



ANTI-DUMPING NOTICE NO. 2015/138

Aluminium zinc coated steel

Exported to Australia from

the People's Republic of China 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. 28 (EX0028) in relation to certain goods that are subject to anti-dumping measures applying to aluminium zinc coated steel exported to Australia from the People's Republic of China (China) and the Republic of Korea (Korea).

The exemption was sought pursuant to subsections 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under those provisions the Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science (Parliamentary Secretary)¹ may exempt goods from interim dumping duty, dumping duty, interim countervailing duty and countervailing duty (the duties) where she is satisfied:

'that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.'

The anti-dumping measures

Anti-dumping measures, in the form of a dumping duty notice and a countervailing duty notice were initially imposed on aluminium zinc coated steel by public notice on 5 August 2013 by the then Attorney-General following consideration of *International Trade Remedies Branch Report No.190* (REP 190) and *International Trade Remedies Branch Report No.193* (REP 193). The duties are applicable to all exporters from China and Korea, except:

- aluminium zinc coated steel that is painted or pre-painted (including colorbond);

¹ On 20 September 2015, the Prime Minister appointed the Parliamentary Secretary to the Minister for Industry, Innovation and Science as the Assistant Minister for Science.

- unchromated products of aluminium zinc coated steel exported from Korea only;
- exports from Korea by Union Steel Co. Ltd; and
- exports from China by Angang Steel Company Limited.

The exempted goods

The goods exempt from the anti-dumping measures are:

Aluminium zinc coated steel having all of the following characteristics:

- *width of 1,200 mm; and*
- *thickness of 1.6 mm;*

with tolerance allowances for: width of +/- 1%; and thickness of +/- 5%.

The goods are classified to tariff subheading 7210.61.00 (statistical codes 60, 61 and 62) in Schedule 3 of the *Customs Tariff Act 1995*. These goods are duty free from China and subject to 5% Customs duty from Korea.

The inquiry

An application was made by Kasia Nominees Pty Ltd and I have completed my inquiry into the claims made in the application.

I made a recommendation to the Parliamentary Secretary that the goods be exempt from the duties under subsections 8(7)(a) and 10(8)(a) of the Dumping Duty Act, based on a finding that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.

The Parliamentary Secretary has accepted the recommendation and has exempted the goods from the duties through *Ministerial Exemption Instrument No. 3 of 2015*. That instrument states that the exemption takes effect from 27 October 2014.

Copies of *Exemption Inquiry Report No. EX0028* and *Ministerial Exemption Instrument No. 3 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 duties in accordance with the 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 interim dumping or 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.

The decision to grant the exemption does not prevent further applications for exemptions from dumping or 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

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 on +61 2 6213 6000 or by email at clientsupport@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

25 November 2015