



ANTI-DUMPING NOTICE NO. 2022/019
PVC FLAT ELECTRICAL CABLES EXPORTED TO AUSTRALIA FROM THE PEOPLE'S
REPUBLIC OF CHINA

Public notice under section 269TG(2) of the *Customs Act 1901* (Cth)

The Commissioner of the Anti-Dumping Commission (**the Commissioner**) completed an investigation, which commenced on 4 June 2018, into the alleged dumping of certain polyvinyl chloride (**PVC**) flat electrical cables (the goods) exported to Australia from the People's Republic of China (**China**).

Electra Cables (Aust) Pty Ltd applied for judicial review of the decision on 3 September 2019. On 13 February 2020, the Federal Court of Australia made orders setting aside the decision in so far as it applied in respect of the goods and like goods exported to Australia by Guilin International Wire & Cable Co Ltd from China. The Federal Court of Australia remitted the matter for reconsideration.

This notice is made with respect to the goods exported to Australia from China by Guilin International Wire & Cable Co Ltd from China.

The goods subject of the investigation are:

Flat, electrical cables, comprising two copper conductor cores and an 'earth' (copper) core with a nominal conductor cross sectional area of between, and including, 2.5mm² and 3mm², insulated and sheathed with polyvinyl chloride (PVC) materials, and suitable for connection to mains electricity power installations at voltages exceeding 80 volts (V) but not exceeding 1,000 V, and complying with Australian/New Zealand Standard (AS/NZS) AS/NZS 5000.2 (the Australian Standard), and whether or not fitted with connectors.

Further information on the goods:

The following products were excluded from the investigation:

- single core cables (cables with a single active core);
- aerial cables as defined by the Australian Standard;
- twin active flat cables (flat cables comprising two active cores but no earth core);
- circular cables as defined by the Australian Standard;
- cables insulated and/or sheathed with non-PVC material, including but not limited to cross-linked polyethylene (XPLE) materials, including a combination of PVC and non-PVC material;
- cables comprising cores made of aluminium conductors; and
- flexible cables (cords) as defined by AS/NZS 3191 and/or AS/NZS 60227.

The goods are generally, but not exclusively, classified to tariff classification 8544.49.20 (statistical code 41) in Schedule 3 to the Customs Tariff Act 1995.

This tariff classification and statistical code may include goods that are both subject and not subject to this investigation. The listing of this tariff classification and statistical code is for convenience or reference only and does not form part of the description of the goods. Please refer to the description of the goods for authoritative detail regarding goods that are the subject of this investigation.

The Commissioner reported his findings and recommendations to the former Minister for Industry, Science and Technology in Anti-Dumping Commission Report No. 469 – PVC Flat Electrical Cables Exported from the People's Republic of China (REP 469). REP 469 outlines the investigation carried out and recommended, inter alia, the publication of a dumping duty notice in respect of the goods exported from China by Guilin International Wire & Cable Co. Ltd.

Additionally, following the remittance of the decision, the Department of Industry, Science, Energy and Resources (**Department**) prepared a further submission providing additional findings and recommendations. Both the report and submission are available at: www.adcommission.gov.au. Particulars of the dumping margin established, and an explanation of the methods used to compare export prices and normal values to establish the dumping margin is set out in the below Table.

Exporter/Manufacturer	Dumping Margin	Method to establish dumping margin
Guilin International Wire & Cable Co. Ltd and its related party entities: <ul style="list-style-type: none"> • Guilin Feilong Wire and Cable Ltd • Guilin Xianlong Wire and Cable Ltd • Guilin Fortune Import and Export Trading Co. Ltd • Guilin Yuanhai Import and Export Trading Co. Ltd • Interest link Co. Ltd • Guangxi Machinery Import and Export Co. Ltd 	2.8%	Weighted average of export prices was compared with the weighted average of corresponding normal values over the investigation period pursuant to subsection 269TACB(2)(a) of the <i>Customs Act 1901</i> (Cth) (the Act). The normal values were established under subsection 269TAC(2)(c) of the Act. The export prices were established under section 269TAB of the Act.

* *Countervailing duties were not imposed on Guilin International Wire & Cable Co. Ltd, see Anti-Dumping Notice No. 2019/46 available at www.adcommission.gov.au.*

I, ED HUSIC, the Minister for Industry and Science (**the Minister**), have considered, and accepted, the recommendations of the Commissioner and the Department, the reasons for the recommendations, the material findings of fact on which the recommendations are based, and the evidence relied on to support those findings as set out in the submission by the Department and REP 469 and, except in so far as the submission by the Department has come to a different conclusion in relation to certain findings in REP 469.

I am satisfied that the amount of the export price of like goods that have already been exported to Australia is less than the amount of the normal value of those goods, and that the amount of the export price of like goods that may be exported to Australia in the future may be less than the normal value of the goods, and because of that, material injury to an Australian industry producing like goods has been caused.

Therefore, under subsection 269TG(2) of the Act, I DECLARE that section 8 of the *Customs Tariff (Anti-Dumping) Act 1975* (Cth) applies to like goods that are exported to Australia after the date of publication of this notice.

This declaration applies in relation to Guilin International Wire & Cable Co. Ltd and its related party entities:

- Guilin Feilong Wire and Cable Ltd
- Guilin Xianlong Wire and Cable Ltd
- Guilin Fortune Import and Export Trading Co. Ltd
- Guilin Yuanhai Import and Export Trading Co. Ltd
- Interest link Co. Ltd
- Guangxi Machinery Import and Export Co. Ltd.

The considerations relevant to my determination of material injury to the Australian industry caused by dumping are the size of the dumping margins, the effect of dumped imports in the Australian market in the form of price undercutting, and the consequent impacts on the Australian industry.

In making my determination, I have considered whether any injury to the Australian industry is being caused or threatened by a factor other than the exportation of dumped goods, and have not attributed injury caused by other factors to the exportation of those dumped goods.

Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel. This can be done in accordance with the requirements in Division 9 of Part XVB of the Act, within 30 days of the publication of this notice.

Particulars of the export price, non-injurious price, and normal value of the goods will not be published in this notice as they may reveal confidential information. Documents included on the public record may be examined at www.adcommission.gov.au.

Clarification about how measures are applied to 'goods on the water' is available in ACDN No. 2012/34, available at www.adcommission.gov.au.

REP 469 and other documents included in the public record, including the Department's submission, may be examined on the public record, which is available at www.adcommission.gov.au.

Enquiries about this notice may be directed to antidumping@industry.gov.au.

Dated this 29 day of AUGUST 2022



ED HUSIC
Minister for Industry and Science