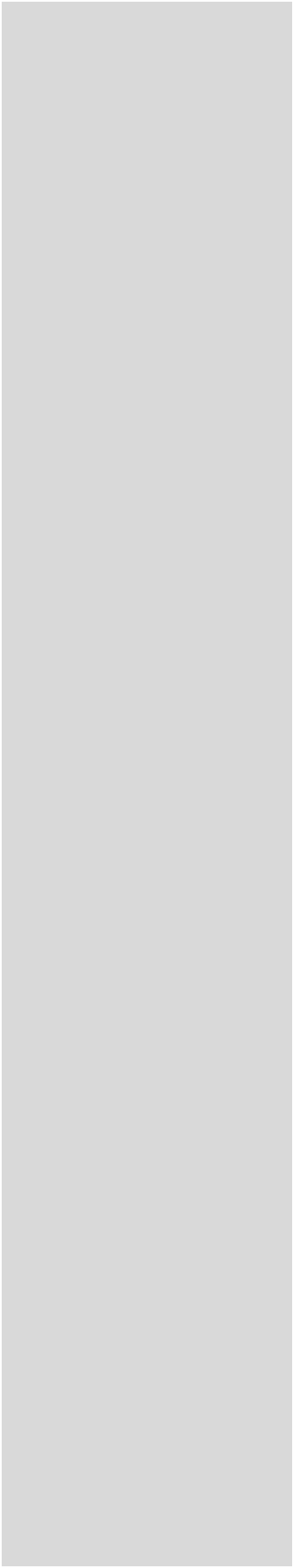




Australian Government
**Department of Industry,
Innovation and Science**

**Anti-Dumping
Commission**

Application for a review of
anti-Dumping measures



APPLICATION UNDER SECTION 269ZA OF THE *CUSTOMS ACT 1901*
FOR A REVIEW OF ANTI-DUMPING MEASURES

In accordance with section 269ZA of the *Customs Act 1901*(the Act), I request that the Anti-Dumping Commissioner initiate a review of anti-dumping measures in respect of the goods the subject of this application to:

Hollow Structural Sections Exported from Malaysia

1. **revise the level of the measures** because one or more of the variable factors relevant to the taking of measures have changed (a variable factors review)In this case the factors that I consider have changed are:

normal value

export price

non injurious price

subsidy

The variable factors review is in relation to:

a particular exporter (*if so provide name and country details*)

Alpine Pipe Manufacturing SDN BHD

exporters generally

or

2. **revoke the measures** because the anti-dumping measures are no longer warranted (a revocation review)

In this case the measure I consider should be revoked is:

the dumping duty notice

the countervailing duty notice

the undertaking

The revocation review is in relation to:

a particular exporter (*if so provide name and country details*)

exporters generally

NOTE

Where seeking variable factors review as well as a revocation review, indicate this in *both* 1 and 2 above.

DECLARATION

I believe that the information contained in this application:

- provides reasonable grounds for review of the anti-dumping measure; and
- is complete and correct to the best of my knowledge and belief.

Signature:



Name:

 [Name of Director]

Position:

Managing Director

Company:

Croft Steel Traders Pty Ltd

ABN:

99 087 566 961

Date:

13 October 2016

Signature requirements

Where the application is made:

By a company - the application must be signed by a director, servant or agent acting with the authority of the body corporate.

By a joint venture - a director, employee, agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application form.

On behalf of a trust - a trustee of the trust must sign the application.

By a sole trader - the sole trader must sign the application.

In any other case - contact the Commission's client support section for advice.

Assistance with the application

The Anti-Dumping Commission has published guidelines to assist applicants with the completion of this application. Please refer to the '*Instructions and Guidelines for applicants: Application for review or revocation of measures*' on the Commission's website.

The Commission's client support section can provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

Phone: 13 28 46 or +61 2 6213 6000 (outside Australia)

Fax: (03) 8539 2499 or +61 3 8539 2499 (outside Australia)

Email: clientsupport@adcommission.gov.au

Other information is available from the Commission's website at www.adcommission.gov.au.

Small and medium enterprises (i.e., those with up to 200 full-time staff, which are independently operated and which are not a related body corporate for the purposes of the *Corporations Act 2001*), may obtain assistance, at no charge, from the Department of Industry, Innovation and Science's International Trade Remedies Advisory (ITRA) Service. For more information on the ITRA Service, visit www.business.gov.au or telephone 13 28 46.

Required information

1. Provide details of the name, street and postal address, of the applicant seeking the review.

Croft Steel Traders
Unit 1, 4 Commercial Drive
Ashmore QLD 4214

2. Provide details of the name of a contact person, including their position, telephone number and facsimile number, and e-mail address.

Troy Morrow – Mobile Business Consultants
Authorised Representative/Agent
+61 419 782205
troy@lentro.com.au

3. Name other parties supporting this application.

The application is supported by the exporter, Alpine Pipe Manufacturing SDN BHD.

4. Describe your interest as an affected party (eg are you concerned with the exportation of the goods, the importation of the goods, or part of the Australian industry, or acting on behalf of the Government of an exporting country).

s concerned with the importation of the goods. [*Confidential business structure*]

5. Provide details of the current anti-dumping measure(s) the subject of this review application, including:

The “description of goods” subject to measures are:

- Certain electric resistance welded pipe and tube made of carbon steel, comprising circular and non-circular hollow sections. Normally referred to as either CHS (circular or oval hollow sections) or RHS (rectangular or square hollow sections) collectively referred to as hollow structural sections (HSS).

Finish Types

- Galvanised (including in-line galvanised (ILG), pre-galvanised or hot-dipped galvanised (HDG)); or
- Non-galvanised (including, but not restricted to, painted, black, lacquered or oiled finishes).

Sizes

- Circular products – outside diameter exceeding 21 mm up to and including 165.1 mm; or
- Oval, square and rectangular products – perimeter up to and including 1277.3 mm; that may also be categorised according to minimum yield strength, the most common classifications being 250 and 350 mega Pascals (MPa).

The following categories of HSS are excluded from the application:

- Conveyor tube made for high speed idler rolls on conveyor systems with inner and outer fin protrusions removed by scarfing (not exceeding 0.1 mm on outer surface and 0.25 mm on inner surface), and out of round standards (i.e. ovality) which do not exceed 0.6 mm in order to maintain vibration free rotation and minimum wind noise during operation;
 - Precision RHS with a nominal thickness of less than 1.6 mm; and
 - Air heater tubes to AS 2556.
- tariff classification

The goods are classified to following tariff subheadings in Schedule 3 of the CustomsTariff Act 1995:

Tariff subheading	Statistical codes
7306.30.00	31, 32, 33, 34, 35, 36, 37
7306.61.00	21, 22, 25
7306.61.00*	90*
7306.69.00	10
7306.50.00*	45*

* Note

These tariff subheadings only apply to the following exporters/suppliers:

- Dalian Steelforce Hi-Tech Co. (China);
 - Tianjin Friend Steel Pipe Co. Ltd (China);
 - Tianjin Ruitong Iron and Steel Co. Ltd (China);
 - Roswell S A R Ltd (China); and
 - Alpine Pipe Manufacturing SDN BHD (Malaysia).
- the countries or companies

China

- Zhejiang Kingland Pipeline and Technologies Co Ltd supplied directly or through Shanghai Minmetals Materials & Products Corp

- Hengshui Jinghua Steel Pipe Co Ltd supplied directly or through Beijing Jinghua Global Trading Co Ltd
- Huludao City Steel Pipe Industrial Co Ltd supplied directly or through Shanghai Minmetals Materials & Products Corp or Tianjin Ruitong Huaxing International Trade Co. Ltd or Thomas Trading (Aust) Pty Ltd
- Qingdao Xiangxing Steel Pipe Co Ltd
- Jiedong Economic Development Testing Zone Tai Feng Qiao Metal Products Co Ltd supplied through Fundkey International Ltd (HK) or Daiwa International Ltd. (CH) or Flowcom Mechanical Technology
- Tianjin Youfa Steel Pipe Co Ltd supplied through Tianjin Youfa International
- Dalian Steelforce Hi-Tech Co Ltd supplied directly or through Steelforce Trading Pty Ltd

Korea

- Kukje Steel Co Ltd supplied directly or through Hyosung Corporation or Sunjin Co.Ltd

Malaysia

- Alpine Pipe Manufacturing SDN BHD supplied directly or through Aspac Alliance Steels SDN BHD

Taiwan

- Shin Yang Steel Co Ltd
 - Ta Fong Steel Co Ltd supplied directly or through Aspac Alliance Steels SDN BHD
- specified date of publication of the measure
- On 3 July 2012, anti-dumping measures in the form of interim dumping duties (IDD) were imposed on hollow structural sections (HSS) exported from the People's Republic of China (China), the Republic of Korea (Korea), Malaysia and Taiwan.

6. Provide the names, addresses, telephone numbers and facsimile numbers of other parties likely to have an interest in this matter e.g. Australian manufacturers, importers, exporters and/or users.

- Austube Mills Pty Ltd (Administrators Appointed)
146 Ingram Road, Acacia Ridge QLD 4110

PO Box 246, Sunnybank QLD 4110
Ph: +61 7 3909 6600

- Orrcon Steel
121 Evans Road, Salisbury QLD 4107
PO Box 295, Salisbury QLD 4107
Ph: 1300 677 266
Fx: (07) 3274 0677
- Australian Pipe & Tube
2-14 Independent Way, RAVENHALL Victoria 3023
Ph: +61 3 8361 8366

**Applications
for review of
variable
factors**

If you are applying for a variable factors review (in box 1 above) provide a detailed statement setting out your reasons. Include information about:

- the factor(s) you wish to have reviewed;
 - Normal Value
 - Export Price
- the amount by which that factor is likely to have changed since anti-dumping measures were last imposed, and evidence in support; and
- We submit confidential spreadsheet containing the following information for the last completed financial year for Alpine, being 12 months ended 31 July 2016:-
 - Export Sales to Australia of goods subject to the dumping measures;
 - Pivot Table of quarterly weighted average export prices for same product groups, as per original investigation;
 - Malaysian Domestic Sales of like goods;
 - Pivot Table of quarterly weighted average Malaysian domestic prices for like product groups, as per original investigation; and
 - Comparison of Australian Export Sales for the period with equivalent volumes based on domestic selling prices.
- Based on the above the following observations are made:-
 - Weighted average export prices per metric tonne during the period were [REDACTED] [Confidential weighted average export price]
 - Weighted average equivalent domestic prices per metric tonne for like goods during the during the period were [REDACTED]; [Confidential weighted average domestic price]
 - Total exports of goods subject to the dumping measures during the period were [REDACTED]; and [Confidential total exports]
 - Total value of exports of goods subject to the dumping measures during the period were [REDACTED]

NonConfidential– For Public Record

representing [REDACTED] of actual export value. [*Confidential domestic value of goods exported and percentage of exports*]

- The above compares with the following during the original investigation period of 1 July 2010 to 30 June 2011:-
 - Weighted average export prices per metric tonne of [REDACTED]; [*Confidential weighted average export price*]
 - Weighted average equivalent domestic prices per metric tonne for like goods during the during the period were [REDACTED]; [*Confidential weighted average domestic price*]
 - Total exports of goods subject to the dumping measures during the period were [REDACTED]; and [*Confidential total exports*]
 - Total value of exports of goods subject to the dumping measures during the period were [REDACTED], representing [REDACTED] of actual export value. [*Confidential domestic value of goods exported and percentage of exports*]
- in your opinion the causes of the change and whether these causes are likely to persist.
- Reduction in steel pricing since investigation period of 1 July 2010 to 30 June 2011, particular raw material feed of hot rolled coil; and
- Foreign exchange depreciation between MYR/USD and AUD/USD.

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Application for a revocation review	<p>If you are applying for a revocation review (in box 2 above), provide a detailed statement setting out your reasons.</p>
	<p>Include evidence in support of your view that there are reasonable grounds for asserting that the measures are no longer warranted. Refer to the “Guidelines for Preparing an Application for Review of Measures” as part of preparing your response. If you consider anti- dumping measures are no longer warranted because of:</p> <ul style="list-style-type: none">• <i>no dumping or no subsidisation</i>: provide evidence that there is no dumping, or no subsidy, and why dumping or subsidisation is unlikely to recur if measures were revoked.• <i>no injury</i>: provide evidence that there is no current injury, and there is unlikely to be a recurrence of injury if the measures were to be revoked.
Lodgement of the application	<p>This application, together with the supporting evidence, must be lodged in the manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by either::</p> <ul style="list-style-type: none">• preferably, email, using the email address clientsupport@adcommission.gov.au, or• pre-paid post to: The Commissioner of the Anti-Dumping Commission GPO Box 1632 Melbourne VIC 3001, or• facsimile, using the number (03) 8539 2499 or +61 3 8539 2499 (outside Australia)
Public Record	<p>During an investigation all interested parties are given the opportunity to defend their interests, by making a submission. The Commission maintains a public record of these submissions. The public record is available on the Commission’s website at www.adcommission.gov.au.</p> <p>At the time of making the application both a confidential version (for official use only) and non-confidential version (public record) of the application <u>must</u> be submitted. Please ensure each page of the application is clearly marked “FOR OFFICIAL USE ONLY” or “PUBLIC RECORD”. The non-confidential application should enable a reasonable understanding of the substance of the information submitted in confidence, clearly showing the reasons for seeking the review, or, if those reasons cannot be summarised, a statement of reasons why summarisation is not possible. If you cannot provide a non-confidential version, contact the Commission’s client support section for advice.</p>