



FILE NOTE - INVESTIGATION 271

CERTAIN POLYVINYL CHLORIDE FLAT ELECTRIC CABLE EXPORTED TO AUSTRALIA FROM THE PEOPLE'S REPUBLIC OF CHINA

Extension of time to complete the response to the Exporter Questionnaire

Purpose

The purpose of this file note is to advise interested parties that the Anti-Dumping Commission (the Commission) has **agreed** to a request on behalf of the Guilin International Wire and Cable Group (Guilin) to provide an extension of time to complete its response to the Exporter Questionnaire (EQ). The revised deadline is **13 January 2015**.

Reasons for Request

Guilin's representative, Moulis Legal, has advised:

- the EQ responses and data collection relate to at least four related companies which were responsible for the manufacturing / exportation of the goods under consideration;
- complexity involved in data collection due to the specificity of the product subject to the investigation and the need to focus on sales and production data for only that scope within a huge product range across the different factories;
- technical difficulties and workload involved in the exercises mentioned above, due to the sales and cost accounting system used by the companies; and
- the companies' financial officers are currently occupied by the year-end account closing and audit.

Commission's Decision

The Commission has considered the matters raised in the request, as well as the timeframes and requirements of the investigation and, having regard to the circumstances in which the request is made, the Commission has agreed to grant the 28-day extension to Guilin. Guilin's response to the EQ is therefore now due on or by **13 January 2015**.

The Commission considers that a 28-day extension for the response to the EQ is a significant period, especially as this comes on top of the 37 days already provided in accordance with the requirements of the WTO Anti-Dumping Agreement.

In the circumstances, the Commission has therefore advised Guilin that:

- the Commission expects that the Guilin response to the EQ that is lodged by 13 January 2015 will be complete, accurate and suitable for verification. Failure to submit a complete and accurate response that is suitable for verification by 13 January 2015 may result in Guilin being considered an uncooperative exporter (as defined in s269T of the *Customs Act 1901*);
- the extension of the due date for the Guilin response to the EQ will not affect the Commissioner's ability to consider and make a preliminary affirmative determination (PAD) by Day 60 of the investigation where he is satisfied as to the requisite grounds. In this case, Day 60 is **5 January 2015**; and
- for Guilin's response to the EQ to be considered prior to the Commissioner's consideration of the appropriateness of a PAD at day 60 of the investigation, the response would need to be submitted to the Commission no later than **30 December 2014**.

Background to Investigation

Refer to www.adcommission.gov.au/cases/ADC271.asp.