

-Unofficial Translation-
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Note Nº3.229/2018/CGMC/DECOM/SECEX

Brasilia, 21st December 2018

H.E. Ambassador Mr. Surasak Suparat
Royal Thai Embassy in Brasilia/Brazil
SEN Avenida das Nações Lote 10 – Asa Norte
CEP 70433-900
Brasilia - DF

Subject: review of anti-dumping measures, Motorcycle tires

H.E. Mr. Ambassador,

1. I am referring to the petition presented by the National Association of Pneumatic Industries (ANIP), filed in this Department on July 30, 2018, in order to provide the formal review of the end of antidumping measure applied to Brazilian imports of new pneumatic tires, motorcycles, measures commonly classified under item NCM - 4011.40.00 of the Mercosur Common Nomenclature, in special of products originating from the People's Republic of China, the Kingdom of Thailand and the Socialist Republic of Vietnam, subject of process MDIC / SECEX No. 52272.001965/2018-51.

2. In accordance with art. 45 of Decree No. 8.058, dated July 26, 2013, I hereby notify that the Secretariat of Foreign Trade (SECEX) of the Ministry of Development, Industry and Foreign Trade (MDIC) has initiated this review through SECEX Circular No. 63, dated 18 December 2018, published in the Federal Official Gazette of December 19, 2018. A copy of the aforementioned Circular can be obtained at the following address: <http://pesquisa.in.gov.br/imprensa/jsp/visualiza/index.jsp?data=19/12/2018&jornal=515&pagina=101&totalArquivos=197> (**Attached**)

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3. In accordance with the provisions of paragraph 2 of article 45 of said decree, the Government of the Kingdom of Thailand is a party interested in the review, regardless of its formal manifestation. All official communications between this Department and the Government of Thailand will be made through this Embassy.

4. The participation and representative of foreign governments in the course of this trade defense investigation shall be made through the official head office in Brazil or through a representative designated by him. The designation of representatives must be made by means of official communication from the Embassy to the Department.

5. I hereby inform that, in according with Resolution SECEX No. 30, of June 8, 2018, the participation of interested parties in the course of this review of a commercial defense measure must necessarily be made through the DECOM Digital System - SDD. The address of the SDD is <http://decomdigital.mdic.gov.br>

6. DECOM warns that, under the terms of art. 7 of the aforementioned Resolution, the interested party should classify its documents as "Restricted" or "Confidential", at the moment of its official submission at the SDD, and it is the responsibility of the interested party to classify these documents correctly within the scope of the system, which would prevail in the case of inconsistency between this classification and the content of the document sent.

7. In compliance with the provisions of paragraph 4 of art. 45 of Decree nº 8.058 of 2013, I hereby inform that the full text of the petition that gave rise to the review is available at www.mdic.gov.br/images/REPOSITARIO/secex/decom/Petições/2018/Pneus de moto RFP/Petição Pneus Motos RFP.zip . The password for accessing said petition is mremdic2019.

8. The electronic file containing the questionnaire of the Producer/Exporter to be completed by the producers of Thailand can be obtained from the following address:

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<http://www.mdic.gov.br/index.php/comercio-exterior/defesa-comercial/140-investigacoes-em-curso/3763-pneus-de-motocicleta-revisao>

Unofficial translation of this questionnaire into English is available for consultation on this same electronic page.

9. The response to the questionnaire must be **officially submitted** through SDD, within 30 (thirty) days, counted from the date of acknowledge, in accordance with the caput of art. 50 of Decree 8.058, of 2013, and with art. 19 of Law 12.955, of June 18, 2014.

10. Extensions of term of up to 30 days may be granted, whenever possible, provided that the request is made before the original deadline expires.

11. I would like state that, pursuant to paragraph 3 of art. 50 of Decree No. 08.058 of 2013, this Department may use the best available information in case the investigated producer does not supply the requested information, partially provides it or creates obstacles to the review. In these situations, the final decision may be less favorable to the producer than it would have been if it had cooperated.

12. I advise that you will be notified of the initiation of the review - and will have access not only to the full text of the petition giving rise to the review but also to the questionnaire of the producer / exporter - all producers in Thailand identified by the Department listed in Annex 1.

13. The government of Thailand may wish to clarify whether the companies listed in Annex 1 are exporters, **trading companies** or producers of the product under review, within 10 days from the date of acknowledgement, in accordance with art.19 of Law No. 12.995 of 2014.

14. Any document presented in the scope of the review shall only be added to the records if it is prepared in Portuguese or in the official languages of the World Trade Organization (WTO), pursuant to article 18 of Law 12.995 of June 18, 2014 .

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15. Translations into Portuguese of documents whose originals were not made in the above languages shall have its translation done by a public translator in Brazil, in accordance with art. 18 of Decree No. 13,609, of October 21, 1943.

16. According to art. 18 of Law No. 12.995, of June 18, 2014, in case of documents produced in foreign languages for which there is no public translator in Brazil, will be accepted translations into the Portuguese made by the official representation of the country of origin of the exporter in Brazil, provided that accompanied by official communication attesting the authorship of the translation.

17. I hereby inform that, as provided in paragraph 11 of art. 51 of Decree nº 08.058, of 2013, the pages of any document submitted to DECOM shall be numbered sequentially and contain indication of the total number of pages that compose it.

18. Additional clarifications can be obtained by telephone: +55 61 2027-8253 or 2027-7749, or by email pneusmotorev@mdic.gov.br

Yours Faithfully,
Adriano Macedo Ramos
Director

ANNEX 1 of Note nº 3.229/2018/CGMC/DECOM/SECEX

List of all identified Producers

- 1) Inoue Rubber (Thailand) Public Company Limited
- 2) Michelin Thailand
- 3) Sumitomo Rubber (Thailand) Co Ltd