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Dear Matthew

**Aluminium extrusions exported from Malaysia and the Socialist Republic of Vietnam
Initiation of an investigation into alleged dumping and subsidisation ("Investigation")
Submission by Sam's Aluminium Extrusion Sdn. Bhd. ("the Company")
Non-Confidential version**

We refer to our previous correspondence and confirm that we act on behalf of the Company in relation to this Investigation. We wish to relate on behalf of our client that it will cooperate with the Anti-Dumping Commissioner (**ADC**) throughout the course of the Investigation and is able to provide any further information or assistance which the ADC may require.

We have been instructed to make the following brief submission to the ADC in relation to the Investigation, which was initiated following publication of an Anti-Dumping Notice dated 16 August 2016.

1. Interested Party

We submit that the Company is an "interested party" as defined in paragraph 269T(g) of the Act on the basis that it exported goods the subject of the investigation during the investigation period and that as such it is entitled to provide this Submission to the Commissioner pursuant to paragraph 269TC(4)(c) of the Act.

As a consequence of being retained to act on behalf of the Company only recently, we have not had the opportunity to prepare a detailed submission, however we intend to provide a further submission to the ADC, along with financial details of the Company, following obtaining further instructions from our client. Importantly, we submit that our client should be deemed to be cooperative at this stage of the investigation.

Please note that this is the **non-confidential** version of this Submission. A **confidential** version has also been provided to the ADC.

2. Submissions

The business of the Company

The Company is a Malaysian entity and is a subsidiary of Sam's Metal Trading (Kuantan) Sdn. Bhd. (361363-W), which was incorporated on 28 September 1995 under the laws of Malaysia. Its core business is in trading, manufacturing and distributing aluminium extrusions profiles, aluminium powder coating, aluminium accessories and glasses.

Goods imported by the Company during the investigation period

From [REDACTED] [describes importation period] the Company exported goods potentially the subject of the investigation to [REDACTED] [describes the importer of the goods]. We are instructed that the volume of the goods exported during the investigation period was modest and that the total FOB value did not exceed [REDACTED] [describes the value of the imported goods]. As a result of the small volume of export goods we submit that the Company's goods had a negligible effect on the Australian industry.

Goods did not cause injury to Australian industry

Further, we have received instructions that the goods sold by the Company were priced in accordance with the process set out in Capral Limited's (**the Applicant**) application to the ADC dated 27 June 2016 on page 15; namely, that the London Metal Exchange base price was used plus a conversion or processing fee. We submit that our client's goods did not cause material injury to the Australian industry and intend to make further submissions on why the imported goods more generally did not cause injury to the Australian industry during the investigation period.

3. Exemption of Company goods from any dumping or countervailing measure imposed as a result of the Investigation

Even if the ADC concludes that there are reasonable grounds for the publication of a dumping duty and countervailing duty notice in respect of the Goods, we submit that the goods imported by the Company should be eligible for exemption from any measures under paragraphs 8(7)(a) and 10(8)(a) of the Customs Tariff (Anti-Dumping) Act 1975 (Cth) for reasons which the Company will provide during the course of the investigation, including that the goods manufactured by the Applicant are not "like or directly competitive goods" to those exported by the Company.

4. Conclusion

Our client looks forward to assisting the ADC throughout the Investigation and we would welcome the opportunity to prepare any exporter questionnaire or a further and more substantial submission in this matter to properly set out our client's position in greater detail.

Yours faithfully



Andrew Hudson
Partner

Cc