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# ANTI-DUMPING NOTICE NO. 2024/100

*Customs Act 1901*

*Customs (Preliminary Affirmative Determinations) Direction 2015*

## Hot rolled coil steel exported to Australia from People's Republic of China

### Investigation No. 658 into alleged dumping and subsidisation Day 60 Status Report

#### **Introduction**

This Status Report concerns the investigation into the alleged dumping and subsidisation of hot rolled coil steel exported to Australia from the People's Republic of China (China). The report reflects the status of the investigation at day 60.

This Status Report sets out the reasons why I, David Latina, Commissioner of the Anti-Dumping Commission (the Commissioner), have not made a preliminary affirmative determination (PAD) on day 60.

I note that I may make a PAD at any time from day 60 onwards if I am satisfied the requirements of section 269TD(1) of the Customs Act 1901 (Cth)<sup>1</sup> have been met.

#### **Background**

On 15 November 2024, the Commissioner<sup>2</sup> initiated an investigation into the alleged dumping and subsidisation of hot rolled steel coil after BlueScope Steel Limited made an application under section 269TB. Further details can be found in the public notice published on 15 November 2024, (refer to Anti-Dumping Notice (ADN) 2024/093 at [www.adcommission.gov.au](http://www.adcommission.gov.au)).<sup>3</sup>

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<sup>1</sup> All legislative references in this report are to the Customs Act 1901 (Cth) unless otherwise specified.

<sup>2</sup> References in this document to individuals holding positions within the Anti-Dumping Commission (commission) are references to whoever occupies the position at the time. This includes when the position is held in an acting capacity.

<sup>3</sup> Electronic public record (EPR) 658, Item No 03. [https://www.industry.gov.au/sites/default/files/adc/public-record/2024-11/658\\_-\\_3\\_-\\_notice\\_adn\\_-\\_adc\\_-\\_adn\\_2024-093\\_-\\_initiation\\_of\\_investigation\\_658.pdf](https://www.industry.gov.au/sites/default/files/adc/public-record/2024-11/658_-_3_-_notice_adn_-_adc_-_adn_2024-093_-_initiation_of_investigation_658.pdf)

Under section 269TD(1), I may make a PAD at any time not earlier than 60 days after I initiate an investigation in relation to the publication of a dumping duty and countervailing duty notice, if I am satisfied that:

- there appears to be sufficient grounds for the publication of such a notice, or
- it appears that there will be sufficient grounds for the publication of such a notice subsequent to the importation into Australia of such goods.

In accordance with the *Customs (Preliminary Affirmative Determinations) Direction 2015* (the Direction), 60 days after the initiation of such an investigation I must either make a PAD or provide a Status Report outlining the reasons why I have not made a PAD.

**Information before me at day 37**

In deciding whether to make a PAD on day 60 of this investigation, I have, in accordance with section 269TD(2), had regard to:

- BlueScope Steel Limited’s application
- data from the Australian Border Force import database, and
- the following information received within 37 days after the date of initiation of the investigation:
  - two submissions in response to the initiation of the investigation, and
  - three importer questionnaire responses.

**Information from exporters and governments**

The following three exporters provided a response to the exporter questionnaire (REQ) by day 37:

- Baoshan Iron & Steel Co Ltd
- Baosteel Zhanjiang Iron & Steel Co Ltd
- Shanghai Meishan Iron & Steel Co Ltd

The commission has granted the following entities extensions to provide a response to their relevant questionnaire, on the requirement that the response is submitted by the revised due date, is reasonably complete and accurate and includes both the confidential and public record versions:

Entity	Extension requested	Extension granted	Revised due date
The Ministry of Commerce of the People’s Republic of China	28 days	28 days	3 February 2025
Hunan Valin Lian Yuan Iron & Steel Co Ltd	28 days	28 days	3 February 2025

**Reasons for publishing a Status Report**

The commission is required to examine various issues in the investigation, including:

- export prices and normal values of the goods exported from China

- whether, because of a situation in the Chinese domestic market, sales of like goods in this market are not suitable for use in determining normal values under section 269TAC(1)
- the level (if any) of countervailable subsidies received by exporters from China
- volumes of the goods exported from China
- the Australian market for the goods.

These issues are critical to ascertain:

- if the goods exported from China have been dumped at above negligible levels
- if the goods exported from China have been subsidised at above negligible levels, and
- whether those goods, if dumped or subsidised at above negligible levels, have caused or are causing material injury to the Australian industry.

These issues are critical to determining whether there are sufficient grounds for the publication of a dumping duty notice and a countervailing duty notice in respect of goods exported from China.

At this time, and on the basis of the evidence and the analysis undertaken to date, I am not yet satisfied that any injury to the Australian industry has been caused by any dumping or subsidisation that may have occurred. Accordingly, I am not yet satisfied that there appears to be sufficient grounds for the publication of dumping duty and countervailing duty notices on the goods exported to Australia from China. Additionally, I am also not yet satisfied that it appears that there *will* be sufficient grounds for the publication of such a notice. On this basis, I have decided not to make a PAD.

The commission will continue its investigation and I will reconsider all evidence in determining the proposed recommendation for the SEF on **15 July 2025**.

### **Other considerations**

#### **Relevant matters – section 269TD(2)(b)**

In accordance with the Direction and for the purposes of section 269TD(2)(b), I have considered the desirability of providing relief to an injured Australian industry as quickly as possible, where warranted.

I have decided it is not yet warranted to make a PAD, at this particular time, because I am not yet satisfied that there appear to be sufficient grounds for the publication of a dumping and countervailing duty notice for the reasons outlined above. Additionally, I am also not yet satisfied that it appears that there *will* be sufficient grounds for the publication of such a notice.

I will continue to assess the need for a PAD and may make one as soon as I am satisfied there appears to be sufficient grounds to do so on the basis of the evidence before me.

#### **Reconsideration of making a PAD – section 269TDAA**

The Direction requires me to reconsider whether or not to make a PAD at least once prior to the publication of Statement of Essential Facts (SEF) required under section 269TDAA. I am due to publish the SEF on **15 July 2025**. Prior to the publication of the SEF, or in the SEF, I will advise whether I made a PAD and the reasons for the decision.

**Anti-Dumping Commission Contact**

Any enquiries about this report may be directed to the commission on telephone number 02 6213 6000 or at [investigations@adcommission.gov.au](mailto:investigations@adcommission.gov.au).

David Latina  
Commissioner  
Anti-Dumping Commission

14 January 2025