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# **ANTI-DUMPING NOTICE NO. 2020/021**

*Customs Act 1901 – Part XVB*

## **Certain Aluminium Extrusions**

**Exported to Australia from Malaysia**

**by Premium Aluminium (M) SDN BHD**

## **Findings in relation to an Accelerated Review No. 534 of Anti-Dumping Measures**

***Notice under section 269ZG(3) of the Customs Act 1901<sup>1</sup>  
and section 8(5) of the Customs Tariff (Anti-Dumping) Act 1975***

The Commissioner of the Anti-Dumping Commission (the Commissioner) has completed the accelerated review, which commenced on 20 November 2019, of the anti-dumping measures applying to certain aluminium extrusions ('the goods') exported to Australia from Malaysia by Premium Aluminium (M) SDN BHD ('the applicant').

Recommendations resulting from that 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. 534 (REP 534)*.

I, KAREN ANDREWS, the Minister for Industry, Science and Technology (the Minister), considered REP 534 and decided to accept the recommendations and reasons for the recommendations, including all the material findings of facts and law set out in REP 534.

Under section 269ZG(3)(b) of the Act I declare that, for the purposes of the Act and the *Customs Tariff (Anti-Dumping) Act 1975 (Cth)* (the Dumping Duty Act) with effect from 20 November 2019, the dumping duty notice and countervailing duty notice currently applying to the goods exported to Australia from Malaysia is taken to have effect:

- a. as if the original dumping duty notice and countervailing duty notice had applied to the applicant; but
- b. that I had fixed specified different variable factors relevant to the determination of duty in respect of the applicant.

I, KAREN ANDREWS, the Minister, determine, pursuant to section 8(5) of the Dumping Duty Act, that the interim dumping duty (IDD) payable on the goods exported to Australia from Malaysia by the applicant is an amount worked out in accordance with the floor price

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<sup>1</sup> Unless otherwise indicated, all legislative references are to the *Customs Act 1901 (Cth)* .

duty method as set out in section 5(4) of the *Customs Tariff (Anti-Dumping) Regulation 2013*, with effect from 20 November 2019.

Pursuant to section 8(5BA) of the Dumping Duty Act, I have had regard to the desirability of specifying a method such that the sum of the:

- (a) export price of goods of that kind as so ascertained or last so ascertained;
- (b) the interim dumping duty payable on the goods the subject of the notice under section 269TG(2); and
- (c) the interim countervailing duty payable under section 10 of the Dumping Duty Act on goods the subject of the notice under section 269TJ;

does not exceed the non-injurious price of the goods of that kind as ascertained, or last ascertained, for the purpose of those notices.

The duty that has been determined is the sum of an amount worked out in accordance with the floor price duty method and a proportion of the export price, as detailed in the table below.

<b>Exporter</b>	<b>Effective fixed rate of interim dumping duty</b>	<b>Effective rate of interim countervailing duty</b>	<b>Duty Method</b>
Premium Aluminium (M) SDN BHD	NA	0.0%	Dumping: floor price method Countervailing: proportion of the export price of the goods

IDD will be payable on the goods exported by the applicant only when the actual export price is below the floor price which is a specified (confidential) amount per kilogram as per Confidential Table 1 to this notice.

To preserve confidentiality, details of the specified variable factors such as the Ascertained Export Price, Normal Value and the floor price will not be published.

REP 534 has been placed on the public record, available at [www.adcommission.gov.au](http://www.adcommission.gov.au). The public record may also be examined at the Anti-Dumping Commission office by contacting the case manager on the details provided below.

Enquiries about this notice may be directed to the Case Manager on telephone number (02) 6276 1404, fax number +61 3 8539 2499 or [investigations3@adcommission.gov.au](mailto:investigations3@adcommission.gov.au).

Dated this                      day of                      2020

KAREN ANDREWS  
Minister for Industry, Science and Technology