



Australian Government

**Australian Customs and
Border Protection Service**

AUSTRALIAN CUSTOMS DUMPING NOTICE NO.2010/31

Certain Aluminium Extrusions

Exported from the People's Republic of China

Resumption of investigations into alleged dumping and subsidisation of aluminium extrusions exported to Australia by Tai Ao Aluminium (Taishan) Co Ltd

CUSTOMS ACT 1901 – PART XVB

On 13 April 2010, the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (Customs and Border Protection) terminated the investigations into the alleged dumping and subsidisation of certain aluminium extrusions (the goods) exported to Australia from the People's Republic of China (China) by one exporter, Tai Ao Aluminium (Taishan) Co Ltd (Tai Ao).

These parts of the investigations were terminated because the dumping margin for Tai Ao was found to be less than two per cent, and the countervailable subsidisation for Tai Ao was found to be not more than two per cent. Australian Customs Dumping Notice No. 2010/11 provides further detail on the termination.

Applications to Trade Measures Review Officer

On 14 May 2010, Capral Limited lodged an application with the Trade Measures Review Officer (Review Officer) for a review of the decision to terminate the investigations as they related to Tai Ao.

Review Officer decision

On 24 August 2010, the Review Officer revoked the decision to terminate the dumping and subsidy investigations as they relate to Tai Ao.

The Review Officer's reasons for revoking the termination decision are available at <http://www.ag.gov.au/tmro> (follow 'Reviews'). The Review Officer's report identifies specific aspects of the investigations that he considers should be further considered.

Resumption of investigations

Section 269ZZT(2) of the *Customs Act 1901* states that as soon as practicable after the reviewable decision has been revoked, a Statement of Essential Facts (SEF) must be published. Following the publication of the SEF, the normal investigation timeframes resume. Interested parties will have 20 days within which to make submissions in response to the SEF and Customs and Border Protection will then have a further 25 days to provide a report to the relevant Minister.

The dumping and subsidy investigations so far as they relate to Tai Ao have been resumed. The resumed investigations will focus on addressing the issues identified by the Review Officer as requiring further consideration. This may involve requests for and verification of further information obtained from interested parties. Interested parties will be notified of the date for publication of the SEF as soon as practicable.

Customs and Border Protection contact

Enquiries concerning this notice may be directed to the Case Manager on telephone number (02) 6275 5709, fax number (02) 6275 6990 or e-mail tmops3@customs.gov.au.

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30 August 2010