



ANTI-DUMPING NOTICE NO. 2020/103

Customs Act 1901 – Part XVB

Aluminium Extrusions

Exported to Australia from the People’s Republic of China

Findings of the Continuation Inquiry No. 543 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 13 February 2020, into whether the continuation of the anti-dumping measures in the form of a dumping duty notice and countervailing duty notice applying to aluminium extrusions exported to Australia from the People’s Republic of China (China) is justified. Exports of Guangdong Jiangsheng Aluminium Co Ltd and Guangdong Zhongya Aluminium Company Ltd are not covered by this inquiry, as the measures currently in place in relation to aluminium extrusions do not apply to exports of the goods by these companies.

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. 543 (REP 543)*.

I, KAREN ANDREWS, the Minister for Industry, Science and Technology, have considered REP 543 and have decided to accept the recommendations and reasons for the recommendations including all the material findings of facts and law set out in REP 543.

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 aluminium extrusions 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 28 October 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.

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 Goomax Metal Co Ltd Fujian, Guangdong Jinxiecheng Al Manufacturing Co Ltd and Foshan City Sanshui Yongya Aluminium Co Ltd; the floor price duty method, as specified in section 5(4) of the Regulation; and
- (ii) for all other exporters; the combination of fixed and variable duty method pursuant to subsections 5(2) and (3) of the Regulation.

I determine that pursuant to section 269ZH(4)(a)(iii) of the Act, the countervailing duty notice continues in force after 28 October 2020 (the specified expiry date), but that after this day the notice has effect in relation to all exporters as if different specified variable factors had been fixed relevant to the determination of duty as specified in REP 543.

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 aluminium extrusions exported from the China by all exporters be ascertained as a proportion of the export price of those particular goods.

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
Goomax Metal Co Ltd Fujian	-6.0%	1.0%	1.0%	Fixed rate of ICD. Variable component of IDD equal to the amount, if any, by which the actual export price is below the ascertained normal value.
Guangdong Jinxiecheng Al Manufacturing Co Ltd	-4.4%	0.0%	0.0%	
Foshan City Sanshui Yongya Aluminium Co Ltd	-13.8%	0.0%	0.0%	
Tai Shan City Kam Kiu Aluminium Extrusion Co Ltd	22.3%	6.4%	25.6%	Combination of fixed and variable duty method, consisting of a fixed rate of IDD and ICD, plus a variable component of IDD equal to the amount, if any, by which the actual export price is below the ascertained export price.
PanAsia Aluminium (China) Limited	70.0%	0.4%	70.3%	
Residual exporters	11.1%	0.7%	11.5%	
Uncooperative, non-cooperative and all other exporters	71.9%	9.9%	77.4%	

* 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 15.

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 543 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 2437, fax number +61 3 8539 2499 or email investigations4@adcommission.gov.au.

Dated this 12th day of October 2020.

A handwritten signature in black ink, appearing to read 'Karen Andrews', written in a cursive style.

KAREN ANDREWS
Minister for Industry, Science and Technology