



ANTI-DUMPING NOTICE NO 2022/123

Ammonium Nitrate

Exported to Australia from Chile, Lithuania, and the Socialist Republic of Vietnam

Extension of time granted to issue the Statement of Essential Facts and the Final Report Investigation No 605

Customs Act 1901 – Part XVB

On 8 June 2022, the Commissioner of the Anti-Dumping Commission (Commissioner) published a notice (initiation notice)¹ announcing the initiation of an investigation into the alleged dumping of ammonium nitrate (the goods)² exported to Australia from Chile, Lithuania and the Socialist Republic of Vietnam.³

The initiation notice advised that the Commissioner would publish the statement of essential facts (SEF) on the public record by 26 September 2022. The SEF will set out the facts on which the Commissioner proposes to base his recommendations to the Minister for Industry and Science (the Minister) in relation to this investigation. The initiation notice also advised that the Commissioner would make a recommendation to the Minister in a final report on or before 10 November 2022.

Following the initiation of the investigation, the Commissioner extended the deadline for publishing the SEF and providing recommendations in the final report to the Minister.⁴ Following that extension, the SEF was due to be placed on the public record by 13 December 2022, and recommendations to the Minister were due in a final report on or before 21 February 2023.

I, Isolde Lueckenhausen, Deputy Commissioner, Investigations, Anti-Dumping Commission, requested a further extension for the Commissioner to publish the SEF and provide his final report and recommendations to the Minister.⁵ The extension was requested due to operational needs, including case complexities which require the commission to gather and verify further data, conduct analysis, and prepare a

¹ Anti-Dumping Notice (ADN) 2020/050, electronic public record (EPR) 605, no 3. The EPR is available on the Anti-Dumping Commission's (commission) website at www.adcommission.gov.au

² A full description of the goods is available in the initiation notice.

³ The Commissioner terminated the investigation in respect of Chile on 3 August 2022. See ADN 2022/080 at EPR 605, no 17.

⁴ See ADN 2022/097 at EPR 605, no 22.

⁵ On 15 December 2016, the Commissioner delegated his powers and functions under section 269ZHI of the *Customs Act 1901* to the Deputy Commissioners of the commission. See ADN 2017/010 for further information.

SEF.

The Commissioner has, under section 269ZHI(3) of the *Customs Act 1901*,⁶ extended the due date to publish the SEF and provide his final report and recommendation to the Minister.

The Commissioner is now due to publish a SEF on the public record no later than **7 March 2023**. Interested parties are invited to make submissions to the Commissioner in response to the SEF within 20 days of the SEF being placed on the public record.

The Commissioner is now due to provide his final report and recommendation to the Minister on or before **16 May 2023**.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2525 or via email at investigations3@adcommission.gov.au.

Isolde Luekenhausen
Deputy Commissioner, Investigations
Anti-Dumping Commission

13 December 2022

⁶ On 19 January 2017, the 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 ADN 2017/010 for further information.