

PUBLIC VERSION



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Ms Kerry Taylor
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Dear Ms Taylor

Review of measures – Aluminium extrusions exported from China

PanAsia Aluminium (China) Co Ltd is interested in understanding the Commission's policy and practice in determining normal values in the current review of measures applying to aluminium extrusions. The reason for this interest is the different approaches adopted by the Commission over the past 4 years involving investigations into aluminium products and investigations where a market situation finding has been made.

For example, in the original investigation, the Commission determined normal values under s.269TAC(1), where appropriate, after replacing the distorted cost of aluminium and re-testing OCOT. Where a model was required to be constructed, the normal value was based on the revised and replaced costs plus a profit originally achieved by exporters on their domestic sales in the OCOT.

In subsequent accelerated reviews, the Commission has maintained this approach to determination of normal values.

However, in recent cases involving China, the Commission has not relied on domestic sales irrespective of whether a market situation was made, on the basis of the distortion of costs. In those cases, the Commission has constructed normal values using the replaced and revised cost of the exported goods plus a profit achieved by the exporters on their original domestic sales that were made in the ordinary course of trade using their original unadjusted costs.

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So on the assumption that the same findings are made in this current review to the original investigation (ie. costs continue to be distorted), will the Commission continue to follow the original methodology from Case 148 or is the Commission more likely to continue to follow its more recent practice of constructing normal values using the cost of the exported goods plus the profit from domestic sales in the OCOT.

Yours faithfully

John Bracic

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