



**Australian Government**  
**Australian Customs and  
Border Protection Service**

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**FILE NOTE:**

The following letter was sent to all suppliers identified from Customs and Border Protection import database as importing HSS to Australia during the investigation period. Letters were sent to supplier addresses as entered into this database by customs declarations.

The letter requests suppliers wishing to participate in the investigation to contact Customs and Border Protection, and to request an exporter questionnaire.

Customs and Border Protection requires a letter of authorisation from the supplier, if they wish another party to represent them in this matter.



**Australian Government**  
**Australian Customs and**  
**Border Protection Service**

Customs House  
5 Constitution Avenue  
Canberra ACT 2601  
Australia

«FirstName»«LastName»  
«OrganizationName»  
«PostalAddress»  
«CitySuburb»«State»  
«CountryRegion»«PostalCode»

Dear Sir/Madam,

**INVESTIGATION INTO THE ALLEGED DUMPING OF  
HOLLOW STRUCTURAL SECTIONS EXPORTED FROM THE PEOPLE'S REPUBLIC OF  
CHINA (CHINA), THE REPUBLIC OF KOREA (KOREA), MALAYSIA, TAIWAN AND THE  
KINGDOM OF THAILAND (THAILAND)**

**AND**

**INVESTIGATION INTO THE ALLEGED SUBSIDISATION OF  
HSS EXPORTED FROM CHINA**

On 19 September 2011, the Australian Customs and Border Protection Service (Customs and Border Protection) initiated an investigation into the alleged dumping of certain hollow structural sections (HSS) exported to Australia from China, Korea, Malaysia, Taiwan and Thailand, and alleged subsidisation of certain HSS from China.

This investigation follows an application by OneSteel Australian Tube Mills Pty Ltd (OneSteel ATM), a member of the Australian industry manufacturing like goods, for the publication of a dumping notice and a countervailing duty notice.

Your company has been identified either in Customs and Border Protection's records, OneSteel ATM's application, or by an identified importer, as a possible manufacturer or exporter of certain HSS from China, Korea, Malaysia, Taiwan or Thailand during the investigation period of 1 July 2010 to 30 June 2011.

Accordingly, you are invited to participate in Customs and Border Protection's investigation by completing the exporter questionnaire and the associated spreadsheets.

**If your company wishes to participate in the investigation, please email [tmops3@customs.gov.au](mailto:tmops3@customs.gov.au) as soon as possible and Customs and Border Protection will forward the exporter questionnaire and spreadsheets for you to complete.**

Please note that responses to the exporter questionnaire are due by **COB Wednesday 2 November 2011**.

You should advise as soon as possible whether you intend to cooperate with the investigation and request an exporter questionnaire for completion.

### **Public Record and Consideration Report**

Throughout the investigation, Customs and Border Protection will maintain a Public Record to provide access to all relevant non-confidential information held in relation to the investigation.

The non-confidential version of the application and non-confidential attachments are available on the Public Record, which can be accessed electronically at <http://adpr.customs.gov.au/Customs/>.

The investigation is numbered No. 177, and can be identified by this number in the Public Record.

Customs and Border Protection's report on its consideration of the application (Consideration Report No.177) is also available on its website at [www.customs.gov.au](http://www.customs.gov.au) (follow the links to anti-dumping, reports and initiation reports).

### **Verification of Exporter Questionnaire Response**

If you chose to complete and submit an exporter questionnaire response, Customs and Border Protection may wish to conduct a visit to your company to verify your questionnaire response.

A complete response to the Exporter Questionnaire, including all of the documentation requested, must be submitted to Customs and Border Protection before a verification meeting will be considered.

During any such visit, you will be asked to substantiate the completeness, relevance and accuracy of the information from your company's records in respect of the goods, including management and audited accounts.

Please note that after all exporter verification visits, Customs and Border Protection will prepare a report which details the outcomes of the visit.

A non-confidential version of the report will also be prepared and placed on the Public Record, including the publication of the preliminarily-assessed dumping margin. Customs and Border Protection considers that the dumping margin is not itself confidential information, but rather an aggregate figure derived from confidential data.

### **What happens if you do not respond?**

If you do not request and complete the questionnaire, Customs and Border Protection may be required to base its recommendations on information supplied by other parties (possibly information supplied by the Australian industry).

If you do not provide all of the information sought, or if you do not allow Customs and Border Protection to verify the information, we may deem that you did not cooperate with the investigation. In that case we may assess a dumping margin for your company based upon normal values that may be the highest determined in your country during the investigation period.

Therefore, it is considered to be in your interests to provide a complete exporter questionnaire response.

### **Suppliers that do not manufacture HSS**

If you export but not produce or manufacture the goods (for example, you are a trading company, broker, or vendor dealing in the goods), it is important that you forward a copy of

this letter to the relevant manufacturers and inform me of the contact details for these manufacturers **immediately**.

In cases where goods are supplied to Australia by an entity other than the manufacturer of the goods, Customs and Border Protection will require both the manufacturer and supplier of the goods to complete an Exporter Questionnaire (insofar as it is relevant to each entity) and consent to a verification visit if required.

**Submissions**

As well as responding to the Exporter Questionnaire, you may also wish to lodge general submissions in support of your claims.

In any such submission, your company may address claims made in the Australian industry's application, including those in relation to material injury.

Any submission you lodge (including rebuttals to claims made by other parties) must be made in "confidential" and "non-confidential" versions. The non-confidential material, which will be placed on the public file, should be in sufficient detail to permit a reasonable understanding of that information. Please refer to *ACDN 2006/54 - Changes to Supplying Information for the Public File* available at <http://www.customs.gov.au/webdata/resources/notices/ACDN0654.pdf>.

To comply with the investigation time limits, general submissions must be provided by **31 October 2011**.

**Lodgement of submissions and Exporter Questionnaires**

Submissions and responses to the Exporter Questionnaire may be lodged either by mail (with documents requested electronically in the Exporter Questionnaire provided on CD-ROM) or by email to the following.

Director Operations 3  
International Trade Remedies Branch  
Australian Customs and Border Protection Service  
Customs House  
5 Constitution Avenue  
Canberra ACT 2601  
Australia

Email: [tmops3@customs.gov.au](mailto:tmops3@customs.gov.au)  
Fax: +61 2 6275 6990

Should you have any questions concerning this matter, please contact me on +61 2 6275 6173 or email [tmops3@customs.gov.au](mailto:tmops3@customs.gov.au).

Yours sincerely,



Andrea Stone  
Manager Operations 3  
International Trade Remedies Branch  
Australian Customs and Border Protection Service