



### Fact sheet

## Australia's anti-dumping system helps 'level the playing field' for Australian industry.

Applications for an anti-dumping investigation must have the support of the industry. The International Trade Remedies Advisory (ITRA) Service encourages SMEs to contact the ITRA Service team at the earliest stages of an anti-dumping issue.

### Who can lodge an application?

Any person that meets certain legislative requirements can lodge an application for anti-dumping or countervailing measures.

For the Anti-Dumping Commission (Commission) to accept the application it must have sufficient representation of the Australian industry to support the application.

The Commission will assess information contained in the application to determine the composition of Australian industry and the support of that industry for an application.

#### Australian industry

An Australian Industry exists if there is a person, or persons who produce goods in Australia that are 'like' goods to the alleged dumped or subsidised goods.

#### Manufactured in Australia

The Commission does not consider goods (other than unmanufactured raw products) as produced in Australia unless the goods were wholly or partly manufactured in Australia. For the Commission to regard goods as partly manufactured in Australia, the manufacturer must carry out at least one substantial process in the manufacture of the goods in Australia.

#### Sufficient representation of an Australian industry

The application must sufficiently represent the Australian Industry. The Commission works out 'representation' by looking at production.

The Australian industry is 'sufficiently represented' when the application accounts for:

1. not less than 25% of the total production of like goods in Australia, and
2. more than 50% of the total production of manufacturers that express either support for, or opposition to, the application.

### Case Study

The following shows how an Australian industry member can work out if its proposed application for anti-dumping measures will meet the rules regarding sufficient representation of an Australian industry.

The Australian industry comprises four producers of widgets. Total Australian widget production is 10,000 units. Producer A is considering lodging an anti-dumping application against widgets exported from a certain country.

Production units for each producer and their relationship to the proposed application is as follows:

2,600 – Producer A – applicant

2,000 – Producer B – supports application

1,400 – Producer C – neither supports nor opposes application

4,000 – Producer D – opposes application

#### Requirement 1 – application represents 25% or more of the total Australian production of like goods

The application meets this requirement. The applicant's widget production is 2,600 widgets. This figure represents 26% of the total widget production, which is more than the requirement of 25%.

**Requirement 2 – application represents more than 50% of the total production of like goods by those Australian producers that have expressed either support for, or opposition to, the application**

The total production of widget producers expressing either supporting for or opposition to the application is 8,600 widgets. For the applicant to meet requirement 2 by itself it would need to produce 4,300 widgets.

An application with the support of Producer B does meet this requirement. The applicant's widget production plus Producer B's widget production is 4,600 widgets. This figure represents 53% of the total Australian producers that have expressed either support for, or opposition to, the application.

## Find out more

- Contact the ITRA Service by email [itra@industry.gov.au](mailto:itra@industry.gov.au) or the ITRA Hotline (02) 6213 7267
- Contact the Anti-Dumping Commission by email [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au) or by business.gov.au on 13 28 46.
- Read the [International Trade Remedies Advisory fact sheet](#) to find out more
- Read how the [Anti-Dumping Commission](#) runs the anti-dumping system
- Find out how to [access the Anti-Dumping Commission system](#), including different types of investigations, assistance available, forms, guidelines and manuals