



Australian Government
Department of Industry and Science

Anti-Dumping
Commission

Overview of trade remedy measures and current reforms to Australia's anti-dumping system

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Anti-Dumping Commission

Australia

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Overview of trade remedy measures

- The Anti-Dumping Commission investigates allegations made by Australian manufacturers and producers that dumped or subsidised goods are causing them material injury.
 - 155 day timeframe for investigation
 - Anti-dumping measures may be imposed to remove the injury
- The bulk (85%) of current anti-dumping cases relate to steel and aluminium products.
- Demand for trade remedy relief for Australian industry is at its highest level in a decade.

The reforms – background

- In 2015 there will be further reforms to Australia's anti-dumping system, with implementation already underway.
- The reforms will:
 - strengthen Australia's anti-dumping rules
 - reduce red tape
 - improve certainty for businesses accessing the system.
- The reforms comply with Australia's World Trade Organization and other international trade obligations.

The reforms

Greater onus on overseas businesses

- Ministerial direction that the Commissioner impose provisional measures at or close to day 60 of an investigation (where possible).

More stringent deadlines for submissions

- Reduction in minimum legislated deadline for submissions from 40 to 37 days.

Cracking down on uncooperative exporters

- Ministerial direction to the Commissioner outlining the circumstances where an exporter is deemed to be uncooperative.

Pursuing foreign subsidies in international forums

- Australian Government to take a stronger stance in World Trade Organization forums on the transparency of foreign subsidies.

The reforms

Improving merits review

- Introduction of tiered fee for seeking appeal and raising the threshold for establishing valid grounds for review.
- Anti-Dumping Commission to formally participate in reviews conducted by the Anti-Dumping Review Panel.

Better access and assistance for Australian businesses

- Improved accessibility and understanding of the anti-dumping system.
- New hotline for enquiries and expanded advisory service.
- Establishment of an Anti-Dumping Information Service.

The reforms

Addressing circumvention

- Introduction of a new regulation to describe ‘slight modification of goods’ as a circumvention behavior.

Reducing red tape and ambiguity

- Some of the changes include:
 - Replacing the International Trade Remedies Forum.
 - Confirming the retrospective refunding of duties.
 - Creating a single lodgment provision.