[TO BE INTRODUCED IN THE NATIONAL ASSEMBLY]

A

Bill

further to amend the Anti-Dumping Duties Act, 2015

WHEREAS it is expedient further to amend the Anti-Dumping Duties Act, 2015 (XIV of 2015) in the manner and for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**– (1) This Act shall be called the Anti-Dumping Duties (Amendment) Act, 2023.

(2) It shall come into force at once.

2. **Amendment of section 2, Act XIV of 2015.**– In the Anti-Dumping Duties Act, 2015 (XIV of 2015), hereinafter called as the said Act, in section 2, in clause (ha), for semi colon, a colon shall be substituted and thereafter the following proviso shall be added, namely:–

"Provided that this clause (ha) shall be deemed to have come into force on and from the 1st day of July, 2020;".

3. **Amendment of section 51, Act XIV of 2015.**– In the said Act, in section 51, after sub-section (1), the following new sub-section shall be inserted, namely:–

"(1A) The amendments made in sub-section (1) through the Anti-Dumping Duties (Amendment) Act, 2022 (XXIX of 2022) shall be deemed to have taken effect on and from the 1st day of July, 2020.".

STATEMENT OF OBJECTS AND REASONS

National Tariff Commission (NTC), Government of Pakistan has recently made amendments in Section 51 of Anti-Dumping Duties Act- 2015 to exempt products imported for foreign grant in aid projects from payment of anti-dumping duty through Anti-Dumping Duties (Amendment), Act-2022.

2. Ministry of Planning Development and Special Initiatives on the advice of Law and Justice Division has conveyed to initiate amendment in the subject Law to give retrospective effect to cover period from financial year 2020-21. In this regard it is submitted that two Chinese grant funded projects in Gwadar, (Pak-China Friendship Hospital, New Gwadar International Airport) have been subjected to the Anti-dumping duties during FY 2020-21 & 2021-22. The Chinese grant funding does not cater for such duties. The relevant department also do not have any provision for payment of these duties. It was therefore decided during the "progress review meeting of Gwadar Projects held on 5th October, 2022", that the amendment in the Anti-Dumping Act would be given retrospective effect (to cover the period from FY 2020-21).

3. In this connection, a summary for the amendment in law was moved to the Ministry of Commerce in January, 2023. Draft Amendment in Anti-Dumping Duties Act 2022 to give retrospective effect to cover the period from Financial Year 2020-2021.

4. In order to facilitate grant-in-aid projects, legal mechanism is necessary to put in place. Therefore, draft amendment in "Anti-Dumping Duties Act 2022 "to give retrospective effect to cover the period from Financial Year 2020-2021" is being placed before the Parliament for its consideration /approval.

Sd-
Syed Naveed Qamar

MINISTER INCHARGE