



Australian Government
Department of Industry, Science,
Energy and Resources

Anti-Dumping
Commission

Customs Act 1901 – Part XV B

ANTI-DUMPING NOTICE NO. 2021/152

Clear float glass

Exported from Malaysia and the United Arab Emirates

**Investigation No 582 into Alleged Dumping and
Subsidisation**

**Preliminary Affirmative Determination No 582 (PAD 582)
and imposition of securities**

Public notice under section 269TD of the Customs Act 1901¹

On 27 April 2021 I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, initiated an investigation into the alleged dumping of clear float glass exported to Australia from Malaysia and the United Arab Emirates (UAE) and the alleged subsidisation of clear float glass exported to Australia from Malaysia, following an application lodged by Oceania Glass Pty Ltd.

A full description of the goods is available in Anti-Dumping Notice (ADN) No 2021/054. This ADN is available on the public record at www.adcommission.gov.au

My preliminary findings are set out in *Statement of Essential Facts No 582* (SEF 582), which has been placed on the public record. Pursuant to section 269TD(1) of the *Customs Act 1901*,² I am satisfied that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from the UAE. Consequently, I have made a preliminary affirmative determination (PAD) to that effect.

Having regard to the requirements of the Act and the preliminary findings in SEF 582, I am satisfied that the dumped goods exported from the United Arab

¹ This is a public notice under section 269TD(4)(a) and 269TD(5) of the *Customs Act 1901* (Cth) of the Commissioner's preliminary affirmative determination. It is also a public notice of the Commonwealth's decision to require and take securities.

² All references in this notice to 'the Act' are references to the *Customs Act 1901* (Cth), unless specified otherwise.

PUBLIC RECORD

Emirates (UAE) appear to have caused material injury to the Australian industry producing like goods.

The preliminary analysis of the dumping margins is tabulated below.

Exporter	Dumping margin
Guardian Zoujaj International Float Glass Co LLC	23.8%
Emirates Float Glass LLC	42.5%
All other UAE exporters	42.5%

Under paragraph 269TD(4)(b) of the Act, I am satisfied that it is necessary for the Commonwealth to require and take securities in order to prevent material injury occurring to the Australian industry while the investigation continues.

The Commonwealth will require and take securities under section 42 of the Act in respect of interim dumping duty that may become payable in respect of the goods exported from the UAE and entered for home consumption on or after **15 December 2021**.

The securities that have been determined are amounts worked out in accordance with the *ad valorem* duty method. The effective rates of the securities have been calculated in accordance with the preliminary findings of SEF 582.

These securities will be imposed at the rate specified in the below table.

Exporter	Duty Method	Effective rate of dumping securities
Guardian Zoujaj International Float Glass Co LLC	<i>Ad valorem</i>	14.5%
Emirates Float Glass LLC	<i>Ad valorem</i>	37.9%
All other UAE exporters	<i>Ad valorem</i>	37.9%

The actual security liability may be higher than the effective rate of security due to a number of factors. Affected parties should contact business.gov.au on telephone 13 28 46 or +61 2 6213 6000 (outside Australia) for further information regarding the actual security liability calculation in their particular circumstance.

I must report to the Minister for Industry, Energy and Emissions Reduction (the Minister) with final recommendations in relation to this investigation on, or before, 18 February 2022. The Minister will then decide whether to publish a dumping duty notice and, if relevant, the level of measures to be imposed.

PUBLIC RECORD

Further, if dumped goods give rise to retrospective notices being imposed on the goods under section 269TN of the Act, the dumping duty notice will also include the duties to be imposed retrospectively.

Enquiries about this notice may be directed to the case manager on telephone number +61 8539 2525 or via email at: investigations3@adcommission.gov.au

Dr Bradley Armstrong PSM
Commissioner
Anti-Dumping Commission

14 December 2021