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## **ANTI-DUMPING NOTICE NO. 2019/95**

### **Certain aluminium extrusions**

### **Exported to Australia from the People's Republic of China, the Socialist Republic of Vietnam and Malaysia**

### **Initiation of Exemption Inquiries Nos 0074, 0075 and 0076**

*Customs Tariff (Anti-Dumping) Act 1975*

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission, have initiated exemption inquiries in relation to certain goods the subject of anti-dumping measures applying to aluminium extrusions exported to Australia from the People's Republic of China (China), the Socialist Republic of Vietnam (Vietnam) and Malaysia following the consideration of applications lodged by Auswide Equipment Pty Ltd.

The exemption category being sought is under subsections 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under these provisions the Minister for Industry, Science and Technology (Minister) may exempt goods from dumping and countervailing duties where satisfied:

'that 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.'

#### **The Anti-Dumping Measures**

Anti-dumping measures, in the form of dumping duty notices and countervailing duty notices, are imposed on certain aluminium extrusions exported to Australia:

- In relation to aluminium extrusions exported from China, current rates of dumping duty and countervailing duty are set out in Anti-Dumping Notice 2019/44, following a review of measures to which *Anti-Dumping Commission Report No. 482* refers.
- In relation to aluminium extrusions exported from Vietnam and Malaysia, current rates of dumping duty are set out in Anti-Dumping Notices 2017/72 and 2017/73 following a dumping and countervailing investigation to which *Anti-Dumping Commission Report No. 362* refers.

Details of information relating to the goods subject to anti-dumping measures can be found in the Dumping Commodity Register on the Anti-Dumping Commission's (the Commission) website at [adcommission.gov.au](http://adcommission.gov.au)

## **The Exemption Goods**

The goods the subject of the exemption inquiries (the exemption goods) are described by the applicant as follows for each inquiry:

### *EX0074 – aluminium channel*

The exemption goods are aluminium channel extruded in alloy designation 7005 with temper designation T593. These materials are used in the manufacture of plant trailers and loading ramps for the transportation and loading of earthmoving equipment.

The exemption goods of aluminium channel made from alloy and temper designations 7005-T593 being sought are of the following dimensions:

- 105mm x 50mm channel at 3.4 meters long, with a flange thickness of 7mm and wall thickness of 4mm.
- 125mm x 50mm channel at 3.4 metres long, with a flange thickness of 8mm and wall thickness of 4mm.
- 150mm x 50mm channel at 3.4 metres long, with a flange thickness of 9mm and wall thickness of 4.5mm.
- 160mm x 60mm channel at 3.4 metres long, with a flange thickness of 9mm and wall thickness of 6mm.

### *EX0075 – aluminium flat bar*

The exemption goods are aluminium flat bar extruded in alloy designation 7005 with temper designation T593. These materials are used in the manufacture of plant trailers and loading ramps for the transportation and loading of earthmoving equipment.

The exemption goods of aluminium flat bar made from alloy and temper designations 7005-T593 being sought are of the following dimensions:

- 160mm x 10mm flat bar at 4 metres long.

### *EX0076 – aluminium angle line*

The exemption goods are aluminium angle line extruded in alloy designation 7005 with temper designation T593. These materials are used in the manufacture of plant trailers and loading ramps for the transportation and loading of earthmoving equipment.

The exemption goods of aluminium angle line made from alloy and temper designations 7005-T593 being sought are of the following dimensions:

- 38.1mm x 38.1mm x 4.75mm angle at 6 metres long.
- 40mm x 40mm x 6mm angle at 6 metres long.
- 50.8mm x 50.8mm x 6.35mm angle at 6 metres long.
- 63.5mm x 63.5mm x 6.35mm angle at 6 metres long.
- 76.2mm x 76.2mm x 6.35mm angle at 6 metres long.

## **Tariff Classification**

For each of the inquiries, the exemption goods may be classified to the following tariff subheadings and statistical codes of Schedule 3 to the *Customs Tariff Act 1995*:

<b>Tariff subheading</b>	<b>Statistical code</b>
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

## **The Current Inquiry**

Applications for the exemptions have been made to the Minister by Auswide Equipment Pty Ltd.

After making inquiries of the Australian industry producing aluminium extrusions and other interested parties, I will recommend to the Minister whether the exemption goods should be exempted from the anti-dumping measures.

## **Public Record**

There is no legislative requirement to maintain a public record for exemption inquiries. However, in the interests of transparency, a public record will be maintained. This notice, along with a non-confidential version of the application and any non-confidential submissions that are received, will be published on the public record, available at [www.adcommission.gov.au](http://www.adcommission.gov.au).

## **Lodgment of Submissions**

Interested parties are invited to lodge written submissions concerning this inquiry no later than the close of business on **26 August 2019**,<sup>1</sup> addressed to:

The Director  
Investigations 3  
Anti-Dumping Commission  
Level 35  
55 Collins Street  
Melbourne VIC 3000

or email [Investigations3@adcommission.gov.au](mailto:Investigations3@adcommission.gov.au), or fax to (03) 8539 2499 or +61 3 8539 2499 (outside Australia).

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<sup>1</sup> As the closing date for submissions falls on Saturday 24 August 2019, submissions are due on the following business day Monday 26 August 2019.

Interested parties wishing to participate in the inquiry must ensure that submissions are lodged promptly.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- (i) provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests; or
- (ii) satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "For Official Use Only".

Interested parties must lodge a non-confidential version or a summary of their submission in accordance with the requirement above (clearly marked "PUBLIC RECORD").

### **Report to the Minister**

There is no legislated timeframe for completing the report and recommendation to the Minister.

### **Anti-Dumping Commission contact**

Enquiries about this notice may be directed to the Case Manager by email to [Investigations3@adcommission.gov.au](mailto:Investigations3@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission  
18 July 2019