



Investigation No 605

Ammonium nitrate

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

File note

On 8 June 2022, the Anti-Dumping Commission (the commission) notified exporters of ammonium nitrate exported to Australia from Chile, Lithuania, and the Socialist Republic of Vietnam (Vietnam) that questionnaire responses in relation to the investigation were due by no later than 15 July 2022.

Extensions of time

The commission has received requests for extensions of time to submit an exporter questionnaire from certain exporters and due consideration has been given to the extension requests.

When considering the extension request, the *Customs (Extensions of Time and Non-Cooperation) Direction 2015* (Customs Direction) requires the Commissioner to:

- take into account the responsibility to conduct the case in a timely and efficient manner
- reject a request for an extension if the request has not been made before the due date, and
- consider the reasons provided for the extension, having regard to:
 - the reasons why the entity could not provide its response within the whole period and not only the period remaining between the request and the due date
 - ordinary business practices or commercial principles
 - the commission's understanding of the relevant industry, and
 - previous correspondence from the entity, previous dealings with the entity, and information provided by other interested parties.

Consequently, the commission has granted the following parties extensions to submit a response to the exporter questionnaire, on the requirement that the response is reasonably complete and accurate and includes both the confidential and public record versions:

PUBLIC RECORD

Entity	Extension days (calendar)	Revised due date
Vinacomin Mining Chemical Industry Holding Corporation Ltd	15	30 July 2022
J&E International (China) Co., Ltd	21	5 August 2022
AB Achema	21	5 August 2022

Table 1: Extensions granted

The commission will place the non-confidential version of the responses to the exporter questionnaires on the public record. If the responses contain deficiencies that could be quickly and easily rectified in a further response, a reasonable timeframe will be provided to rectify the deficiencies.¹ The responses will then placed on the public record after the deficiencies have been rectified.

Uncooperative exporters

The Commissioner must determine any exporter that does not provide a response to the exporter questionnaire by the due date an uncooperative exporter according to the Customs Direction.

Where an exporter provides a response to the exporter questionnaire that contains deficiencies that could not be rectified quickly and easily in a further response, the Commissioner may determine that the exporter is an uncooperative exporter.

¹ Section 6 of the Customs Direction.