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F. No. 6/51/2026-DGTR
Government of India
Ministry of Commerce & Industry
Department of Commerce
Directorate General of Trade Remedies

IV Floor, Jeevan Tara Building,
Parliament Street, New Delhi
Dated: September, 2026

INITIATION NOTIFICATION

SETU Case ID: AD/OI/054/2026

Subject: Initiation of Anti-Dumping Investigation concerning imports of Clavulanic Acid (also known as Potassium Clavulanate) and its Amine Salt originating in or exported from China PR and the European Union

A. BACKGROUND

1. **F. No. 6/51/2026-DGTR:** Kinvan Private Limited (hereinafter referred to as the “applicant”) has filed an application before the Designated Authority (hereinafter referred to as the “Authority”), in accordance with the Customs Tariff Act, 1975, as amended from time to time (hereinafter referred to as the “Act”) and the Customs Tariff (Identification, Assessment and Collection of Anti-Dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, as amended from time to time (hereinafter referred to as the “Rules”), seeking initiation of an anti-dumping investigation concerning imports of Clavulanic Acid (also known as Potassium Clavulanate) and its Amine Salt (hereinafter referred to as the “product under consideration” or “subject goods”) originating in or exported from China PR and the European Union (hereinafter referred to as the “subject countries”).
2. The applicant has alleged that the subject goods are being imported into India at dumped prices and are materially retarding the establishment of the domestic industry in India. Accordingly, the applicant has requested for imposition of anti-dumping duty on imports of the subject goods from the subject countries.

B. PRODUCT UNDER CONSIDERATION

3. The product under consideration in the present investigation is “Clavulanic Acid, also known as Potassium Clavulanate, and its Intermediate Amine Salt, excluding Sterile Grade of Clavulanic Acid and Amine Salts meant for production of Sterile Grade of Clavulanic Acid”.
4. Clavulanic Acid is an Active Pharmaceutical Ingredient (“API”). It is a β -lactam drug that functions as a mechanism-based β -lactam inhibitor, thereby countering antibiotic resistance and enhancing the efficacy of antibiotics. Amine Salts of Clavulanic Acid are intermediates (N-1 stage) for production of the API and are converted into the finished product by purification and addition of stabilising agents and carriers such as micro-crystalline cellulose and silicon dioxide (SiO_2).
5. The product under consideration is commonly used as an adjuvant in antibiotic formulations containing penicillin-class antibiotics to enhance their efficacy and their ability to overcome antibiotic resistance. Based on the carrier added, the product may be classified into different grades. Micro-crystalline cellulose-based grades (“MCCP-based grades”) are used in tablets and capsules, whereas silicon dioxide-based grades (“ SiO_2 -based grades”) are used in syrups. Sterile grades, which are used in intravenous medication, are excluded from the scope of the product under consideration.
6. The application was filed with KGA as the unit of measurement. It has been claimed that 1 KGA is equal to 2.35 KG of the diluted product. The unit of measurement considered for the present investigation for the product under consideration is Kilogram (“KG”). Accordingly, all interested parties are required to furnish quantity data in KG. Where any information is maintained or reported in Kilogram Active (“KgA”), the interested party shall also provide the corresponding quantity in KG along with the conversion factor/methodology adopted and supporting calculations.
7. The product under consideration is covered under Chapter 29 of the First Schedule to the Customs Tariff Act, 1975. Clavulanic Acid is classified under tariff item 2941 90 90, whereas Amine Salts of Clavulanic Acid are classified under tariff item 2931 99 90. It is seen that the product under consideration is also imported in other HS codes. The customs classification is indicative only and is not binding on the scope of the present investigation.
8. The applicant has proposed separate Product Control Numbers (“PCNs”) for Clavulanic Acid and its Intermediate Amine Salt as follows:

Particulars	PCN
Clavulanic Acid	ACID
Intermediate Amine Salt of Clavulanic Acid	SALT

9. Interested parties may provide comments on the scope of the Product under Consideration (PUC) and the proposed PCN methodology, along with justification therefor, within fifteen (15) days from the date of initiation of the present investigation.

C. LIKE ARTICLE

10. The applicant has stated that there are no known significant differences between the corresponding product types produced by the domestic industry and those imported from the subject countries. The applicant has submitted that the domestically produced goods and the corresponding imported subject goods are comparable in terms of physical and chemical characteristics, manufacturing process and technology, functions and uses, product specifications, pricing, distribution and marketing, and tariff classification. The applicant has further submitted that there is no known significant difference in the technology employed by the domestic industry and the producers in the subject countries.
11. The corresponding product types produced by the domestic industry and imported from the subject countries are technically and commercially substitutable and are used interchangeably by users. Accordingly, for the purpose of initiation of the present investigation, the goods produced by the domestic industry have been prima facie considered as 'like article' to the corresponding subject goods imported from the subject countries within the meaning of Rule 2(d) of the Rules.

D. DOMESTIC INDUSTRY AND STANDING

12. The application has been filed by Kinvan Private Limited. The applicant commenced commercial production of the product under consideration on 30th March 2024 and has a manufacturing plant at Nalagarh, Himachal Pradesh. The applicant has submitted that it is the sole producer of the product under consideration in India. The applicant has identified Vardhman Chemtech Limited as another producer of Clavulanic Acid in India; however, Vardhman Chemtech Limited is engaged in the production of sterile grade of Clavulanic Acid, which is excluded from the scope of the product under consideration. Accordingly, Vardhman Chemtech Limited has not been considered as a producer of the like article for the purpose of the present investigation.
13. The applicant has submitted that it is not related to any producer/exporter of the subject goods in the subject countries. The applicant has further disclosed that one of its related entities has imported Amine Salt for manufacture of the excluded sterile grade of Clavulanic Acid. Since such imports were meant for production of the sterile grade, which is excluded from the scope of the product under consideration, the same have not been considered as imports of the subject goods for the purpose of the present investigation.
14. Based on the information available on record, the Authority considers that the applicant is the sole domestic producer of the like article in India and accounts for 100% of the domestic production. Accordingly, the Authority considers that the applicant constitutes

domestic industry within the meaning of Rule 2(b) of the Rules and that the application satisfies the requirements of standing under Rule 5(3) of the Rules.

E. SUBJECT COUNTRIES

15. The subject countries for the present anti-dumping investigation are China PR and the European Union.

F. PERIOD OF INVESTIGATION (POI)

16. The period of investigation ("POI") for the present investigation is from 1st April 2025 to 31st March 2026 (12 months). The injury investigation period covers the periods 2022-23, 2023-24, 2024-25 and the POI. Since the applicant commenced commercial production on 30 March 2024, its performance during 2024-25 and the POI, including its quarterly performance, may also be analysed for the purpose of examining material retardation to the establishment of the domestic industry.

G. BASIS OF ALLEGED DUMPING

a) Normal Value for China PR

17. The applicant has claimed that China PR should be treated as a non-market economy and that, unless the producers/exporters from China PR establish that market economy conditions prevail, the normal value should be determined in accordance with Paragraph 7 of Annexure I to the Rules.
18. The applicant has estimated the normal value for China PR on the basis of the import price of the subject goods from Mexico into India. However, for the purpose of initiation, the normal value has been constructed on the basis of the cost of production of the domestic industry, duly adjusted for selling, general and administrative expenses and reasonable profit.

b) Normal Value for the European Union

19. The applicant has claimed the normal value for the European Union on the basis of prevailing selling prices reported by ChemAnalyst. However, for the purpose of initiation, the normal value has been constructed on the basis of the cost of production of the domestic industry, duly adjusted for selling, general and administrative expenses and reasonable profit.

c) Export Price

20. For the purpose of initiation, the export price of the subject goods has been determined by considering the CIF price of the subject goods as reported in DG Systems data. Appropriate

adjustments have been made, wherever claimed and considered necessary, on the basis of the information and evidence available on record, to arrive at the ex-factory export price.

21. The net export price so determined is considered appropriate for the purpose of initiation of the present investigation.

d) Dumping Margin

22. The normal value and the export price have been compared, which prima facie indicates that the dumping margin in respect of the subject goods from the subject countries is above the de minimis level and is significant. Accordingly, there is sufficient prima facie evidence that the subject goods originating in or exported from the subject countries are being dumped in the Indian market.

H. INJURY AND CAUSAL LINK

23. The information furnished by the applicant has been considered for the assessment of injury to the domestic industry. The applicant has furnished prima facie evidence to establish that the alleged dumped imports from the subject countries have caused material retardation to the establishment of the domestic industry in India. The applicant has claimed that, despite commencement of commercial production, it has not been able to achieve the projected levels of production, sales volume, capacity utilisation and profitability due to the significant presence of dumped imports in the domestic market.
24. The applicant has claimed that its capacity utilisation has remained at a sub-optimal level and that it has not been able to achieve a reasonable market share. The applicant has further claimed that its present level of production has been sustained by selling at prices below cost, resulting in financial losses and negative return on capital employed. The applicant has submitted that even when its costs are normated considering the raw material and utility prices during the period of investigation, its performance remains significantly below the projected levels.
25. The information available on record prima facie indicates that the domestic industry has suffered injury in the form of material retardation to its establishment due to the allegedly dumped imports from the subject countries. The applicant has also claimed the existence of a causal link between the alleged dumped imports and the material retardation suffered by the domestic industry.

I. INITIATION OF THE ANTI-DUMPING INVESTIGATION

26. On the basis of the duly substantiated application filed by the applicant and having satisfied itself, on the basis of the prima facie evidence submitted by the applicant, regarding dumping of the subject goods originating in or exported from the subject countries, injury to the domestic industry in the form of material retardation to its establishment and causal link between the alleged dumped imports and the injury suffered by the domestic industry,

and in accordance with Section 9A of the Act read with Rule 5 of the Rules, the Authority hereby initiates an anti-dumping investigation to determine the existence, degree and effect of the alleged dumping of the subject goods originating in or exported from the subject countries and to recommend the appropriate amount of anti-dumping duty which, if levied, would be adequate to remove the injury in the form of material retardation to the establishment of the domestic industry.

J. PROCEDURE

27. The provisions contained in Rule 6 of the Rules shall be followed in the present investigation.

K. SUBMISSION OF INFORMATION

28. All information, questionnaires, and submissions for this investigation must be filed through the SETU Portal only within the deadlines specified in this notification. The Authority may not consider submissions sent via email or any other mode.
29. In order to participate in the investigation, all interested parties are required to register themselves on the SETU Portal (<https://setu.dgtr.gov.in>). In case of any difficulty in registering as an interested party, the DGTR's SETU Helpdesk may be contacted through the details provided at <https://setu.dgtr.gov.in/help-desk>. All communications and submissions from interested parties must be filed through the SETU Portal under their registered name and the corresponding Case ID mentioned above.
30. Interested parties shall ensure that the narrative part of their submissions is filed in searchable PDF/MS Word format, whereas all numerical data, questionnaire appendices, transaction-wise data, workings and calculations shall be furnished in editable MS Excel format with formulae properly linked to the relevant source/working sheets. Data and calculations furnished only in PDF or other non-editable formats, without corresponding properly linked Excel files, may be treated as incomplete where they do not permit meaningful examination, reconciliation or verification by the Authority, and may not be relied upon for determination of individual margins or other findings, as applicable.
31. The known producers/exporters in the subject countries, the governments of the subject countries through their embassies in India, and the importers and users in India known to be concerned with the subject goods are being informed separately to enable them to file all relevant information in the form and manner prescribed within the time limits set out below. All such information must be filed in the form and manner prescribed by this initiation notification, the Rules, and the applicable trade notices issued by the Authority.
32. Parties interested in the investigation are hereby advised to intimate their interest, including the nature of interest, in the present investigation and file their questionnaire responses/submissions within the time limits mentioned in this initiation notification.

33. Any interested party may make submissions relevant to the present investigation in the form and manner prescribed within the time limits specified in this notification. Any party making any confidential submission before the Authority is required to simultaneously file a non-confidential version of the same. The non-confidential version should be a replica of the confidential version.
34. Interested parties are further directed to regularly visit the official website of the Directorate General of Trade Remedies (<https://www.dgtr.gov.in/>) and the SETU Portal (<https://setu.dgtr.gov.in>) for any updated information with respect to this investigation. Interested parties are directed to stay apprised of further developments in the subject investigation and remain informed regarding notices that may be issued from time to time regarding extension, PCN methodology, PCN discussions/meeting schedule, notice for oral hearing, disclosure, corrigendum, amendment notifications, final finding and other such information.

L. TIME LIMIT

35. The confidential version (CV) and the non-confidential version (NCV) must be uploaded in the respective designated sections of the SETU Portal within 37 days from the date on which the non-confidential version of the application filed by the domestic industry would be circulated by the Authority in SETU Portal or transmitted to the appropriate diplomatic representatives of the exporting countries as per Rule 6(4) of the Rules. If no information is received within the prescribed time limit or the information received is incomplete, the Authority may record its findings on the basis of the facts available on record in accordance with the Rules.
36. Any party wishing to register as an interested party in the present investigation must register through the SETU Portal and file its questionnaire responses and submissions strictly within the time limits mentioned above in this Initiation Notification.
37. The 15-day period to file comments on the scope of the product under consideration / PCN methodology shall run concurrently with the time limit mentioned above in this Initiation Notification.
38. Extension due to modification of PUC / PCN: An extension of time by 15 days shall be granted if the Authority, through a subsequent notice, modifies the PUC and PCN that was not previously proposed or is different from the initiation notification. This extension of 15 days shall be granted from the date of such notification of modified PUC and prescription of PCN. The extension of time by 15 days stated in this paragraph shall not be applicable in instances where there is no change in the PUC and PCN methodology after initiation of the investigation. Requests for a further extension of time, beyond the 15-day extension, if granted, will ordinarily not be considered except in exceptional circumstances, in line with Rule 6(4) of the Rules.

39. Any request for extension must be submitted by the concerned party through the SETU Portal at least 3 days before the original deadline. Requests submitted after this time will not be considered.

M. SUBMISSION OF INFORMATION ON CONFIDENTIAL BASIS

40. Any party making confidential submissions or providing information on a confidential basis before the Authority is required to simultaneously submit a non-confidential version of the same information in terms of Rule 7(2) of the Rules and in accordance with the relevant trade notices issued by the Authority in this regard. Failure to adhere to the above may lead to rejection of the response/submissions.
41. The parties making any submission, including questionnaire responses and appendices/annexures attached thereto, before the Authority are required to file confidential and non-confidential versions separately in the designated sections of the SETU Portal.
42. The parties making submissions before the Authority shall ensure that:
- i. two separate versions are uploaded, one marked as confidential and the other marked as non-confidential;
 - ii. where the submission contains multiple parts or annexures, an index table listing all such parts and annexures is provided; and
 - iii. every page of the submission is properly page-numbered.
43. Where the original document is in a language other than English or Hindi, the interested party shall provide a true translation thereof in English or Hindi along with the original document.
44. The confidential or non-confidential submissions must be clearly marked as “confidential” or “non-confidential” at the top of each page. Any submission made without such marking shall be treated as non-confidential by the Authority, and the Authority shall be at liberty to allow other interested parties to inspect such submissions.
45. The confidential version shall contain all information which is, by nature, confidential and/or any other information which the supplier of such information claims as confidential. For information claimed as confidential, whether by nature or for any other reason, the supplier of such information is required to provide a good cause statement along with the information supplied, explaining why such information cannot be disclosed.
46. The non-confidential version of the information filed by interested parties is required to be a replica of the confidential version, with the confidential information preferably indexed or blanked out where indexation is not possible. Such information must be appropriately and adequately summarised, depending upon the information on which confidentiality is claimed.

47. The non-confidential summary must be in sufficient detail to permit a reasonable understanding of the substance of the information furnished on a confidential basis. However, in exceptional circumstances, where the party submitting confidential information considers that such information is not susceptible to summary, such party may so indicate and provide a statement of reasons containing sufficient and adequate explanation as to why such summarisation is not possible, to the satisfaction of the Authority.
48. Interested parties may offer their comments on the confidentiality claims made by other parties within 7 days from the date of circulation of the non-confidential version of the documents.
49. The Authority may accept or reject the request for confidentiality after examination of the nature of the information submitted. If the Authority is satisfied that the request for confidentiality is not warranted, or if the supplier of the information is either unwilling to make the information public or to authorise its disclosure in a generalised or summary form, the Authority may disregard such information.
50. Any submission made without a meaningful non-confidential version thereof or without a sufficient and adequate cause statement in terms of Rule 7 of the Rules and the relevant trade notices issued by the Authority shall not be taken on record by the Authority.
51. Where the Authority is satisfied that the request for confidentiality is warranted, it shall not disclose such information to any party without the specific authorisation of the party providing such information.

N. INSPECTION OF PUBLIC FILE

52. All non-confidential versions of the submissions made by any interested party will be accessible to other interested parties through their respective login on the SETU Portal.

O. NON-COOPERATION

53. In case any interested party refuses access to, or otherwise does not provide, necessary information within a reasonable period or within the time stipulated by the Authority in this initiation notification, or significantly impedes the investigation, the Authority may declare such party as non-cooperative and record its findings on the basis of the facts available on record and make such recommendations to the Central Government as it deems fit.

**Digitally signed by
Amitabh Kumar
Date: 30-09-2026
11:05:13
Amitabh Kumar
Designated Authority**