



ANTI- DUMPING NOTICE NO. 2013/73

Quicklime

Exported from the Kingdom of Thailand

Initiation of an Investigation into Alleged Dumping in Respect of Quicklime Exported to Australia from the Kingdom of Thailand

Customs Act 1901 – Part XVB – Subsection 269ZZT(1)(b)

Purpose

The purpose of this notice is to advise all interested parties that the dumping investigation in relation to quicklime exported to Australia from the Kingdom of Thailand (Thailand) has resumed and to call for submissions to assist with the publication of a statement of essential facts (SEF).

Background

On 6 October 2011, Cockburn Cement Pty Ltd applied for anti-dumping measures against quicklime exported to Australia from Thailand. On 3 April 2012, the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (ACBPS) terminated the investigation into the alleged dumping of quicklime exported to Australia from Thailand.

On 27 April 2012, Cockburn Cement Pty Ltd lodged an application with the Review Officer for a review of the decision to terminate the investigation. On 25 June 2012, the Review Officer revoked the decision of the CEO to terminate the dumping investigation. After resumption of the investigation on 2 May 2013 the CEO of ACBPS terminated the investigation.

On 27 May 2013 Cockburn Cement Pty Ltd, lodged an application with the Review Officer for a review of the decision to terminate the investigation. On 8 August 2013 the Anti-Dumping Review Panel (Review Panel) revoked the decision of the CEO to terminate the investigation in accordance with s.269ZZT(1)(b) of the *Customs Act 1901* (the Act).

Resumption of investigation

The Review Panel's decision to revoke the termination decision has the effect of resuming the investigation into quicklime exported from Thailand.

As a part of the resumed investigation, the Commission will consider the issues raised in the Review Panel's report which may involve requests for, and verification of, further information from interested parties.

Subsection 269ZZT(2) of the Act states that as soon as practicable after the reviewable decision has been revoked, a SEF must be published. Following the publication of the SEF, the normal investigation timeframes apply. Interested parties will have 20 days within which to make submissions in response to the SEF. The Commission will then have a further 25 days to provide a report to the relevant Minister.

The date of the publication of the SEF, and the Final Report to the Minister, will depend on the outcome of the Anti-Dumping Commission's consideration of the issues raised by the Review Panel's report and submissions from interested parties.

Submissions

The Commission **invites** interested parties to provide submissions to the resumed investigation by **17 October 2013**.

Submissions should preferably be lodged and addressed to:

Director, Policy
Anti-Dumping Commission
Customs House
5 Constitution Avenue
CANBERRA ACT 2601

Or by email: policy@adcommission.gov.au

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests, or
- satisfy the Commission that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "In-Confidence". Interested parties must lodge a non-confidential version or a summary of their submission in accordance with the requirement above. In either case, interested parties must provide two copies of each for the public record.

Public record

The public record used in the original investigation will be maintained for the resumed investigation. The public record contains, among other things, a copy of all submissions from interested parties. Letters and electronic mail are generally regarded as “submissions” if they contain information relevant to the inquiry.

Documents included in the public record are available at: <http://www.adcommission.gov.au/cases/default.asp>. Alternatively, the public record may be examined at the office address below during business hours by contacting the Commission on telephone number 1300 884 159 (or +61 2 6275 6066), fax number 1300 882 506 (or +61 2 6275 6888) or email clientsupport@adcommission.gov.au

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the case manager on +61 2 6275 6137, or email policy@adcommission.gov.au.

Scott Wilson
A/g National Manager - Operations
Anti-Dumping Commission
CANBERRA ACT

17 September 2013