



## **ANTI-DUMPING NOTICE NO. 2015/108**

### **Certain Hot Rolled Plate Steel**

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

### **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.22 (EX0022) in relation to certain goods that are the subject of anti-dumping measures applying to certain 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 was sought under paragraphs 8(7)(b) and 10(8)(aa) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under those provisions the Parliamentary Secretary to the Minister for Industry and Science (Parliamentary Secretary) may exempt goods from interim dumping duties, dumping duties, interim countervailing duties and countervailing 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 plate steel by public notice on 19 December 2013 by the then Minister for Industry following consideration of *Anti-Dumping Commission Report No. 198* (REP 198).

Dumping duties are applicable to all exporters from China, Korea, Japan and Indonesia, except Shandong Iron and Steel, Jinan Company (JIGANG) from China and Hyundai Steel Company and POSCO from Korea (the investigation with respect to these companies was terminated as outlined in *Termination Report No. 198* (TER 198)). Countervailing duties are applicable to exporters from China except JIGANG (as outlined in TER 198).

#### **The goods**

The goods sought to be exempt from dumping duties are hot rolled plate steel

meeting the specific characteristics covered by Tariff Concession Order TC 1413674 (the exemption goods).

The exemption goods are currently classified to tariff subheading 7208.52.00 (statistical code 41) of Schedule 3 to the *Customs Tariff Act 1995*.

### **The inquiry**

An application was made by Amity Pacific 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 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, dumping duties, interim countervailing duties and countervailing duties through Ministerial Exemption Instrument No.1 of 2015. Ministerial Exemption Instrument No. 1 of 2015, states that the exemption takes effect from 23 July 2014.

Copies of *Exemption Inquiry Report No. EX0022* and Ministerial Exemption Instrument No.1 of 2015 are available on the Commission's website ([www.adcommission.gov.au](http://www.adcommission.gov.au)).

### **Further information**

If importers believe that goods they are importing are exempted from dumping duty and countervailing duty 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 and countervailing duties will be applied to the shipment.

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

The decision to grant this exemption does not prevent further applications for exemptions from dumping and countervailing duties being considered. Parties may apply for an exemption where they believe their goods satisfy any of the conditions for exemption detailed in subsections 8(7) and 10(8) of the Dumping Duty Act. Further information on the application process can be found at the Commission's website at: [www.adcommission.gov.au](http://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](mailto:clientsupport@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission

31 August 2015