Received
Australian Trade Remedies Commission

Application for an accelerated review of anti-dumping measures

Applications are taken to be lodged or received by the Commissioner when it is first received by a commission staff member doing duty in relation to applications.

Staff members are taken to be on duty receiving applications from 9:00am to 5:00pm (AEST or AEDST) on business days that are not an Australian Capital Territory public holiday, or during Annual Closedown.

See Page 5 for more details.

Applicants are encouraged to contact the Commission prior to lodgement if they wish to discuss their application or the process.

ANTI-DUMPING COMMISSION
Form ADC1
June 2025

APPLICATION UNDER SECTION 269ZE OF THE *CUSTOMS ACT 1901* FOR AN ACCELERATED REVIEW OF ANTI-DUMPING MEASURES

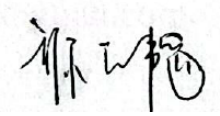
In accordance with section 269ZE of the *Customs Act 1901* (the Act) [1], I request that the Commissioner of the Anti-Dumping Commission conduct an accelerated review of a dumping duty notice and/or countervailing duty notice (the notice(s)) insofar as it affects this exporter[2].

NB: Only a new exporter is eligible to apply for an accelerated review. A new exporter means that, in relation to goods the subject of an application for a dumping duty notice or countervailing duty notice or like goods, an exporter who did not export such goods to Australia at any time during the investigation period in relation to the application (ss 269ZE(1) and 269T(1) refers).

DECLARATION

I believe that the information contained in this application:

- provides reasonable grounds for an accelerated review of the dumping or countervailing duty notice(s) in so far as it relates to the applicant; and
- is complete and correct.

Signature: 

Name:	Li Huitao
Position:	Legal Representative
Company:	FOSHAN LIANGYIN ALUMINUM CO.,LTD
Date:	October 15, 2026

[1] All legislative references are to the *Customs Act 1901*.

Signature requirements

Where the application is made:

By a company - the application must be signed by a director, servant or agent acting with the authority of the corporate body.

By a joint venture - a director, employee, agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application form.

On behalf of a trust - a trustee of the trust must sign the application.

By a sole trader - the sole trader must sign the application.

In any other case - contact the Anti-Dumping Commission's (the commission's) client support section for advice.

NB: Where an application is made by an agent acting with authority on behalf of a company, joint venture, trust or sole trader, an authority to act letter must be provided with this application.

Assistance with the application

The commission provides a free-of-charge document checking service, available prior to formal lodgement, to assist applicants to ensure that their applications meet the documentary requirements, see "before you apply": https://www.industry.gov.au/anti-dumping-commission/apply-anti-dumping-or-countervailing-duties-measures

The commission has also published guidelines to assist applicants with the completion of this application: https://www.industry.gov.au/anti-dumping-commission/how-importers-and-exporters-can-participate-anti-dumping-system

The commission's client support section can also provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

Phone: 13 28 46 or +61 2 6213 6000 (outside Australia)

Email: clientsupport@adcommission.gov.au

Further information is available from the commission's website at www.adcommission.gov.au.

Required

1. Provide details of the current anti-dumping measure(s) the subject of this

information

review application, including:

- identify the notice(s) imposing measures that the applicant seeks an accelerated review of; and
- a description of the goods to which the notice(s) relates.

Answer:

The current measures were imposed pursuant to Anti-Dumping Notice No. 2010/40, published on October 28, 2010. The investigation period was July 1, 2008 to June 30, 2009.

The subject products are Aluminium extrusions produced via an extrusion process, of alloys having metallic elements falling within the alloy designations published by The Aluminium Association commencing with 1, 2, 3, 5, 6 or 7 (or proprietary or other certifying body equivalents), with the finish being as extruded (mill), mechanical, anodised or painted or otherwise coated, whether or not worked, having a wall thickness or diameter greater than 0.5 mm, with a maximum weight per metre of 27 kilograms and a profile or cross-section which fits within a circle having a diameter of 421 mm. The goods include aluminium extrusion products that have been further processed or fabricated to a limited extent, after aluminium has been extruded through a die. Aluminium extrusion products that have been painted, anodised, or otherwise coated, or worked (e.g., precision cut, machined, punched or drilled) fall within the scope of the goods. The goods do not extend to intermediate or finished products that are processed or fabricated to such an extent that they no longer possess the nature and physical characteristics of an aluminium extrusion but have become a different product.

The tariff classification codes of goods are 76041000, 76042100, 76042900, 76081000, 76082000, 76101000, 76109000.

2. Provide details of the name, street and postal address, of the applicant seeking the accelerated review;

Answer:

The company's name: FOSHAN LIANGYIN ALUMINUM CO.,LTD.

Street and postal address: Workshop A1-10, No. 8-1, Dongfeng Road, Tanglian, Shishan Town, Nanhai District, Foshan City.

3. Provide details of the name of a contact person, including their position, telephone number and e-mail address;

Answer:

Name of contact person: Li Huitao

Position: Legal Representative

Telephone number: [Commercial Sensitive Information: Contact number]

E-mail address: [Commercial Sensitive Information: email address]

4. Describe the applicant's role in the exportation of the goods (e.g. producer or manufacturer, distributor or trader of the goods);

Answer:

Liangyin is a manufacturer of the subject goods. Liangyin sold aluminum extrusions in Chinese and overseas market, but did not export subject goods to Australia during the original investigation period.

5. Confirm that the applicant is a 'new exporter', meaning, in relation to goods the subject of an application for a dumping duty notice or countervailing duty notice or like goods, an exporter who did not export such goods to Australia at any time during the investigation period in relation to the application (ss 269ZE(1) and 269T(1) refers).

Answer:

Liangyin had not yet been established during the original investigation period July 1, 2008 to June 30, 2009, and thus could not have exported the subject products to Australia, which is also the reason why Liangyin was unable to participate in the original investigation.

To prove the above facts, Liangyin provides the business license as ***Exhibit 1***, which records that Liangyin was established on May 21, 2014, later than the original investigation period.

Liangyin also provides its establishment registration documents filed with the Market Supervision Bureau, serving as supporting evidence for the business license. See ***Exhibit 2***.

6. Confirm whether the applicant has previously applied for an accelerated review in relation to the notices the subject of this application.

Answer:

Liangyin has not previously applied for an accelerated review.

7. Confirm whether the applicant is related to an exporter whose exports were examined in relation to the application for publication of the notice(s), and the nature of the relationship (s 269ZE(2)(b) refers).

   In determining whether the applicant is an associate of an exporter whose exports were examined in relation to the application for publication of the notices(s), answer the following (s 269TAA(4) refers):

   (a) Are both natural persons?
   If yes:
   (i) Are they members of the same family? Or;
   (ii) Is one of them an officer or director of a body corporate controlled, directly or indirectly, by the other?

(b) Are both body corporates?
If yes:
(i) Are both of them controlled by a third person (whether or not a body corporate)? Or;
(ii) Do both of them together control, directly or indirectly, a third body corporate? Or;
(iii) Is the same person (whether or not a body corporate) in a position to cast, or control the casting of, 5% or more of the maximum number of votes that might be cast at a general meeting of each of them?

(c) Is one of them, being a body corporate, directly or indirectly, controlled by the other (whether or not a body corporate)?

(d) Is one of them, being a natural person, an employee, officer or director of the other (whether or not a body corporate)?

(e) Are they members of the same partnership?

NB: Please include appropriate evidence in support of your view that the applicant is or is not related to another company whose exports were examined in relation to the application for publication of the notice(s) (i.e. during the original investigation). This should include an overview of your corporate structure, including entities that the applicant has an interest in and entities that have an interest in the applicant, list of directors and annual report(s) where applicable.

Answer:

Liangyin confirms that it is not related to any Chinese producer or exporter of Aluminium extrusions that were originally investigated.

During the original investigation period, Liangyin had not yet been established and therefore could not have had any affiliation with the subject companies. Liangyin is currently held by two individual shareholders, [Commercial Sensitive Information: Name of Shareholders]. While the shareholders have investments in other companies, none of them are related to the companies involved in the original investigation, nor are they associated with the subject producers or exporters. Additionally, Liangyin itself has no parent or subsidiary companies.

We have compiled a list of companies in which the two shareholders have investments, detailing the name of each company, its main business activities, and the nature of its relationship with Liangyin. Please refer to ***Exhibit 3 List of Associated Companies*** for details.

8. Provide a statement setting out the basis on which you consider the particular dumping or countervailing duty notice is inappropriate, so far as the applicant is concerned.

Impact of an all exporter

Where a review of measures applies to all exporters of the goods generally (that is, not a single exporter), the changes to the notice(s) that result from the review

review of measures

may apply to all relevant exporters of the goods, including past applicants for an accelerated review. This means that changes to a notice as an outcome of an all-exporter review of measures may replace an earlier published outcome of an accelerated review.

Answer:

As stated above, since Liangyin did not participate in the original investigation due to the absence of exports to Australia during the original investigation period, the duty rate determined in the original investigation shall not apply to Liangyin.

Dumping Duty:

Liangyin intends to export aluminium extrusions in the future. Liangyin promises its export procedures will be highly regulated and lawful, adhering to market pricing principles, with corresponding documentation available to substantiate each transaction stage.

Liangyin notes that Chinese aluminium profile exporters were subject to duties ranging from 3.1% to 25.7%. Liangyin wishes to emphasize that this range of duties does not reflect its actual circumstances, as Liangyin has never engaged in any form of dumping in Australia, nor will it do so in the future.

Pursuant to Section 269TAC of Customs Act 1901(hereinafter referred to as "the Act"), the calculation of the dumping margin shall be based on a proper comparison between the export price and the normal value. The section stipulates that normal value shall be the price 'paid or payable for like goods sold in the ordinary course of trade for home consumption in the country of export in sales'. Where such price cannot be found or unsuitable, it may be substituted by 'price paid or payable for like goods sold in the ordinary course of trade in arms length transactions for exportation from the country of export to a third country determined by the Minister to be an appropriate third country', or 'the cost of production or manufacture of the goods in the country of export' plus 'administrative, selling and general costs associated with the sale and the profit on that sale'.

The price of Liangyin's product is determined by its production cost and target profit. Pursuant to the aforementioned provisions, Liangyin contends that the prices of aluminium extrusions exported to Australia will neither below the sum of costs and reasonable profit, nor below domestic sales prices or export prices to other appropriate third countries. Regardless of the calculation method employed, Liangyin will not engage in dumping in Australia. Should the Commission accept Liangyin's application for review, the company welcomes an investigation into it and will provide truthful, accurate, complete, and verifiable data on costs, prices, expenses, and other relevant information to substantiate the aforementioned claims.

Countervailing Duty:

Liangyin did not receive any benefits under the subsidy programs identified in the original investigation, which include:

- Program 1: Preferential tax policies for enterprises with foreign investment established in the coastal economic open areas and economic and technological development zones.;
- Program 10: Preferential Tax Policies for Foreign Invested Enterprises – Reduced Tax Rate for Productive FIEs scheduled to operate for a period of not less than 10 years.;
- Program 13: Exemption of tariff and import VAT for imported technologies and equipments;
- Program 16: Preferential tax policies for enterprises with foreign investment established in Special Economic Zones (excluding Shanghai Pudong area);
- Program 17: Preferential tax policies for enterprises with foreign investment established in Pudong area of Shanghai;
- Program 18 - Preferential tax policies in the Western Regions;
- Program 2: One-time Awards to Enterprises Whose Products Qualify for 'Well-Known Trademarks of China' and 'Famous Brands of China';
- Program 3: Provincial Scientific Development Plan Fund;
- Program 4: Export Brand Development Fund;
- Program 5: Matching Funds for International Market Development for SMEs;
- Program 6: Superstar Enterprise Grant;
- Program 7: Research & Development (R&D) Assistance Grant;
- Program 8: Patent Award of Guangdong Province;
- Program 9: Training Program for Rural Surplus Labour Force Transfer Employment
- Program 15: Goods provided at less than adequate remuneration;
- Program 26: Innovative Experimental Enterprise Grant;

Liangyin has not received any benefits under the subsidy programs listed above. Accordingly, the subsidy programs and countervailing level determined in the original investigation are not applicable to Liangyin.

On this basis, Liangyin respectfully requests that the Commission accept this application of Accelerated Review and calculate the applicable IDD and ICD based on Liangyin's own data.

Lodgement of This application, together with the supporting evidence, must be lodged in the

the application

manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by either:

- email, preferably, using the email address clientsupport@adcommission.gov.au;
- upload to SIGBOX (SIGBOX is our secure online lodgement platform, suitable for large files or attachments - email us to arrange access), or
- post to:

  The Commissioner of the Anti-Dumping Commission
  GPO Box 2013
  Canberra ACT 2601

As currently applied:

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- Staff members are taken to be on duty receiving applications from 9:00am to 5:00pm (AEST or AEDST) on business days that are not an Australian Capital Territory public holiday, or during Annual Closedown.*

Definitions in this application:

- ***AEST*** means Australian Eastern Standard Time.
- ***AEDST*** means Australian Eastern Daylight Savings Time
- ***business day*** means a day that is not a Saturday or Sunday.
- ***Annual Closedown*** means the 3 business days the Commission is closed between Christmas Day and New Year's Day.

* Public holidays are listed at: https://www.fairwork.gov.au/employment-conditions/public-holidays

Public Record

There is no legislative requirement to maintain a public record for accelerated reviews. However, in the interests of transparency, a public record for an accelerated review will be opened and accessible on the commission's website at www.adcommission.gov.au. The public record will contain, among other things, a copy of the application, all submissions from interested parties and commission reports.

At the time of making the application, the commission requests both a confidential version (for official use only) and non-confidential version (public record) of the application be submitted. Please ensure each page of the application is clearly marked "FOR OFFICIAL USE ONLY" or "PUBLIC RECORD". The non-confidential application should enable a reasonable understanding of the substance of the information submitted in confidence, clearly showing the reasons for seeking the accelerated review, or, if those reasons cannot be summarised, a statement of reasons why summarisation is not possible. If you cannot provide a non-confidential version, contact the commission's client support section for advice.