



ANTI-DUMPING NOTICE NO. 2017/36

Certain Aluminium Extrusions

Exported from Malaysia and the Socialist Republic of Vietnam

Extension of Time Granted to Issue the Statement of Essential Facts and Final Report

Customs Act 1901 – Part XVB

On 16 August 2016, Dale Seymour, the Commissioner of the Anti-Dumping Commission (Commissioner) published a notice announcing the initiation of an investigation into the alleged dumping and subsidisation of certain aluminium extrusions (the goods) exported to Australia from Malaysia and the Socialist Republic of Vietnam.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2016/77. This ADN is available on the Anti-Dumping Commission's (Commission) website at www.adcommission.gov.au.

The notice initiating this investigation (initiation notice) advised that the statement of essential facts (SEF) for the investigation would be placed on the public record by 5 December 2016. The SEF will set out the facts on which the Commissioner proposes to base his recommendations to the Assistant Minister for Industry, Innovation and Science and the Parliamentary Secretary to the Minister for Industry, Innovation and Science (the Parliamentary Secretary) in relation to this investigation.¹

The initiation notice also advised that a recommendation to the Parliamentary Secretary would be made in a final report on or before 18 January 2017, unless the investigation was terminated earlier. The due dates for publishing the SEF and for providing the final report were previously extended as outlined in ADN Nos. 2016/126 and 2017/14.

Subsequent to those extensions, through verification of exporter questionnaire responses, the Commission, identified an additional potentially countervailable subsidy (to be referred to in relation to this investigation as Program 6: Reinvestment Allowance) in relation to Malaysia. The Commission issued a supplementary questionnaire to the Government of Malaysia on 7 March 2017. The due date for the Government of Malaysia's response is 21 March 2017.

As a result, the Commission will require additional time to consider the Government of Malaysia's response in the context of the countervailing investigation. I, Paul Sexton, General Manager, Investigations, requested a further extension of time under subsections 269ZH(1)(a) and 269ZH(1)(b) of the *Customs Act 1901* (the Act) to the deadline for the

¹ On 19 July 2016, the Prime Minister appointed the Parliamentary Secretary to the Minister for Industry, Innovation and Science as the Assistant Minister for Industry, Innovation and Science. For the purposes of this investigation the Minister is the Parliamentary Secretary to the Minister for Industry, Innovation and Science.

Commissioner to publish the SEF and submit his final report to the Parliamentary Secretary.²

The Commissioner has, under subsection 269ZHI(3) of the Act,³ extended the deadline for publication of the SEF and to provide his final report and recommendations to the Parliamentary Secretary.

This SEF will now be placed on the public record by no later than **9 April 2017**. Interested parties are invited to make submissions to the Commissioner in response to the SEF within 20 days of the SEF being placed on the public record. A recommendation will now be made in a final report due to the Parliamentary Secretary on or before **24 May 2017**.

Documents included on the public record may be examined at www.adcommission.gov.au, or at the Commission's office by contacting the case manager on the details provided below.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2418, or email at operations3@adcommission.gov.au.

Paul Sexton
General Manager, Investigations
Anti-Dumping Commission

20 March 2017

² On 15 December 2016, the Commissioner delegated his powers and functions under section 269ZHI of the Act to the General Managers of the Anti-Dumping Commission. See ADN 2017/10 for further information.

³ On 14 January 2017, the Parliamentary Secretary delegated the powers and functions of the Minister under section 269ZHI of the Act to the Commissioner. Refer to ADN No. 2017/10 for further information.