**Exporter Supplementary Questionnaire**

**Case number:** 565

**Product:** Ammonium nitrate

**From:** The Russian Federation

**Inquiry period:** 1 July 2019 to 30 June 2020

**Response due by:** 3 November 2020 7-November-99

**Return completed questionnaire to:** investigations2@adcommission.gov.au

**Anti-Dumping Commission website:** [www.adcommission.gov.au](http://www.adcommission.gov.au)

**DECLARATION**

I believe that the information contained in this response is complete and correct.

Signature:

Name:

Position:

Company:

ABN:

Date:

**Table of Contents**

[BACKGROUND & GENERAL INFORMATION 4](#_Toc52878209)

[**Purpose of this questionnaire** 4](#_Toc52878210)

[**Response to this questionnaire** 4](#_Toc52878211)

[**If you decide to respond** 4](#_Toc52878212)

[**Clarification** 5](#_Toc52878213)

[**Future questions and verification** 5](#_Toc52878214)

[Section A Market situation 6](#_Toc52878215)

[A-1 Whether sales are suitable 7](#_Toc52878216)

[Section B Production and production costs 8](#_Toc52878217)

[B-1 Production of the goods 8](#_Toc52878218)

# BACKGROUND & GENERAL INFORMATION

**Purpose of this questionnaire**

The purpose of this supplementary questionnaire is to assist the Commission to obtain further information it considers necessary to assess whether a “particular market situation” exists in the Russian Federation (Russia) domestic market and whether selling prices for ammonium nitrate in Russia are not suitable for determining normal values under subsection 269TAC(1) of the Customs Act.

**Response to this questionnaire**

Exporters do not have to complete this supplementary questionnaire. However, if the exporters do not respond, the Commission may be required to rely on information supplied by other parties.

If exporters choose to respond to this questionnaire, the response is due by **Tuesday, 3 November 2020**.

**If you decide to respond**

Should you choose to provide a response to this supplementary questionnaire, please note the following:

**Confidential and non-confidential versions**

You are required to lodge a “for official use only” and a “public record” version of your submission by the due date.

In submitting these versions, please ensure that each page of the information you provide is clearly marked either “**FOR OFFICIAL USE ONLY**” (for the confidential version) or “**PUBLIC RECORD**” (for the non-confidential version) in the header and footer.

All information provided to the Commission “for official use only” will be treated confidentially. The public record version of your submission will be placed on the public record, which all interested parties can access.

Your public record submission must contain sufficient detail to allow a reasonable understanding of the substance of the “for official use only” version. If, for some reason, you cannot produce a public record summary, contact the case manager (see contact details on Page 1 of this questionnaire).

**Declaration**

You are required to make a declaration that the information contained in the response is complete and correct. You must return the signed declaration with the questionnaire response.

**Lodgement**

Lodgement by email or SigBox is preferred. The email address for lodgement is shown on the front cover of this questionnaire. If you lodge by email, you are still required to provide a “for official use only” and “public record” version of your submission by the due date. If you wish to lodge your response by SigBox, please contact the case manager to make appropriate arrangements.

**Clarification**

If you have any difficulties in completing the supplementary questionnaire, or require clarification on any questions asked, contact the Commission as soon as possible.

**Future questions and verification**

Please note that after receiving the response to this supplementary questionnaire, the Commission may seek additional information.

The Commission may also seek to examine relevant records and to verify the information provided. The Commission has temporarily suspended onsite verification due to the COVID-19 pandemic (refer to Anti-Dumping Notice No. 2020/29). However, the response to the questionnaire may still be subject to onsite verification should the suspension of onsite verifications be lifted. Alternatively, we may seek to verify information remotely through email correspondence, videoconferences and teleconferences. You will be contacted in advance to make any necessary arrangements.

A complete response, including all of the documentation requested, must be submitted to the Commission before a verification meeting will be considered.

If verification meetings are unreasonably delayed or cancelled, the assessment of a particular market situation may be based on the facts available to the Commission.

The purpose of the verification meeting will be to verify the information provided in your supplementary questionnaire response. It is not intended to be a second opportunity to provide new or additional information. Accordingly, it is important that your response be as complete and accurate as possible.

# Section A Market situation

Section 269TAC(1) of the *Customs Act 1901* (Cth) (the Act) provides that, subject to this section, the normal value of any goods exported to Australia is the price paid or payable for like goods sold in the ordinary course of trade for home consumption in the country of export in sales that are arms length transactions by the exporter or, if like goods are not so sold by the exporter, by other sellers of like goods.

In addition, section 269TAC(2)(a)(ii) of the Act provides that, subject to this section, where the Minister is satisfied that because of the situation in the market of the country of export is such that sales in that market are not suitable for use in determining a price under subsection (1), the normal value of the goods exported to Australia cannot be ascertained under subsection (1).

The applicants’ claim that a particular market situation exists with respect to the goods within the Russian Federation (Russia)[[1]](#footnote-1).

As part of its inquiry, the Commission will consider if a market situation exists in the ammonium nitrate market in Russia during the inquiry period. The Commission will also investigate whether any market situation, if found to exist, influences a comparison between export prices and normal values. To undertake this assessment, the Commission requires further information about the respective markets. This is in addition to the information requested in the first questionnaire regarding the claimed market situation.

### A-1 Whether sales are suitable

If the Minister is satisfied a market situation exists during the inquiry period, the Minister must consider whether, because of that market situation, exporters’ domestic sales of the goods are suitable for determining a price under section 269TAC(1) of the Act.

1. In the event that the Minister is satisfied a market situation is found to exist during the inquiry period, please comment and provide any relevant evidence on:
2. the effect of the market situation on exporters’ domestic prices in Russia (as relevant);
3. the effect of the market situation on exporters’ export prices;
4. whether the effect of the market situation is such that exporters’ domestic prices and export prices cannot be properly compared.
5. Please provide any further information and evidence you may wish to submit.

# Section B Production and production costs

In responding to the questions in section B, please respond to these questions only in relation to the inquiry period.

### B-1 Production of the goods

1. Describe how your company determines its volume of production for the goods, product mix of production and the factors that contribute to these decisions. How frequently are production volumes determined? How frequently is the product mix determined? Provide copies of internal documents which support your claims in response to this question.
2. What lead times are typically needed to adjust volumes of production for the goods? Provide copies of internal documents which support your claims in response to this question.
3. Do you have warehousing facilities for the goods? If no, what do you do with excess inventory? If yes:
   1. What is the volume capacity of these facilities?
   2. What was the monthly amount of inventory maintained during the review period?
   3. What is the average period of time that inventory is retained (describe how this is calculated)?

Provide copies of internal documents which support your claims in response to this question.

1. Have there been any changes to the type of capital or technology utilised by your company in the manufacturing of the goods in the last five years? If yes, provide details.
2. For each plant capable of producing inputs that could be utilised to make the goods, provide the date that production facility came into operation and the production capacity of the plant over the past five years. The production capacity should be based on an actual production capacity, not a budgeted production capacity. Provide copies of internal documents which support your claims in response to this question.
3. Confirm whether management reports are prepared on production costs. If yes:
   1. specify how often these cost reports are prepared;
   2. describe the level of detail in those reports and whether they enable the establishment of costs of producing the goods; and
   3. specify to whom within the company these reports are provided; and
   4. provide copies of these reports for each month of the inquiry period.

1. EPR document number 1 [↑](#footnote-ref-1)