



Anti-Dumping Commission  
PO Box 1632  
MELBOURNE VIC 3001

The Honourable Michael Moore  
Senior Member  
Anti-Dumping Review Panel  
c/- Legal Services Branch  
Department of Industry and Science  
10 Binara Street  
Canberra City ACT 2601

BY EMAIL: [adrp@industry.gov.au](mailto:adrp@industry.gov.au)

Dear Mr Moore,

**Power Transformers exported from the Republic of Indonesia, Taiwan, The Kingdom of Thailand and The Socialist Republic of Vietnam**

I refer to your letter of 9 July 2015 and sincerely apologise for the delay in responding. I refer also to the second request from the Anti-Dumping Commission (the Commission) for additional time in which to complete the reinvestigation.

You have requested information from the Commission in relation to what steps have been undertaken to date in the reinvestigation, and what further steps will be undertaken if you are minded to grant the further extension.

With respect to your request to reinvestigate I note that *inter alia* you have asked the Commission to reinvestigate the findings:

*'...that, in relation to goods exported by ABB Vietnam from Vietnam and by ABB Thailand from Thailand, the export prices differed significantly among purchasers and any findings consequential upon those findings.'*

You note in your reasoning that the focus of section 269TACB(3)(a) is a comparison between prices as *monetary amounts* in contrast to the ratio between the export price and the full costs to make and sell, used by the Commission in its original investigation.

To date, the Commission has been considering alternative methodologies that would allow a meaningful comparison between export prices when expressed as monetary amounts for the purpose of section 269TACB(3)(a). **Preliminary conclusions**

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The Commission does acknowledge that to date, progress on this matter has been stalled or is slower than preferable. A significant cause of this is difficulty in finding an investigator within the Commission with sufficient expertise in anti-dumping, specifically targeted dumping, who is able to dedicate the time necessary to this reinvestigation in the current environment of high demand. Notwithstanding, the Commission is committed to completing the investigation within the additional 45 days requested in the acting Commissioner's letter of 1 July 2015.

Preliminary Conclusions

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As I've noted previously, the complexity of this re-investigation cannot be overstated and when combined with the demand on the Commission's resources, means that an additional 45 days is required to complete the reinvestigation as requested.

If you require any further information with respect to this matter, please contact Ms Kerry Taylor on ph: 03 8539 2430.

Yours sincerely

Dale Seymour  
Commissioner  
Anti-Dumping Commission

17 July 2015