



ANTI-DUMPING NOTICE NO. 2014/65

Aluminium Road Wheels

Exported from the People's Republic of China

Initiation of an Accelerated Review

Customs Act 1901 – Part XVB

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission, have commenced an accelerated review of the anti-dumping measures applying to aluminium road wheels exported to Australia from the People's Republic of China (China), in so far as they relate to Shangdong Hengyu Auto Parts Co., Ltd (Shangdong Hengyu).

The lodgement date of 4 July 2014 is the commencement date of the accelerated review.

The Goods

The goods subject to anti-dumping measures, in the form of dumping and countervailing duty notices, are aluminium road wheels for passenger motor vehicles, including wheels used for caravans and trailers, in diameters ranging from 13 inches to 22 inches ("the goods").¹

The goods are currently classified to the tariff subheadings:

- 8708.70.97 (statistical code 78);
- 8708.70.99 (statistical code 80); and
- 8716.90.00 (statistical code 39)

of Schedule 3 to the *Customs Tariff Act 1995*. These goods are subject to four per cent Customs duty.

The goods subject to the measures include finished or semi-finished aluminium road wheels whether unpainted, painted, chrome plated, forged or with tyres and exclude aluminium road wheels for go-carts and All-Terrain Vehicles.

Existing measures

The anti-dumping measures were initially imposed by public notice on 5 July 2012 by the then Minister for Home Affairs following consideration of the *International Trade Remedies Report No 181* (REP 181). These measures are applicable to all exporters from China

¹ ACDN 2011/54, 7 November 2011.

with the exception of Zhejiang Shuguang Industrial Co. Ltd (dumping and countervailing duties) and CITIC Dicastal Wheel Manufacturing Co., Ltd (countervailing duties).

The duty that had been determined was an amount worked out in accordance with the combination of fixed and variable duty method.

The current review

On 4 July 2014, Shangdong Hengyu lodged an application under s. 269ZE of the *Customs Act 1901* (the Act) for an accelerated review of the dumping and countervailing duty notices in relation to the goods that it exports to Australia from China. Shangdong Hengyu claims to be a new exporter of the goods (as defined in s269T of the Act).

Following consideration of the application, I have decided not to reject the application. Further detail on the consideration of the application is contained in the *Anti-Dumping Commission Consideration Report No.257*.

Having regard to the expedited nature of an accelerated review, the Anti-Dumping Commission (the Commission) considers that it is not the mechanism to reassess certain aspects of the anti-dumping measures applying to aluminium road wheels. In particular, this accelerated review will not reassess the finding of whether or not a market situation exists such that sales in that market are not suitable for use in determining normal value as specified in REP 181.

After concluding the accelerated review a recommendation will be made to the Parliamentary Secretary to the Minister for Industry (Parliamentary Secretary) that the dumping and countervailing duty notices:

- i. remain unaltered; or
- ii. be altered so as not to apply to the applicant; or
- iii. be altered so as to apply to the applicant as if different variable factors had been fixed.

If recommending to the Parliamentary Secretary that different variable factors be applied to the applicant, I may propose a change in the method to determine the duty. The amount could be worked out in accordance with the combination of the fixed and variable duty method, the floor price duty method, the fixed duty method, or the *ad valorem* duty method.

Public Record

There is no legislative requirement to maintain a public file for accelerated reviews. However, in the interests of transparency, a public file for this accelerated review has been opened and may be examined at the Anti-Dumping Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is accessible at www.adcommission.gov.au.

The public record will contain, among other things, a copy of the application, the consideration report, and submissions from interested parties.

Securities

The Australian Customs and Border Protection Service has decided to require and take securities for the period of review in respect of interim dumping and countervailing duty

that may be payable on importation of aluminium road wheels from Shangdong Hengyu for the period of the review. The effective rate of duty has been determined in accordance with the combination of fixed and variable duty method.

Lodgment of submissions

Interested parties are invited to lodge written submissions no later than the close of business on **15 September 2014**, addressed to:

The Director Operations 4,
Anti-Dumping Commission
1010 La Trobe St
Docklands VIC 3008

or email Operations4@adcommission.gov.au or fax to +61 3 92448902.

Interested parties wishing to participate in the accelerated review must ensure that submissions are lodged promptly. Interested parties should note that I am not obliged to have regard to a submission received by the Commission after the date mentioned above if to do so would, in my opinion, prevent the timely preparation of the report to the Parliamentary Secretary.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests, or
- satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "FOR OFFICIAL USE ONLY".

Interested parties must lodge a non-confidential version, or a summary of their submission, in accordance with the requirement above (clearly marked "PUBLIC RECORD").

Report to the Parliamentary Secretary

Submissions received by 15 September 2014 will be taken into account in preparing the report and recommendations to the Parliamentary Secretary. A recommendation to the Parliamentary Secretary will be made in a report on or before **13 October 2014**, (or such later date as the Parliamentary Secretary may allow).

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the case management team by email to Operations4@adcommission.gov.au, by telephone + 61 3 9244 8236 or fax + 61 3 9244 8902.

Dale Seymour
Commissioner
Anti-Dumping Commission

2 September 2014