

From: KENNA Michael
Sent: Thursday, 14 August 2014 4:46 PM
To: 'John Bracic'
Cc:
Subject: RE: Review of measures - PanAsia Aluminium [SEC=UNCLASSIFIED]

Dear John

Thank you for your letter of 24 July 2014 on behalf of Panasia regarding the Anti-Dumping Commission's policy and practice in determining normal values in the current review of measures applying to aluminium extrusions.

In short, each case is considered on its facts based upon the best available information. In the original investigation (REP148), Customs and Border Protection found that, on balance, no situation existed in the market for aluminium extrusions in China (a 'market situation') that rendered domestic sales unsuitable for determining normal values. It did find, however, that costs incurred by Chinese extrusion manufacturers did not reasonably reflect competitive market costs and these costs were replaced with an estimate of competitive market costs to test whether domestic selling prices were in the ordinary course of trade.

In subsequent accelerated reviews, the Commission has maintained the approach from the original investigation to determining normal values. This is because, having regard to the expedited nature of an accelerated review, the Commission considered that those accelerated reviews were not the appropriate mechanism to reassess certain aspects of the anti-dumping measures applying to aluminium extrusions including findings of 'market situation'.

The Commission considers that the review of measures is a mechanism to reassess aspects of the anti-dumping measures applying to aluminium extrusions, including market situation, and the Commission will consider all information available to it during the review of measures. If, as a result of its investigations, the Commission recommends a finding that a 'market situation' exists in China, the Commission will need to consider alternatives to domestic selling prices to establish normal values, including a constructed selling price using the cost of production of the exported goods plus (assuming that instead of being exported the goods were sold for home consumption in China) amounts for administrative, selling and general costs and profit.

Please do not hesitate to contact me if you have any further questions.

I will place a copy of this response on the public record.

Regards

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