



Australian Government
Department of Industry,
Innovation and Science

Anti-Dumping
Commission

ANTI-DUMPING NOTICE NO. 2019/124

Investigation No. 515 into alleged Dumping of High Density Polyethylene

**Exported from the Republic of Korea,
the Republic of Singapore, the Kingdom of Thailand
and the United States of America**

Extensions of time granted to issue the Statement of Essential Facts and the Final Report

Customs Act 1901 – Part XVB

On 24 June 2019, the Commissioner of the Anti-Dumping Commission (Commissioner) published a notice announcing the initiation of an investigation into the alleged dumping of high density polyethylene (the goods) exported to Australia from the Republic of Korea, the Republic of Singapore, the Kingdom of Thailand and the United States of America.

The background to the initiation of this investigation and a full description of the goods is available in Anti-Dumping Notice (ADN) No. 2019/83 (initiation notice). The initiation notice is available on the Anti-Dumping Commission (Commission) website at www.adcommission.gov.au.

The initiation notice advised that the statement of essential facts (SEF) would be placed on the public record by **12 October 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). The initiation notice also advised that a recommendation to the Minister would be made in a final report on or before **26 November 2019**.

Due to complex issues that have arisen in this case (including the appropriate treatment of certain transactions between related parties, the allocation of costs in the production records of interested parties, and the need to consider different market segments in which the goods are sold when assessing the relevant injury factors), I, Paul Sexton, General Manager of the Investigations Branch in the Anti-Dumping Commission, requested an extension of the deadline for the Commissioner to publish the SEF and provide his final report and recommendation to the Minister.¹

¹ On 15 December 2016, the Commissioner of the Anti-Dumping Commission delegated his powers and functions under section 269ZH1 of the *Customs Act 1901* to the General Managers of the Anti-Dumping Commission.

The Commissioner has, under subsection 269ZHI(3) of the *Customs Act 1901*,² extended the deadlines to publish the SEF and provide his final report and recommendation. The SEF will now be placed on the public record no later than **15 January 2020**. 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.

If the investigation is not terminated earlier, a recommendation to the Minister will now be made in a report due on or before **29 February 2020**.³

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 on the Commission website.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2440 or at investigations1@adcommission.gov.au.

Paul Sexton
General Manager, Investigations
Anti-Dumping Commission

3 October 2019

² 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.

³ As this day is a Saturday, the final report will become due on the next working day, 2 March 2020.