

5 October 2020

Mr Gavin Crooks
Assistant Director
Investigations 3
Anti-Dumping Commission
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Melbourne Victoria 3000

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Public File

Dear Mr Crooks

Investigations No. 540 and 541 – Press Metal Berhad Mill Finish and Surface Coated Aluminium Extrusions exported from Malaysia – Domestic prices versus export prices

I. Introduction

Capral Limited (“Capral”) has reviewed Press Metal Berhad’s (“PMB”) exporter questionnaire response (“EQR”) and notes that from 1 December 2019 the “Press Metal Kuala Lumpur Group companies started a reorganisation¹”.

II. Dumping Commodity Register

The DCR identifies exports to Australia by Press Metal Berhad either supplied directly or through the following parties:

- Sapa Singapore Holdings Pte Ltd; or
- Sapa Building Systems South East Asia;
- Hydro Holdings Singapore Pte Ltd,

as not the subject of anti-dumping measures. Any exports to Australia from other PMB affiliated entities would be the subject of the measures at the “All other exporter”: rates of IDD and ICD.

III. PMB Aluminium Holdings Limited 2019 Annual Report

At P. 95 of the PMB Aluminium Holdings Limited 2019 Annual Report (“the Report”) under the heading “Additional Compliance Information: Note 1 references the following:

“The Group has entered into the following related party transaction contracts involving interests of Directors, Chief executive and major shareholders:

- (a) Conditional sale and purchase of shares agreement(s) entered into between PMB (Klang) Sdn Bhd (“PMB Klang”), a wholly owned subsidiary of Press Metal International (HK) Limited, which in turn the wholly owned subsidiary of the Company with Everlast Aluminium (M) Sdn

¹ Refer Press Metal Berhad, EQR, EPR Document No. 011, P. 12.

Bhd (“Everlast Aluminium”), a wholly-owned subsidiary of PMB Technology Berhad on 29 October 2019 for acquisition of the entire equity interests in PMB Central Sdn Bhd, PMB Northern Sdn Bhd and PMB Eastern Sdn Bhd for a total cash consideration of RM43,182,000.

- (b) A conditional sale and purchase of shares agreement entered into between PMB Klang and PMB Technology Berhad on 29 October 2019 for acquisition of the entire equity interest in PMB Aluminium Sabah Sdn Bhd for a total cash consideration of RM1,204,000.

(collectively referred to as “proposed Acquisition”)

The Proposed Acquisition was completed on 19 December 2019. PMB Central Sdn Bhd, PMB Northern Sdn Bhd, PMB Eastern Sdn Bhd and PMB Aluminium Sabah Sdn Bhd have become wholly-owned subsidiaries of PMB (Klang) Sdn Bhd, which are in turn subsidiaries of the Company.”

Capral notes that PMB Central is involved with the “marketing of aluminium extrusions”, whilst PMB Northern is involved with the marketing of “aluminium and other related products”, and PMB Aluminium Sabah is involved with the marketing of aluminium sections.

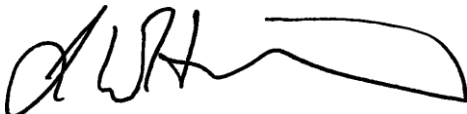
IV. PMB affiliated company exporters to Australia

Capral anticipates that the Anti-Dumping Commission (“the Commission”) will examine whether any of the three identified subsidiary companies that may not have previously been involved with the exportation of aluminium extrusions to Australia and, following acquisition of 100 per cent ownership with effect from 19 December 2019, may now be involved in the exportation of aluminium extrusions to Australia.

Capral further anticipates that any exports to Australia from these affiliated companies within the Press Metal Aluminium Holdings Berhad Group would attract the IDD and ICD rate applicable for “All other exporters” on any subsequent exports of aluminium extrusions to Australia.

If you have any questions concerning this submission please do not hesitate to contact me on (02) 8222 0113 or Capral’s representative Mr John O’Connor on (07) 3342 1921.

Yours sincerely



Luke Hawkins
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