



Australian Government

**Australian Customs and
Border Protection Service**

AUSTRALIAN CUSTOMS DUMPING NOTICE NO. 2010/36

Biodiesel

Exported from United States of America

Extension of time to issue the statement of essential facts

CUSTOMS ACT 1901 - PART XVB

On 22 June 2010, the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (Customs and Border Protection) initiated investigations following an application lodged by Biodiesel Producers Limited, an Australian biodiesel manufacturer. The application requested the publication of a dumping duty notice and a countervailing duty notice in respect of biodiesel exported to Australia from the United States of America (USA).

A full description of the goods is available in Australian Customs Dumping Notice (ACDN) No. 2010/21. This ACDN is available on the internet at www.customs.gov.au

The initiation notice advised that the statement of essential facts (SEF) for the investigations would be placed on the public record by 10 October 2010. The SEF sets out the facts on which Customs and Border Protection proposes to base its recommendations to the Minister for Home Affairs (the Minister).

Due to extensions of time allowed for various interested parties to supply information, Customs and Border Protection considered that the prescribed 110 days to place the SEF on the public record for the investigation was likely to be insufficient and requested an extension of the deadline for the publication of the SEF.

The Minister has had regard to this request and to the reasons provided and decided that it is reasonable to extend the deadline for the publication of the SEF. The SEF will now be placed on the public record no later than 8 November 2010. Interested parties are invited to make submissions to Customs and Border Protection in response to the SEF within 20 days of the SEF being placed on the public record.

A recommendation to the Minister will now be made in a report due on or before 22 December 2010.

Enquiries concerning this notice may be directed to the case management team by email to tmops3@customs.gov.au, by telephone on (02) 6275 6544 or by facsimile on (02) 6275 6990.

Geoff Johannes
National Manager
Trade Measures Branch
CANBERRA ACT

7 October 2010