



Anti-Dumping Commission

Anti-Dumping Commission
Level 35 / 55 Collins Street
Melbourne VIC 3000
Australia

[REDACTED]

MINH HOANG PHAT COMPANY LIMITED
37 NGUYEN HUY TUONG
DANANG VIETNAM

via email: [REDACTED]

INVESTIGATION INTO THE ALLEGED DUMPING AND SUBSIDISATION OF ALUMINIUM EXTRUSIONS FROM MALAYSIA AND VIETNAM – CASE NO. 362

Dear [REDACTED]

I write to you in relation to Minh Hoang Phat Company Limited's request for an extension to provide a response to the exporter questionnaire, received on 28 September 2016. In accordance with subsections 8(a) and 9(a) of the *Customs (Extensions of Time and Non-cooperation) Direction 2015* (the Direction), I have considered the legislated period for providing a response to the exporter questionnaire which ended on 22 September 2016.

Pursuant to subsections 8(b)(i) and 9(b)(i) of the Direction, Minh Hoang Phat Company Limited failed, within the legislated period, to:

- provide a response to the exporter questionnaire; or
- request a longer period to provide a response to the exporter questionnaire.

On the basis of the above, I must determine Minh Hoang Phat Company Limited to be an uncooperative exporter for the purposes of subsection 269T(1) of the *Customs Act 1901* and a non-cooperative exporter for the purposes of section 269TAACA of the *Customs Act 1901*. As a result, I will not be granting your extension request and I will rely on all other relevant information available in making recommendations and findings in relation to Minh Hoang Phat Company Limited.

If you would like to discuss any of the matters raised in this letter, please contact the case manager on (03) 8539 2418 or email operations3@adcommission.gov.au.

Yours sincerely

Dale Seymour
Commissioner
Anti-Dumping Commission
29 September 2016