



## **ANTI-DUMPING NOTICE NO. 2015/76**

### **Rod in Coils**

### **Exported from the Republic of Indonesia, Taiwan and the Republic of Turkey**

### **Findings in relation to a dumping investigation**

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

I, Dale Seymour, Commissioner of the Anti-Dumping Commission have completed the investigation into the alleged dumping of rod in coils (the goods) exported to Australia from the Republic of Indonesia (Indonesia), Taiwan and the Republic of Turkey (Turkey) following an application lodged by OneSteel Manufacturing Pty Ltd. This notice is in respect of rod in coils exported to Australia from Indonesia and Taiwan.

The goods are classified to the following tariff subheadings in Schedule 3 of the *Customs Tariff Act 1995*:

- tariff subheading 7213.91.00 with statistical code 44; and
- tariff subheading 7227.90.90 with statistical code 42.

A full description of the goods is available in Anti-Dumping Notice No. 2014/27, which is available on the Commission's website at [www.adcommission.gov.au](http://www.adcommission.gov.au)

I reported my findings and recommendations to the Parliamentary Secretary to the Minister for Industry and Science (Parliamentary Secretary) in *Anti-Dumping Commission Report No. 240* (REP 240). REP 240 describes how the Anti-Dumping Commission (Commission) carried out the investigation and recommended the publication of a dumping duty notice in respect of the goods exported from Indonesia by all exporters other than PT Ispat Indo (Ispat), and from Taiwan.

The Parliamentary Secretary has considered REP 240 and has decided to accept my recommendations and reasons for the recommendations, including all material findings of fact or law on which my recommendations were based, and particulars of the evidence relied on to support the findings.

Notice of the Parliamentary Secretary's decision was published in *The Australian* newspaper and the *Commonwealth of Australia Gazette* on 17 June 2015.

On 13 May 2015, I terminated the dumping investigation into the goods exported from Indonesia by Ispat and from Turkey. No dumping duty is payable on imports to Australia of rod in coils from Ispat or from Turkey. *Termination Report No. 240* (TER 240) sets out the reasons for this termination. That report is available on the Commission's website at [www.adcommission.gov.au](http://www.adcommission.gov.au).

In REP 240, the Commission found that:

- rod in coils exported to Australia from Indonesia by all exporters other than Ispat were dumped with a margin of 10.1 per cent;
- rod in coils exported to Australia from Taiwan were dumped with a margin of 2.7 per cent;
- the dumped exports from Indonesia and Taiwan caused material injury to the Australian industry producing like goods; and
- continued dumping from Indonesia and Taiwan may cause further material injury to the Australian industry.

Accordingly, I recommended that a dumping duty notice in respect of rod in coils exported from Indonesia by all exporters other than Ispat, and from Taiwan be published in accordance with subsections 269TG(1) and 269TG(2) of the *Customs Act 1901* (the Act).

The method used to compare export prices and normal values to establish the dumping margin was to compare the weighted average export prices with corresponding normal values over the investigation period under subsection 269TACB(2)(a) of the *Customs Act 1901* (the Act). The normal value was established under subsections 269TAC(1) and 269TAC(6) of the Act. The export price was established under subsections 269TAB(1)(a) and 269TAB(3) of the Act.

Particulars of the dumping margins that have been established in respect of rod in coils exported from Indonesia and Taiwan are set out in the table below.

Country	Exporter / Manufacturer	Dumping margin and effective rate of duty
Indonesia	PT Gunung Rajapaksi	10.1%
	All other exporters (excluding PT Ispat Indo)	10.1%
Taiwan	Quintain Steel Co Ltd	2.7%
	All other exporters	2.7%

The effective rate of duty that has been determined is an amount worked out in accordance with the ad valorem duty method, as detailed in the table above.

Measures apply to goods that are exported to Australia after the publication of the Parliamentary Secretary's decision. Measures also apply to goods that were exported to Australia after the Commissioner made a preliminary affirmative determination to the day before the Parliamentary Secretary's decision was published.

Any dumping securities that have been taken on and from 2 March 2015 will be converted to interim dumping duty.<sup>1</sup> Pursuant to section 12 of the *Customs Tariff (Anti-Dumping) Act 1975* (the Dumping Duty Act), conversion of securities to interim duty will not exceed the level of security taken. Importers will be contacted by the Australian Customs and Border Protection Service detailing the required conversion action for each security taken.

To preserve confidentiality, the export price, normal value and non-injurious price applicable to the goods will not be published. Bona fide importers of the goods can obtain details of the rates from the Commission.

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<sup>1</sup> Within the time limitations of section 45 of the *Customs Act 1901*.

Clarification about how measures are applied to 'goods on the water' is available in Australian Customs Dumping Notice No. 2012/34, available at [www.adcommission.gov.au](http://www.adcommission.gov.au).

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

Interested parties may seek a review of the Parliamentary Secretary's decision by lodging an application with the Anti-Dumping Review Panel in accordance with the requirements in Division 9 of Part XVB of the Act within 30 days of the publication of the Parliamentary Secretary's notice of decision.

REP 240 has been placed on the Commission's public record, which 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 +61 3 8539 2437, fax number +61 3 8539 2499 (outside Australia) or email at [operations3@adcommission.gov.au](mailto:operations3@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission

17 June 2015