



## **ANTI-DUMPING NOTICE NO. 2015/131**

### **Zinc coated (galvanised) steel**

**Exported to Australia from the People's Republic of China,**

**the Republic of Korea 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. 40 (EX0040) in relation to certain goods that are subject to anti-dumping measures applying to zinc coated (galvanised) steel exported to Australia from the People's Republic of China (China), the Republic of Korea (Korea) and Taiwan.

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 Parliamentary Secretary to the Minister for Industry, Innovation and Science (the Parliamentary Secretary) may exempt goods from interim dumping duty, dumping duty, interim countervailing duty and countervailing duty (the duties) where they are 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 zinc coated (galvanised) 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, Korea and Taiwan and countervailing duties are applicable to all exporters from China subject to the following:

Measures do not apply to:

- galvanised steel that is painted or pre-painted (including colorbond);
- exports from Korea by Union Steel Co., Ltd;
- exports from Taiwan by Sheng Yu Co. Ltd and Ta Fong Steel Co., Ltd; and

- exports from China by Angang Steel Company Limited and ANSC TKS Galvanising Co., Ltd.

### **The exempted goods**

The goods exempt from the anti-dumping measures are

*STEEL, flat rolled, non-alloy, hot dipped galvanized, in lengths, having ALL of the following:*

- (a) yield strength NOT less than 250 MPa and NOT greater than 350 MPa;*
- (b) tensile strength NOT less than 315 MPa and NOT greater than 430 MPa;*
- (c) elongation NOT less than 30%;*
- (d) total coating mass NOT less than 300 g/m<sup>2</sup>;*
- (e) in ANY of the following sizes:*
  - (i) width 40mm and thickness 4.0mm;*
  - (ii) width 50mm and thickness 4.0mm;*
  - (iii) width 50mm and thickness 8.0mm;*

*With tolerances allowable for specification (e) being:*

- (a) thickness +/- 5%;*
- (b) width +/- 5%.*

These goods are classified to the following tariff subheadings in Schedule 3 of the Customs Tariff Act 1995:

- 7210.49.00 – Statistical codes 55, 56, 57 and 58; and
- 7212.30.00– Statistical code 61.

The rate of duty under these subheadings is currently 5% per cent for goods imported from Korea and Taiwan and free for imports from China.

### **The inquiry**

An application was made by the Trade Consultant 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 accepted the recommendation and has exempted the goods described above from the duties through *Ministerial Exemption Instrument No. 4 of 2015*. That instrument states that the exemption takes effect from 23 December 2014.

Copies of *Exemption Inquiry Report No. EX0040* and *Ministerial Exemption Instrument No. 4 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 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](mailto: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 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 on +61 2 6213 6000 or by email at [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission

12 November 2015