



ANTI-DUMPING NOTICE NO. 2015/67

Hot rolled plate steel

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

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

'that a Tariff Concession Order under Part XVA of the *Customs Act 1901* in respect of the goods is in force.'

The Anti-Dumping Measures

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

Dumping duties are applicable to exports of hot rolled plate steel to Australia from China, Indonesia, Japan and Korea, by all exporters except:

- Goods exported from China by Shandong Iron and Steel Company Limited, Jinan Company supplied through Jinan Steel International Trade Company, Jigang Group Co Ltd, Oriental United Resources, Jigang Hong Kong Holding Company Limited, Jigang Hong Kong Holding or Cumic Steel Limited;

- Goods exported from Korea by POSCO supplied directly or through Daewoo International, GS Global Corporation, Road International Co Ltd, Samsung C and T Corporation or POS-Sea Pte Ltd;
- Goods exported from Korea by Hyundai Steel Company supplied directly or through Road International Co. Ltd;
- Plate steel specified to the ASTM International A516-GR70 standard with a thickness equal to or greater than 105mm; and
- Plate steel specified by Japanese Industry Standard (JIS) G4051-S45C (Australian Standard AS3678/K1042) with a thickness equal to or greater than 105mm.

Countervailing duties are applicable to all exports of hot rolled plate steel to Australia from China.

The Exemption Goods

The goods the subject of the exemption inquiry (the exemption goods) are hot rolled plate steel meeting specific characteristics covered by Tariff Concession Order (TCO) TC 1413674.

The exemption goods are classified to tariff subheading 7208.52.00 (statistical code 41) of Schedule 3 to the *Customs Tariff Act 1995*. For these goods the general rate of duty is currently 5 per cent for goods imported from Japan and free for imports from China, Indonesia and Korea.

The exemption inquiry will examine whether the exemption goods satisfy the conditions of paragraphs 8(7)(b) and 10(8)(aa) of the Dumping Duty Act.

The Current Inquiry

An application for exemption has been made to the Anti-Dumping Commission (the Commission) by Amity Pacific Pty Ltd, an importer of the exemption goods and also the applicant for the relevant TCO (TC 1413674). Evidence was provided that TC 1413674 is currently in place for certain hot rolled plate steel products.

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

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 may be examined at Commission's 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 including details of TC 1413674, and a copy of all non-confidential 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 18 June 2015, addressed to:

The Director
Operations 9
Anti-Dumping Commission
SAP House
Cnr Bunda and Akuna Street
Canberra ACT 2601

or email at Operations9@adcommission.gov.au, or fax to (03) 8539 2499 or +61 3 8539 2499 (outside Australia).

Interested parties wishing to participate in the inquiry must ensure that submissions are lodged promptly.

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 requirement 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 02 6213 7047, fax number (03) 8539 2499 or +61 3 8539 2499 (outside Australia) or email at Operations9@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

28 May 2015