



Customs Act 1901

Notice under section 269ZZI

Aluminium Road Wheels exported from the People's Republic of China

The Anti-Dumping Review Panel has accepted applications from Pilotdoer Wheels Co. Ltd (Pilotdoer) and Zhejiang Yueling Co., Ltd (Yueling) for review of a decision by the Parliamentary Secretary to the Minister for Industry, Innovation and Science, to alter a dumping duty and countervailing duty notice following a review enquiry.

The grounds raised in the applications by Pilotdoer and Yueling for the decision under review not being the correct or preferable decision include but are not limited to:

Pilotdoer

- (a) The Anti-Dumping Commission (ADC) erred by calculating normal values for Pilotdoer by the use of average net profit from domestic sales made in the ordinary course of trade (OCOT) by other selected exporters; and

Yueling

- (b) The ADC erred by disregarding information provided by Yueling for the purpose of arriving at its findings in relation to Yueling, in particular:

- i. The ADC erred by disregarding information provided by Yueling for the purpose of establishing export prices pursuant to Section 269TAB(4) of the Act;
- ii. The ADC erred by disregarding information provided by Yueling for the purpose of establishing normal value pursuant to Section 269TAC(7) of the Act;
- iii. The ADC erred in calculating the export prices of Yueling in the same way as that adopted for uncooperative exporters, under Section 269TAB(3) of the Act;
- iv. The ADC erred in calculating the normal value of Yueling in the same way as that adopted for uncooperative exporters, under Section 269TAC(6) of the Act;
- v. The ADC erred in calculating a dumping margin of 40.3% for Yueling - the same level as that of an uncooperative exporter - which was achieved by comparing the export price and normal value ascertained by disregarding Yueling's information as described in grounds (b)(i) and (ii) using the methodologies described in grounds (b)(iii) and (iv) above;
- vi. The ADC erred in calculating a subsidy margin of 18.5% for Yueling, worked out under Section 269TACD(1) and (2) of the Act, by using:
 - for "Program 1" - the value of the subsidy determined using the highest unit benefit received by other selected exporter; and
 - for all programs except "Program 1" - the actual amount of benefit received by Yueling reported in Yueling's responses to the exporter questionnaires, but attributed by using the lowest weighted average export price and the lowest relevant turnover figures for other selected exporters, being the same attribution method as was adopted for uncooperative exporters.

The Parliamentary Secretary's decision was published in The Australian newspaper on 22 October 2015.

The goods to which these application(s) relate are:

Aluminium road wheels for passenger motor vehicles, including wheels used for caravans and trailers, in diameters ranging from 13 inches to 22 inches.

For clarification, the goods include finished or semi-finished ARWs whether unpainted painted, chrome plated, forged or with tyres and exclude aluminium wheels for go-carts and All-Terrain Vehicles

The Anti-Dumping Review Panel proposes to conduct a review of the decision. Interested parties may make submissions to the Panel within **30 days** after the date of publication of this notice.

Submissions may be emailed to adrp@industry.gov.au, or posted to:

Anti-Dumping Review Panel, c/o ADRP Secretariat, Legal, Audit and Assurance Branch, Department of Industry, Innovation and Science, GPO Box 9839 ACT 2600 Australia.

Persons wishing to make further inquiries about this review should telephone (02) 6276 1781. Copies of the applications for review, which set out the full grounds for seeking review and other documents are available on the public record of the review at www.adreviewpanel.gov.au

The reports of the original investigation are available on the Anti-Dumping Commission website at www.adcommission.gov.au

Leora Blumberg, Panel Member
Anti-Dumping Review Panel

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