



DACHENG
LAW
OFFICES

大成律师事务所

June 8 2015, Beijing

Anti-Dumping Commission
Director Operations 3
Anti-Dumping Commission
Level 35
55 Collins Street
MELBOURNE VIC 3000
AUSTRALIA

By email

Dear Sirs/Madams,

Comments to the Statement of Essential Facts in relation to a Review of Anti-dumping Measures on Aluminium Extrusions Exported from the People's Republic of China

With regard to the Statement of Essential Facts ("SEF"), issued on May 29, 2015, by the Anti-dumping Commission ("the Commission"), in relation to a review of anti-dumping measures on aluminium extrusions exported from the People's Republic of China ("current review"), we, on behalf of Zhaoqing Xinlianchang Metal Corporation Ltd. ("ZXM") as our client, hereby submit our comments to the SEF as below.

A. The accelerated review is initiated LATER than the current review

On **June 12, 2014**, the Commission initiated the current review. On **July 21, 2014**, ZXM lodged an application for its own accelerated review. On **September 8, 2014**, the Commission commenced the accelerated review of the anti-dumping measures applying to certain aluminium extrusions exported to Australia from the People's Republic of China relating to ZXM.

The Commission considers the accelerated review and a separate examination to ZXM is necessary, and that is why it opens a fresh investigation after the initiation of the

current review. It is just due to the expedited nature of its procedure that the accelerated review makes its final determination earlier than the current review. This can't be a legitimate reason that ZXM shall be covered by the current review.

B. ZXM is NOT QUALIFIED for the current review

The date of sale for exportation to Australia by ZXM is at **May, 2014**, which is **OUT** of the investigation period of the current review (**1 April 2013 to 31 March 2014**). That is why ZXM is not qualified for the current review and also why it separately applies for accelerated review.

C. The information submitted in the accelerated review can more accurately reflect the situation of ZXM

The investigation period of the current review is from 1 April 2013 to 31 March 2014. That is to say, the basis for determining whether or not to update the level of measures is the transactions occurred during that specific period. However, the accelerated review period is from 1 August 2013 to 31 July 2014. Different data are evaluated in the two procedures, and thus the final measures of the current review shall by no means be applied to ZXM.

More importantly, the Commission conducted full examination to the data provided by ZXM, which more accurately reflected the level of dumping or countervailing of ZXM than the residual duty rate. From the perspective of fairness, the findings of the accelerated review shall be applied instead of the current one.

Above all, please remove ZXM from the list of residual exporters and rule that the effective duty rate applicable to ZXM shall be that determined in the AND No. 2014/131. If you have any further inquiries, please do not hesitate to contact me directly.

Marco HU

Dacheng Law Offices