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# **ANTI-DUMPING NOTICE NO. 2022/114**

## **Aluminium extrusions Exported to Australia from the People's Republic of China and Malaysia Initiation of Exemption Inquiry No 0095**

*Customs Tariff (Anti-Dumping) Act 1975*

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, have initiated an exemption inquiry 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) and Malaysia.

The exemption category being sought is under sections 8(7) and 10(8) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under these sections the Minister for Industry and Science (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 apply to certain aluminium extrusions exported from China and Malaysia. The current measures that apply are:

- dumping and countervailing duties applying to all exporters of aluminium extrusions (all finish types) from China, except for exempt exporters and
- dumping duties applying to certain exporters of mill finish and surface finish aluminium extrusions from Malaysia.<sup>1</sup>

### **The Exemption Goods**

The goods the subject of the exemption inquiry (the exemption goods) are certain aluminium extrusions.

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<sup>1</sup> Refer to [the dumping commodity](#) register for information about the application of the measures, and current exemptions.

Press Metal Aluminium Australia Pty Limited, Press Metal International Technology Ltd and Press Metal International Ltd (collectively, the applicant) provided further details regarding the exemption goods as follows:

*“Extruded aluminium T-Bars of mill finish produced from 5383 aluminium alloy with Temper H112 (AA5383-H1112) of any length, width, diameter and weight.”*

The exemption goods are classified to the tariff subheading 7604.29.00 (statistical code 09 and 10) of Schedule 3 to the *Customs Tariff Act 1995*.

The exemption inquiry will examine whether the goods the subject of the application satisfy the conditions of sections 8(7) and 10(8) of the Dumping Duty Act.

### **The Current Inquiry**

Press Metal Aluminium Australia Pty Limited, Press Metal International Technology Ltd and Press Metal International Ltd applied for this exemption.

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 30 January 2023, addressed to:

The Director  
Investigations 4  
Anti-Dumping Commission  
GPO Box 2013  
Canberra ACT 2601

or email [investigations4@adcommission.gov.au](mailto:investigations4@adcommission.gov.au), or fax to (03) 8539 2499 or +61 3 8539 2499 (outside Australia).

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 "OFFICIAL: Sensitive".

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 via email at [investigations4@adcommission.gov.au](mailto:investigations4@adcommission.gov.au).

Dr Bradley Armstrong PSM  
Commissioner  
Anti-Dumping Commission

22 December 2022