



**AUSTRALIAN  
CUSTOMS SERVICE**

**Australian Customs Dumping Notice**  
**No. 96/042**

**ANTI-DUMPING AUTHORITY**

**NOTICE OF INQUIRY INTO SODIUM STEAROYL LACTYLATE  
FROM MALAYSIA**

The Anti-Dumping Authority has advised the Australian Customs Service of the following which is reproduced below for information.

“The Australian Customs Service (Customs) has made a preliminary finding that there are sufficient grounds for the publication of a dumping duty notice in respect of sodium stearoyl lactylate exported to Australia from Malaysia.

Customs, acting under paragraph 269TD(2)(b) of the *Customs Act 1901*, has now referred the matter to the Anti-Dumping Authority for final inquiry. The Authority must consider if the publication of a dumping duty notice is justified. At the conclusion of its inquiry, the Authority will recommend to its Minister what (if any) action he should take.

The good under inquiry is sodium stearoyl lactylate, a fatty acid ester which is used as an additive in the production of bread to enhance the quality and anti-staling properties of bread. It is classified to sub-heading 3823.90.90 (statistical code 10) in Schedule 3 to the *Customs Tariff Act 1995*.

During its inquiry, the Authority will address the allegations made by Asia Pacific Specialty Chemicals Ltd, an Australian manufacturer of sodium stearoyl lactylate, that sodium stearoyl lactylate has been exported to Australia by Danisco Ingredients (Malaysia) Sdn Bhd at prices below their normal values and that this dumping has caused, and threatens to cause, material injury to the Australian industry by way of lost sales, lost market share, price undercutting, price depression, price suppression, lost profits, reduced return on investment and under-utilisation of capacity.

The inquiry will examine importations into Australia of sodium stearoyl lactylate entered for home consumption after July 1992. The Authority will report to the Minister by 27 November 1996.

You are invited to make a submission to the Authority as soon as possible, but certainly not later than 16 September 1996. Preferably, submissions should address specific matters raised in Customs' preliminary finding report. Copies of that report can be obtained from the Office Manager, Office Management Group, Australian Customs Service, Canberra by telephoning (06) 275 6057.

Any person proposing to lodge a submission with the Authority should first obtain a copy of the information sheet prepared for this inquiry. Copies of the information sheet can be obtained by telephoning Ms Margaret McLeod, Information Officer, on (06) 276 1742.

Submissions containing confidential information should be accompanied by another version omitting the confidential material but containing a non-confidential summary. All non-confidential summaries will be placed on the public record for this inquiry together with a copy of relevant correspondence between the Authority and other persons and the full public record of the preceding investigation by Customs. The public record will be held at the office of the Authority. Arrangements can be made to inspect material held on the public record by telephoning Ms Margaret McLeod.

The Authority's address for submissions is GPO Box 9839, Canberra, ACT 2601. Submissions may also be sent by facsimile to (06) 276 1747.

Following receipt of submissions, it is possible that a meeting of interested parties will be arranged to explore issues raised. Should such a meeting take place, parties will have a further opportunity to make submissions to the Authority on the issues raised.

If any party to this inquiry has retained the services of a consultant to represent its interests, the Authority needs to be advised in writing as soon as possible of the name and address of the agency being used and the consultant assigned to this inquiry. For expediency's sake, would you please forward this information by facsimile to (06) 276 1747.

Should you have any questions on this matter, please telephone Mr John Arndell, Project Manager, on (06) 276 1744.

(Brian Hurrell)  
National Manager Dumping  
for Chief Executive Officer  
Canberra ACT

7 August 1996