



## **ANTI-DUMPING NOTICE NO. 2015/36**

### **Certain Hollow Structural Sections Exported from the Kingdom of Thailand**

### **Preliminary Affirmative Determination and Imposition of Securities**

#### ***Customs Act 1901 – Part XVB***

On 21 July 2014 I, Dale Seymour, Commissioner of the Anti-Dumping Commission initiated an investigation into the alleged dumping of certain hollow structural sections ('the goods') exported to Australia from the Kingdom of Thailand (Thailand), following an application lodged by Austube Mill Pty Ltd.

The goods the subject of this application are certain electric resistance welded pipe and tube made of steel, comprising circular and non-circular hollow sections in galvanised and non-galvanised finishes, whether or not including alloys. The goods are normally referred to as either CHS (circular hollow sections) or RHS (rectangular or square hollow sections). The goods are collectively referred to as HSS (hollow structural sections). Finish types for the goods include pre-galvanised, hot-dipped galvanised (HDG), and non-galvanised HSS.

Sizes of the goods are, for circular products, those exceeding 21 mm up to and including 165.1 mm in outside diameter and, for oval, square and rectangular products those with a perimeter up to and including 950.0 mm. CHS with other than plain ends (such as threaded, swaged and shouldered) are also included within the goods.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2014/59. This ADN is available on the public record at [www.adcommission.gov.au](http://www.adcommission.gov.au).

A notice under subsection 269TD(4) of the *Customs Act 1901* (the Act) advising that I had made a preliminary affirmative determination was published in *The Australian* newspaper on 16 March 2015. In the making of that preliminary affirmative determination I was satisfied that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from Thailand.

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. These margins were calculated under the Act by establishing export prices under subsection 269TAB(1)(a), establishing normal values ascertained under subsection 269TAC(1) and comparing these results in accordance with subsection 269TACB(2)(a).

| Exporter  | Dumping margin |
|---|----------------|
| Sahathai Steel Pipe Public Company Limited      | 12.4%          |
| Pacific Pipe Public Company Limited             | 15.6 %         |
| Samchai Steel Industries Public Company Limited | 18.4%          |
| Uncooperative exporters                         | 30.6%          |

*Preliminary Affirmative Determination Report No 254* sets out the reasons for making this preliminary determination, and has been placed on the public record. Alternatively it may be examined at the Anti-Dumping Commission's (the Commission's) office by contacting the case manager on the details provided below.

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

The Australian Customs and Border Protection Service 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 Thailand entered for home consumption on or after 16 March 2015.

The security that has been determined is an amount worked out in accordance with ad valorem duty method.

These securities will be imposed at the rate specified in the above table of preliminary dumping margin assessments.

Affected parties should contact the Commission by phone 13 28 46 or +61 2 6213 6000 (outside Australia) or at [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au) for further information regarding the actual security liability calculation in their particular circumstance.

I must report to the Parliamentary Secretary to the Minister for Industry and Science (the Parliamentary Secretary) with final recommendations in relation to this investigation on or before 13 July 2015. 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 or subsidised 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.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 9244 8267, fax number 1300 882 506 or email at [operations4@adcommission.gov.au](mailto:operations4@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission

16 March 2015