



Customs Act 1901 – Part XV B

Anti-Dumping Notice No. 2017/63

Aluminium Zinc Coated Steel

Exported from the People's Republic of China

Initiation of Reviews of Anti-Dumping Measures relating to Baoshan Iron & Steel Co., Ltd and Shanghai Meishan Iron & Steel Co., Ltd

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

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission, have initiated two reviews of the anti-dumping measures applying to aluminium zinc coated steel (the goods) exported to Australia from the People's Republic of China (China).

Each 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, should be varied. The applicants are Baoshan Iron & Steel Co., Ltd (Baosteel) and Shanghai Meishan Iron & Steel Co., Ltd (Meishan).

The goods

The goods subject to anti-dumping measures, in the form of a dumping duty notice and a countervailing 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.”

Painted aluminium zinc coated steel, pre-painted aluminium zinc coated steel and corrugated aluminium zinc coated steel are not covered by the dumping duty and countervailing duty notices.

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*.

Background to the measures

On 5 August 2013, anti-dumping measures, in the form of a dumping duty notice and a countervailing duty notice, were imposed by the then Attorney-General in relation to aluminium zinc coated steel exported to Australia from China, the Republic of Korea (Korea) and Taiwan (Anti-Dumping Notice No. 2013/66 refers).

Following a review by the Anti-Dumping Review Panel of certain findings made by the then Attorney-General, the then Parliamentary Secretary to the Minister for Industry decided to vary the countervailing duty notice so as to reduce the applicable countervailable subsidies by the amounts referable to programs 1 to 3 described in *International Trade Remedies Branch Report No. 193*.

The decision to vary the countervailing duty notice required an amendment to the interim dumping duty (IDD) payable on imports of aluminium zinc coated steel. This is because the original dumping margins were reduced by the amount of subsidy attributable to subsidy programs 1 to 3 in determining the IDD payable.

Notice of the decision was published on 20 February 2014. The notice had retrospective effect from 5 August 2013.

The current reviews

Two separate applications have been lodged by Baosteel and Meishan under subsection 269ZA(1) of the *Customs Act 1901* (the Act) for reviews of the anti-dumping measures in relation to the goods exported to Australia by those exporters.

Particulars of the reasons for the decisions to undertake these two reviews of measures are shown in *Anti-Dumping Commission Consideration Report No. 409 and 410*, which has been placed on the public record.

The review period for each review is 1 April 2016 to 31 March 2017. The reviews will examine whether the variable factors relevant to the taking of the anti-dumping measures, with respect to the applicants, have changed.

At the conclusion of each 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 and the countervailing duty notice:

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

¹ 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. For the purposes of these decisions the Minister is the Parliamentary Secretary to the Minister for Industry, Innovation and Science.

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 **14 June 2017** to request that I consider that evidence to extend a review of anti-dumping measures to include revocation.

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 duty or countervailing duty notice, or the notice declaring the outcome of the last review of the dumping duty 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 or countervailing duty notice that is the subject of these reviews cannot be made for a period of 12 months.

Public record

A public record must be maintained for reviews. 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 **14 June 2017**, addressed to:

The Director
Operations 1
GPO Box 2013
Canberra ACT 2601

or email to operations1@adcommission.gov.au, or fax to +61 3 8539 2499.

Interested parties wishing to participate in these reviews 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.

² In accordance with section 269ZCB of the Act.

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 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 **26 August 2017**,³ or by such later date as may be allowed in accordance with section 269ZHI of the Act.

The SEF will set out the essential facts on which I propose to base my recommendations to the Parliamentary Secretary in relation to each of the reviews. 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 the report and recommendations in relation to each of the reviews to the Parliamentary Secretary. Recommendations to the Parliamentary Secretary will be made in a report on or before **10 October 2017** (or such later date as may be allowed).

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 8539 2424 or email to operations1@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

5 May 2017

³ As this falls on a Saturday, the effective due date is the next business day, being 28 August 2017.