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**AUSTRALIAN CUSTOMS DUMPING NOTICE NO 2010/29**

**CERTAIN PLYWOOD EXPORTED FROM BRAZIL, CHILE, THE PEOPLE'S  
REPUBLIC OF CHINA AND MALAYSIA**

**Termination of investigation**

*Customs Act 1901 – Part XVB*

On 3 December 2009, the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (Customs and Border Protection) initiated an investigation into the alleged dumping of certain plywood exported to Australia from Brazil, Chile, the People's Republic of China (China) and Malaysia. The investigation was initiated following an application lodged by Boral Plywood, Carter Holt Harvey Woodproducts Australia Pty Ltd and BRG Group Pty Ltd on behalf of the Australian industry producing like goods.

Public notification of initiation of the investigation was made on 3 December 2009 in *The Australian* newspaper and by Australian Customs Dumping Notice 2009/45 which also contains additional information regarding the investigation.

As a result of Customs and Border Protection's investigation, the CEO is satisfied that the dumping margin for the following exporters, when expressed as a percentage of the weighted average export price, is less than 2%:

- Paneles Arauco SA of Chile;
- Chilean residual exporters;
- Chilean selected non-cooperative exporters;
- Samling Plywood (Bintulu) Sdn Bhd of Malaysia;
- Samling Plywood (Baramas) Sdn Bhd of Malaysia; and
- Malaysian residual exporters.

The CEO therefore terminated the investigation in accordance with s.269TDA(1) of the *Customs Act 1901* so far as it relates to these exporters.

The CEO is satisfied that the volume of exports by Malaysian selected non-cooperative exporters is less than 3% of the total Australian import volume. The CEO therefore terminated the investigation in accordance with s.269TDA(3) of the *Customs Act 1901* so far as it relates to Malaysian selected non-cooperative exporters.

The CEO is satisfied that that exports of plywood from Brazil and China to Australia have not caused material injury to the Australian industry. The CEO therefore terminated the investigation in accordance with s.269TDA(13) of the *Customs Act 1901* so far as it relates to Brazil and Chile.

In making his decision, the CEO considered submissions and information supplied by interested parties, submissions in response to statement of essential facts No. 156 published on 21 June 2010 and any other relevant information.

A notice of the decision to terminate will be published in *The Australian* on 6 August 2010. Termination report No. 156 has been placed on the public record and is available on Customs and Border Protection's website.

The applicants may request a review of the CEO's decision by lodging an application with the Trade Measures Review Officer in the approved form and manner within 30 days of the publication of this notice.

The Trade Measures Review Officer's details are:

Trade Measures Review Officer  
3-5 National Circuit  
BARTON ACT 2601  
Phone: 02 6250 6401  
Fax: 02 6250 5931

Enquiries concerning this notice may be directed to the case manager by phone on 02 6275 6729 or by email at [tmops1@customs.gov.au](mailto:tmops1@customs.gov.au).

Geoff Johannes  
National Manager  
Trade Measures Branch  
Canberra ACT

4 August 2010