

16 March 2022

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

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Dear Mr Merlin

Public File

Investigation No. 591 – Aluminium extrusions exported from Malaysia and Vietnam – Importer Verification Report - Press Metal Aluminium Australia Pty Ltd

I. Introduction

We refer to the Press Metal Aluminium Australia Pty Ltd (“PMAA”) importer verification report (“the report”) placed on the Electronic Public Record (“EPR”) on 15 March 2022 (refer EPR Document No. 020).

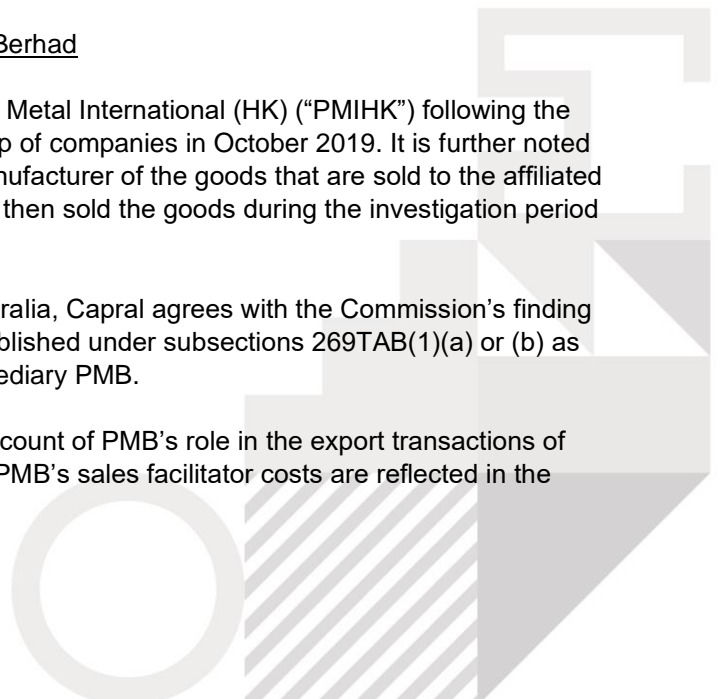
Capral Limited (“Capral”) takes this opportunity to address a number of items contained in the PMAA report that are relevant to the Anti-Dumping Commission’s (“the Commission”) considerations in Investigation No. 591 (“Invest 591”).

II. Press Metal Aluminium Holdings Berhad

We note that PMAA became a subsidiary of Press Metal International (HK) (“PMIHK”) following the reorganizational structure of the Press Metal Group of companies in October 2019. It is further noted that PMB Aluminium Sdn Bhd (“PMBA”) is the manufacturer of the goods that are sold to the affiliated “sales facilitator” Press Metal Berhad (“PMB”) that then sold the goods during the investigation period to PMAA.

Given the circumstances for PMBA’s sales to Australia, Capral agrees with the Commission’s finding that PMBA’s export price to PMAA cannot be established under subsections 269TAB(1)(a) or (b) as the sales to Australia were via the affiliated intermediary PMB.

We anticipate that the Commission will take full account of PMB’s role in the export transactions of aluminium extrusions exported to PMAA and that PMB’s sales facilitator costs are reflected in the determination of dumping margins for PMBA.



III. PMAA's assertions on injury and causation

We note the assertions of PMAA as detailed at Section 7 of the PMAA Report. It is not apparent to Capral how PMAA has calculated the market figures stated, including:

- Capral occupies 60% market share; and
- PMAA's market share is only 3%.

We consider the PMAA estimates to be arbitrary, not based upon any detailed analysis, and therefore cannot be relied upon. An examination of import data from China alone when contrasted with estimated Australian manufacturer sales data does not support an unfounded assertion that Capral's market share is as estimated by PMAA. Similarly, PMAA's estimate of its market share is likely to have been down-played to suggest that the long-term established importer is not an active and influential participant on the Australian market.

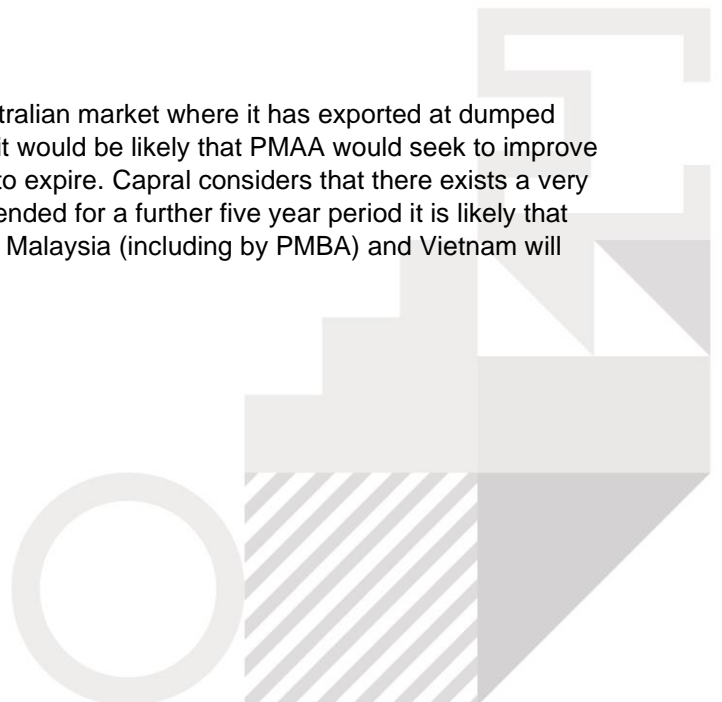
PMAA's (and that of its affiliated producer, PMBA) would suggest otherwise.

PMAA has been a long-time supplier of aluminium extrusions into the Australian market (whether sourced from PMB or PMBA). The company has well-established distribution links to its customers in Australia. It must be recalled that only recently in Investigation 544 ("Invest 544"), PMB was found to have exported aluminium extrusions to Australia at prices that were at dumped prices of 10.7 per cent. The Australian industry experienced material injury due to the dumping in the investigation period in Invest 544.

PMAA's comments (at Section 7 of the report) confirm that price is the predominant factor influencing the customer's purchasing decision. The increased freight costs as referenced by PMAA are considered short term imposts due to the covid-19 pandemic and are not long-term freight cost positions – and most certainly not likely for a five year duration of the measures.

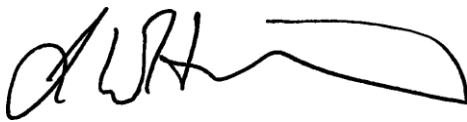
IV. Closing remarks

PMAA's long-standing supplier position to the Australian market where it has exported at dumped prices even with measures in place suggests that it would be likely that PMAA would seek to improve its market share should the measures be allowed to expire. Capral considers that there exists a very real prospect that should the measures not be extended for a further five year period it is likely that injury from dumping from exports to Australia from Malaysia (including by PMBA) and Vietnam will continue.



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

Yours sincerely



Luke Hawkins
General Manager – Supply and Industrial Solutions

