



ANTI-DUMPING NOTICE NO. 2021/153

Investigation No. 584 into alleged dumping of certain

Merchant Bar

Exported from Taiwan

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

Customs Act 1901 (Cth) – Part XV B

On 31 May 2021, the Commissioner of the Anti-Dumping Commission (Commissioner) published a notice initiating an investigation into the alleged dumping of certain merchant bar (the goods) exported to Australia from Taiwan (initiation notice).¹

The statement of essential facts (SEF) was due to be published on the Anti-Dumping Commission's (commission) electronic public register (EPR) by 20 September 2021. During the course of the commission's investigations, the SEF sets out the facts on which the Commissioner proposes to base his recommendations to the Minister for Industry, Energy and Emissions Reduction (the Minister).

Upon publication of the SEF on the EPR, interested parties have 20 days to send submissions to the Commissioner in response to the SEF.²

The initiation notice also advised that a recommendation to the Minister would be made in a final report on or before 3 November 2021.

The deadlines for the publication of the SEF and completion of the final report for the Minister were extended to 20 December 2021 and 3 February 2022 respectively.³

Due to delays in completing the remote Australian industry verification, and in order to fully consider issues raised by interested parties in this investigation, I, Isolde Lueckenhausen, General Manager, Anti-Dumping Commission, requested additional

¹ Refer to the 'consideration report – CON 584' and 'ADN 2021/073 – Initiation of an Investigation' available at items 2 and 3 respectively of the Anti-Dumping Commission's electronic public register located at www.adcommission.gov.au. Public record: 584.

² In accordance with section 269TEA(4) of the Act, the Commissioner is not obliged to have regard to any submission made in response to the SEF received after the end of the 20 day period for submissions, if to do so would, in the Commissioner's opinion, prevent the timely preparation of the report to the Minister.

³ Refer to ADN 2021/125 – 'Extension of time to issue SEF and Final Report' Public record: 584, item 15.

extensions to the deadlines for the publication of the SEF and completion of the final report for the Minister.⁴

Pursuant to section 269ZHI(3) of the *Customs Act 1901* (Cth), the Commissioner approved the request for further extensions.⁵ The SEF will now be placed on the EPR no later than **15 March 2022**. A recommendation to the Minister will now be made in the final report due on or before **29 April 2022**.

Enquiries about this notice may be directed to the case manager by email at investigations3@adcommission.gov.au.

Isolde Lueckenhausen
General Manager
Anti-Dumping Commission

20 December 2021

⁴ The Commissioner delegated the power to request extensions of time under section 269ZHI of the *Customs Act 1901* (Cth) to the general managers of the commission. See section 269SMR of the Act and ADN No. 2017/10 on the Commission's website for further information.

⁵ On 19 January 2017, the then Parliamentary Secretary to the Minister for Industry, Innovation and Science delegated the powers and functions of the Minister under section 269ZHI of the Act to the Commissioner. See Anti-Dumping Notice 2017/10 for further information. Under section 269ZHI(5) of the *Customs Act 1901* (Cth), the Commissioner may grant more than one extension.