



ANTI-DUMPING NOTICE NO. 2020/005

Customs Act 1901 – Part XVB

Certain Aluminum Extrusions

Exported to Australia from Malaysia

Findings of a Review of Anti-Dumping Measures in Relation to EverPress Aluminium Industries Sdn Bhd

(Review No. 509)

***Notice under subsection 269ZDB(1) of the Customs Act 1901
and subsection 8(5) of the Customs Tariff (Anti-Dumping) Act 1975***

The Commissioner of the Anti-Dumping Commission has completed a review, which commenced on 26 April 2019, of the anti-dumping measures applying to certain aluminium extrusions (the goods) exported to Australia from Malaysia by EverPress Aluminium Industries Sdn Bhd (EverPress). The review examined whether, in relation to exports of the goods to Australia by EverPress, the:

- the anti-dumping measures, in the form of a countervailing duty notice, should remain unaltered, should be varied or should be revoked; and
- the anti-dumping measures, in the form of a dumping duty notice, should remain unaltered or should be varied.

Recommendations resulting from the review, reasons for the recommendations and material findings of fact and law in relation to the review are contained in *Anti-Dumping Commission Report No. 509 (REP 509)*.

I, KAREN ANDREWS, the Minister for Industry, Science and Technology¹ have considered REP 509 and have decided to accept the recommendations and reasons for the recommendations, including all the material findings of facts or law set out in REP 509.

Under subsection 269ZDB(1)(a)(ii) of the *Customs Act 1901* (the Act), I declare that, for the purposes of the Act and the *Customs Tariff (Anti-Dumping) Act 1975*, with effect from 26 April 2019,² the countervailing duty notice currently applying to the goods exported to Australia from Malaysia, in relation to EverPress, be revoked.

¹ For the purpose of this decision the Minister is the Minister for Industry, Science and Technology.

² A retrospective date is not prevented by subsection 269ZDB(6)(a) of the Act, being the date of the publication of the initiation notice under section 269ZC of the Act indicating the Commissioner's proposal to undertake a revocation review.

Under subsection 269ZDB(1)(a)(iii) of the Act, I declare that, for the purposes of the Act and the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act), with effect from the date of publication of this notice, the dumping duty notice currently applying to the goods exported to Australia from Malaysia is to be taken to have effect, in relation to EverPress, as if different variable factors in respect of EverPress, had been fixed relevant to the determination of duty.

I determine, pursuant to subsection 8(5) of the Dumping Duty Act, that the interim dumping duty (IDD) payable on the goods exported to Australia by EverPress from Malaysia be an amount worked out in accordance with the floor price duty method pursuant to subsection 5(4) and 5(5) of the *Customs Tariff (Anti-Dumping) Regulation 2013* with effect from the date of publication of this notice.

Particulars of the dumping margin established for EverPress and the applicable IDD is set out in the following table.

Exporter	Dumping margin	Subsidy margin	Fixed rate of IDD	Duty method
EverPress Aluminium Industries Sdn Bhd	-10.1%	N/A	0%	Floor price duty method, being the difference between the export price and normal value of the goods sold for home consumption, where the export price is lower than normal value.

Affected parties should contact the Commission business.gov.au on 13 28 46 or +61 2 6213 6000 or at clientsupport@adcommission.gov.au for further information regarding the actual duty liability calculation in their particular circumstance.

To preserve confidentiality, details of the revised variable factors being the ascertained export price, ascertained normal value and non-injurious price will not be published.

Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel (www.adreviewpanel.gov.au) in accordance with the requirements in Division 9 of Part XVB of the Act, within 30 days of the publication of this notice.

The Anti-Dumping Review Panel can be contacted by mail, phone, fax or email:

Anti-Dumping Review Panel
 c/o Legal, Audit and Assurance Branch
 Department of Industry, Innovation and Science
 10 Binara Street
 CANBERRA CITY
 ACT 2601, AUSTRALIA
 Phone: +61 2 6276 1781
 Fax: +61 2 6213 6821
 Email: ADRP@industry.gov.au

REP 509 has been placed on the Commission's public record. The public record may be examined at www.adcommission.gov.au. Alternatively, the public record may be

examined at the Commission's office during business hours by contacting the case manager on the details provided below.

Enquiries about this notice may be directed to the case manager on telephone number +61 2 6276 1404 fax number +61 3 8539 2499 (outside Australia) or email investigations4@adcommission.gov.au.

Dated this day of 2020

KAREN ANDREWS
Minister for Industry, Science and Technology