



THE ANTI-DUMPING & SUBSIDIES COMMISSION

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NOTICE OF NEGATIVE FINAL DETERMINATION IN ANTIDUMPING CASE

KINGSTON, JAMAICA

REF. NO. AD-01-2009

Date: July 9, 2010

IN THE MATTER OF the Final Determination by the Anti-Dumping and Subsidies Commission (“the Commission”), pursuant to Section 30 of the **Customs Duties (Dumping and Subsidies) Act, 1999** (“the Act”), initiated pursuant to Sections 22 and 23 of the Act, on behalf of the Jamaican Cement Industry;

IN RESPECT OF the dumping in Jamaica of Portland Blast Furnace Slag Blended Cement originating in or exported from the United States of America.

On November 26, 2009, pursuant to Sections 22 and 23 of the Act, the Commission initiated an investigation in respect of the alleged injurious dumping into Jamaica of Ordinary Portland Cement and Portland Blast Furnace Slag Blended Cement, originating in or exported from the United States of America (“USA”).

Pursuant to Section 27 of the Act, the Commission made an affirmative Preliminary Determination on April 8, 2010, in respect of the dumping in Jamaica of Portland Blast Furnace Slag Blended Cement, only, originating in or exported from the USA. The Commission determined preliminarily that the goods under consideration had been dumped and estimated that the margin of dumping was at least 15.13%. The Commission found preliminarily that the dumping was likely to cause material injury to the domestic industry i.e. that continued and increased importation of the goods under consideration at dumped prices posed a threat of material injury to the domestic industry that was clearly foreseen and imminent. The Commission did not find, pursuant to Section 15 of the Act, that the imposition of provisional measures was necessary to prevent injury being caused to the domestic industry during the investigation and therefore, declined to impose a provisional duty on the goods under consideration.

The Commission continued its investigation after the Preliminary Determination on April 8, 2010. As required under the Act, the Commission has reached its Final Determination in the matter within ninety (90) days after completing the Preliminary Determination and notes herein that it has determined that the goods under consideration have been dumped, that the evidence indicates that the margin of dumping is 59.72% and is not *de minimis*, and that the volume of dumped goods is not negligible.

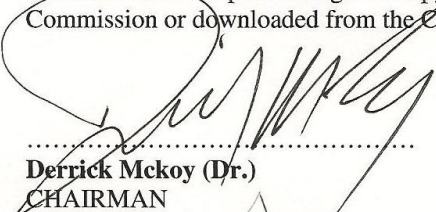
The Commission examined the evidence offered on the record of material injury to the domestic industry and assessed the potential for material injury to the domestic industry. The Commission determined that the dumping has not caused, is not causing and is not likely to cause material injury to the domestic industry. Accordingly, the Commission makes a negative Final Determination in the matter and closes the investigation.

**NOTICE OF FINAL DETERMINATION
(Continued)**

REF. NO. AD-01-2009

The Commission has determined that the Importer in Jamaica of the goods that are the subject of this investigation is Tank-Weld Metals, of 27 Seaward Drive, Kingston 11, and the Exporter and Producer is Vulcan Materials Company of 1200 Urban Center Drive, Birmingham, Alabama 35242 and Affiliated Company, Florida Cement Inc. of 1200 Urban Center Drive, Birmingham, Alabama 35242, a wholly owned subsidiary of Vulcan Materials Company.

Copies of the Statement of Reasons ("SOR") for this decision are provided to persons directly interested in these proceedings. A copy of the SOR in the matter may be obtained by contacting the Commission or downloaded from the Commission's website at www.jadsc.gov.jm.


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Derrick Mckoy (Dr.)
CHAIRMAN


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Velma Brown-Hamilton (Dr.)
COMMISSIONER


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Leslie Campbell (Mr.)
COMMISSIONER


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Sandra Shirley (Ms.)
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