



**Australian Customs Dumping Notice No.2003/11**

CUSTOMS ACT 1901 - PART XVB

NOTICE PURSUANT TO SECTION 269TG(1), SECTION 269TG(2) AND  
SECTION 269TL

**DICHLOROPHENOXY-ACETIC ACID (2,4-D)  
FROM  
THE PEOPLE'S REPUBLIC OF CHINA, INDIA AND THE  
UNITED KINGDOM**

**FINDING**

The Minister for Justice and Customs has accepted Customs' recommendations in relation to the alleged dumping of dichlorophenoxy-acetic acid (2,4-D) exported to Australia from the People's Republic of China (China), India and the United Kingdom (U.K.).

In report 58 Customs concluded that:

exports of the goods from China and the U.K. were at dumped prices;

dumping margins for exports of the goods from India were negligible;

the Australian industry has suffered injury;

dumped imports have caused material injury to the Australian industry producing like goods; and

material injury would continue to be caused to the Australian industry if the goods continue to be exported to Australia at dumped prices.

Customs recommended that:

anti-dumping action be taken against the goods exported from China and the U.K.; and

anti-dumping action not be taken against the goods exported from India.

The Minister accepts Customs' recommendations and declares that s.8 of the *Customs Tariff (Anti-Dumping) Act 1975* applies to:

the goods and like goods exported to Australia from China (except exports from Imtrade China), and the U.K. and entered for home consumption on or after 28 October 2002 but before publication of the notice in *The Gazette* and *The Australian*; and  
like goods exported to Australia from China and the U.K. and entered for home consumption on or after the date of publication of the notice in *The Gazette* and *The Australian*.

The Minister accepts the recommendation from Customs and declares that s.8 of the *Customs Tariff (Anti-Dumping) Act 1975* does not apply to the goods and like goods exported to Australia from India.

Customs will not publicise normal values, export prices and non-injurious prices as they may reveal confidential details of the companies concerned. Upon request the CEO may notify normal value or export price or non injurious price to persons who, in the CEO's opinion, would be affected parties in any review of the rate of interim duty imposed on like goods to the goods to which the declaration relates.

Report 58 contains the reasons for Customs' recommendation and is available on request from the Trade Measures Office Management, Australian Customs Service, Canberra, telephone (02) 6275 6547 or on the internet at <http://www.customs.gov.au/notices/report/rep58.pdf>

Interested parties may request a review of the Minister's decision by lodging an application for review with the Trade Measures Review Officer in the approved form and manner within 30 days of the publication of the notice. The legislation relating to the review of ministerial decisions is set out in the *Customs Act 1901* commencing at s. 269ZZA.

Enquiries about this notice may be directed to Clare Starr on telephone number (02) 6275 6379 or facsimile number (02) 6275 6888.

SUE PITMAN  
National Manager  
Trade Measures Branch  
CANBERRA ACT  
24 March 2003