Australian Customs Notice 1999 05

**CUSTOMS ACT 1901-PART XVB SPECIAL PROVISIONS RELATING TO ANTI-DUMPING DUTIES FINDING ON WOVEN POLYPROPYLENE PRIMARY CARPET BACKING FABRIC EXPORTED FROM BELGIUM, COLOMBIA, THE KINGDOM OF SAUDI ARABIA, THE UNITED KINGDOM AND THE UNITED STATES OF AMERICA**

The

Australian Customs Service has completed its investigation into the alleged dumping of woven polypropylene primary carpet backing fabric (the goods) exported to Australia from Belgium, Colombia, the Kingdom Of Saudi Arabia, the United Kingdom and the United States of America.

Customs concluded that:

there

have been exports of the goods from each of the countries at dumped prices;

the

Australian industry has suffered injury; dumped

imports have caused material injury to the Australian industry producing like goods; and

material

injury would continue to be caused to the Australian industry

if the goods continue to be exported to Australia at dumped prices.

Customs

therefore recommended to the Minister that anti-dumping action be taken against imports of the goods from the named countries.

The

Minister accepted Customs recommendations. Measures apply to goods entered for home consumption on or after 9 December 1998, being

the date from which securities were imposed by Customs.

A

full copy of the report (No. 1) will be sent to those parties

who made submissions to the inquiry. Copies are available on request from the Office Manager, Trade Measures Office Management, Australian Customs Service, Canberra, telephone (02) 6275 6057 or facsimile

(02) 6275 6990. The summary and recommendations section of that report is attached. The report is also available on the internet

at:

*Report 01*

The

gazette notification of this decision appeared in Commonwealth Gazette No S 32. The decision was also advertised in the Australian

Financial Review of 27 February 1999. The measures reveal confidential details of the activities of the companies concerned and therefore

the normal values, export prices and non-injurious prices will

not be released publicly. Individual companies have been advised of the measures applicable to their transactions.

Interested

parties may request a review of the Minister's decision by

lodging an application for review with the Trade Measures Review Officer, Attorney General's Department, Robert Garran Offices, National Circuit Barton, 2600 (attention Geoff Hine) in the approved form and manner within 30 days of the publication of this notice.

The legislation relating to the review of Ministerial decisions is set out in the Customs Act commencing at s. 269ZZA.

Any

questions about this notice may be directed to Graham Cruttenden on (02) 6275 6014.

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Deputy Chief Executive Officer CANBERRA ACT 2601

27

January 1999

**1.**

**SUMMARY &amp; RECOMMENDATIONS**

**1.1 SUMMARY** On

3 July 1998 Customs received an application from Amoco Chemicals Pty Ltd for anti-dumping measures to be imposed on imports of woven polypropylene primary carpet backing from Belgium, Colombia, the Kingdom of Saudi Arabia (Saudi Arabia), the United Kingdom (UK) and the United States of America (USA). The application alleged that dumped imports from these countries were causing material injury to the Australian industry in the form of:

# price undercutting; price depression; price suppression; lost

*profits and profitability; lost*

# sales/market share; reduced investment; and reduced employment levels.

The

Australian Customs Service (Customs) has completed its investigation into the matters raised in the application.

Seven

exporters in five countries were visited. Six of these exporters lodged submissions and the information in those submissions was verified by Customs.

Customs

also examined information provided by all known Australian importers

of woven polypropylene carpet backing fabric, the Australian manufacturer and a number of carpet manufacturers who, although not directly importing the fabric, are users of imported fabric and agreed

to co-operate with Customs in this investigation.

The

investigation found that the goods have been exported at dumped prices from each of the countries named in the application.

Customs

concluded that the Australian industry has suffered material injury and that dumped imports have caused material injury.

A

statement of essential facts setting out the details of the investigation and the conclusions reached was issued on 27 October 1998. Interested parties were invited to provide comments on the statement of essential facts by 16 November 1998. Following consideration of the

responses to the statement of essential facts, Customs made a preliminary affirmative determination.

One

exporter offered to enter into a price undertaking.

**1.2**

**CONCLUSIONS**

There

have been exports from each of the countries at dumped prices (Chapter 5).

The

Australian industry has suffered injury (Chapter 6).

Dumped

imports have caused material injury to the Australian industry (Chapter 7)

Material

injury would continue to be caused to the Australian industry

if the goods continue to be exported to Australia at dumped prices (Chapter 7).

**1.3**

**RECOMMENDATIONS**

Details

of Customs recommendations are in Chapter 9.