumvention of anti dumping duties being imposed by Government**

Dear Sir,

Anti dumping duties being imposed by Government of India on imports are being circumvented in several ways in view of ineffective circumvention law in the Country and the fact that no circumvention investigation has been initiated by Government of India so far even though circumvention of duty is a widespread phenomenon in the Country. For instance, while anti dumping duties were earlier imposed on imports of Diclofenac Sodium, it has recently come to the notice of this association that the Chinese producers have been exporting Indolinone (1-(2,6-DICHLOROPHENYL)-2-INDOLINONE CRUDE) in order to circumvent the anti dumping duties earlier imposed on Diclofenac Sodium. Indolinone is a penultimate intermediary for production of Diclofenac Sodium and imports of Indolinone is rendering the anti dumping duties imposed on imports of Diclofenac Sodium significantly ineffective. The association has been informed that the value addition from Indolinone to Diclofenac Sodium is hardly 5%. Resultantly, imports of Indolinone have significantly increased in the Country as would be seen from the table enclosed herewith which is significantly undermining the anti dumping duties earlier imposed on imports of Diclofenac Sodium.

1

## **AFFORDABLE MEDICINES FOR ALL**

Registered under the Societies Reg. Act XXI of 1860 Reg. No. Bom. 111/1961 G.B.B.S.D.

Registered under the Bombay Public Trust Act, 1950 (Bom. XXIX of 1950) Reg. No. F-1514 (Bom.) Dt. 11-4-67

## INDIAN DRUG MANUFACTURERS' ASSOCIATION

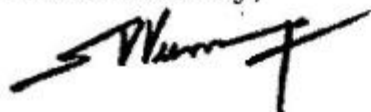
Circumvention law was introduced by Govt. of India sometime back. It is however understood that the Govt. of India has not invoked this law so far and has not imposed duties under circumvention law. Resultantly, the anti dumping duties being imposed are remaining significantly ineffective.

The association considers that Govt. of India should strengthen the Directorate and circumvention case should be taken up aggressively in order to ensure that the Indian industry receives desired protection in case of circumvention of anti dumping duties. The case of circumvention of Diclofenac Sodium by export of Indolinone is only one of the examples. It is understood that such circumvention of anti dumping duties is happening in several cases and the same is remaining unaddressed.

We request you to kindly look into the above important issue resolving the same for the benefit of the Industry and the patients.

Thanking you,

Yours faithfully,



**S.V. Veerramani**  
**President**

Encl: as above



## INDIAN DRUG MANUFACTURERS' ASSOCIATION

102, POONAM CHAMBERS, 'A' WING, DR. A. B. ROAD, WORLI, MUMBAI 400 018, INDIA

Phone : 91- 22 - 24974308  
91- 22 - 24944624  
Fax : 91- 22 - 24950723

E-mail : idma1@idmaindia.com  
accounts@idmaindia.com  
Website : www.idma-assn.org

### **PARTNERS IN GLOBAL HEALTHCARE**

July 8, 2014

**The Secretary,**  
Department of Revenue,  
Ministry of Finance,  
North Block,  
New Delhi 110 011



**Sub.: Circumvention of anti dumping duties being imposed by Government**

Dear Sir,

Anti dumping duties being imposed by Government of India on imports are being circumvented in several ways in view of ineffective circumvention law in the Country and the fact that no circumvention investigation has been initiated by Government of India so far even though circumvention of duty is a widespread phenomenon in the Country. For instance, while anti dumping duties were earlier imposed on imports of Diclofenac Sodium, it has recently come to the notice of this association that the Chinese producers have been exporting Indolinone (1-(2,6-DICHLOROPHENYL)-2-INDOLINONE CRUDE) in order to circumvent the anti dumping duties earlier imposed on Diclofenac Sodium. Indolinone is a penultimate intermediary for production of Diclofenac Sodium and imports of Indolinone is rendering the anti dumping duties imposed on imports of Diclofenac Sodium significantly ineffective. The association has been informed that the value addition from Indolinone to Diclofenac Sodium is hardly 5%. Resultantly, imports of Indolinone have significantly increased in the Country as would be seen from the table enclosed herewith which is significantly undermining the anti dumping duties earlier imposed on imports of Diclofenac Sodium.

1

### **AFFORDABLE MEDICINES FOR ALL**

## INDIAN DRUG MANUFACTURERS' ASSOCIATION

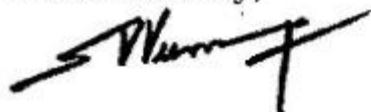
Circumvention law was introduced by Govt. of India sometime back. It is however understood that the Govt. of India has not invoked this law so far and has not imposed duties under circumvention law. Resultantly, the anti dumping duties being imposed are remaining significantly ineffective.

The association considers that Govt. of India should strengthen the Directorate and circumvention case should be taken up aggressively in order to ensure that the Indian industry receives desired protection in case of circumvention of anti dumping duties. The case of circumvention of Diclofenac Sodium by export of Indolinone is only one of the examples. It is understood that such circumvention of anti dumping duties is happening in several cases and the same is remaining unaddressed.

We request you to kindly look into the above important issue resolving the same for the benefit of the Industry and the patients.

Thanking you,

Yours faithfully,



**S.V. Veerramani**  
**President**

Encl: as above

o/c



# INDIAN DRUG MANUFACTURERS' ASSOCIATION

102, POONAM CHAMBERS, 'A' WING, DR. A. B. ROAD, WORLI, MUMBAI 400 018, INDIA

Phone : 91- 22 - 24974308  
          91- 22 - 24944624  
Fax : 91- 22 - 24950723

E-mail : idma1@idmaindia.com  
          accounts@idmaindia.com  
Website : www.idma-assn.org

## **PARTNERS IN GLOBAL HEALTHCARE** July 8, 2014

**The Director General of Foreign Trade,**  
Department of Commerce,  
Ministry of Commerce & Industry,  
Udyog Bhavan,  
New Delhi 110 011

09 JUL 2014

### **Sub.: Circumvention of anti dumping duties being imposed by Government**

Dear Sir,

Anti dumping duties being imposed by Government of India on imports are being circumvented in several ways in view of ineffective circumvention law in the Country and the fact that no circumvention investigation has been initiated by Government of India so far even though circumvention of duty is a widespread phenomenon in the Country. For instance, while anti dumping duties were earlier imposed on imports of Diclofenac Sodium, it has recently come to the notice of this association that the Chinese producers have been exporting Indolinone (1-(2,6-DICHLOROPHENYL)-2-INDOLINONE CRUDE) in order to circumvent the anti dumping duties earlier imposed on Diclofenac Sodium. Indolinone is a penultimate intermediary for production of Diclofenac Sodium and imports of Indolinone is rendering the anti dumping duties imposed on imports of Diclofenac Sodium significantly ineffective. The association has been informed that the value addition from Indolinone to Diclofenac Sodium is hardly 5%. Resultantly, imports of Indolinone have significantly increased in the Country as would be seen from the table enclosed herewith which is significantly undermining the anti dumping duties earlier imposed on imports of Diclofenac Sodium.

### **AFFORDABLE MEDICINES FOR ALL**

## INDIAN DRUG MANUFACTURERS' ASSOCIATION

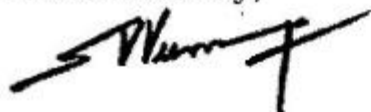
Circumvention law was introduced by Govt. of India sometime back. It is however understood that the Govt. of India has not invoked this law so far and has not imposed duties under circumvention law. Resultantly, the anti dumping duties being imposed are remaining significantly ineffective.

The association considers that Govt. of India should strengthen the Directorate and circumvention case should be taken up aggressively in order to ensure that the Indian industry receives desired protection in case of circumvention of anti dumping duties. The case of circumvention of Diclofenac Sodium by export of Indolinone is only one of the examples. It is understood that such circumvention of anti dumping duties is happening in several cases and the same is remaining unaddressed.

We request you to kindly look into the above important issue resolving the same for the benefit of the Industry and the patients.

Thanking you,

Yours faithfully,



**S.V. Veerramani**  
**President**

Encl: as above





# INDIAN DRUG MANUFACTURERS' ASSOCIATION

102, POONAM CHAMBERS, 'A' WING, DR. A. B. ROAD, WORLI, MUMBAI 400 018, INDIA

Phone : 91- 22 - 24974308  
91- 22 - 24944624  
Fax : 91- 22 - 24950723

E-mail : idma1@idmaindia.com  
accounts@idmaindia.com  
Website : www.idma-assn.org

## **PARTNERS IN GLOBAL HEALTHCARE**

July 8, 2014

**The Designated Authority,**  
**Directorate General of Anti-Dumping and Allied Duties,**  
Department of Commerce,  
Jeevan Tara Building, 4<sup>th</sup> floor,  
5, Parliament Street,  
New Delhi 110 001

*M. Hoyle*  
*09/07/2014*

### **Sub.: Circumvention of anti dumping duties being imposed by Government**

Dear Sir,

Anti dumping duties being imposed by Government of India on imports are being circumvented in several ways in view of ineffective circumvention law in the Country and the fact that no circumvention investigation has been initiated by Government of India so far even though circumvention of duty is a widespread phenomenon in the Country. For instance, while anti dumping duties were earlier imposed on imports of Diclofenac Sodium, it has recently come to the notice of this association that the Chinese producers have been exporting Indolinone (1-(2,6-DICHLOROPHENYL)-2-INDOLINONE CRUDE) in order to circumvent the anti dumping duties earlier imposed on Diclofenac Sodium. Indolinone is a penultimate intermediary for production of Diclofenac Sodium and imports of Indolinone is rendering the anti dumping duties imposed on imports of Diclofenac Sodium significantly ineffective. The association has been informed that the value addition from Indolinone to Diclofenac Sodium is hardly 5%. Resultantly, imports of Indolinone have significantly increased in the Country as would be seen from the table enclosed herewith which is significantly undermining the anti dumping duties earlier imposed on imports of Diclofenac Sodium.

1

## **AFFORDABLE MEDICINES FOR ALL**

## INDIAN DRUG MANUFACTURERS' ASSOCIATION

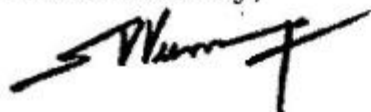
Circumvention law was introduced by Govt. of India sometime back. It is however understood that the Govt. of India has not invoked this law so far and has not imposed duties under circumvention law. Resultantly, the anti dumping duties being imposed are remaining significantly ineffective.

The association considers that Govt. of India should strengthen the Directorate and circumvention case should be taken up aggressively in order to ensure that the Indian industry receives desired protection in case of circumvention of anti dumping duties. The case of circumvention of Diclofenac Sodium by export of Indolinone is only one of the examples. It is understood that such circumvention of anti dumping duties is happening in several cases and the same is remaining unaddressed.

We request you to kindly look into the above important issue resolving the same for the benefit of the Industry and the patients.

Thanking you,

Yours faithfully,



**S.V. Veerramani**  
**President**

Encl: as above