



Customs Act 1901 – Part XVB

ADN 2015/142

Steel Rod in Coils

Exported from the People’s Republic of China

**Preliminary Affirmative Determination and
Imposition of Securities**

Public notice under section 269TD of the Customs Act 1901

On 12 August 2015 I, Dale Seymour, the Commissioner of the Anti-Dumping Commission (the Commission), initiated an investigation into the alleged dumping of steel rod in coils exported to Australia from the People’s Republic of China (China), following an application lodged by OneSteel Manufacturing Pty Ltd.

The goods the subject of the application (the goods) are:

Hot rolled rods in coils of steel, whether or not containing alloys, that have maximum cross sections that are less than 14mm.

The goods covered by the application include all steel rods meeting the above description of the goods regardless of the particular grade or alloy content.

Goods excluded from this application include hot-rolled deformed steel reinforcing bar in coil form, commonly identified as rebar or debar, and stainless steel in coils.

The goods are typically classified to the 7213.91.00 (statistical code 44) and 7227.90.90 (statistical code 42) (as of 1 January 2015, statistical code 02) tariff subheadings in schedule 3 to the *Customs Tariff Act 1995*.

The general rate of duty is currently 5%. However, China is a designated DCS country under Schedule 1 Part 4 of the *Customs Tariff Act 1995*. Therefore for the goods imported from China, the duty rate is free.

In accordance with subsection 269TD(4)(a) of the *Customs Act 1901* (the Act), I give public notice that, on 27 November 2015, I made a preliminary affirmative determination that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from China.

In reaching this preliminary decision, I have had regard to the requirements of section 269TAE of the Act and am satisfied that dumped goods appear to have caused material injury to the Australian industry producing like goods.

The preliminary analysis of dumping margins is tabulated below.

Exporter	Preliminary dumping margin
Hunan Valin Xiangtan Iron & Steel Co., Ltd	9.5%
Jiangsu Shagang Group Co., Ltd	13.1%
Uncooperative and all other exporters	18.4%

Preliminary Affirmative Determination Report No 301 sets out the reasons for making this determination, and has been placed on the public record. Alternatively it may be examined at the Commission's office by contacting the case manager on the details provided below.

Under subsection 269TD(4)(b) of the Act, I am satisfied that it is necessary to require and take securities to prevent material injury occurring to the Australian industry while the investigation continues.

The Commonwealth will require and take securities under section 42 of the Act in respect of interim dumping duty that may become payable in respect of the goods exported from China entered for home consumption on or after 2 December 2015.

The security that has been determined is an amount worked out in accordance with the ad valorem duty method. These securities will be imposed at the rate specified in the above table of preliminary dumping margin assessments. The actual security liability may be higher than the effective rate of security due to a number of factors. Affected parties should contact business.gov.au on telephone 13 28 46 or +61 2 6213 6000 (outside Australia) for further information regarding the actual security liability calculation in their particular circumstance.

I must report to the Assistant Minister for Science and the Parliamentary Secretary to the Minister for Industry, Innovation and Science (the Parliamentary Secretary) with final recommendations in relation to this investigation on or by 29 March 2016.¹ The Parliamentary Secretary will then decide whether to publish a dumping duty notice and, if relevant, the level of measures to be imposed.

If dumped goods give rise to retrospective notices being imposed on the goods under section 269TN of the Act, the dumping duty notice will also include the duties to be imposed retrospectively.

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.

Enquiries about this notice may be directed to the case manager on telephone number +61 2 6213 7119 or at operations1@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

27 November 2015