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## **ANTI-DUMPING NOTICE NO. 2019/74**

### **Certain Power Transformers**

**Exported to Australia from the Republic of Indonesia,**

**Taiwan and the Kingdom of Thailand**

### **Extension of time granted to issue the Statement of Essential Facts and the Final Report in relation to Continuation No. 504**

*Customs Act 1901 – Part XVB*

On 11 February 2019, the Commissioner of the Anti-Dumping Commission (Commissioner) published a notice (initiation notice) announcing the initiation of an inquiry into whether the continuation of anti-dumping measures in respect of power transformers exported to Australia from the Republic of Indonesia (Indonesia), Taiwan and the Kingdom of Thailand (Thailand) by all exporters other than PT. Unelec Indonesia from Indonesia and ABB Limited from Thailand, is justified.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2019/20. This ADN is available on the Anti-Dumping Commission's (Commission) website at [www.industry.gov.au](http://www.industry.gov.au).

The initiation notice advised that the statement of essential facts (SEF) would be placed on the public record by 3 June 2019. The SEF will set out the facts on which the Commissioner proposes to base his recommendations to the Minister for Industry, Science and Technology (the Minister) in relation to this inquiry.

The initiation notice also advised that a recommendation to the Minister would be made in a final report on or before 16 July 2019.

I, Paul Sexton, General Manager, Anti-Dumping Commission, consider that an extension of the deadline for the Commissioner to publish the SEF and provide his final report and recommendation to the Minister is required for the following reasons:

- extensions were provided to certain exporters to submit responses to questionnaires and additional time is required to finalise the verification activities relevant to the inquiry; and
- on 18 March 2019, the Commission initiated an investigation (Investigation No. 507) into the alleged dumping of certain power transformers exported to Australia from the People's Republic of China (China). The Commission will

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be required to examine and remove the effects of the goods exported from China during the inquiry period in assessing whether the expiration of the anti-dumping measures to which the application relates might lead, or might be likely to lead, to a continuation of, or a recurrence of, the material injury that the measures are intended to prevent. The verification activities associated with Investigation No. 507 are proceeding, however will not be completed prior to the SEF being due for this inquiry. The extension of time to this inquiry will align the due date with Investigation No. 507.

For the reasons provided above, I have requested such an extension under subsection 269TDAA(1) and subsection 269TEA(1) of the *Customs Act 1901* (the Act) respectively.<sup>1</sup>

The Commissioner has, under subsection 269ZHI(3) of the Act,<sup>2</sup> extended the deadline to publish the SEF, and provide his final report and recommendation to the Minister.

The SEF will now be placed on the public record no later than 22 August 2019. Interested parties are invited to make submissions to the Commissioner in response to the SEF within 20 days of the SEF being placed on the public record.

A recommendation to the Minister will now be made in a report due on or before 4 October 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.industry.gov.au](http://www.industry.gov.au).

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 8539 2418, or [investigations3@adcommission.gov.au](mailto:investigations3@adcommission.gov.au)

Paul Sexton  
General Manager  
Anti-Dumping Commission

3 June 2019

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<sup>1</sup> On 15 December 2016, the Commissioner delegated his powers and functions under section 269ZHI of the Act to the General Managers of the Commission. See ADN No. 2017/10 for further information.

<sup>2</sup> On 19 January 2017, the powers and functions of the Minister under section 269ZHI of the Act were delegated to the Commissioner. See ADN No. 2017/10 for further information.