



**Case nos. 557 and 580**

**Certain Copper Tube**

**Exported from People’s Republic of China, Republic of  
Korea and the Socialist Republic of Vietnam**

**File note**

**Conference with MM Kembla**

11 October 2021, 3.30 pm

Participants:

Metal Manufactures Pty Ltd trading as MM Kembla (MM Kembla)	[Name & Position] [Name & Position] [Name & Position] [Name & Position] [Name & Position] [Name & Position]
Anti-Dumping Commission	Justin Wickes - Case Director Roman Maevsky - Case Manager Reuben McGovern – Case Team An Chew – Case Team Vivian Chan – Case Team

The Anti-Dumping Commission (the commission) published its statement of essential facts for investigation no 557 (SEF 557) on 14 September 2021. MM Kembla made a submission in response to SEF 557, which the commission published on 7 October 2021.

The commission also published its verification report for Hailiang (Vietnam) Copper Manufacturing Company Limited (Hailiang Vietnam) in investigation no 580 on 14 September 2021. MM Kembla made a submission in response to that verification report, which the commission published on 4 October 2021.

On 6 October 2021, MM Kembla requested a meeting with the commission to explain certain technical details in its submissions. The commission agreed to a meeting, which was held via videoconference on 11 October 2021.

The following is a summary of the points made by MM Kembla in the conference:

- The commission’s findings in SEF 557 and in the verification report for Hailiang Vietnam are erroneous.
- The flawed logic and economics of price undercutting observed by the commissions.

## **PUBLIC RECORD**

- The commission has made an erroneous finding of 'like goods' in relation to goods sold in the domestic markets of the subject countries.
- The commission has not made the necessary adjustments to reflect material cost differences for non-like goods.
- There are errors in the export sales price as export sales cannot align with domestic sales based on invoice date and the commission should make adjustments .
- Hedging costs have been ignored by the commission
- The commission has not considered that the imported goods do not comply with Australian standards.
- Off-invoice rebates paid to Australian customers appear to have not been considered by the commission.
- Fabrication costs have not been considered appropriately by the commission.
- Dumping found by the US authority for Vietnamese goods exported to the USA should result in a finding of dumping to Australia, given lower selling prices to Australia.