



Anti-Dumping Notice No. 2018/155

Customs Act 1901 – Part XVB

**CERTAIN ALUMINIUM EXTRUSIONS
EXPORTED THROUGH ONE OR MORE THIRD COUNTRIES
FROM THE PEOPLE'S REPUBLIC OF CHINA**

Findings in relation to Anti-Circumvention Inquiry 447

Public Notice under subsection 269ZDBH(1) of the *Customs Act 1901*

The Commissioner of the Anti-Dumping Commission has completed Anti-Circumvention Inquiry 447, which commenced on 16 October 2017, concerning the export of certain aluminium extrusions (the goods) to Australia through one or more third countries to avoid anti-dumping measures.

Recommendations resulting from that inquiry, reasons for the recommendations and material findings of fact and law in relation to the inquiry are contained in *Anti-Dumping Commission Report No. 447 (REP 447)*.

I, KAREN ANDREWS, the Minister for Industry, Science and Technology, have considered REP 447 and have decided to accept the recommendations and reasons for the recommendations, including all the material findings of facts and law set out in REP 447.

Under subsection 269ZDBH(1)(b) of the *Customs Act 1901* (the Act), I declare, for the purposes of the Act and the *Customs Tariff (Anti-Dumping) Act 1975*, alterations to the original subsection 269TG(2) and subsection 269TJ(2) notices are taken to have been made to those notices, with effect on and after 16 October 2017. Under subsection 269ZDBH(5), this declaration has effect according to the terms of this notice. The terms of this notice are that the original notices are to be altered as follows:

- under subsection 269ZDBH(2)(c), exports of the goods from:
 - Malaysia by Zinaco Industrial and Hardware Industries Ltd and Foshan ZP Aluminium Co., Ltd;
 - Taiwan by Yun Sin Enterprise Co., Ltd; and
 - Thailand by Bay Enterprise Co., Ltd , Siam Industrial Supplies Ltd, V-Power Biotech Limited Partnership and Foshan ZP Aluminium Co., Ltd;are to be subject to the original notices; and
- under subsection 269ZDBH(2)(e), specification of variable factors in respect these exporters.

The interim duty that will be determined is an amount worked out in accordance the combination of fixed and variable duty method, as detailed in the table below.

Exporter/country	Dumping Margin	Subsidy Margin	Effective rate of combined interim countervailing duty and interim dumping duty*	Duty Method
Siam Industrial Supplies Ltd from Thailand Bay Enterprise Co., Ltd from Thailand V-Power Biotech Limited Partnership from Thailand Foshan ZP Aluminium Co., Ltd from Thailand Zinaco Industrial and Hardware Industries Ltd from Malaysia Foshan ZP Aluminium Co., Ltd from Malaysia Yun Sin Enterprise Co., Ltd from Taiwan	59.1%	8.1%	64.4%	<i>Combination of fixed and variable duty method consisting of a fixed rate of IDD and ICD plus a variable component of IDD equal to the amount, if any, by which the actual export price is lower than the ascertained export price.</i>

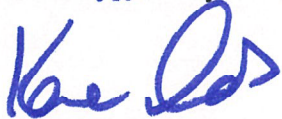
* The calculation of combined dumping and countervailing duties is not simply a matter of adding the dumping and subsidy margins together for any given exporter, or group of exporters. The collective interim dumping duty and interim countervailing duty imposed in relation to the goods, is the sum of:

- the subsidy rate calculated for all countervailable programs, and
- the dumping rates calculated, less an amount for the subsidy rate applying to Program 15 (where this has been received by the exporter).

REP 447 has been placed on the public record and may be examined at the Anti-Dumping Commission office during business hours by contacting the case manager using the contact details provided below. Alternatively, the public record is available at www.adcommission.gov.au. Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel, (www.adreviewpanel.gov.au), in accordance with the requirements in Division 9 of Part XVB of the Act within 30 days of the publication of this notice.

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 8539 2428 or by email to investigations2@adcommission.gov.au.

Dated this 25th day of October 2018



KAREN ANDREWS

Minister for Industry, Science and Technology