



ANTI-DUMPING NOTICE NO. 2018/143

Customs Act 1901 – Part XVB

**Certain Deep Drawn Stainless Steel Sinks
Exported from the People's Republic of China
by Guangdong Yingao Kitchen Utensils Co. Ltd**

Findings in Relation to a Review of Anti-Dumping Measures

Notice under subsection 269ZDB(1)(a)(iii) of the Customs Act 1901 and subsections 8(5), 10(3B) and 10(3D) of the Customs Tariff (Anti-Dumping) Act 1975

The Commissioner of the Anti-Dumping Commission has completed a review, which was initiated on 12 February 2018, of the anti-dumping measures applying to certain deep drawn stainless steel sinks (the goods) exported to Australia from the People's Republic of China (China). The review was limited to examining whether the variable factors relevant to the taking of the anti-dumping measures as they affect Guangdong Yingao Kitchen Utensils Co. Ltd (Yingao) have changed.

Recommendations resulting from that review, reasons for the recommendations and material findings of fact and law in relation to the review are contained in *Anti-Dumping Commission Report No. 461 (REP 461)*.

I, KAREN ANDREWS, Minister for Industry, Science and Technology, have considered REP 461 and have decided to accept the recommendations and reasons for the recommendations, including all the material findings of facts and law set out in REP 461.

Under subsection 269ZDB(1)(a)(iii) of the *Customs Act 1901* (the Act), I declare that, for the purposes of the Act and the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act), that, with effect from the date of publication of this notice, the dumping duty notice and countervailing duty notice currently applying to the goods exported to Australia from China by Yingao are to be taken to have effect as if I had fixed different variable factors in respect of Yingao, relevant to the determination of duty.

To preserve confidentiality, details of the revised variable factors such as the ascertained export price, ascertained normal value, non-injurious price and countervailable subsidy will not be published.

I, KAREN ANDREWS, Minister for Industry, Science and Technology, DETERMINE, pursuant to subsection 8(5) of the Dumping Duty Act, that the interim dumping duty payable on the goods exported from China by Yingao is an amount worked out in accordance with the floor price duty method, as specified in subsection 5(4) of the *Customs Tariff (Anti-Dumping) Regulation 2013*.

I, KAREN ANDREWS, Minister for Industry, Science and Technology, DIRECT, pursuant to subsection 10(3B)(a) of the Dumping Duty Act, that the interim countervailing duty referred to in subsection 10(3A) of the Dumping Duty Act in respect of certain deep drawn stainless steel sinks exported from China by Yingao be ascertained as a proportion of the export price of those particular goods.

Pursuant to subsections 8(5B) and 10(3D) of the Dumping Duty Act, I have had regard to the desirability of fixing a lesser amount of duty so that:

- (i) the export price of goods of that kind as so ascertained, or last so ascertained;
- (ii) the amount of the interim countervailing duty as so fixed; and
- (iii) the amount of interim dumping duty as fixed under section 8 of the Dumping Duty Act,

does not exceed that non-injurious price of goods of that kind as ascertained.

Particulars of the dumping and subsidy margins established for Yingao and the effective rate of duty are set out in the following table. I note that the non-injurious price is higher than the normal value established, and is therefore not the operative measure.

Dumping Margin	Subsidy Margin	Effective rate of combined interim countervailing duty and interim dumping duty*
0.0%	0.4%	0.4%

* The calculation of combined dumping and countervailing duties is not simply a matter of adding the dumping and subsidy margins together for any given exporter. Rather, the collective interim dumping duty and interim countervailing duty imposed in relation to the goods, is the sum of:

- the subsidy rate calculated for all countervailable programs, and
- the dumping rate calculated, less an amount for the subsidy rate applying to Program 1.

Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel (www.adreviewpanel.gov.au) in accordance with the requirements in Division 9 of Part XVB of the Act, within 30 days of the publication of this notice.

The Anti-Dumping Review Panel can be contacted by mail, phone, fax or email:

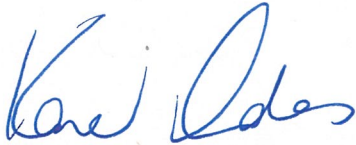
Anti-Dumping Review Panel
c/o Legal, Audit and Assurance Branch
Department of Industry, Innovation and Science
GPO Box 2013
CANBERRA CITY ACT 2601

Phone: +61 2 6276 1781
Email: ADRP@industry.gov.au

REP 461 has been placed on the Commission's public record. The public record may be examined at www.adcommission.gov.au. Alternatively, the public record may be examined at the Commission's office during business hours by contacting the case manager on the details provided below.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2470, fax number +61 3 8539 2469 (outside Australia) or email at investigations1@adcommission.gov.au.

Dated this *9th* day of *October* 2018



KAREN ANDREWS
Minister for Industry, Science and Technology