



Customs Act 1901 – Part XVB

Anti-Dumping Notice No. 2016/102

Aluminium Zinc Coated Steel

Exported from the People's Republic of China

Initiation of a Review of Anti-Dumping Measures relating to Yieh Phui (China) Technomaterial Co., Ltd.

Notice under subsection 269ZC(4) of the Customs Act 1901

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission have initiated a review of the anti-dumping measures applying to aluminium zinc coated steel (the goods) exported to Australia from the People's Republic of China (China). The review will be limited to examining whether the variable factors relevant to the taking of the anti-dumping measures as they affect the particular applicant for the review of measures should be varied. The applicant for a review of measures is Yieh Phui (China) Technomaterial Co., Ltd. (YPT).

Given that the applicant is not subject to the countervailing duty notice in relation to the goods, this review will only examine whether the variable factors relevant to the taking of dumping duty (in relation to YPT) have changed.

The Goods

The goods subject to anti-dumping measures, in the form of a dumping duty notice are:

“flat rolled products of iron and non-alloy steel of a width equal to or greater than 600mm, plated or coated with aluminium-zinc alloys, not painted whether or not including resin coating.”

Goods identified as aluminium zinc coated steel, as per the description above, are classified to tariff subheading 7210.61.00 (statistical codes 60, 61, and 62) in Schedule 3 to the *Customs Tariff Act 1995*.

Painted aluminium zinc coated steel and pre-painted aluminium zinc coated steel are not covered by the dumping duty notice.

Background to the measures

On 5 August 2013, the anti-dumping measures relevant to the applicant in the form of a dumping duty notice (the original dumping duty notice) were initially imposed by the then Attorney-General in relation to the goods exported from China and the Republic of Korea (Anti-Dumping Notice No. 2013/66 refers). The original dumping duty notice did not apply to Union Steel Co., Ltd (Union Steel Korea) as the CEO of the Australian Customs and Border Protection Service had terminated the dumping investigation in respect of Union Steel Korea.

Recently initiated reviews

On 30 August 2016, I initiated two reviews of the dumping duty notice in relation to the goods exported to Australia by Jiangyin Zongcheng Steel Co. Ltd. and Angang Steel Company. Anti-Dumping Notice No. 2016/87 refers.

The current reviews

An application has been lodged by YPT under subsection 269ZA(1) of the *Customs Act 1901* (the Act) for reviews of the dumping duty notice in relation to the goods exported to Australia by YPT.

Particulars of the reasons for the decisions to undertake this review of measures is shown in *Anti-Dumping Commission Consideration Report No. 375*, which has been placed on the public record.

The review period for the review is 1 July 2015 to 30 June 2016. The review will examine whether the variable factors relevant to the taking of dumping duty have changed.

At the conclusion of the review, I will recommend to the Assistant Minister for Industry Innovation and Science and Parliamentary Secretary to the Minister for Industry Innovation and Science (the Parliamentary Secretary)¹ that the dumping duty notice:

- i. remain unaltered; or
- ii. have effect as if different variable factors had been ascertained.

If an affected party considers that it can provide evidence that may satisfy me that there are reasonable grounds for determining that anti-dumping measures are no longer warranted, that party may lodge an application² no later than **29 October 2016**³ to request that I consider that evidence to extend a review of anti-dumping measures to include revocation.

¹ The Minister for Industry, Innovation and Science has delegated responsibility with respect to anti-dumping matters to the Parliamentary Secretary, and accordingly, the Parliamentary Secretary is the relevant decision maker. On 19 July 2016, the Prime Minister appointed the Parliamentary Secretary to the Minister for Industry, Innovation and Science as the Assistant Minister for Industry, Innovation and Science.

² In accordance with section 269ZCB of the Act.

³ As this falls on a Saturday, the effective due date is the next business day, being 31 October 2016.

Future Reviews

Under subsection 269ZA(2), an application for a review must not be made earlier than 12 months after the publication of the dumping or countervailing duty notice or the notice declaring the outcome of the last review of the dumping or countervailing duty notice. Once a notice declaring the outcome of a review is published (regardless of the outcome), an application for a review of measures in relation to the dumping duty notice that is the subject of this review cannot be made for a period of 12 months.

Public Record

A public record must be maintained for the review. The public record must contain, among other things, a copy of all submissions from interested parties.

Documents included in the public record may be examined at the Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is available at www.adcommission.gov.au

Lodgment of submissions

Interested parties, as defined by subsection 269T(1) of the Act, are invited to lodge written submissions concerning these reviews, no later than the close of business on **29 October 2016⁴**, addressed to:

The Director
Operations 3
GPO Box 1632
Melbourne VIC 3001

or email to operations3@adcommission.gov.au, or fax to +61 3 8539 2499.

Interested parties wishing to participate in this review must ensure that submissions are lodged promptly. Interested parties should note that I am not obliged to have regard to a submission received by the Commission after the date mentioned above if to do so would, in my opinion, prevent the timely placement of the statement of essential facts (SEF) on the public record.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- (i) provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests, or
- (ii) satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "FOR OFFICIAL

⁴ As this falls on a Saturday, the effective due date is the next business day, being 31 October 2016.

USE ONLY".

Interested parties making submissions must also provide a non-confidential version for public record (clearly marked "PUBLIC RECORD").

Statement of Essential Facts

The dates specified in this notice for lodging submissions must be observed to enable me to report to the Parliamentary Secretary within the legislative timeframe. A SEF will be placed on the public record by **10 January 2017**, or by such later date as the Parliamentary Secretary may allow in accordance with section 269ZHI of the Act. The SEF will set out the essential facts on which I propose to base my recommendations in relation to this review to the Parliamentary Secretary. Interested parties are invited to lodge submissions in response to the SEF within 20 days of the SEF being placed on the public record

Report to the Parliamentary Secretary

Submissions received in response to the SEF will be taken into account in preparing a report and recommendations to the Parliamentary Secretary. Recommendations to the Parliamentary Secretary will be made in a report on or before **24 February 2017** (or such later date as the Parliamentary Secretary may allow).

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Case Manager on telephone number +61 2 6213 6387 or email to operations3@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

22 September 2016