



ANTI-DUMPING NOTICE NO. 2020/003

Customs Act 1901 – Part XVB

Deep Drawn Stainless Steel Sinks

Exported to Australia from the People's Republic of China

Findings of the Continuation Inquiry No. 517 into Anti-Dumping Measures

Public Notice under section 269ZHG(1) of the Customs Act 1901 and sections 8(5), 8(5BA), 10(3B), and 10(3D) of the Customs Tariff (Anti-Dumping) Act 1975

The Commissioner of the Anti-Dumping Commission (the Commissioner) has completed an inquiry, which commenced on 3 July 2019, into whether the continuation of the anti-dumping measures in the form of a dumping duty notice and countervailing duty notice applying to deep drawn stainless steel sinks exported to Australia from the People's Republic of China (China) is justified.

Recommendations resulting from that inquiry, reasons for the recommendations, and material findings of fact and law in relation to the inquiry are contained in *Anti-Dumping Commission Report No. 517* (REP 517).

I, KAREN ANDREWS, the Minister for Industry, Science and Technology, have considered REP 517 and have decided to accept the recommendation and reasons for the recommendation, including all the material findings of facts and law set out in REP 517.

Under section 269ZHG(1)(b) of the *Customs Act 1901* (the Act), I declare that I have decided to secure the continuation of the anti-dumping measures currently applying to deep drawn stainless steel sinks exported to Australia from China.

I determine that pursuant to section 269ZHG(4)(a)(iii) of the Act, the dumping duty notice continues in force after 26 March 2020 (the specified expiry date), but that after this day, the notice has effect as if different specified variable factors had been fixed in relation to all exporters generally relevant to the determination of duty as specified in REP 517.

I determine that in accordance with section 8(5) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act), and the *Customs Tariff (Anti-Dumping) Regulation 2013* (the Regulation), the amount of interim dumping duty payable on goods the subject of the dumping duty notice is an amount worked out in accordance with:

- (i) for Guangdong Cresheen Smart Home Co Ltd and Zhongshan Jiabaolu Kitchen & Bathroom Products Co Ltd; the floor price duty method, as specified in section 5(4) of the Regulation; and

- (ii) for all other exporters; the *ad valorem* duty method, as specified in section 5(7) of the Regulation.

I determine that pursuant to section 269ZHG(4)(a)(iii) of the Act, the countervailing duty notice continues in force after 26 March 2020 (the specified expiry date), but that after this day the notice has effect in relation to all exporters (excluding Primy Corporation Ltd and Zhongshan Jiabaolu Kitchen & Bathroom Products Co Ltd) as if different specified variable factors had been fixed relevant to the determination of duty as specified in REP 517.

I direct that pursuant to section 10(3B)(a) of the Dumping Duty Act, the interim countervailing duty referred to in section 10(3A) of the Dumping Duty Act in respect of certain deep drawn stainless steel sinks exported from the People's Republic of China by all exporters (excluding Primy Corporation Ltd and Zhongshan Jiabaolu Kitchen & Bathroom Products Co Ltd) be ascertained as a proportion of the export price of those particular goods.

Pursuant to section 8(5) of the Dumping Duty Act (for Primy Corporation Ltd and Zhongshan Jiabaolu Kitchen & Bathroom Products Co Ltd), and pursuant to sections 8(5BA) and 10(3D) of the Dumping Duty Act (for all other exporters), I have had regard to the desirability of fixing a lesser amount of duty. If the non-injurious price of goods of that kind as ascertained or last ascertained for the purposes of the dumping duty notice and countervailing duty notice is less than the normal value of goods of that kind as so ascertained, or last so ascertained, a lesser amount of interim dumping duty and interim countervailing duty is fixed such that the sum of:

- (i) the export price of goods of that kind as so ascertained, or last so ascertained;
- (ii) the amount of the interim countervailing duty as so fixed; and
- (iii) the amount of interim dumping duty as fixed under section 8 of the Dumping Duty Act,

does not exceed that non-injurious price of goods of that kind as ascertained.

Particulars of the dumping and subsidy margins established for each of the exporters and the effective rates of duty are also set out in the following table.

Exporter	Dumping Margin	Subsidy Margin	Effective rate of interim countervailing duty and interim dumping duty*	Duty Method
Guangdong Cresheen Smart Home Co Ltd	negative 12.3%	0.0% (less than 0.05%)	0%	Floor price (Dumping)
Zhongshan Jiabaolu Kitchen & Bathroom Products Co Ltd	negative 6.8%	N/A	0%	Floor price (Dumping)
Primy Corporation Ltd	9.8%	N/A	9.8%	Ad valorem (Dumping)
Rhine Sinkwares Manufacturing Ltd Huizhou	18.0%	0.3%	18.3%	Ad valorem (Dumping) Proportion of export price (Countervailing)

Exporter	Dumping Margin	Subsidy Margin	Effective rate of interim countervailing duty and interim dumping duty*	Duty Method
Zhuhai Grand Kitchenware Co Ltd	13.4%	2.4%	15.8%	Ad valorem (Dumping) Proportion of export price (Countervailing)
Residual exporters [#]	7.4%	3.1%	10.5%	Ad valorem (Dumping) Proportion of export price (Countervailing)
Uncooperative, non-cooperative and all other exporters	53.9%	6.3%	60.2%	Ad valorem (Dumping) Proportion of export price (Countervailing)

* The calculation of combined dumping and countervailing duties is not simply a matter of adding the dumping and subsidy margins together for any given exporter, or group of exporters. Rather, the collective interim dumping duty and interim countervailing duty imposed in relation to the goods, is the sum of:

- the subsidy rate calculated for all countervailable programs, and
- the dumping rates calculated, less an amount for the subsidy rate applying to Program 1.

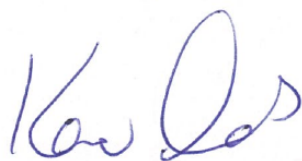
[#] As specified in REP 517. Ningbo Afa Kitchen and Bath Co Ltd; Jiangmen New Star Hi-Tech Enterprise Ltd; Franke (China) Kitchen System Co Ltd; Elkay (China) Kitchen Solutions Co Ltd; Xinhe Stainless Steel Products Co Ltd; Shengzhou Chunyi Electrical Appliances Co. Ltd; Guangdong Yingao Kitchen Utensils Co. Ltd; Guangdong Dongyuan Kitchenware Industrial Co Ltd; Taizhou Boland Kitchenware Co Ltd

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.

REP 517 has been placed on the public record, which may be examined at the Anti-Dumping Commission 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 3 8539 2418, fax number +61 3 8539 2499 or email investigations3@adcommission.gov.au.

Dated this 27th day of February 2020.



KAREN ANDREWS
Minister for Industry, Science and Technology