



## **AUSTRALIAN CUSTOMS DUMPING NOTICE NO.2012/15**

### **Structural timber**

Exported from the Republic of Austria, Canada, the Czech Republic, the Republic of Estonia, the Federal Republic of Germany, the Republic of Lithuania, Sweden and the United States of America.

### **Termination of the investigation**

*CUSTOMS ACT 1901 – PART XVB*

On 9 September 2011, the delegate of the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (Customs and Border Protection) initiated an investigation into the alleged dumping of structural timber exported to Australia from the abovenamed countries. The investigation was the result of an application for anti-dumping measures lodged by three Australian manufacturers of structural timber, Building Supplies Group Holding Pty Ltd, Hyne & Sons Pty Ltd and Gunns Limited.

As a result of Customs and Border Protection's investigation, the delegate of the CEO is satisfied that:

- in relation to the following exporters, there has been no dumping by those exporters of any of those goods the subject of the application and , therefore, has decided to terminate the investigation in accordance with s.269TDA(1) of the *Customs Act 1901* so far as it relates to those exporters:
  - Stora Enso Wood Products GmbH;
  - The Teal-Jones Group;
  - Western Forest Products Inc;
  - Stora Enso Wood Products Planá SRO;
  - Stora Enso Wood Products Ždírec SRO;
  - Stora Enso Eesti AS;
  - Egger Sägewerk Brilon GmbH;
  - Stora Enso Lietuva UAB;
  - Stora Enso Timber AB;
  - Vaagen Bros. Lumber, Inc.

- the total volume of goods that have been exported to Australia over a reasonable examination period from the following countries that have been dumped is negligible and, therefore, has decided to terminate the investigation in accordance with s.269TDA(3) of the *Customs Act 1901* so far as it relates to those countries:
  - Austria;
  - Canada;
  - The Czech Republic;
  - Estonia;
  - Lithuania;
  - Sweden;
  - The USA.
- in respect of goods the subject of the application exported to Australia from Germany, there has been dumping of some of those goods but the injury, if any, to the Australian industry that has been or may be caused by that dumping is negligible and, therefore, has decided to terminate the investigation in accordance with s.269TDA(13) of the *Customs Act 1901* as far as it relates to Germany.

In making the decisions to terminate, the delegate considered the application, submissions from interested parties, the statement of essential facts no. 176 (SEF 176), submissions in response to SEF 176 and other relevant information.

Termination report no. 176, which sets out reasons for the termination, including the material findings of fact or law upon which this determination is based, is available online at [www.customs.gov.au](http://www.customs.gov.au), or by contacting International Trade Remedies Branch office management on (02) 6275 6547.

A notice of the decision to terminate was published in *The Australian* newspaper on 24 April 2012.

The applicants may request a review of the delegate's decision to terminate the investigation by lodging an application with the Trade Measures Review Officer (TMRO) in the approved form and manner within 30 days of the publication of the public notice.

The TMRO can be contacted by phone, fax or mail:

Trade Measures Review Officer  
 c/- Australian Government Solicitor  
 Level 42 MLC Centre  
 19 Martin Place  
 Sydney NSW 2000  
 Phone: (02) 9581 7640  
 Fax: (02) 9581 7732

Enquiries concerning this investigation may be directed to the case manager on telephone number (02) 6275 6544, fax number (02) 6275 6990 or email [tmops3@customs.gov.au](mailto:tmops3@customs.gov.au).

Justin Wickes  
A/g National Manager  
International Trade Remedies Branch  
CANBERRA ACT

24 April 2012