

Economics Legislation Committee
ANSWERS TO QUESTIONS ON NOTICE
Industry, Innovation and Science Portfolio
2016-17 Supplementary Budget Estimates
20 October 2016

DEPARTMENT: DEPARTMENT OF INDUSTRY, INNOVATION AND SCIENCE

TOPIC: Anti-circumvention provisions

REFERENCE: Question on Notice (Hansard, 20 October 2016, page 97)

QUESTION No.: SI-20

Senator KIM CARR: Commissioner, you referred specifically to the current legislative framework as being adequate, but you spoke about circumvention as being an insidious practice, and said that 'we need to be ruthless in our application of the anti-circumvention provisions.' That remains the case?

Mr Seymour: Absolutely.

Senator KIM CARR: I would ask, Minister, is that the view of the government? Do we expect to see any policy changes in regard to the insidious practice of circumvention?

Senator Sinodinos: You are asking me a policy question. I will refer it to the appropriate people, and we will see what happens.

Senator KIM CARR: Will you take that on notice?

Senator Sinodinos: Yes.

ANSWER

Australia's anti-circumvention framework was implemented in 2013 and amended in 2014 and 2015 to expand the circumvention activities eligible for investigation. In September 2016, the Government also announced that the Anti-Dumping Commission will adopt a more active risk-based approach to circumvention, further improving the outcomes of the anti-dumping system for Australian industry.

To date, there have been five successful anti-circumvention cases.

The Anti-Dumping Commission has created a Compliance and Anti-Circumvention Sub-Committee of the International Trade Remedies Forum (ITRF) as a means of identifying options for enhancing approaches to circumvention.

The Government will continue to monitor the effectiveness of the operation of the anti-circumvention framework by reviewing the outcomes of anti-circumvention cases and considering any proposals for improvements from the ITRF subcommittee.