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# **ANTI-DUMPING NOTICE NO. 2017/151**

## **Steel rod in coils**

### **Exported from the People's Republic of China**

### **Extension of time granted to issue the Statement of Essential Facts and the Final Report**

### **in relation to two reviews of anti-dumping measures relating to Jiangsu Shagang Group Co., Ltd (No. 413) and Hunan Valin Xiangtan Iron & Steel Co., Ltd. (No. 414)**

*Customs Act 1901 – Part XVB*

On 24 May 2017, the Commissioner of the Anti-Dumping Commission (the Commissioner) published a notice announcing the initiation of two separate reviews of anti-dumping measures, in the form of a dumping duty notice, in respect of steel rod in coils (the goods) exported to Australia from the People's Republic of China (China) as they affect Jiangsu Shagang Group Co., Ltd. and Hunan Valin Xiangtan Iron & Steel Co., Ltd., both of whom are exporters of the goods (Reviews 413 and 414).

The initiation notice<sup>1</sup> advised that the statement of essential facts (SEF) would be placed on the public record on or before 11 September 2017. The initiation notice also advised that a recommendation to the Assistant Minister for Industry, Innovation and Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science (the Parliamentary Secretary)<sup>2</sup> in relation to each review would be made in a final report on or before 26 October 2017.

On 30 August 2017, the Commissioner then published a notice that an extension of time had been granted for the publishing of a SEF and the final report to the Parliamentary Secretary for Reviews 413 and 414, requiring the SEF to be published on or before 17 October 2017.<sup>3</sup> On 17 October 2017 a further extension of time was granted to the SEF and final report, requiring the SEF for both reviews to be published on or before 27 October 2017.<sup>4</sup>

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<sup>1</sup> Anti-Dumping Notice (ADN) No. 2017/76. All ADNs are available on the Anti-Dumping Commission's website at [www.adcommission.gov.au](http://www.adcommission.gov.au)

<sup>2</sup> On 19 July 2016, the Prime Minister appointed the Parliamentary Secretary to the Minister for Industry, Innovation and Science as the Assistant Minister for Industry, Innovation and Science. For the purposes of these reviews the Minister is the Parliamentary Secretary to the Minister for Industry, Innovation and Science.

<sup>3</sup> See ADN No. 2017/123 for details of this extension.

<sup>4</sup> See ADN No. 2017/148 for details of this extension.

On 19 October 2017, the Customs Amendment (Anti-Dumping Measures) Bill 2017 (the Bill) passed both Houses of the Australian Parliament and is awaiting Royal Assent. The Bill amends the *Customs Act 1901* (the Act), specifically the provisions concerning the determination of export prices in a review of anti-dumping measures under Division 5 of Part XVB of the Act. Under item 4 of Schedule 1 to the Bill (the Schedule), these amendments apply to current reviews, that is, reviews under Division 5 that were being undertaken immediately before the commencement of the Schedule but for which a declaration in accordance with subsection 269ZDB(1) of the Act had not been made at that time.

As the Bill is likely to receive Royal Assent in the coming days, and Reviews 413 and 414 are reviews under Division 5 of Part XVB of the Act for which the Parliamentary Secretary is not due to make a declaration under subsection 269ZDB(1) of the Act until after 11 December 2017, the Anti-Dumping Commission will need to consider whether the amendments made by the Bill affect the determination of export prices for the exporters subject to these reviews.

For these reasons, I, Paul Sexton, General Manager, Anti-Dumping Commission, requested an extension of the deadline for the Commissioner to publish the SEF and provide his final report and recommendations to the Parliamentary Secretary.<sup>5</sup> The Commissioner has, under subsection 269ZHI(3) of the Act, extended the deadline to publish the SEF, and provide his final report and recommendations.

The SEF will now be placed on the public record on or before **21 December 2017**. Interested parties are invited to make submissions to the Commissioner in response to the SEF within 20 days of the SEF being placed on the public record. A recommendation to the Parliamentary Secretary will now be made in a report due on or before **4 February 2018**.

Documents included in the public record may be examined at the Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is available at [www.adcommission.gov.au](http://www.adcommission.gov.au). Enquiries about this notice may be directed to the case manager on telephone number 03 8539 2427 or at [investigations2@adcommission.gov.au](mailto:investigations2@adcommission.gov.au).

Paul Sexton  
General Manager  
Anti-Dumping Commission

27 October 2017

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<sup>5</sup> On 15 December 2016, the Commissioner of the Anti-Dumping Commission delegated his powers and functions under section 269ZHI of the *Customs Act 1901* to the General Managers of the Anti-Dumping Commission. See Anti-Dumping Notice No. 2017/10 on the Commission's website for further information.