

Attachment A – Anti-Dumping Commission’s performance measures under the Regulator Performance Framework

No.	KPI	Measures	Final metrics
1	Regulators do not unnecessarily impede the efficient operation of regulated entities	<ol style="list-style-type: none"> 1. Demonstrated understanding of relevant industry sectors and the current and emerging issues that affect them. 2. Take action to minimise the potential for unintended negative impacts of regulatory activities on applicants. 3. Demonstrated efforts to learn from experiences and better practices from equivalent international organisations and other Anti-Dumping administrations to improve administrative efficiencies. 	<ul style="list-style-type: none"> • Evidence of appropriate feedback channels to measure stakeholder satisfaction with the Commission’s administration of the anti-dumping system. • Documenting considered and meaningful responsiveness to feedback from regulated entities on internal improvements. • Examples of actions taken to minimise any unnecessary impacts of the Commission’s activities on applicants. • Implementation of the Commission’s International Engagement Strategy to reflect conformance with the WTO Anti-Dumping Agreement and the Agreement on Subsidies and Countervailing Measures. • Use of technical exchanges and knowledge sharing with comparable jurisdictions, such as the US, Canada and EU.
2	Communication with regulated entities is clear, targeted and effective	<ol style="list-style-type: none"> 1. Demonstrated provision of guidance and information that is up to date, clear, accessible and concise. 2. The Commission adequately consults with representatives of affected stakeholders before changing policies, practices or service standards. 3. Decisions, reasons for decisions and advice provided by the Commission to affected entities are readable and understandable. 4. Information requests are tailored, coordinated with other regulators (such as Immigration and Border Protection), only made when necessary, and in a way that minimises impact. 	<ul style="list-style-type: none"> • The Dumping Manual and subsidy register will be readable and be regularly updated to assist stakeholders understand the legislative, policy and guidelines. • Evidence of the number and type of consultation opportunities given to regulated entities and industry group representatives. • Information provided to entities, including decisions, reports and notices will be readable and consistent with Anti-Dumping legislation, policies and guidelines, and/or decisions made by the Commission, via merits or judicial reviews. • The Commission’s response rates to stakeholder engagement/complaints including: the number of queries, type of query and response/resolution times for stakeholder to acknowledge matter resolved.
3	Actions undertaken by regulators are proportionate to the regulatory risk being managed	<ol style="list-style-type: none"> 1. The Commission’s preferred approach to regulatory risk is regularly assessed. 2. The Commission adopts a risk-based approach to its investigations, evidence gathering and decision-making based on the regulatory risks being managed. 	<ul style="list-style-type: none"> • Development and implementation of guidelines to inform the all of the Commission’s investigations. • Evidence of data being collected during investigations being based on risks and risk-profiles. • Annual statistics of numbers of exporters that are verified in-country, by desktop audit, or other method.
4	Compliance and monitoring approaches are streamlined and co-ordinated	<ol style="list-style-type: none"> 1. The Commission does not have a compliance role once duties are applied on imports of certain goods. The Department of Immigration and Border Protection monitors compliance; however, the Commission will adopt a whole of government approach. 	<ul style="list-style-type: none"> • The Commission will put in place enhanced arrangements to continually promote robust whole of government collaboration to strengthen the anti-circumvention and compliance framework.

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5	Regulators are open and transparent in their dealings with regulated entities	<ol style="list-style-type: none"> 1. The Commission communicates the evidence-base and approach used in the regulatory decision-making processes to regulated entities. 2. The Commission's performance measurement results are published in a timely manner to ensure accountability to the public. 	<ul style="list-style-type: none"> • Publication of all decisions and reasoning. • Publication of the number of appealed findings not overturned by external review bodies (Anti-Dumping Review Panel and the Federal Court). • Publication of a regular monthly status report that is accessible and useful to a variety of audiences. • Information on Duty Assessment inquiries to be placed on the public record.
6	Regulators actively contribute to the continuous improvement of regulatory frameworks	<ol style="list-style-type: none"> 1. Establish and maintain cooperative and collaborative relationships with stakeholders to promote trust and improve the efficacy and effectiveness of the regulatory framework. 2. The Commission regularly shares feedback from stakeholders and performance information with policy areas to improve operation of the regulatory framework. 	<ul style="list-style-type: none"> • Implement recent reforms and contribute to the development of new reforms. • Procedures are in place to facilitate the regular flow of information between policy areas and the Commission regarding stakeholder feedback and performance through joint Ministerial briefings, policy development and reforms.