



ANTI-DUMPING NOTICE NO. 2015/109

Certain Hot Rolled Coil Steel

Exported to Australia from Japan, the Republic of Korea, Malaysia and Taiwan

Findings of an exemption inquiry

Customs Tariff (Anti-Dumping) Act 1975

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission have completed Exemption Inquiry No.24 (EX0024) in relation to certain goods that are the subject of anti-dumping measures applying to certain hot rolled coil steel exported to Australia from Japan, the Republic of Korea (Korea), Malaysia and Taiwan.

The exemption was sought under paragraph 8(7)(b) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under that provision the Parliamentary Secretary to the Minister for Industry and Science (Parliamentary Secretary) may exempt goods from interim dumping duties and dumping duties if 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 were initially imposed on hot rolled coil steel by public notice on 20 December 2012 by the then Minister for Home Affairs following consideration of *International Trade Remedies Branch Report No.188* (REP 188). These measures are applicable to all exporters of hot rolled coil steel to Australia from Japan, Korea, Malaysia and Taiwan. Anti-dumping measures do not apply to hot rolled coil steel subject to Tariff Concession Orders (TCOs) for which exemptions have been granted. A number of such TCOs are specified in the hot rolled coil steel dumping commodities register.

The goods

The goods sought to be exempt from dumping duties are hot rolled coil steel meeting the specific characteristics covered by Tariff Concession Order TC 1413447 (the exemption goods).

The exemption goods are currently classified to tariff subheading 7208.27.00 (statistical code 34) of Schedule 3 to the *Customs Tariff Act 1995*.

The inquiry

An application was made by Toyota Tsusho (Australasia) Pty Ltd and I have concluded my inquiry into the claims made in the application.

I made a recommendation to the Parliamentary Secretary that the exemption be granted, based on a finding that that a Tariff Concession Order under Part XVA of the *Customs Act 1901* in respect of the exemption goods is in force.

The Parliamentary Secretary accepted the recommendation and has exempted the exemption goods from interim dumping duties and dumping duties through Ministerial Exemption Instrument No.2 of 2015. Ministerial Exemption Instrument No. 2 of 2015 states that the exemption takes effect from 18 July 2014.

Copies of *Exemption Inquiry Report No. EX0024* and Ministerial Exemption Instrument No. 2 of 2015 are available on the Commission's website (www.adcommission.gov.au).

Further information

If importers believe that goods they are importing are exempted from dumping duties in accordance with this exemption instrument, when they or their broker enter these goods for home consumption via the Integrated Cargo System, the exemption category 'GOODS' should be selected and no dumping duties will be applied to the shipment.

Parties seeking a refund of dumping duties already paid should contact the Department of Immigration and Border Protection's National Refunds Centre at nationalrefunds@border.gov.au.

The decision to grant this exemption does not prevent further applications for exemptions from dumping duties being considered. Parties may apply for an exemption where they believe their goods satisfy any of the conditions for exemption detailed in subsection 8(7) of the Dumping Duty Act. Further information on the application process can be found at the Commission's website at: www.adcommission.gov.au.

The exemption granted as a result of this inquiry is subject to review and may be revoked by the Parliamentary Secretary if circumstances change.

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Commission on 13 28 46 or for international callers +61 2 6213 6000 or by email at clientsupport@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

31 August 2015