



ANTI-DUMPING NOTICE NO. 2023/010

Precision Pipe and Tube Steel

Exported to Australia from the People's Republic of China

and the Republic of Korea

Initiation of Exemption Inquiry No 0097

Customs Tariff (Anti-Dumping) Act 1975

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, have initiated an exemption inquiry in relation to certain goods the subject of anti-dumping measures applying to precision pipe and tube steel exported to Australia from the People's Republic of China (China) and the Republic of Korea (ROK).

The exemptions are sought under sections 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under these sections the Minister for Industry and Science (Minister) may exempt goods from interim dumping duty and dumping duty, and interim countervailing duty and countervailing duty (collectively, the duties) where satisfied:

'that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.'

The Anti-Dumping Measures

Anti-dumping measures were imposed on precision pipe and tube steel by public notices on 29 September 2021. In making these decisions, the then Acting Minister for Industry, Science and Technology considered *Anti-Dumping Commission Report No. 550*. Further details about the anti-dumping measures and the duties are available on the Anti-Dumping Commission website: www.adcommission.gov.au.

The Exemption Goods

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

Curtain rods that have a 16 mm outside diameter and a 0.4 mm gauge/wall thickness. They come in powder-coated colours – White, Ivory and Black.

The curtain rods come in lengths 1 metre and 3.5 metres and are individually heat/shrink wrapped and labelled.

The curtain rods are made of A class hot-rolled strip metal comprising of 0.12% carbon and are made using a roll forming process and a longitudinal welding technique.

The exemption goods are classified to the tariff subheading 7306.30.00 (statistical code 30) of Schedule 3 to the *Customs Tariff Act 1995*.

The exemption inquiry will examine whether the goods the subject of the application satisfy the conditions of the sections 8(7)(a) and 10(8)(a) of the Dumping Duty Act.

The Current Inquiry

An application for exemption has been made by the Trustee for the Michael Terrance Sullivan Family Trust, trading as MT Sullivan & Co Pty Ltd.

After completing my inquiry, I will recommend to the Minister whether to exempt the exemption goods from the anti-dumping measures. I will also consider whether any exemption should extend to the exemption goods of all lengths and that are electroplated (Brushed Chrome).¹

Public Record

There is no legislative requirement to maintain a public record for exemption inquiries. However, in the interests of transparency, a public record will be maintained. This notice, along with a non-confidential version of the application and any non-confidential submissions that are received, will be published on the public record, available at www.adcommission.gov.au.

Lodgment of Submissions

Interested parties are invited to lodge written submissions concerning this inquiry no later than the close of business on 21 April 2023, addressed to:

The Director
Investigations 4
Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601

or email investigations4@adcommission.gov.au, or fax to (03) 8539 2499 or +61 3 8539 2499 (outside Australia).

¹ An exemption was granted covering goods similar to the exemption goods (but with different lengths and with reference to electroplated (Brushed Chrome)). Refer to *Ministerial Exemption Instrument No. 1 of 2022*, available at: www.adcommission.gov.au.

Interested parties wishing to participate in the inquiry must ensure that submissions are lodged promptly.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- (i) provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests; or
- (ii) satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "OFFICIAL: Sensitive".

Interested parties must lodge a non-confidential version or a summary of their submission in accordance with the requirement above (clearly marked "PUBLIC RECORD").

Report to the Minister

There is no legislated timeframe for completing the report and recommendation to the Minister.

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Case Manager on telephone number +61 02 6276 1599 or email investigations4@adcommission.gov.au.

Dr Bradley Armstrong PSM
Commissioner
Anti-Dumping Commission

15 March 2023