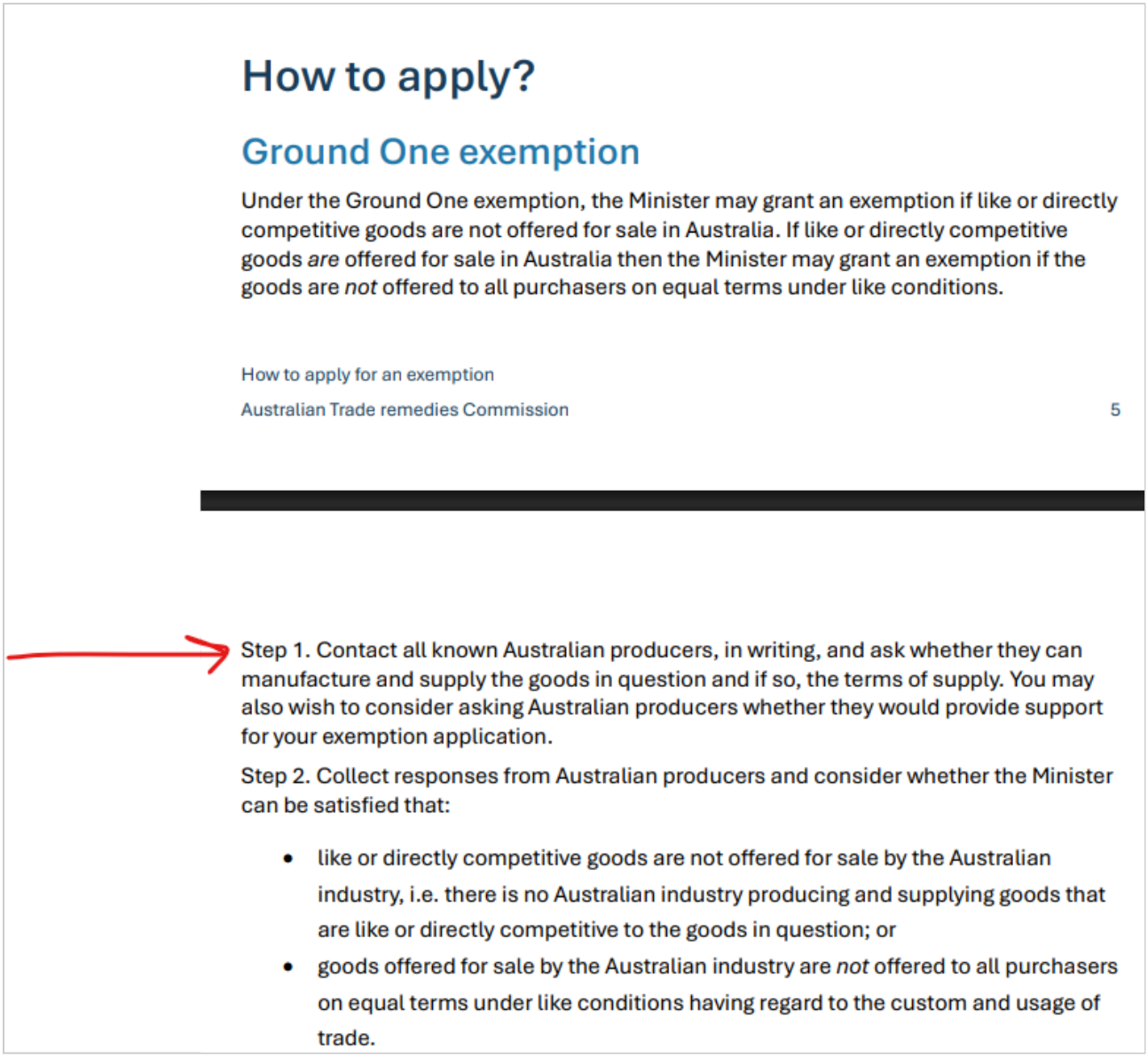
# Annex C

## ATRC, *How to apply for an exemption*: Ground One, Steps 1 and 2 (extract, p.5)

Australian Trade Remedies Commission, *Guidelines: How to apply for an exemption* (October 2026), p.5. Screen extract; the arrow marking Step 1 is ProCon's. Referred to in Part C.



How to apply?

Ground One exemption

Under the Ground One exemption, the Minister may grant an exemption if like or directly competitive goods are not offered for sale in Australia. If like or directly competitive goods *are* offered for sale in Australia then the Minister may grant an exemption if the goods are *not* offered to all purchasers on equal terms under like conditions.

How to apply for an exemption

Australian Trade remedies Commission 5

Step 1. Contact all known Australian producers, in writing, and ask whether they can manufacture and supply the goods in question and if so, the terms of supply. You may also wish to consider asking Australian producers whether they would provide support for your exemption application.

Step 2. Collect responses from Australian producers and consider whether the Minister can be satisfied that:

- like or directly competitive goods are not offered for sale by the Australian industry, i.e. there is no Australian industry producing and supplying goods that are like or directly competitive to the goods in question; or
- goods offered for sale by the Australian industry are *not* offered to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.

Response to SEF 691 by Ellie Vaisman, Procon Materials Pty Ltd. Non-confidential.