



ANTI-DUMPING NOTICE NO. 2016/36

Certain 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 certain aluminium road wheels exported to Australia from the People's Republic of China (China), in so far as they relate to a new exporter, Danyang Jingyi Aluminum Industry Co., Ltd. (Jingyi).

The lodgement date of 29 January 2016 is the commencement date of this accelerated review.

The goods

The goods subject to anti-dumping measures, in the form of a dumping duty notice and a countervailing duty notice, 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").

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

The goods are currently classified to the following tariff subheadings of Schedule 3 to the *Customs Tariff Act 1995*:

- 8708.70.91 (statistical code 78);
- 8708.70.99 (statistical code 80); and
- 8716.90.00 (statistical code 39).

These goods exported to Australia from China are subject to 4 per cent Customs duty.

Existing measures

Anti-dumping measures in relation to exports of the goods to Australia were initially imposed by public notice on 5 July 2012 by the then Minister for Home Affairs following consideration of *International Trade Remedies Report No. 181 (REP 181)*, and applied to

all exporters of aluminium road wheels from China, with the exception of Zhejiang Shuguang Industrial Co. Ltd. (not subject to dumping and countervailing duties) and CITIC Dicastal Wheel Manufacturing Co. Ltd. (not subject to countervailing duties).

On 22 October 2015, the variable factors relevant to the determination of dumping and countervailing duty applicable to all exporters of aluminium road wheels from China¹ were altered by the Assistant Minister for Science and the Parliamentary Secretary to the Minister for Industry, Innovation and Science (Parliamentary Secretary)² following a review of measures. *Anti-Dumping Commission Report No. 263* (REP 263) refers.

The current review

On 29 January 2016, Jingyi lodged an application under subsection 269ZE(1) of the *Customs Act 1901* (the Act) for an accelerated review of the dumping duty notice and the countervailing duty notice in relation to its exports of the goods exported to Australia from China.

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. 336* (CON 336).

After concluding the accelerated review, I will make a recommendation under subsection 269ZG(1) of the Act to the Parliamentary Secretary that the dumping duty notice and the countervailing duty notice:

- i. remain unaltered; or
- ii. 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 dumping duty, which currently applies to the goods exported to Australia in accordance with the combination fixed and variable duty method. The amount could be worked out in accordance with the combination of 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 record for accelerated reviews. However, in the interests of transparency, a public record for this accelerated review has been opened and is accessible at www.adcommission.gov.au. Alternatively, the public record may be examined at the Commission's office by contacting the Case Manager on the details provided below.

The public record will contain, among other things, a copy of the application, CON 336 and a copy of all submissions from interested parties.

¹ Except Zhejiang Shuguang Industrial Co. Ltd. (not subject to dumping or countervailing duties), and CITIC Dicastal Wheel Manufacturing Co. Ltd. (not subject to countervailing duties only).

² On 20 September 2015, the Prime Minister appointed the Parliamentary Secretary to the Minister for Industry, Innovation and Science as the Assistant Minister for Science.

Securities

Pursuant to subsection 269ZH(b) of the Act, the Commonwealth may require securities to be taken for the period of the review in respect of interim dumping duty and interim countervailing duty that may be payable on importation of the goods from 29 January 2016. The effective rate of dumping 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 concerning this review, via email to operations1@adcommisison.gov.au, by fax to +61 3 8539 2499, or by mail to:

The Director
Operations 1
GPO Box 1632
Melbourne VIC 3001

Interested parties wishing to participate in the accelerated review must ensure that submissions are lodged promptly.

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:

- (i) 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
- (ii) 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

A recommendation to the Parliamentary Secretary will be made in a report on or before 8 May 2016.

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Case Manager by email to operations1@adcommission.gov.au, or by telephone number +61 3 8539 2473.

Dale Seymour
Commissioner
Anti-Dumping Commission
7 April 2016