



HOLLOW STRUCTURAL SECTIONS EXPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA, THE REPUBLIC OF KOREA AND MALAYSIA

ANTI-CIRCUMVENTION INQUIRY

DUTY ASSESSMENTS

The Anti-Dumping Commission (the Commission) recently published its Statement of Essential Facts, in respect of anti-circumvention inquiry 291, which proposes to recommend that the original notice for hollow structural sections (HSS) exported from the People's Republic of China, the Republic of Korea and Malaysia be altered so as to have effect from the date of initiation of this inquiry, 11 May 2015.

The Commission recognises that if a recommendation of this kind is accepted by the Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science (Parliamentary Secretary), there are implications for duty assessments by affected parties.

If the measures are applied retrospectively, certain importations which occurred in the following Duty Assessment Importation and Application Period may be affected:

Importation Period	Application Period
3 January 2015 to 2 July 2015	3 July 2015 to 2 January 2016

The Parliamentary Secretary has, under section 269ZHI(3) of the *Customs Act 1901*, recently extended the deadline for the final recommendation to be made to her in a final report by no later than 28 February 2016. As a result of this extension, the application period for the above importation period will have lapsed by the time a decision is made.

The Commission encourages those importers that may be affected by the retrospective application of the notice to continue to apply for a duty assessment for the importation period 3 January 2015 to 2 July 2015. The application must be lodged by the due date of 2 January 2016, including all information available at the time of application. The application period for duty assessments cannot be extended.

If alterations to the original notice are made and updated information is required, the Commission will provide applicants with a reasonable opportunity to provide this additional information.

If you have any questions regarding these arrangements, please contact the case manager on 03 8539 2440 or email operations2@adcommission.gov.au or clientsupport@adcommission.gov.au.