

NON-CONFIDENTIAL – PUBLIC FILE VERSION

[28/05/18]

The Commissioner
Anti-Dumping Commission
55 Collins Street
MELBOURNE VIC 3000

By email: clientsupport@adcommission.gov.au

Dear Commissioner

Application seeking an exemption from anti-dumping and countervailing duties

We would like to seek an exemption from anti-dumping and countervailing duties which have been imposed on extruded aluminium supplied by companies in the People's Republic of China.

Details of applicant

[redacted] [company name]
[redacted] [company address]

Contact person

[redacted] [name]
[redacted] [role]
[redacted] [phone number]
[redacted] [email address]

Applicant's interest as an affected party

[redacted] [company name] is a small family based business located in [redacted] [location]. Our business is based in the flooring industry. We import and supply extruded anodised aluminium tiling trims.

The extrusions we import are used to protect the tile edge from chipping/cracking, safety for the end user and or as a decorative finish.

The goods we are seeking an exemption from duties are 6063 T5 Aluminium extrusions with a wall thickness of 1.0mm or less and are anodised in the bright Silver, Matt Silver, finished/Brushed Silver and the mill finish. These extrusions by name (and which we are currently importing and seeking exemption on) include... Box trim, Half Round trim, L shape Angle and Diminishing Trim. The extrusions are made of 6063 T5 aluminium (refer to attachment Drawings & specs). As these trims are a finishing product and will be seen by the end user, the anodised finish needs to be protected with a plastic sticker. These sections also have a wing that has holes punched out to create gaps for the tile adhesive to push through and hold it in place when installed and is used as a branding opportunity.

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Details of other parties likely to have an interest in this exemption application and what their interests may be

Capral- Ryan Little, 303 Woolcock St GARBUTT QLD 4814, Ph: M 0404 818 122.

G. James Extrusion Co Pty Ltd (G. James)- Kristian, 1084 Kingsford Smith Drive Eagle Farm , Queensland 4009, Ph: 07 3877 2333.

Independent Extrusions Pty Ltd (INEX)- Kendrick Mills, 8/22 Jutland St Loganlea QLD 4131, Ph: 07 3442 0425.

Aluminium Shapemakers Pty Ltd (AluShapes)- Michelle, 7 Warringah Cl, Somersby NSW 2250, Ph: 02 4340 4344.

Almax Aluminium Pty Ltd;- Cathy Beverley, 87 Trade St, Lytton Ph: 07 3906 6000.

Aluminium Profiles Australia Pty Ltd- Alan, 25-31 Licola Cres, Dandenong South VIC 3175, Ph: 03 9768 5000

Extrusions Australia Pty Ltd (EA)- Dale Cook, 25-28 Andretti Court Truganina VIC 3029, Ph: 0428 008 719

Olympic Aluminium Co Pty Ltd (Olympic)- Paul Bishop 606 Ballarat Road Sunshine Vic 3020 Ph: 0416 183 701

Ullrich Aluminium Pty Ltd (Ullrich)- Conrad Ullrich, 105-111 Maggilo Drive Paget Mackay 4740 Ph: 0436342487

Grounds on which the exemption is being sought

Exemption One – Like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade

Evidence that all known Australian producers have been contacted in writing and asked whether or not they manufacture and can supply bright silver extruded aluminium.

We have contacted all known Australian manufacturers seeking production of our anodised extrusions. We have been informed by all that they cannot produce our type of anodised extrusions to our specifications for reasons such as “section is too small for press”, “Bright silver anodising is not offered”, “the type of punching and protective plastic is not offered”. Copies of supporting emails are attached (see attachments 2.0, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6 2.7, 2.8.).

Details of anti-dumping and countervailing measures applying to Extruded Aluminium

The goods subject to measures are:

Aluminium extrusions:

- are produced by an extrusion process;

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- are of alloys having metallic elements falling within the alloy designations published by The Aluminium Association commencing with 1, 2, 3, 5, 6 or 7 (or proprietary or other certifying body equivalents);

Finish Types

- as extruded (mill);
- mechanical;
- anodized; or
- painted or otherwise coated, whether or not worked;

Sizes

- have a wall thickness or diameter greater than 0.5 mm;
- have a maximum weight per metre of 27 kilograms; and
- have a profile or cross-section fitting within a circle having a diameter of 421 mm.

The goods are classified to the following subheadings in Schedule 3 to the Customs Tariff

Tariff item	Statistical code
7604.10.00	06
7604.21.00	07, 08
7604.29.00	09, 10
7608.10.00	09
7608.20.00	10
7610.10.00	12
7610.90.00	13

- All other Exporters IDD & ICD 64.4% Confidential FOB, cash 147The countries subject to measures are China, Malaysia and Vietnam.

On 20 October 2015 the findings of Continuation Inquiry No. 287 were published, continuing dumping and countervailing measures on aluminium extrusions from China for a further 5 years.

On 10 November 2017, with an effective date of 11 November 2018, anti-dumping measures in the form of interim dumping duties (IDD) were amended on aluminium extrusions exported from the People's Republic of China (China) following a review of measures, except for exports by Guangdong Jiangsheng Aluminium Co Ltd and Guangdong Zhongya Aluminium Co Ltd.

Anti-dumping measures in the form of interim countervailing duties (ICD) were also amended on aluminium extrusions exported from China, except for exports by Guangdong Jiangsheng Aluminium Co Ltd, Guangdong Jinxi Cheng Al Manufacturing Co. Ltd and Foshan Shunde Beijiao Jiawei Aluminium Factory

Exceptions are listed in the Dumping Commodity Register.

Detailed statement setting out reasons for seeking an exemption

We are seeking an exemption from the anti-dumping and countervailing duties based on the simple fact that the types of products with ALL of our specifications considered are not manufactured or offered for sale by Australian manufacturers (see attachments D.O.G 1.0, 2.0, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6 2.7, 2.8.).

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To continue imposing these measures on our products will have none of the intended effects to protect Australian manufacturers from dumping as we cannot buy our product from Australian manufactures as they do not produce it. These measures are just increasing the cost of our goods by 64.4% (DSN 147) when there is no impact on Australian manufactures in the first place as they are not even competing with or offering these types of goods.

We have approached all known Australian manufacturers and none have been able to produce these extrusions to ALL of our specifications. The reasons given by Australian manufacturers are as follows:

1. Unable to consistently produce the “bright Silver” anodising finish to an acceptable standard. Australian manufacturers are themselves importing these types of products when needed in the “Bright Silver” finish (as per attachment 2.3 Capral email).
2. The thin wall thickness/ cross section is too small for their presses (This applies to Type A & B extrusion see attachment D.O.G, 2.2, 2.5,2.6,2.7).
3. They do not offer the type of punching into the wing of the extrusion (This applies to Type A & B extrusion see attachment D.O.G, 2.5).
4. They do not offer the protective plastic sticker (This applies to Type A & B extrusion see attachment D.O.G, 2.5).
5. Supporting documents are attached (See D.O.G & 2.0-2.8)

If you have any questions regarding this application, please do not hesitate to contact me.

Yours sincerely

██████████ [name]

██████████ [role]