

15 December 2021

Mr Ben Merlin  
Assistant Director  
Investigations 1  
Anti-Dumping Commission  
GPO Box 2013  
Canberra ACT 2601

Dear Mr Merlin

**For Public File**

**Investigation No. 591 – Aluminium extrusions exported from Malaysia and Vietnam – supporting information on dumping from Malaysia and Vietnam**

I. Investigation No. 362 and subsequent dumping

Capral Limited (“Capral”) seeks to demonstrate to the Anti-Dumping Commission (“the Commission”) that exporters of aluminium extrusions the subject of anti-dumping measures from Investigation No. 362 will engage in dumping in order to supply the subject goods to Australia should the anti-dumping measures be allowed to expire.

It can be recalled that Malaysian and Vietnamese exporters that are the subject of measures were found to have the following dumping margins as detailed in ADN 2017/72:

Country	Exporter	Dumping Margin
Malaysia	Uncooperative and all other exporters	13.0%
Vietnam	East Asia Aluminium Company Ltd	7.7%
	Mien Hua Precision Mechanical Co., Ltd	11.6%
	Global Vietnam Aluminium Co., Ltd	18.0%
	Uncooperative and all other exporters	34.9%

The assessed dumping margins for the Malaysian and Vietnamese exporters were not minor margins (as reflected above). There were six Malaysian exporters<sup>1</sup> that were found to have not exported at dumped prices, although the majority of these exporters<sup>2</sup> were subsequently found to have exported mill finish and coated aluminium extrusions at dumped prices (refer Investigations 540 and 541).

In review of measures Investigation No. 544 (“Invest 544”) Alumac Industries Sdn Bhd and Premium Aluminium (M) Sdn Bhd, were determined as not dumping during the 2019 investigation period, whereas PMB Aluminium SDn Bhd, EverPress Aluminium Industries Sdn Bhd were found to have exported at dumping margins of 10.7 per cent respectively, along with all remaining Malaysian exporters (also at 10.7

<sup>1</sup> The measures imposed following Investigation No. 362 did not apply to Milleon Extruder Sdn Bhd, Superb Aluminium Industries Sdn Bhd, Kamco Aluminium Sdn Bhd, LB Aluminium Berhad, Press Metal Sdn Bhd and Genesis Aluminium Industries Sdn Bhd. The countervailing notice also did not apply to Alumac Industries Sdn Bhd and EverPress Aluminium Industries Sdn Bhd.

<sup>2</sup> In Investigation No. 540 (Mill Finish) Kamco Aluminium Sdn Bhd, LB Aluminium Sdn Bhd, Milleon Extruder Sdn Bhd were all found to have exported at levels above negligible margins, and in Investigation No. 541 Kamco Aluminium Sdn Bhd, LB Aluminium Sdn Bhd, Milleon Extruder Sdn Bhd and Superb Aluminium Industries Sdn Bhd, were also found to have exported at dumped prices above negligible levels.

per cent margins). All exporters in Vietnam were assessed as having exported with margins of 1.9 per cent in Invest 544.

The Commission's Invest 544 (recently signed by the then Minister on 31 May 2021) confirmed that despite the anti-dumping measures in place, the Malaysian and Vietnam exporters continued to export to Australia at dumped levels.

Reports 540 and 541 (paragraphs 8.5 confirm that exports from Vietnam to Australia during 2019 increased significantly. This has continued in 2020 and early 2021 with Vietnam volumes increasing due to the out-dated variable factors (determine in Invest 362 at significantly low levels that prevailing global prices in 2020 and 2021).

Capral's application for the continuation of measures demonstrated that certain exporters in Malaysia and Vietnam had exported to Australia at *prima facie* dumped levels during the period 1 July 2020 to 30 June 2021. Across this period, the measures that applied were based upon variable factors determined in Investigation No. 362, and were therefore outdated.

Exporters in Malaysia and Vietnam capitalised on the low prices (compared with more recent 2020/21 prices) and increased exports to Australia – particularly from Vietnam. This increase in export volumes in 2020/21 is indicative of the likely future increase in exports from both Malaysia and Vietnam should the anti-dumping measures be allowed to expire on 27 June 2022.

Capral contends that the dumping will likely continue should the measures be allowed to expire.

## II. Pricing information - Vietnam

Capral has obtained information relating to domestic prices for aluminium extrusions sold in Vietnam during 2021 for exporters of goods the subject of measures. This information has been sourced to demonstrate that dumping is continuing in 2020/21 due to the variable factors reflecting 2019 pricing levels. Capral considers that this is indicative that should the measures be allowed to expire it is likely that dumping and material injury will recur.

Capral obtained domestic and export selling price information from the following exporters in Vietnam:

- [identification of two exporters of aluminium extrusions in Vietnam];

It is noted that [Vietnam exporter] has provided [no.] quotations – [description of sales].

The [description and type of sale] (Confidential Attachment 1 (a)).

The [description and type of sale] (Confidential Attachment 1 (b)).

This demonstrates that [exporter and nature of sale] in its export quotations. Correspondence supporting the quotations is also attached (Confidential Attachment 1 (c)).

[Exporter] has similarly provided a quotation for supply. The [nature and type of sale] of FOB export prices for the Apr-June 2021 quarter that Capral has included in its application to this investigation.

It can be recalled from Table 5 of Capral's application for the continuation of measures that the weighted average export price for the April-June 2021 quarter declined from the previous quarter. However the LME plus Major Japanese Port Premium increased by US\$xxx per metric tonne from the first quarter of 2021 to the second quarter – or by almost xx per cent. Weighted average Vietnam export prices to Australia declined by 7.2 per cent over the same period. It is evident that Vietnam exporters – due to the original measures applying at lower raw material input prices, took advantage of the lower variable factors and increased exports to Australia at dumped prices during 2020/21.

Capral submits that should the measures be allowed to expire, it is likely that Vietnam exporters will again take full advantage of an absence of measures and reduce selling prices for aluminium extrusion exports to Australia to secure sales and market share at dumped and injurious prices.

The *prima facie* domestic selling price information for Vietnam indicates that Vietnam exporters have recommenced dumping in 2020/21 to take advantage of variable factors that do not reflect contemporary prices (i.e. the Vietnam exporters are supplying at dumped prices).

III. Offers of aluminium extrusions from Malaysia and Vietnam

The recent review of measures investigation No. 544 outcomes (Minister's decision on 31 May 2021) involving the subject exporters in Malaysia and Vietnam has impacted the availability of offers for aluminium extrusions sourced from both countries on the Australian market.

Capral considers that recent shipping constraints are unlikely to prevail beyond early 2022 and as shipping availability improves, aluminium extrusion exporters in Malaysia and Vietnam will quickly capitalise on opportunities to export into the Australian market should the measures not reflect prevailing prices or be allowed to expire.

Capral submits that it would be unsafe to rely upon reductions in export volumes in the last twelve month period as indicative of an absence of injurious export volumes from Malaysia and Vietnam.

IV. Likelihood of recurrence of dumping

The continued dumping activity of exporters in Malaysia and Vietnam that were the subject of measures following Invest 362 is indicative of the likelihood of future exports at dumped prices should the measures be allowed to expire. Similarly, the recent growth in export volumes from Vietnamese exporters that have capitalised on outdated anti-dumping measures to grow export volumes to Australia, is indicative of the likely future dumping and injury should the measures be permitted to expire.

It is therefore considered *likely* that dumping and injury will continue should the Minister not take steps to secure the continuation of measures beyond the scheduled expiry date of 27 June 2022. It is also considered *likely* that exporters the subject of the measures in Malaysia and Vietnam will export at dumped prices to Australia post the scheduled expiry date of the measures. Where the dumping of aluminium extrusions from Malaysia and Vietnam recommences, it follows that there exists a likelihood of a recurrence of injury from the dumping that the measures are intended to prevent.

Capral urges the Commissioner to recommend to the Minister that he take steps to secure the continuation of the anti-dumping measures on aluminium extrusions exported to Australia from Malaysia and Vietnam before the expiry date of 27 June 2022.

If you have any questions concerning this submission please do not hesitate to contact me on (02) 8222 0113 or Capral's representative Mr John O'Connor on (07) 3342 1921.

Yours sincerely



Luke Hawkins  
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