



Application to link a supplier to an exporter on a dumping and/or countervailing notice

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See Pages 5/6 for more details.

Applicants are encouraged to contact the Commission prior to lodgement if they wish to discuss their application or the process.

APPLICATION TO LINK A SUPPLIER TO AN EXPORTER ON A DUMPING AND/OR COUNTERVAILING NOTICE

As an importer of goods subject to a notice under s 269TG and/or s 269TJ of the *Customs Act 1901* (the Act),¹ I request that the Commissioner of the Anti-Dumping Commission (the commission) link a supplier/trader of the goods to an exporter in the dumping commodity register (DCR) exporter table.

I consider that there are reasonable grounds to link the supplier/trader to an exporter's dumping specification number (DSN) in the DCR because:

- ☐ the importer is importing, through a supplier/trader, goods which are manufactured by an exporter who is individually named, or
- ☐ the importer is importing, through a supplier/trader, goods that are manufactured by an exporter who is not subject to measures.

DECLARATION

I believe that the information contained in this application:

- provides reasonable grounds for the supplier/trader from which we import to be linked to the exporter's Dumping Specification Number (DSN) in the Dumping Commodity Register (DCR) such that the importer may declare imports using the DSN, and
- is complete and correct.

Signature:

Name:

Position:

Company:

Date:

¹ All legislative references are to the *Customs Act 1901*.

Signature requirements

Where the application is made:

By a company – the application must be signed by a director, servant or agent acting with authority of the body corporate.

By a joint venture - a director, employee, and/or agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application.

On behalf of a trust - a trustee of the trust must sign the application.

By a sole trader - the sole trader must sign the application.

In any other case - contact the commission's client support section for advice.

NB: Where an application is made by an agent acting with authority on behalf of a company, joint venture, trust, or sole trader, an authority to act letter must be provided with this application.

Introduction

This form is for importers of goods subject to measures from a supplier/trader with an existing relationship sourcing the goods from an exporter subject to the notice at a rate other than the uncooperative exporter or non-cooperative entity rate. In these circumstances, the commission may approve a request to link a supplier/trader to an exporter's dumping specification number (DSN) in the dumping commodity register (DCR). This would allow an importer to declare imports using the DSN linked to an exporter with an individual rate.

The commission may link a supplier/trader to an exporter where it is demonstrated that the importer:

- imports goods from a supplier/trader which are manufactured by an exporter named in the dumping commodity register, or
- imports goods from a supplier/trader which are manufactured by an exporter which is not subject to measures.

In considering this request, the commission will require supporting commercial documentation concerning the relationship between the importer, supplier/trader and the exporter. The documentation must substantiate the export chain, linking the exporter to the supplier/trader and (where applicable) to the importer. The exporter must also confirm the nature of their ongoing commercial relationship with the supplier/trader. The information provided may be verified by the commission.

If approved by the commission, the supplier will be linked to the exporter's DSN in the [Dumping Commodity Register \(DCR\)](#) and the importer may declare the imports using this DSN.

**Instructions for
preparing your
response**

All questions in this form must be completed. If a question is not applicable to your situation, please answer the question with “Not Applicable” and provide an explanation as to why.

All questions must be answered in English. An English translation must be provided for documents not originally in English. To the extent that the foreign language version differs, the English translation will be given priority as a matter of interpretation in Australia.

**Assistance
with the
application**

The commission provides a free-of-charge document checking service, available prior to formal lodgment, to assist applicants to ensure that their applications meet the documentary requirements. See “before you apply” at: <https://www.industry.gov.au/anti-dumping-commission/apply-anti-dumping-or-countervailing-duties-measures>.

Small and medium enterprises (i.e. those with less than 200 full-time staff, which are independently operated, and which are not a related body corporate for the purposes of the *Corporations Act 2001*), may obtain assistance, at no charge, from the Department of Industry, Science and Resources’ International Trade Remedies Advisory (ITRA) Service. For more information on the ITRA Service, visit www.business.gov.au/ITRA, email us at itra@industry.gov.au, or telephone the ITRA Service Hotline on +61 2 6213 7267.

The commission’s client support section can also provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

Phone: 13 28 46 or +61 2 6213 6000 (outside Australia)
Email: clientsupport@adcommission.gov.au

Further information is available from the commission’s website at www.adcommission.gov.au.

**Required
information**

1. Identify the goods relevant to this application.
2. Provide details of the name, street, and postal address of the applicant.
3. Provide details of the name of a contact person for the applicant, including their position, telephone number and e-mail address.
4. If you have appointed a representative, provide their contact details including their name, address, telephone number and e-mail address.

In nominating a representative, you are granting authority to the commission to discuss matters relating to the case with the nominated representative, including your company’s confidential information.

5. Identify the supplier/trader from which the applicant imports the goods.
6. Provide details of the name, street, and postal address of the supplier/trader.

	<p>7. Provide details of the name of a contact person for the supplier/trader, including their position, telephone number and e-mail address.</p> <p>8. Identify the exporter and DSN to which the applicant is seeking a supplier/trader to be linked. This can be accessed within the DCR for the relevant goods.</p> <p>9. Provide details of the name, street, and postal address of the exporter.</p> <p>10. Provide details of the name of a contact person for the exporter, including their position, telephone number and e-mail address.</p> <p><i>The commission will contact the exporter independently to confirm the exporter/supplier relationship.</i></p>
Supporting evidence	<p>In support of this application, the applicant is required to provide the following evidence:</p> <p>11. Evidence of an ongoing trading relationship between the applicant and the supplier/trader, and the supplier/trader and the exporter. This evidence should confirm a continuing relationship between the parties, for example a distribution arrangement or agreement for the sale of goods on an ongoing basis.</p> <p>12. Commercial documentation that substantiates the complete export supply chain, linking the exporter to the supplier and then the importer. Documents must be dated within 12 months and (if available) include the following:</p> <ul style="list-style-type: none"> • Commercial invoices on company letterhead (must include from exporter to supplier/trader, supplier/trader to importer) • Packing list • Bill of lading • Sales order/contract • Mill certificate, and a • Certificate of origin. <p><i>Note that the commission requires documentation for every party in the instance where there are several entities in the supply chain from the exporter to the supplier.</i></p>
Lodgement of the application	<p>This application, together with the supporting evidence, must be lodged in the manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by:</p> <ul style="list-style-type: none"> • email, preferably, using the email address clientsupport@adcommission.gov.au; or • upload to SIGBOX (SIGBOX is our secure online lodgement platform, suitable for large files or attachments - email us to arrange access); or • post to: <p>The Commissioner of the Anti-Dumping Commission GPO Box 2013 Canberra ACT 2601</p>

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Definitions in this application:

- AEST means Australian Eastern Standard Time
- AEDST means Australian Eastern Daylight Savings Time
- business day means a day that is not a Saturday or Sunday or public holiday
- Annual Closedown means the 3 business days the commission is closed between Christmas Day and New Year's Day.

* Public holidays are listed at: <https://www.fairwork.gov.au/employment-conditions/public-holidays>.