



**Australian Government**  
**Department of Industry,  
Science and Resources**

**Anti-Dumping  
Commission**

# Dumping Commodity Register

## Wind Towers

Goods Exported from:

Country	Measure	Date Measures Imposed	Date Measures Expire	Last Anti-Dumping Notice
CHINA	IDD	16-April-2014	16-April-2024	<a href="#">2019/033</a>

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## 1. What is the function of the Dumping Commodity Register (DCR)?

The Anti-Dumping Commission (ADC) is committed to supporting importers, practitioners and users of the anti-dumping system through providing accessible and up to date information in the DCR.

DCRs provide importers and licensed customs brokers with general guidance and the necessary information to use when lodging an import declaration to clear goods subject to anti-dumping measures.

It is outside the role of the Commission to provide advice on whether specific goods are exempted from or subject to anti-dumping measures. Importers or their agents are required to provide self-assessed information, regarding the goods being imported, in the import declaration.

Interested parties should obtain their own independent professional advice in making any decisions in relation to importing and/or declaring goods subject to anti-dumping measures.

DCRs notify the outcomes of finalised investigations and should be read in conjunction with any relevant current investigations, such as reviews and inquiries. Refer to the [Cases page](#) on the website for any current investigation information for this commodity.

## 2. What types of wind towers are subject to anti-dumping measures?

**The goods subject to measures include:**

- Certain utility scale wind towers, whether or not tapered, and sections thereof (whether exported assembled or unassembled), and whether or not including an embed being a tower foundation section.
- Wind turbines that have electrical power generation capacities equal to or in excess of 1.00 megawatt (MW) and with a minimum height of 50 metres measured from the base of the tower to the bottom of the nacelle (i.e. where the top of the tower and nacelle are joined) when fully assembled.
- A wind tower section consists of, at a minimum, multiple steel plates rolled into cylindrical or conical shapes and welded together (or otherwise attached) to form a steel shell, regardless of coating, end-finish, painting, treatment or method of manufacture, and with or without flanges, doors, or internal or external components (e.g., flooring/decking, ladders, lifts, electrical junction boxes, electrical cabling, conduit, cable harness for nacelle generator, interior lighting, tool and storage lockers) attached to the wind tower section.

**The following are excluded from measures, exemption type “GOODS” applies:**

- Nacelles and rotor blades, regardless of whether they are attached to the wind tower.
- Any internal or external components which are not attached to the wind towers or sections thereof.

**The following TCO Exemptions are excluded from measures, exemption type “GOODS” applies:**

- Base section of a five section Wind Generator Tower, having all of the following:
  - Plate steel having a thickness of NOT less than 33mm and NOT greater than 60mm;
  - Section length NOT less than 14,100mm and NOT greater than 16,250mm;
  - Section weight NOT less than 60 metric tonnes and NOT greater than 105 metric tonnes; and

- Diameter NOT less than 4,299mm and NOT greater than 4,650mm.  
[Ministerial Exemption Instrument No 2 of 2018](#) [Tariff Concession Order \(TCO\) 1761480](#).
- Second section from bottom of a five section Wind Generator Tower, having ALL of the following:
  - Plate steel having a thickness of NOT less than 30 mm and NOT greater than 60 mm;
  - Section length NOT less than 15 500 mm and NOT greater than 22 000 mm;
  - Section weight NOT less than 80 metric tonnes and NOT greater than 120 metric tonnes;
  - Outer diameter NOT less than 4 400 mm and NOT greater than 4 900 mm[Ministerial Exemption Instrument No 5 of 2018](#) [Tariff Concession Order \(TCO\) 1813104](#).

For more information about the description of the goods subject to measures, refer to Final Report [REP 221](#)

**Please Note:**

- When importing goods into the country importers are required to self-assess whether the goods meet the goods description outlined above and whether the anti-dumping measures description apply.
- Anti-Dumping Commission is not in a position to provide advice on whether certain goods meet the description above.
- The use of exemption types is subject to monitoring by the Anti-Dumping Commission and the Australian Border Force.

### **3. What tariff classifications and statistical codes are covered by the anti-dumping measures?**

Goods subject to measures should be classified using the classification and associated statistical codes below:

<b>Tariff Classification</b>	<b>Statistical code</b>
7308.20.00	03, 04
7308.90.00	52, 53, 54, 55, 56, 63, 65
8502.31.10	31

These tariff classifications and statistical codes may apply to goods which are not subject to measures, may change because of amendments to the Working Tariff or the subject goods may be imported under tariff classification numbers that are not listed.

The listing of this tariff classification and statistical code is for convenience or reference only and does not form part of the goods description. Please refer to the goods description for authoritative detail regarding goods subject to measures.

Where importers are unclear on the correct tariff classification of their goods, it is recommended they check the [Working Tariff page](#) on the ABF website or contact the ABF on 131 881.

## 4. How much Interim Dumping Duty (IDD) will an importer have to pay?

### IDD/DSA – all exporters (except Shanghai Taisheng Wind Power)

IDD is in the form of an ad valorem measure. The total IDD liability is calculated by multiplying the dumping export price (DXP) by the applicable IDD ad valorem duty rate.

### Example of how to calculate the IDD liability

#### Ad valorem measure

The following is an **example** of how to calculate the IDD liability.

- DXP = AUD \$1,000 (Free-On-Board (FOB), cash)
- IDD ad valorem rate = 10%

Total IDD liability

The DXP (\$1,000) multiplied by the IDD ad valorem rate (10%) -  $\$1,000 \times 10\% = \$100$

*Please see Question 9 for for DSA (securities)*

## 5. What is the dumping export price (DXP) and how do I calculate it?

The DXP refers to the actual export price of the exported goods. The DXP should reflect the total export (invoice) price of the goods being entered, not the unit price of the goods.

**The DXP should be recorded on the relevant Full Import Declaration for the goods in the same terms as the export terms for the goods. Calculating the DXP may involve adjusting the actual export invoice price of the goods to the terms specified.**

For example, if the export terms are “FOB, cash” and the actual invoice terms of the goods are “CIF, 60 days, packed”, the following adjustments will need to be made in order to calculate the DXP at FOB, cash level.

- step 1 - an adjustment for interest on credit terms will need to be made; and
- step 2 - the overseas freight and insurance components will need to be subtracted from the export invoice price.

Where suitable evidence cannot be proffered by the importer of the interest rate, then 1.0% per month (0.033% per day) should be applied to the actual invoice price credit terms.

An example of adjusting for credit and incoterms is provided below:

- Invoice terms = CIF, 60 days
- Specified terms = FOB, cash
- Marine insurance and ocean freight amount = \$100

### **Step 1 - adjust for credit terms**

1. 1% per month interest rate should be applied to the invoiced price credit terms (i.e. 30 days = 1%)
2. If the invoiced CIF, 60 days price is \$1,000, then the CIF, cash price = \$980 (\$1,000 less 2%)

### **Step 2 - adjust for incoterms**

3. Adjust for freight and insurance to calculate DXP at FOB, cash equivalent
4. CIF, cash price of \$980 minus freight and insurance amount of \$100 = \$880

The DXP price = \$880 FOB, cash.

## 6. What Dumping Specification Number (DSN) do I use and what are the rates for my exporter?

The following DSNs apply to goods exported from **China** entered for home consumption on or after **17 April 2019**:

Exporter Name	CCID	DSN	Measure	Measure Type	Effective Rate of Duty	Export Price terms
<b>CHINA</b>						
Penglai Dajin Offshore Heavy Industry Co., Ltd	CGG9796434G	23	IDD	Ad Valorem	1.2%	FAS, cash
CS Wind China Co., Ltd	CGY6337794J	24	IDD	Floor Price	Confidential	FAS, cash
Chengxi Shipyard Co., Ltd	CGX4776747A CGP6667496F	22	IDD	Ad Valorem	0.0%	FAS, cash
Shanghai Taisheng Wind Power supplied directly	CCY7379444K CFK9347479F CEP7934474M	EXEMPT				
Shanghai Taisheng Wind Power supplied through: Baotou Taisheng Wind Energy Equipment Co. Ltd; or Nantong Blue Island Marine Engineering Co. Ltd; or Shanghai Taisheng (Dongtai) Power Engineering Machinery Co. Ltd; or Xinjiang Taisheng Wind Energy Equipment Co. Ltd. Goldwind International Penonome Limited, Vestas Manufacturing AS TSP Canada Towers Inc Goldwind International Holdings (HK) Nordex Energy SE & Co. KG	CFX4399944W CFX4793796K CCL7444694T CFX4399963H CEH9643474A CEP3679349C CGN4433994K CGK4993336P CGJ9333369E	19	Exempt Importers entering goods manufactured by Shanghai Taisheng Wind Power and supplied indirectly through these traders are to use this DSN. A zero duty liability will be calculated.			
All Other Exporters		17	IDD	Ad Valorem	10.9%	FAS, cash

### **Please Note:**

- As the measure type is ad valorem there are no confidential instructions. The applicable IDD rate is listed in the table above.

## 7. How do I find out the confidential rate and ascertained export price for my exporter?

The IDD ad valorem rate, floor price and the AEP for each DSN are considered confidential and will not be published. Importers of these goods may be provided with the confidential IDD and the AEP, however the onus is on the importer to substantiate their commercial relationship with an exporter/supplier of their goods by providing evidence of:

- A previous trading history with a nominated exporter/supplier of the goods. Evidence of a trading history would take the form of at least commercial invoices, packing list and bills of lading from previous shipments. Additional documentation may be requested by the Commission; or
- In the absence of a trading history, an offer or a quotation from an exporter/supplier of goods subject to dumping/countervailing measures. The offer or quotation must be on the exporter/supplier's company letterhead.

Requests and evidence should be sent to [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au)

### **Please note:**

- Any requests for the confidential information that do not include sufficient evidence as outlined above will be rejected.
- Only as much of the confidential information as is necessary to enter the goods will be provided.

## 8. What information is needed to complete an import declaration for goods subject to measures?

The information required by an importer or Customs broker to complete an import declaration for goods subject to IDD/ICD is:

- DXP;
- Dumping Specification Number (DSN) or exemption type (where appropriate);
- Country (this is usually country of origin or export country);
- Tariff classification and statistical code;
- Exporter / supplier; and
- Quantity.

Please see tables in Question 6 to determine which DSN applies to the exporter of your goods.

## 9. Will dumping securities collected on my imports be converted to measures? & how do I lodge an entry for goods subject to dumping security?

Securities taken will be either cancelled or converted to IDD after the Minister's decision at the completion of the investigation.

The ABF will contact each affected importer/broker and provide relevant cancellation and/or conversion instructions for each consignment subject to securities.

Goods subject to DSA/CSA, must be entered using the DSN shown below.

Importers/brokers will need to complete and submit a dumping security undertaking form when lodging an entry for goods subject to these measures.

Importers and Customs brokers should contact the National Temporary Imports and Securities section of the Australian Border Force at [NTIS@abf.gov.au](mailto:NTIS@abf.gov.au) to obtain and lodge the undertaking form and for further information relating to the operation of securities

## 10. What are the duty assessment importation and application period dates?

An importer of goods on which an IDD has been paid, may lodge an application with the Commissioner requesting that the Parliamentary Secretary make an assessment of the final liability of those goods to duty.

This usually occurs when an importer considers that the IDD paid in respect of goods exceed the total amount payable (i.e. importers consider they are entitled to a refund of duties). In relation to IDD, an importer may consider that the dumping margin for the goods is now less than it was during the investigation period, or that its exporter is no longer dumping, and as a result it has paid more duty than it should have paid.

There are a series of time frames fixed by legislation that govern the duty assessment system (referred to as importation periods).

The duty assessment importation periods and application dates for **China** are:

Importation Period	Application Period
16 October 2019 to 15 April 2020	16 April 2020 – 15 October 2020
16 April 2020 – 15 October 2020	16 October 2020 – 15 April 2021
16 October 2020 – 15 April 2021	16 April 2021 – 15 October 2021
16 April 2021 – 15 October 2021	16 October 2021 – 15 April 2022
16 October 2021 – 15 April 2022	16 April 2022 – 15 October 2022
16 April 2022 – 15 October 2022	16 October 2022 – 15 April 2023
16 October 2022 – 15 April 2023	16 April 2023 – 15 October 2023
16 April 2023 – 15 October 2023	16 October 2023 – 15 April 2024
16 October 2023 – 15 April 2024	16 April 2024 – 15 October 2024

More information about duty assessments is available on the [Anti-Dumping Commission website](#).

## 11. What are the key reports and notices linked to the measures on wind towers?

Date Published	Description	Report	ADN
16 April 2014	Measures imposed on China and Korea	Final Report <a href="#">REP 221</a>	<a href="#">2014/33</a>
6 Feb 2018	Investigation terminated for Vietnam	Termination Report <a href="#">REP 405</a>	<a href="#">2018/20</a>
16 May 2018	ADRP Review of Termination decision for Vietnam	<a href="#">ADRP Report 77</a>	
13 Mar 2018	Exemption Inquiry EX0061	Final Report <a href="#">EX0061</a>	<a href="#">2018/19</a>
13 Mar 2018	Exemption Inquiry EX0067	Final Report <a href="#">EX0067</a>	<a href="#">2018/148</a>
25 Mar 2019	Continuation of Measures on China and Korea	Final Report <a href="#">REP 487</a>	<a href="#">2019/33</a>
9 Jul 2020	Measures amended following ADRP Review (Shanghai Taisheng)	<a href="#">ADRP Report 100</a>	
27 Jun 2022	Measures amended following Accelerated Review (Chengxi Shipyard)	Final Report <a href="#">REP 597</a>	<a href="#">2022/039</a>
21/04/2023	Findings in relation to Accelerated Review (Pengalai Dajin)	Final Report <a href="#">REP 602</a>	<a href="#">2022/057</a>
21/04/2023	Findings in relation to Accelerated Review (CS Wind China Co., Ltd)	Final Report <a href="#">REP 603</a>	<a href="#">2022/058</a>