



Australian Government  
Australian Customs and  
Border Protection Service

322.

**International Trade Remedies Branch**

**EXPORTER QUESTIONNAIRE - TAIWAN**

**PRODUCT CONCERNED:** HOLLOW STRUCTURAL SECTIONS FROM THE PEOPLE'S REPUBLIC OF CHINA, THE REPUBLIC OF KOREA, MALAYSIA, TAIWAN AND THE KINGDOM OF THAILAND

**INVESTIGATION PERIOD:** 1 JULY 2010 TO 30 JUNE 2011

**RESPONSE DUE BY:** 2 NOVEMBER 2011

**ADDRESS FOR RESPONSE:** International Trade Remedies Branch  
Australian Customs and Border Protection Service  
5 Constitution Avenue  
Canberra ACT 2601  
Australia  
Attention: Director Operations 3

**CASE MANAGER:** Ms Andrea Stone  
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Please note that a non-confidential version of the reply to this questionnaire must also be provided.

This submission contains the responses of Yieh Phui Enterprise Co., Ltd. ("Yieh Phui") and its affiliate, Shin Yang Steel Co., Ltd. ("Shin Yang"), to the exporter questionnaire in the above-captioned proceeding.

Yieh Phui was originally a steel manufacturer engaging in the production and sales of galvanized steel coils, pre-painted steel coils, steel structure and steel pipes. Shin Yang is Yieh Phui's wholly-owned subsidiary, a company established by Yieh Phui in February 2011 with 100% stock ownership for the purpose to take over Yieh Phui's steel pipe business. Yieh Phui's entire pipe production facilities (including coil slitting, pipe forming, pipe galvanizing, and threading processes) were conveyed to Shin Yang effective April 30, 2011, and the personnel who were originally under Yieh Phui's pipe business division were transferred to Shin Yang effective from May 1, 2011.

In Exhibit 1, please see Shin Yang's company profile posted on its website at <http://www.shinyangsteel.com.tw/>. In Exhibit 2, please see a copy of Shin Yang's business registration. In Exhibit 3, please see a copy of the agreement between Yieh Phui and Shin Yang with regard to the above-mentioned asset transfer.

Yieh Phui has not engaged directly in the production of steel pipes since its transfer of pipe production facilities to Shin Yang on April 30, 2011. However, it provided galvanizing process service for Shin Yang for Shin Yang's production of pre-galvanized steel pipes including the goods under consideration. In addition, even though Yieh Phui is no longer directly involved in the production of steel pipes after

it transferred pipe production facilities to Shin Yang, Yieh Phui's sales of steel pipes (including sales of goods under consideration to Australia) were made throughout the entire investigation period.

As for Shin Yang, its sales and production activities began since its acquisition of pipe production facilities transferred by Yieh Phui on April 30, 2011. As both Yieh Phui and its affiliate Shin Yang were involved in the production and sales of the goods under consideration during the investigation period, we are consolidating both companies' responses into one submission.

**SECTION A - COMPANY STRUCTURE AND OPERATIONS**

*This section requests information relating to company details and financial reports.*

**A-1 Identity and communication**

Please nominate a person within your company who can be contacted for the purposes of this investigation:

**Head office:**

Name:  
Position in the company:  
Address:  
Telephone:  
Facsimile number:  
E-mail address of contact person:

**Factory:**

Address:  
Telephone:  
Facsimile number:  
E-mail address of contact person:

**ANSWER:** Please see the following for the contact person of Yieh

Phui and Shin Yang:

**Yieh Phui**

Name: Gary Wen-Chung Tien  
Position in the company: General Manager-Finance  
Division  
Address: 369 Yu Liao Road, Chiao Tou Hsiang, Kaohsiung,  
Taiwan, 82544  
Telephone: +886-7-6117181  
Facsimile number: +886-6117042  
E-mail address of contact person: A029@yiehphui.com.tw

**Shin Yang**

Name: Joe An-Hsiang Lee  
Position in the company: Deputy General Manager-Pipe  
Marketing & Sales Division  
Address: 297 Yu Liao Road, Chiao Tou Hsiang, Kaohsiung,  
Taiwan, 82544

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Telephone: +886-7-6125177  
Facsimile number: +886-6126325  
E-mail address: H2121@shinyangsteel.com.tw

**A-2 Representative of the company for the purpose of investigation**

If you wish to appoint a representative to assist you in this investigation, provide the following details:

Name:  
Organisation:  
Position:  
Address:  
Telephone:  
Facsimile/Telex number:  
E-mail address of contact person:

*Note that in nominating a representative, Customs and Border Protection will assume that confidential material relating to your company in this investigation may be freely released to, or discussed with, that representative.*

**ANSWER:** Please see the following for the contact information of Yieh

Phui and Shin Yang's representative:

**Name:** Merton Jack Howard  
**Organisation:** Howard Consulting Pty Ltd  
**Position:**  
**Address:** P O box 4087, Bell Post Hill, Norlane West Victoria 3214  
**Telephone:** +61-3-53 694310  
**Facsimile/Telex number:** +61-3-53-694 253  
**E-mail address:** mjh@howardconsulting.com.au

**A-3 Company information**

1. What is the legal name of your business? What kind of entity is it (eg. company, partnership, sole trader)? Please provide details of any other business names that you use to export and/or sell goods.

**ANSWER:** Yieh Phui's legal name of the business under investigation

is Yieh Phui Enterprise Co., Ltd. Yieh Phui is a publicly traded company

listed on Taiwan Stock Exchange, incorporated under Taiwan's

Company Law in August 1986. Yieh Phui does not use any other name to export and/or sell goods.

Shin Yang's legal name of the business under investigation is Shin Yang Steel Co., Ltd. Shin Yang is Yieh Phui's 100% owned subsidiary incorporated in February 2011. Shin Yang does not use any other name to export and/or sell goods.

2. Who are the owners and/or principal shareholders? Provide details of shareholding percentages for joint owners and/or principal shareholders. (List all shareholders able to cast, or control the casting of, 5% or more of the maximum amount of votes that could be cast at a general meeting of your company).

**ANSWER:** Yieh Phui is a publicly traded company listed on Taiwan Stock Exchange, and has more than seventeen thousands of shareholders. Yieh Phui thus provides the list of Yieh Phui's top ten shareholders as of September 30, 2011 as follows:

Owner and/or principal shareholder	Ownership (%)
YIH UNITED STEEL CORP.	15.48%
WEI CHIAO INVESTMENT & DEVELOPMENT CO., LTD.	10.75%
KAO CHIAO INVESTMENT & DEVELOPMENT CO., LTD.	3.23%
WEI HUNG INVESTMENT & DEVELOPMENT CO., LTD.	2.76%
UNITED BRIGHTENING DEVELOPMENT CORP	2.70%
HSING LOONG INVESTMENT & DEVELOPMENT CO., LTD.	2.50%
LIEN SHUO INVESTMENT & DEVELOPMENT CO., LTD.	2.31%
CHI YI INVESTMENT & DEVELOPMENT CO., LTD	2.21%
IAO PHUI INVESTMENT & DEVELOPMENT CO., LTD	2.18%
CHIA YUAN INVESTMENT & DEVELOPMENT CO., LTD.	1.07%

As Shin Yang is 100% owned by Yieh Phui, Shin Yang has only one shareholder.

3. If your company is a subsidiary of another company list the principal shareholders of that company.

**ANSWER:** Yieh Phui is not a subsidiary of any company. Shin Yang is a subsidiary of Yieh Phui. For Yieh Phui's principal shareholders please see the answer above.

4. If your parent company is a subsidiary of another company, list the principal shareholders of that company.

**ANSWER:** Yieh Phui does not have a parent company. Shin Yang's parent company is Yieh Phui, which is not a subsidiary of any company.

5. Provide a diagram showing all associated or affiliated companies and your company's place within that corporate structure.

**ANSWER:** Please see Exhibit 4 for a list Yieh Phui's affiliates, including its 100% owned subsidiary, Shin Yang.

On March 29, 2003, Yieh Phui's chairman Mr. I. S. Lin established the "E United Group". "E United Group" is not a legal entity but a group of companies associated with Mr. Lin. No individual or organization controls the mission of "E United Group" and the group functions by general consensus. There are no assigned personnel in operating the "E United Group", nor are any periodical meetings. Nonetheless, "E United Group" still functions as a platform that the staff of the group companies can discuss and communicate with each other to improve each company's performance by sharing the company's business operations. Please see Exhibit 5 for a brochure of "E United Group" where in page 2 a diagram of companies regularly included in the group is shown. Information regarding "E United Group" can also be accessed at its web site at <http://www.e-united.com.tw/>.

6. Are any management fees/corporate allocations charged to your company by your parent or related companies.

**ANSWER:** Yieh Phui does not have a parent company, nor does other related company charge any management fees/corporate allocations to Yieh Phui. Shin Yang is completely independent in operations of sales and manufacturing, with financial, information technology, and general administrative supports provided by Yieh Phui free of charges.

7. Describe the nature of your company's business. Explain whether you are a producer or manufacturer, distributor, trading company, etc.

**ANSWER:** During the investigation period, both Yieh Phui and Shin Yang were manufacturers producing galvanized/coated steel pipes and tubes; in addition, Yieh Phui also produced galvanized/coated steel sheets, steel structures, and cranes. Both Yieh Phui and Shin Yang sold the products produced by themselves in the domestic market and to export markets. Please also visit Yieh Phui's website for further information on the nature of Yieh Phui's business:

<http://www.yiehphui.com.tw/> and Shin Yang's website for further

information on the nature of Shin Yang's business:

<http://www.shinyangsteel.com.tw/>.

8. If your business does not perform all of the following functions in relation to GUC, then please provide names and addresses of the companies which perform each function:

- produce or manufacture
- sell in the domestic market
- export to Australia, and
- export to countries other than Australia.

**ANSWER:** During the investigation period, both Yieh Phui and Shin

Yang performed the above-mentioned functions in relation to the goods



under consideration ("GUC"). Nonetheless, Yieh Phui and Shin Yang also retained unrelated companies to provide processing services of the goods under consideration such as packaging and hot-dipped galvanizing during the investigation period. In addition, Yieh Phui also provided processing service of coil galvanizing for Shin Yang during the investigation period. Please see Exhibit 6 for a list of the processing service suppliers and the processing service performed for Yieh Phui and Shin Yang regarding the production of GUC.

9. Provide your company's internal organisation chart. Describe the functions performed by each group within the organisation.

**ANSWER:** Please see Exhibit 7 for Yieh Phui's internal organization charts before and after Shin Yang's establishment, as well as an internal organization chart for Shin Yang. Please see the following table for the description of the functions performed by major departments within the organizations:

Division/Department	Description of Functions
Marketing & Sales Divisions	Marketing development; selling activities of domestic & export sales of products other than pipes and tubes.
Finance Division	Financial accounting; cost accounting; tax report; budget arrangement; assets management; shareholdings affairs.
Technology Division	Quality control; development & improvement of production technology.
Planning Division	MIS; production planning including production scheduling and raw materials warehousing for products other than pipes and tubes; shipment arrangement of sales of products other than pipes and tubes; personnel affairs and publicity

	affairs.
TPM Development Staff Office	TPM development.
Safety & Environmental Protection Office	Management of labour safety issues and plant environment protection
Purchasing Division	Purchase of raw materials and other facilities
Expansion Planning Division	Budget for construction; trace of the budget implement and cost control
Pipe Production Business Division	Production planning, production, packaging, marketing & sales and shipment arrangement of pipes and tubes
Production Division	Production of coated/galvanized steel sheets, steel structures and cranes, maintenance of machinery and electricity facilities and utilities & supplies

10. Provide a list of your business' Board of Directors.

**ANSWER:** Please see below a list of Yieh Phui's board of directors:

<u>SEQ</u>	<u>POSITION</u>	<u>NAME</u>
1	Chairman	I.S. Lin
2	Vice Chairman	Hsieng Tung Liu
3	Director	Lin Maw Wu
4	Director	BI Shieng Lee
5	Director	Jing Tzung Huang

Please see below a list of Shin Yang's board of directors:

<u>SEQ</u>	<u>POSITION</u>	<u>NAME</u>	<u>REPRESENTATIVE</u>
1	Chairman	Yieh Phui Enerprise Co., Ltd.	Lin Maw Wu
2	Vice Chairman	Yieh Phui Enerprise Co., Ltd.	I.S. Lin
3	Director	Yieh Phui Enerprise Co., Ltd.	Yung Hsien Chen

11. Provide a copy of your most recent annual report together with any relevant brochures or pamphlets on your business activities.

**ANSWER:** Both Yieh Phui and Shin Yang do not have an annual report.

Please see Exhibit 8 through Exhibit 11 for Yieh Phui's most recent company profile (brochure) and the brochures on Yieh Phui's business activities, including its former steel pipes and tubes business, and its current steel sheets, and engineering businesses. Please see Exhibit 12 for Shin Yang's company brochure/product catalogue. All of the materials can also be found on Yieh Phui's and Shin Yang's websites.

12. Provide details of all transactions between your company and all related parties. For example:
- Supplying/selling completed or partially completed products.
  - Supplying/selling raw materials.
  - Performing management functions (including any financial functions).
  - Processing (including toll processing) of any raw materials, intermediary or completed products.
  - Trading in products/materials supplied by related parties.

**ANSWER:** Please see Exhibit 13 for the requested information for Yieh Phui and Shin Yang.

#### **A-4 General accounting/administration information**

**ANSWER:** The general accounting and administration information of Yieh Phui and Shin Yang is mostly identical and in general the following answers applied to both entities unless otherwise specified.

1. Indicate your accounting period.

**ANSWER:** Yieh Phui and Shin Yang use the calendar year, i.e. from January 1 through December 31, as the financial accounting period.

2. Indicate the address where the financial records are held.