



ANTI-DUMPING NOTICE NO. 2019/50

Investigation 473

Alleged dumping of ammonium nitrate exported to Australia from the People's Republic of China, Sweden and the Kingdom of Thailand

Extension of time granted to issue the Final Report

Customs Act 1901 – Part XVB

On 25 June 2018, the Commissioner of the Anti-Dumping Commission (Commissioner) published a notice announcing the initiation of an investigation into the alleged dumping of ammonium nitrate (the goods) exported to Australia from the People's Republic of China, Sweden and the Kingdom of Thailand.

The background to the initiation of this investigation and a full description of the goods is available in Anti-Dumping Notice (ADN) No. 2018/103 (initiation notice). The initiation notice is available on the Anti-Dumping Commission's (Commission) website at www.adcommission.gov.au.

On 25 February 2019, the Commissioner published a statement of essential facts (SEF) on which the Commissioner proposed to base his recommendations to the Minister for Industry, Science and Technology (the Minister) in relation to the application.

Following the publication of the SEF, the Commission received a number of submissions from interested parties concerning the proposed form of measures (in the form of a floor price). In particular, CSBP Limited, Orica Australia Pty Ltd and Queensland Nitrates Pty Ltd raised concerns that in a rising market, the proposed form of measures (a floor price) would be ineffective in addressing the injurious effects of dumping and therefore the Commission should consider an alternative method, such as the combination of fixed and variable duty method.

The Commission is affording interested parties the opportunity to provide a further submission in relation to the appropriate form of measures. Interested parties can make a submission by **9 April 2019**. To properly consider those submissions, I, Paul Sexton, General Manager, Investigations, requested an extension of time, under subsection 269ZHI(1)(b) of the *Customs Act 1901* (the Act), to the deadline to provide the Commissioner's report and recommendations to the Minister.¹

¹ On 15 December 2016, the Commissioner delegated his powers and functions under section 269ZHI of the Act to the General Managers of the Anti-Dumping Commission.

The Commissioner has, under subsection 269ZHI(3) of the Act, extended the deadline to provide his report and recommendations to the Minister.² If the investigation is not terminated earlier, a recommendation to the Minister will now be made in a report due on or before **18 April 2019**.

Documents included on the public record may be examined at the Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is available at www.adcommission.gov.au. Enquiries about this notice may be directed to the case manager at investigations2@adcommission.gov.au.

Paul Sexton
General Manager, Investigations
Anti-Dumping Commission

4 April 2019

² On 19 January 2017, the powers and functions of the Minister under section 269ZHI of the Act were delegated to the Commissioner. See ADN No. 2017/10 for further information.