



ANTI-DUMPING NOTICE NO. 2021/113

Certain concrete underlay film

Exported to Australia from Malaysia

Investigation No. 554 into Alleged Dumping

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

Customs Act 1901 (Cth) – Part XVB

On 15 July 2020, the then Commissioner of the Anti-Dumping Commission, Mr Dale Seymour, initiated an investigation into the alleged dumping of certain concrete underlay film (the goods) exported to Australia from Malaysia.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2020/073 (the initiation notice) available on the Anti-Dumping Commission's (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 2 November 2020. The initiation notice also advised that a recommendation to the Minister for Industry, Science and Technology (the Minister) would be made in a final report on, or before, 17 December 2020.

As advised most recently in ADN No. 2021/025, the Commissioner of the Anti-Dumping Commission, Dr Bradley Armstrong PSM, (the Commissioner) has since extended this deadline. The SEF is currently due to be placed on the public record on, or before, 10 September 2021. A recommendation is to be provided to the Minister in a report on, or before, 8 November 2021.

The COVID-19 pandemic has impacted interested parties, delaying the provision of their responses to information requests. It has also affected the ability of Commission staff to undertake verification of information within the usual timeframes.

I, Paul Sexton, General Manager, Investigations, requested an extension of the deadline for the Commissioner to publish the SEF and provide his final report and recommendation to the Minister.¹ My reasons for doing so are connected with delays associated with the COVID-19 pandemic. Specifically, an extension of time is required to fully consider issues raised in the application, information provided by

¹ On 15 December 2016, the Commissioner delegated the power to request extensions of time under section 269ZHI of the *Customs Act 1901* (Cth) (the Act) to the General Managers of the Anti-Dumping Commission. See section 269SMR of the Act and ADN No. 2017/10 on the Commission's website for further information.

interested parties, and to ensure that all dumping margins are calculated appropriately.

The Commissioner has, under section 269ZHI(3) of the Act, extended the deadline to publish the SEF, and provide the final report and recommendation.²

The SEF will now be placed on the public record no later than **27 September 2021**.

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.

A recommendation to the Minister will now be made in a report due on, or before, **22 November 2021**.

The public record for this case is available at: www.adcommission.gov.au

Enquiries about this notice may be directed to the Case Manager by email at: investigations4@adcommission.gov.au

Paul Sexton
General Manager, Investigations
Anti-Dumping Commission

7 September 2021

² The power of the Minister to grant extensions of time under section 269ZHI of the Act has been delegated to the Commissioner. See section 269TAH of the Act and ADN No. 2017/10 for further information.