



駐澳大利亞台北經濟文化辦事處  
*Taipei Economic and Cultural Office in Australia*

Mr Paul Benussi  
A/g National Manager Operations  
Anti-Dumping Commission

20 August 2013

Ref: 299/102

Dear Mr Benussi,

On behalf of the Ministry of Economic Affairs of Taiwan, I would like to submit its comment on the Anti-Dumping Notice No. 2013/64 regarding power transformers exported from the People's Republic of China, the Republic of Indonesia, the Republic of Korea, Taiwan, Thailand and the Socialist Republic of Vietnam to Australia.

As to the products concerned (tariff subheading 8504.22.00 and 8504.23.00) and pursuant to the World Trade Atlas statistics of the import volumes (sourced from Australian Bureau of Statistics), my government would like to point out the percentage of imports on these products from Taiwan to Australia in 2008-2012 period were 0.1, 0, 0, 1.9 and 0.1 per cent respectively. Furthermore, the countries including Taiwan which individually account for less than 3 per cent of the imports of the like product collectively account for less than 7 per cent of imports of the like product in Australia from 2008 to 2012. According to Article 5.8 of Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994, the margins should be considered to be *de minimis* or that the volume of imports, actual or potential, or the injury, is negligible. Attached please find the relevant statistics of the imports of the concerned products to Australia for your reference.

My government therefore contends that the Australian Anti-Dumping Commission should terminate the investigation on the power transformers exported from Taiwan to Australia in light of the evidence provided and the above-mentioned agreement.

Thank you very much for your prompt attention on this matter.

Sincerely yours,

Guann-Jyh Lee  
Executive Director  
Economic Division

Encl.

**Agreement on implementation of article VI of the general agreement on tariffs and trade 1994 ( Anti-dumping Agreement )**

5.8 An application under paragraph 1 shall be rejected and an investigation shall be terminated promptly as soon as the authorities concerned are satisfied that there is not sufficient evidence of either dumping or of injury to justify proceeding with the case. There shall be immediate termination in cases where the authorities determine that the margin of dumping is *de minimis*, or that the volume of dumped imports, actual or potential, or the injury, is negligible. The margin of dumping shall be considered to be *de minimis* if this margin is less than 2 per cent, expressed as a percentage of the export price. The volume of dumped imports shall normally be regarded as negligible if the volume of dumped imports from a particular country is found to account for less than 3 per cent of imports of the like product in the importing Member, unless countries which individually account for less than 3 per cent of the imports of the like product in the importing Member collectively account for more than 7 per cent of imports of the like product in the importing Member.

Australia - Imports  
850422、850423  
Quantity

Country	NO	Jan-Dec 2008	share%	NO	Jan-Dec 2009	share%	NO	Jan-Dec 2010	share%	NO	Jan-Dec 2011	share%	NO	Jan-Dec 2012	share%
-- World --		2755		3555			508			319			1,507		
Vietnam		2309	83.8%	3128	88.0%		108	21.3%		35	11.0%		73	4.8%	
Thailand		194	7.0%	282	9.0%		40	7.9%		92	28.8%		172	11.4%	
China		3	0.1%	20	7.1%		46	9.1%		36	11.3%		78	5.2%	
Korea, South		4	0.1%	3	15.0%		2	0.4%		21	6.6%		6	0.4%	
Indonesia		5	0.2%	28	0.8%		11	2.2%		18	5.6%		39	2.6%	
Taiwan		3	0.1%	0	0%		0	0.0%		6	1.9%		2	0.1%	

World Trade Atlas  
Australia - Imports  
850422 Liq Dielect Transfr  
Quantity

Rank	Country	NO	Jan-Dec 2008	NO	Jan-Dec 2009	NO	Jan-Dec 2010	NO	Jan-Dec 2011	NO	Jan-Dec 2012
0	-- World --	-	89		101		228		236		377
1	Thailand	-	1		2		33		72		162
2	China	-	1		9		24		28		62
3	India	-	17		16		12		3		41
4	Vietnam	-	0		0		0		3		38
5	United States	-	14		0		22		39		17
6	South Africa	-	0		0		6		18		13
7	Indonesia	-	2		23		9		18		11
8	Singapore	-	1		2		0		2		7
9	Turkey	-	2		3		5		2		6
10	Korea, South	-	0		0		0		13		4
11	Brazil	-	2		0		0		2		3
12	Mexico	-	0		0		3		0		2
13	Austria	-	0		0		0		0		2
14	Finland	-	20		0		1		1		2
15	Italy	-	0		6		0		0		2
16	Malaysia	-	0		0		1		0		2
17	Taiwan	-	1		0		0		6		1
18	Germany	-	18		18		9		0		1
19	Sweden	-	0		0		3		0		1
20	France	-	0		4		1		5		0
21	Netherlands	-	1		0		0		0		0
22	Portugal	-	0		0		0		0		0
23	Spain	-	0		0		30		1		0
24	Switzerland	-	0		0		0		0		0
25	Belgium-Luxembourg	-	0		0		0		0		0
26	Belgium	-	0		7		4		0		0
27	Denmark	-	0		0		0		0		0
28	Canada	-	7		0		0		0		0
29	Sri Lanka	-	0		4		0		0		0
30	United Arab Emirates	-	0		0		0		0		0
31	Australia	-	0		0		0		1		0
32	New Zealand	-	0		0		65		1		0
33	United Kingdom	-	2		7		0		20		0
34	Myanmar	-	0		0		0		0		0
35	Hong Kong	-	0		0		0		1		0
36	Japan	-	0		0		0		0		0

Source of Data: Australian Bureau of Statistics

World Trade Atlas  
Australia - Imports  
850423 Liq Dielect Transfr  
Quantity

Rank	Country	NO	Jan-Dec 2008	NO	Jan-Dec 2009	NO	Jan-Dec 2010	NO	Jan-Dec 2011	NO	Jan-Dec 2012
0	-- World --	-	2,666		3,454		280		83		1,130
1	Italy	-	0		12		1		0		1,006
2	Vietnam	-	2,309		3,128		108		32		35
3	Indonesia	-	3		5		2		0		28
4	China	-	2		11		22		8		16
5	India	-	0		0		0		1		13
6	Thailand	-	193		280		7		20		10
7	Austria	-	14		3		3		2		8
8	Japan	-	0		0		0		0		3
9	Korea, South		4		3		2		8		2
10	Portugal	-	0		1		0		0		2
11	Germany	-	22		4		1		1		1
12	Hungary	-	0		0		0		0		1
13	Spain	-	0		0		1		1		1
14	Switzerland	-	0		1		0		0		1
15	United Kingdom		1		0		0		0		1
16	Singapore	-	0		0		0		0		1
17	Taiwan	-	2		0		0		0		1
18	American Samoa		0		0		0		0		0
19	Australia	-	0		0		0		0		0
20	Morocco	-	0		0		0		0		0
21	South Africa	-	0		0		0		3		0
22	Turkey	-	0		0		3		0		0
23	Hong Kong		0		0		0		0		0
24	France	-	0		0		20		0		0
25	Norway	-	0		0		0		1		0
26	Sweden	-	1		4		0		0		0
27	Canada	-	0		0		0		0		0
28	United States	-	0		0		110		0		0
29	Argentina	-	115		0		0		0		0
30	Brazil	-	0		0		0		0		0
31	Belgium-Luxembourg		0		0		0		0		0
32	Croatia	-	0		2		0		0		0
33	Finland	-	0		0		0		6		0

Source of Data: Australian Bureau of Statistics