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## **ANTI-DUMPING NOTICE NO. 2022/112**

### **Copper tube**

### **Exported to Australia from the Socialist Republic of Vietnam**

### **Update on Investigation No. 580, following ADRP decision No. 152**

#### *Customs Act 1901 – Part XVB*

#### **Purpose**

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, advise all interested parties that the investigation in relation to the alleged dumping of copper tube (the goods) exported to Australia from the Socialist Republic of Vietnam (Vietnam) will be resumed after the publication of a new Statement of Essential Facts (SEF).

#### **Background**

On 4 March 2022, I terminated the investigation into the alleged dumping of the goods exported to Australia from Vietnam. Further details of the reason for the termination decision can be found in Anti-Dumping Notice (ADN) No. 2022/024 and *Anti-Dumping Commission Termination Report No. 580*.<sup>1</sup>

The applicant for the investigation, Metal Manufactures Pty Ltd trading as MM Kembla, subsequently lodged an application with the Anti-Dumping Review Panel (ADRP) for a review of my termination decision. Section 269ZZN(b) of the *Customs Act 1901* (the Act) provides that the ADRP is able to review my decision, and section 269ZZT(1) of the Act provides for the ADRP to either affirm or revoke my termination decision.

On 4 July 2022, the ADRP revoked my termination decision. The ADRP's reasons for revoking the termination decision are available at [www.industry.gov.au](http://www.industry.gov.au).

#### **Resumption of Investigation**

Section 269ZZT(2) of the Act states that, as soon as practicable after the reviewable decision has been revoked, I must publish a SEF.<sup>2</sup> Following the publication of the SEF, the investigation resumes. I will provide 20 days within which to make submissions in

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<sup>1</sup> Available via [www.industry.gov.au/anti-dumping-commission](http://www.industry.gov.au/anti-dumping-commission).

<sup>2</sup> The SEF will be published on the electronic public record for Case No. 580 available via [www.industry.gov.au/anti-dumping-commission](http://www.industry.gov.au/anti-dumping-commission).

response to the SEF, and I will then provide a report to the Minister for Industry and Science with my recommendations on whether to publish a dumping duty notice (unless the resumed investigation is terminated earlier).

The date of the publication of the SEF will depend on the outcome of my consideration of ADRP Decision No. 146-150 (the ADRP Report) and any further work necessary to address the issues identified in the ADRP Report.

### **Contact**

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 8539 2418, or by e-mail at: [investigations1@adcommission.gov.au](mailto:investigations1@adcommission.gov.au)

Dr Bradley Armstrong PSM  
Commissioner  
Anti-Dumping Commission

21 December 2022