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25 October 2022

The Director - Investigations  
Anti-Dumping Commission  
GPO Box 2013  
Canberra ACT 2601

### Aluminium extrusions exported from China – Review 609

Dear Director,

This submission is made on behalf of Guangdong Xingfa Aluminium Co., Ltd (Xingfa) in response to the misleading and false assertion made by Capral Limited (Capral) in its submission dated 30 September 2022, to the current review of measures (Review 609).

Capral makes the assertion that Xingfa has appointed Aus Star International Holdings Pty Ltd ('Aus Star') as its exclusive agent for goods exported to Australia. Capral's understanding appears to rely solely on a 'Market Announcement' by Xingfa which it attached to its submission. Capral's understanding is incorrect.

First, it is noted that Capral does not acknowledge in its submission that the Market Announcement was made by Xingfa over 7 years ago, in September 2015. Either Capral was aware that the market announcement was outdated and deliberately misled the Commission, or it was unaware of the timing of the announcement, in which case it has reached a flawed conclusion without proper examination of the issue. In either case, Capral has misinformed the Commission by presenting the evidence as if it were contemporary information.

To confirm, Xingfa provides a copy of the original pdf announcement (Attachment A). The properties of the document highlighted below confirms that it was created on 28 September 2015.

Details	
Title	Add a title
Author	微软用户
Subject	Add a subject
Keywords	Add keywords
Base URL	Add base url
<a href="#">Custom</a>	
General	
File Name	Market Announcement.final.pdf
Creator	Microsoft® Word 2013
Producer	Microsoft® Word 2013
Created	Monday, 28 September 2015 11:36:30
Modified	Monday, 28 September 2015 11:36:30
PDF Version	1.5 (Acrobat 6.x)
Size	151.61 KB (155,250 Bytes)

**PUBLIC VERSION**

Second, Xingfa's submitted and verified data in previous inquiries confirms that it does not have any such exclusive export arrangement in place as it has made exports to Australia to other local customer entities.

Third, Xingfa's verified data also confirms that no commissions were paid on its exports to Australia.

Finally, whilst an exclusive arrangement was considered and discussed in 2015 between the relevant parties, an agreement was never reached and the exclusive trading arrangement never eventuated as a result.

As Capral's assertion is both misleading and false, the Commission should immediately disregard it and give no weight to the submission.

John Bracic