



Australian Government
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*, 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:

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 – Jiangyin Zongcheng Steel Co., Ltd
- 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:

ALLEN CHOU

Position:

Assistant G.M.

Company:

JiangyinZongcheng Steel Co., Ltd

ABN:

Not Applicable

Date:

2016/08/02

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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, servant, 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: 1300 884 159 or +61 2 6275 6066 (outside Australia)

Fax: 1300 882 506 or +61 2 6275 6888 (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 employees) may obtain assistance, at no charge, from the International Trade Remedies Adviser, employed by Australian Industry Group and funded by the Australian government. To access this service, visit www.aigroup.com.au/traderemedies or telephone (03) 9867 0267.

Required information

1. Provide details of the name, street and postal address, of the applicant seeking the continuation.
2. Provide details of the name of a contact person, including their position, telephone number and facsimile number, and e-mail address.
3. Name other parties supporting this application.
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).
5. Provide details of the current anti-dumping measure(s) the subject of this review application, including:
 - tariff classification
 - the countries or companies

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- specified date of publication of the measure

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.

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;
- the amount by which that factor is likely to have changed since anti-dumping measures were last imposed, and evidence in support; and
- in your opinion the causes of the change and whether these causes are likely to persist.

Application for a revocation review

If you are applying for a revocation review (in box 2 above), provide a detailed statement setting out your reasons.

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:

- *no dumping or no subsidisation*: provide evidence that there is no dumping, or no subsidy, and why dumping or subsidisation is unlikely to recur if measures were revoked.
- *no injury*: 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

This application, together with the supporting evidence, should be lodged with:

The National Manager - Operations
Anti-Dumping Commission
Customs House
1010 Latrobe St
Docklands VIC 3008

or

Sent by facsimile to **1300 882 506**

or **+61 2 6275 6888 (outside Australia)**

Public Record

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.

At the time of making the application both a confidential version (for official use only) and non-confidential version (public record) of the application must 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-

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confidential version, contact the Commission's client support section for advice.

**APPLICATION FOR REVIEW OF VARIABLE FACTORS –
JIANGYIN ZONGCHENG STEEL CO., LTD.**

REQUIRED INFORMATION

1. Applicant:

Company: Jiangyin Zongcheng Steel Co., Ltd. (Zongcheng)

Address: No. 568 Wuxing Road

Jiangyin, Jiangsu, China

2. Contact person:

Name: Mr Allen Chou

Tel: +86 510 68171171

Fax: +86 510 8160 1000

Email: chouyungyao@hotmail.com

3. Applicant's representative

Name: Mr John Bracic

Company: J.Bracic & Associates Pty Ltd

Address: PO Box 3026

Manuka, ACT 2603

Tel: +61 (0)499 056 729

Email: john@jbracic.com.au

4. Other parties supporting this application:

Not applicable.

5. Applicant's interest:

Zongcheng is a producer and exporter of coated steel products.

6. Details of current anti-dumping measures:

The goods subject of the dumping duty notice are "galvanised steel" described as:

flat rolled products of iron and non-alloy steel of a width less than 600mm and, equal to or greater than 600mm, plated or coated with zinc".

Galvanised steel of any width is included.

The amount of zinc coating on the steel is described as its coating mass and is nominated in grams per meter squared (g/m²) with the prefix being Z (Zinc) or ZF (Zinc converted to a Zinc/Iron alloy coating). Common coating masses

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used for zinc coating are: Z350, Z275, Z200, Z100, and for zincliron alloy coating are: ZF100, ZF80 and ZF30 or equivalents based on international standards and naming conventions.

Tariff classification:

Galvanised steel is classified to tariff subheadings 7210.49.00 (and statistical codes 55, 56, 57 and 58) and 7212.30.00 (and statistical code 61) of Schedule 3 to the Customs Tariff Act 1995 (Tariff Act).

Country subject to the notice:

The Peoples Republic of China

Date of publication of the notice:

The publication date of the original notice was 5 August 2013. Subsequently, a review of the notice was undertaken and published on 3 August 2015.

1. GROUNDNS FOR REVIEW

Zongcheng is requesting a review of the following variable factors:

- ascertained export price, and
- ascertained normal value.

2. ASCERTAINED EXPORT PRICE

2.1 Basis for current ascertained export prices

During the accelerated review involving Zongcheng (REP 274), the Anti-Dumping Commission (the Commission) nominated a review period for assessing dumping of 1 July 2013 to 30 June 2014¹. As Zongcheng had not exported galvanised steel to Australia during that period, the Commission considered it appropriate to determine the ascertained export price to be the same amount as that determined to be the ascertained normal value.

2.2 Grounds for review of ascertained export prices

Since the decision to fix different variable factors on 18 February 2015, Zongcheng has commenced exporting the goods to Australia. A listing of Zongcheng's exports for the period 1 July 2015 to 31 January 2016 are attached at **Confidential Exhibit A**. Supporting documentation for a select number of export transactions is attached at **Confidential Exhibit B**.

The submitted information shows that the weighted average free-on-board (FOB) export price during the period was US\$ [REDACTED]/MT. This compares to the current applicable AEP for Zongcheng's exports of US\$ [REDACTED]/MT.

2.3 Conclusion

On the basis of the attached evidence for export sales of galvanised steel, Zongcheng considers that there appears to be reasonable grounds for asserting that the ascertained export price relevant to the taking of anti-dumping measures has changed.

3. ASCERTAINED NORMAL VALUE

3.1 Basis for current ascertained normal values

In REP 274, the Commission determined the ascertained normal value under subsection 269TAC(2)(c) of the Act due to a market situation that exists in relation to domestic sales of galvanised steel exported to Australia from China, which rendered domestic prices of those goods unsuitable for determining a normal value.

Normal values for domestic sales by Zongcheng were constructed using Zongcheng's weighted average CTMS data (revised with a raw material cost uplift), by product model, and an amount for profit based on domestic sales of like goods (without uplift)

¹ REP 274 – Galvanised steel exported from China by Jiangyin Zongcheng Steel Co., Ltd (January 2015); page 3.

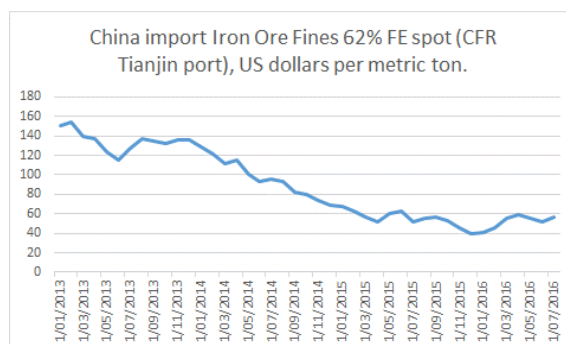
sold in the ordinary course of trade. Due allowance was made export packaging, inland freight, export handling, export commission and Value Added Tax (VAT). The ascertained normal value was US\$ [REDACTED]/MT.

3.2 Grounds for review of ascertained normal values

As noted by the Commission in the original investigation into galvanised steel (REP 190), hot-rolled coil (HRC) 'is the major raw feed material for galvanised steel'. Since the decision to fix different variable factors on 18 February 2015 following REP 274, global hot-rolled coil prices have experienced further falls which has resulted in a decrease in the costs of producing galvanised steel. This reduction in costs has resulted in contemporary domestic selling prices for galvanised steel being significantly lower than the applicable ascertained normal values.

The decline in HRC coils costs and corresponding constructed normal values is evidenced by the Commission's recent preliminary calculations in [REDACTED]. The submitted information shows that the weighted average FOB normal value price during the period 1 August 2015 to 31 January 2016 was approximately US\$ [REDACTED]/MT. This compares to the current ANV applicable to Zongcheng's exports of US\$ [REDACTED]/MT. Evidence to support the change in normal values is attached at **Confidential Exhibit C**.

In Zongcheng's opinion, the contemporary domestic selling prices and normal values are likely to persist given that the trend for iron ore prices (refer to chart below) and corresponding HRC prices have been relatively stable since the beginning of 2015.



Evidence to support the above graph is attached at **Confidential Exhibit D**.

3.3 Conclusion

Zongcheng considers that the submitted evidence supports the view that there appears to be reasonable grounds for asserting that the ascertained normal value relevant to the taking of anti-dumping measures has changed.