



Australian Government
**Department of Industry,
Innovation and Science**

**Anti-Dumping
Commission**



Application for the
continuation of a dumping
and/or
countervailing notice
or
continuation of an undertaking

APPLICATION UNDER SECTION 269ZHC OF THE *CUSTOMS ACT 1901* FOR THE CONTINUATION OF A DUMPING AND/OR COUNTERVAILING DUTY NOTICE OR CONTINUATION OF AN UNDERTAKING

I hereby request, in accordance with section 269ZHC of the *Customs Act 1901* (the Act) that the Minister:

- continue a dumping duty notice, or
- continue a countervailing duty notice, or
- continue the undertaking given under the Act by

Keppel Prince Engineering Pty Limited

in respect of the goods the subject of this application.

I believe that the information contained in this application:

- provides reasonable grounds for continuation of the anti-dumping measure; and
- is complete and correct to the best of my knowledge and belief.

Signature:

Name:

██████████

Position:

General Manager

Company:

Keppel Prince Engineering Pty Limited

ABN:

62 004 727 619

Date

13 April 2023

Signature requirements

Where the application is made:

By a company - the application must be signed by a director, servant or agent acting with the authority of the body corporate.

By a joint venture - a director, employee, agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application form.

On behalf of a trust - a trustee of the trust must sign the application.

By a sole trader - the sole trader must sign the application.

In any other case - contact the Commission's client support section for advice.

Assistance with the application

The Anti-Dumping Commission has published guidelines to assist applicants with the completion of this application. Please refer to the '*Instructions and Guidelines for applicants: Application for continuation*' on the Commission's website.

The Commission's client support section can provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

Phone: 13 28 46

Fax: (03) 8539 2499

Email: clientsupport@adcommission.gov.au

Other information is available from the Commission's website at www.adcommission.gov.au

Small and medium enterprises (i.e., those with less than 200 full-time staff, which are independently operated and which are not a related body corporate for the purposes of the *Corporations Act 2001*), may obtain assistance, at no charge, from the Department of Industry, Innovation and Science's International Trade Remedies Advisory (ITRA) Service. For more information on the ITRA Service, visit www.business.gov.au or telephone the ITRA Service Hotline on +61 2 6213 7267.

Required information

1. Provide details of the name, street and postal address, of the applicant seeking the continuation.

The Applicant seeking the continuation of anti-dumping measures on exports of Certain Utility Scale Wind Towers (**wind towers** and/or **the goods**) exported to Australia by the People's Republic of China (**China**) is Keppel Prince Engineering Pty Limited (**KPE**).

Address and contact details are as follows:

Head Office

184 Darts Road
Portland, VIC 3305

PO Box 515
Portland, Victoria 3305

2. Provide details of the name of a contact person, including their position, telephone number and facsimile number, and e-mail address.

██████████
General Manager
Tel: ██████████
Email: ██████████

KPE has appointed a representative to assist with the application:

Mr Chad Uphill
Director – Chad Uphill Trade Advisory
PO Box 3004, Minamurra NSW 2533
Email: chad@cutrade.com.au

3. Provide the names, addresses, telephone numbers and facsimile numbers of other parties likely to have an interest in this matter e.g. Australian manufacturers, importers, exporters, users.

The following parties are likely to have an interest in this matter:

Other Australian Manufacturers

Haywards Steel Fabrication & Construction / Crisp Brothers Structural Steel and Metal Work
Address: 1 Boral Road, Western Junction, TASMANIA 7212

Chinese Exporters

Penglai Dajin Offshore Heavy Industry Co., Ltd.
Room 1102, East Tower
Zhonghai Real Estate Plaza, Courtyard 8
West Binhe Road, Yongdingmen,
Dongcheng District, Beijing
China
Ph: 010-5783 7709
Web: [Dajin Offshore Heavy Industry \(dajininvest.cn\)](http://dajininvest.cn)

CS Wind China Co., Ltd.
No. 30 Yunyang Road
Lianyungang Economic and Technologic Development Zone
Lianyungang City
Jiangsu Province
China
Ph: +86 518 8232 0456
Web: <https://www.cswind.com/en/>

Chengxi Shipyard Co., Ltd.
No 1 Hengshan Road, 214433
Jiangyin Province
China
Ph: +86 510 8166 8150/51
Fax: +86 510 8166 8800

Australian Importers

Goldwind Australia Pty Ltd.
Suite 2, Level 23 201 Elizabeth Street Sydney, NSW 2000
Ph: (02) 9008 1715 Fax: (02) 9008 1700
Email: info@goldwindaustralia.com

Vestas Australia Wind Technology Pty Ltd.
312 St Kilda Rd, Southbank VIC 3006
Ph: (03) 8698 7300 Fax: (03) 9645 011
Email: vestas-australia@vestas.com

Siemens Ltd.
885 Mountain Highway Bayswater VIC 3153
Ph: (03) 9721 2476
Fax: 1300 360 222

GE Renewables Asia Pacific.
572 Swan Street
Richmond, VIC, 3121, Australia
Ph: 0409 969 274 (John Harrison General Counsel) Email: john.harrison@ge.com

Senvion Australia Pty Ltd
Level 29 80 Collins Street 3000 Melbourne,
Victoria
Ph: (03) 8660 6555
Fax: (03) 8660 6500
Email: au.info@senvion.co

- 4. The application must include a detailed statement setting out reasons for seeking continuation of the anti-dumping measure. Applicants must provide evidence addressing whether, in the absence of measures, dumped or subsidised imports would cause material injury to the local industry producing like goods. Applicants should refer to the “Guidelines for Preparing an Application for Continuation of Measures” for assistance.**

Please refer Attachment A.

- 5. The applicant must provide details of the current anti-dumping measure(s) the subject of this continuation application, including:**
- **tariff classification**
 - **the countries or companies**
 - **specified date of publication of the measure**

Tariff Classification

The goods the subject of the anti-dumping measures include Certain Utility Scale Wind Towers classified to the following tariff classifications and statistical codes:

Tariff Classification	Statistical Code
7308.20.00	03, 04
7308.90.00	52, 53, 54, 55, 56, 63, 65
8502.31.10	31

Countries/companies the subject of the measures

The current anti-dumping measures, in the form of the below-referenced Dumping Duty Notice, apply to Certain Utility Scale Wind Towers from China.

The Applicant seeks a review of the Dumping Duty Notice as it applies to all exporters of the goods to Australia from China, except for Shanghai Taiseng Wind Power.

Date of publication of the measures

The relevant *Dumping Duty Notice* is as follows:

- Anti-Dumping Notice No. 2014/33, published 16 April 2014.

Provision of data

Industry financial data must, wherever possible, be submitted in an electronic format.

- The data should be submitted on a media format compatible with Microsoft Windows.
- Microsoft Excel, or an Excel compatible format, is required.
- If the data cannot be presented electronically please contact the Commission's client support section for advice.

Lodgement of the application

This application, together with the supporting evidence, must be lodged in the manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by either:

- preferably, email, using the email address clientsupport@adcommission.gov.au, or
- post to:

The Commissioner of the Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601, or
- facsimile, using the number (03) 8539 2499.

Public Record

During an investigation all interested parties are given the opportunity to defend their interests, by making a submission. The Commission maintains a public record of these submissions. The public record is available on the Commission's website at www.adcommission.gov.au.

At the time of making the application both a confidential version (for official use only) and non-confidential version (public record) of the application must be submitted. Please ensure each page of the application is clearly marked

“FOR OFFICIAL USE ONLY” or “PUBLIC RECORD”. The non-confidential application should enable a reasonable understanding of the substance of the information submitted in confidence. If you cannot provide a non-confidential version, contact the Commission’s client support section for advice.