



30 July 2014

The Director
Operations 3
Anti-Dumping Commission
1010 Latrobe Street
Melbourne Docklands VIC 3008

Inquiry 241: Response to extension of time

This submission is made on behalf of Capral Limited, the applicant, in relation to the anti-circumvention inquiry into aluminium extrusions from China. We specifically refer to Anti-Dumping Notice No. 2014/61 dated 22 July 2014 concerning the extension of time granted to the Commission to complete the inquiry.

While we understand the need to conduct a full and thorough investigation in this, the Commission's first anti-circumvention inquiry, we are disappointed with the delay. At 100 days, this type of anti-circumvention inquiry was specifically made to be shorter than the standard 155-day inquiry that covers the other types of anti-circumvention activity. Parliament recognised the need to act quickly to counter this particular type of behaviour, yet the delay will result in an inquiry that is only 10 days shorter than the standard inquiry timeframe.

However, we note again that the legislation permits the Parliamentary Secretary to make alterations to the dumping and countervailing duty notices effective from the date the anti-circumvention inquiry commenced. We strongly urge the Commission to recommend that the Parliamentary Secretary exercise his discretion to make any alterations applicable from this date (14 April 2014).

This circumvention activity has been occurring for over three years since the measures were imposed and the industry had to wait until this legislation came into effect on 1 January 2014 in order to take action. Making the decision retrospective in this manner will go some way to addressing the ongoing injury caused to the Australian industry by this circumvention behaviour.

A handwritten signature in black ink, appearing to read 'Justin Wickes'.

Justin Wickes
Director