

John McDermott and Associates Pty Ltd

Trade Customs and excise advisors

ACN 071 413 360
ABN 91 071 413 360

27 Vagabond Cres
McKELLAR ACT 2617
Postal Address
PO Box 3414
BELCONNEN ACT 2617

Telephone Mobile: 0412 543 792
Email: jmcd49@optusnet.com.au

Ms Leisa Baynham
Assistant Director Investigations 4
Anti-Dumping Commission
Level 35 55 Collins Street
Melbourne Victoria 3000

Dear Ms Baynham,

Response to Statement of Essential Facts No 482

The following submission is made on behalf of Fujian Minfa Aluminium Inc. (Minfa)

Minfa submitted a full response to the questionnaire and was fully co-operative with the Commission. Minfa accepts that the Commission did not extend the review to Minfa for this review as to do so would have prevented the timely completion of the review. For the purposes of this review, the Commission considers Minfa, to be a residual.

As a residual exporter Minfa is subject to a dumping margin of 30.1%

As noted by the Commission, Minfa has shown considerable co-operation with the Commission with the review, even to the extent of providing a request from the Commission for information relevant to an application for a duty assessment lodged on 23 October 2018. To this extent Minfa requests the Commission to consider it's request to recommend to the Minister the acceptance of an undertaking offered by Minfa

Minfa requests the acceptance of a price undertaking containing the following conditions:

- the undertaking takes effect from the date of the Minister's acceptance thereof and applies to aluminium extrusions subject to measures exported after that date;
- Minfa agrees to conduct their future trade to Australia in the goods so that exports will not be at dumped prices or to avoid causing or threatening material injury to an Australian industry producing like goods. In this regard Minfa suggests that prices

suitable for inclusion in the undertaking be based on its profitable domestic sales prices during the last 6 months of the investigation period

- Minfa agrees not to sell the goods for export to Australia at a price less than that specified in the undertakings;
- Minfa agrees not to circumvent the undertakings;
- Minfa may be required, from time to time, at the request of the Australian government Anti-Dumping Commission, to provide information in relation to the undertaking, and to allow the verification of that information;
- the undertaking may need to be changed from time to time and it may be necessary to enter into a new undertaking; and
- the undertaking lapses should the Minister determine that a dumping duty notice would not have been published in the event that the undertaking had not been accepted.

Please advise the acceptance of this request and, if so, the format for Minfa to sign.

Yours Sincerely
John McDermott