



ANTI-DUMPING NOTICE NO. 2014/28

Hot Rolled Plate Steel

Exported to Australia from the People's Republic of China, Republic of Indonesia, Japan and the Republic of Korea

Initiation of an exemption inquiry

Customs Tariff (Anti-Dumping) Act 1975

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission, have initiated an exemption inquiry in relation to certain goods the subject of anti-dumping measures applying to hot rolled plate steel (plate steel) exported to Australia from the People's Republic of China (China), Republic of Indonesia (Indonesia), Japan and the Republic of Korea (Korea).

The exemption being sought is under paragraph 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under these provisions the Parliamentary Secretary to the Minister for Industry (Parliamentary Secretary) may exempt goods from dumping and countervailing duties where he is satisfied:

'that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade'.

The Anti-Dumping Measures

Anti-dumping measures, in the form of a dumping and countervailing duty notice, were initially imposed on plate steel by public notice on 19 December 2013 by the Minister for Industry following consideration of the Anti-Dumping Commission *Report No.198* (REP 198).

Dumping duties are applicable to all exporters from China, Indonesia, Japan and Korea by all exporters except for:

- Shandong Iron and Steel Company Limited, Jinan Company (JIGANG) (China); and
- Hyundai Steel Company (Korea); and
- POSCO (Korea).

Countervailing duties apply to plate steel exported to Australia from China by all exporters.

The Exemption Goods

The goods the subject of the exemption inquiry (number EX0018) are plate steel specified by Japanese Industry Standard (JIS) G4051-S45C, (the applicant has identified the Australian Standard that most closely matches JIS G4051-S45C as AS3678/K1042) with a thickness greater than 100mm (“the exemption goods”).

The exemption goods are classified to tariff subheading 7208.51.00 in Schedule 3 to the *Customs Tariff Act 1995*. The exemption goods are subject to a 5% duty for imports from Japan and are duty free for imports from China, Indonesia and Korea.

The exemption inquiry will examine whether the goods the subject of the application satisfy the conditions of paragraph 8(7)(a) or 10(8)(a) of the Dumping Duty Act.

The Current Inquiry

An application for exemption has been made to the Parliamentary Secretary by Adsteel Brokers Pty Ltd.

After making inquiries of the Australian industry producing plate steel and other interested parties, I will recommend to the Parliamentary Secretary whether the goods should be exempted from the anti-dumping measures.

This exemption inquiry is being conducted concurrently with EX0019, which relates to similar, but not identical, hot rolled steel plate.

Public Record

There is no legislative requirement to maintain a public record for exemption inquiries. However, in the interests of ensuring this process is conducted in an open and transparent manner, a public record for this inquiry has been opened and may be examined at the Anti-Dumping Commission’s (the Commission) office by contacting the case manager on the details provided below. Alternatively, the public record is accessible at www.adcommission.gov.au

The public record will contain, among other things, a copy of the application and a copy of all submissions from interested parties.

Lodgment of submissions

Interested parties are invited to lodge written submissions concerning this inquiry, no later than the close of business on 17 May 2014, addressed to:

The Director
Operations 4,
Anti-Dumping Commission
1010 La Trobe Street
Docklands VIC 3008
Australia

or email operations4@customs.gov.au, or fax to 03 9244 8297.

Interested parties wishing to participate in the inquiry must ensure that submissions are lodged promptly. Interested parties should note that I am not required to have regard to a submission received by the Commission after the date mentioned above if I consider it will prevent the timely preparation of a recommendation to the Parliamentary Secretary.

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 must lodge a non-confidential version or a summary of their submission in accordance with the requirements above (clearly marked "PUBLIC RECORD").

Report to the Parliamentary Secretary

Submissions received in the timeframe stated above will be taken into account in completing the report and recommendation to the Parliamentary Secretary. There is no legislated timeframe for this process.

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the case manager on telephone number +61 3 9244 8271, fax number +61 3 9244 8902 or email operations4@customs.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

10 April 2014