



ANTI-DUMPING NOTICE NO. 2018/191

Review of anti-dumping measures 490 and Review of anti-dumping measures 494

in relation to Aluminium Extrusions

Exported from Malaysia by Alumac Industries Sdn Bhd

Further extension and extension of time granted to issue the Statements of Essential Facts and the Final Report

Customs Act 1901 – Part XVB

On the 24 August 2018, the Commissioner of the Anti-Dumping Commission (the Commissioner) published a notice announcing the initiation of a review of anti-dumping measures applying to certain aluminium extrusions exported to Australia from Malaysia. The review (REV 490) is examining whether the countervailing duty notice relevant to the taking of anti-dumping measures, as they affect Alumac Industries Sdn Bhd (Alumac), should be revoked.

On 27 September 2018, the Commissioner published a second notice announcing the initiation of a separate review of anti-dumping measures applying to certain aluminium extrusions exported to Australia from Malaysia. This review (REV 494) is examining the variable factors relevant to the taking of anti-dumping measures, as they affect Alumac Industries Sdn Bhd (Alumac), should be varied.

A full description of the goods is available in notices, Anti-Dumping Notice No. (ADN) 2018/132 and ADN 2018/149. Both ADNs are available on the Anti-Dumping Commission's (Commission's) website at www.adcommission.gov.au.

ADN 2018/132 advised that the statement of essential facts (SEF 490) for the review would be placed on the public record on or before 12 December 2018. It also advised that a recommendation to the Assistant Minister for Science, Jobs and Innovation would be made in a final report on or before 29 January 2019.

ADN 2018/149 advised that the statement of essential facts (SEF 494) for the review would be placed on the public record on or before 15 January 2019. It also advised that a recommendation to the Assistant Minister for Science, Jobs and Innovation would be made in a final report on or before 1 March 2019.

Due to the near identical case characteristics and for resourcing efficiency, the Commissioner granted an extension of time to publish SEF 490 and provide his final report, REP 490, and recommendation to the Minister for Industry, Science and

Technology (the Minister).¹ This extension aligned the relevant dates to those of REV 494. (ADN 2018/156 refers).

Given the complexity of the injury and causation issues, I Paul Sexton, General Manager, Anti-Dumping Commission, requested an extension of the deadline for the Commissioner to publish SEF 494 and a further extension of time to publish SEF 490, and provide his final report and recommendations to the Minister.²

The Commissioner has, under subsection 269ZHI(3) of the *Customs Act 1901*,³ extended the deadline to publish the SEF for both REV 490 and REV 494, and provide his final reports and recommendations.

SEF 490 and SEF 494 will now both be placed on the public record on or before **24 February 2019**.⁴ Interested parties are invited to make submissions to the Commissioner in response to either SEF 490 and/or SEF 494 within 20 days of the SEFs being placed on the public record.

Recommendations to the Minister, with respect to REV 490 and REV 494, will now be made in a report due on or before **10 April 2019**.

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

Enquiries about this notice may be directed to the case manager on telephone number +61 2 6276 1404 or at investigations4@adcommission.gov.au

Paul Sexton
General Manager
Anti-Dumping Commission

11 December 2018

¹ The Hon Karen Andrews MP was sworn in as Minister for Industry, Science and Technology on 28 August 2018.

² On 15 December 2016, the Commissioner of the Anti-Dumping Commission delegated his powers and functions under section 269ZHI of the Customs Act 1901 to the General Managers of the Anti-Dumping Commission. See Anti-Dumping Notice No. 2017/10 on the Commission's website for further information.

³ On 19 January 2017, the then Parliamentary Secretary to the Minister for Industry, Innovation and Science delegated the powers and functions of the Minister under section 269ZHI of the Act to the Commissioner. See Anti-Dumping Notice 2017/10 for further information.

⁴ As this date falls on a Sunday, the effective date for publication of the SEF is the following business day, Monday, 25 February 2019.