



ANTI-DUMPING NOTICE NO. 2013/95

Wind Towers

Exported from the People's Republic of China and the Republic of Korea

Preliminary Affirmative Determination and Imposition of Securities

Customs Act 1901 – Part XVB

On 28 August 2013 the Anti-Dumping Commissioner (the Commissioner) initiated an investigation into the alleged dumping of wind towers exported to Australia from the People's Republic of China (China) and the Republic of Korea (Korea) following an application lodged by A.C.N. 009 483 694 Pty Ltd and Keppel Prince Engineering Pty Ltd.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2013/68. This ADN is available on the internet at www.adcommission.gov.au

In accordance with paragraph 269TD(4)(a) of the *Customs Act 1901* (the Act), the Commissioner gives public notice that, on 6 December 2013, a preliminary affirmative determination has been made that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from China and Korea.

In reaching this preliminary decision, the Commissioner is satisfied that dumped goods appear to have caused material injury to the Australian industry producing like goods.

The Commissioner's preliminary analysis of dumping margins is tabulated below.

Country	Manufacturer/Exporter	Preliminary Dumping margin
China	Shanghai Taisheng	16.2%
	All other Chinese exporters	16.2%
Korea	Win&P	12.1%
	All other Korean exporters	12.1%

Preliminary Affirmative Determination Report No. 221 sets out the reasons for making this preliminary determination, and has been placed on the public record, available at www.adcommission.gov.au

Alternatively, the public record may be examined at the Commission office by contacting the case manager on the details provided below.

At the time of making the preliminary affirmative determination, the Australian Customs and Border Protection Service is satisfied that securities should be required and taken under section 42 of the Act in respect of interim dumping duty that may become payable in respect of the goods from China and Korea, being satisfied that it is necessary to require and take securities in order to prevent material injury occurring to the Australian industry while the investigation continues.

Securities will be taken in respect of any interim dumping duty that may become payable in respect of the goods entered for home consumption on or after 6 December 2013.

The security that has been determined is an amount calculated in accordance with the *ad valorem* duty method as outlined in section 7(5) of the *Customs Tariff (Anti-Dumping) Regulation 2013*.

These securities will be imposed at the rate specified in the above table.

The actual security liability may be higher than the effective rate of security due to a number of factors. Affected parties should contact the Commission by phone 1300 884 159 or +61 2 6275 6066 (outside Australia) or at clientsupport@adcommission.gov.au for further information regarding the actual security liability in their particular circumstance.

The Commissioner must report to the Minister for Industry (the Minister) with final recommendations in relation to this investigation on or before 21 March 2014. The Minister will then decide whether to publish a dumping duty notice and, if relevant, the level of measures to be imposed.

Enquiries about this notice may be directed to the case manager on telephone number 02 6245 5434, fax number 1300 882 506 or +61 2 6275 6888 (outside Australia) or at operations1@adcommission.gov.au.

Lisa Hind
National Manager Operations
Anti-Dumping Commission

6 December 2013