



AUSTRALIAN CUSTOMS DUMPING NOTICE NO 2012/41

Customs Act 1901 - Part XVB

Polyvinyl Chloride Homopolymer Resin (PVC)

Exported from the Republic of Korea

Revision to level of securities

Notice under sub section 269TD(5)

On 23 April 2012 the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (Customs and Border Protection) initiated an investigation following an application lodged by Australian Vinyls Corporation Pty Ltd, the sole manufacturer of polyvinyl chloride homopolymer resin (PVC) in Australia. The application requested the publication of a dumping duty notice in respect of PVC exported to Australia from the Republic of Korea (Korea).

On 28 June 2012, in accordance with ss.269TD(4)(a) of the *Customs Act 1901* (the Act), the CEO gave public notice that a preliminary affirmative determination (PAD) had been made that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from Korea. The CEO also gave public notice, in accordance with ss.269TD(5) of the Act, that the officer of Customs taking securities is satisfied that it is necessary to require and take securities to prevent material injury to the Australian industry occurring while the investigation continues.

Preliminary affirmative determination report No. 187 (PAD 187) was placed on the public record on 28 June 2012. Australian Customs Dumping Notice (ACDN) No. 2012/32 advised of the PAD and decision to impose securities and a notice was published in *The Australian* newspaper on 28 June 2012. ACDN No. 2012/32 and PAD 187 are available online at www.customs.gov.au.

In PAD 187 published on 28 June 2012 Customs and Border Protection advised that securities would be taken at the level of the dumping margin calculated for the PAD, that is 5.4% as a proportion of the export price, and that these securities apply to PVC exported by all exporters from Korea.

The securities calculated for the PAD were based on unverified information contained in the exporter LG Chem questionnaire response.

Customs and Border Protection has since conducted a verification visit to LG Chem and calculated a revised dumping margin of 3.43%.

Customs and Border Protection therefore has revised the level of securities in respect of interim dumping duty that may become payable in respect of the goods exported from Korea and entered for home consumption on or after 24 August 2012. The revised effective level of securities is 3.43%.

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Inquiries concerning this notice may be directed to the case manager on telephone: 02 6245 5434 or by email itrops1@customs.gov.au

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