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

Freight railway wheels from the People's Republic of China

Dear Director,

We act on behalf of Baowu Group Masteel Rail Transit Materials Technology Company Ltd ("Masteel"). This submission is made on behalf of Masteel in response to Anti-Dumping Notice No. 2025/128 (ADN 2025/128), published on 22 December 2025.

Masteel appreciates the Commission's careful consideration in making the Preliminary Affirmative Determination (PAD), and welcomes the opportunity to provide additional information to support the ongoing investigation. In light of Masteel's timely submission of its Exporter Questionnaire Response (REQ) on 2 January 2026, pursuant to the extension granted by the Commission, we respectfully submit that this data provides a more complete basis for assessing Masteel's individual circumstances.

Accordingly, we propose that the Commission utilise this information to calculate a company-specific dumping margin and adjust the securities as a matter of urgency, ensuring alignment with Australian law and Australia's obligations under the WTO Anti-Dumping Agreement (ADA). Masteel remains committed to full cooperation and respectfully requests that the Commission consider the matters outlined below in updating the provisional measures as soon as practicable.

1. Overview of the Commission's findings in ADN 2025/128 and Masteel's position

In ADN 2025/128, the Commissioner made a PAD that exports of freight railway wheels from China appear to be dumped, and has imposed a security rate of 36.9% on "uncooperative and all other exporters". The Commission noted that it had not yet determined whether Masteel is an uncooperative exporter, in recognition of the extension granted until 2 January 2026 for submission of the REQ. Given that Masteel has now submitted its complete exporter questionnaire response by the extended deadline, it should

be differentiated from other uncooperative exporters and accorded distinct treatment for the purpose of provisional measures.

The PAD relies on facts available under section 269TDA of the *Customs Act 1901* (the Act), as no exporter responses were received by the original due date. Masteel respectfully submits that, with the submission of its complete REQ within the extended timeframe, it must be treated as a cooperating exporter. The information provided in the REQ, including detailed sales, cost, and all other data requested in the questionnaire for the investigation period (1 July 2024 to 30 June 2025), and offers a verifiable foundation for determining Masteel's individual export prices and normal values. Utilising this data would enable the Commission to distinguish Masteel's position from that of non-cooperating exporters, consistent with the ADA's emphasis on individual margins for cooperating parties and the provisional nature of measures under Article 7.

2. Consideration of Masteel's submitted data.

As noted in the PAD, section 269TD(3) of the Act provides that the Commissioner is not obliged to consider information submitted after the 37-day period if doing so would prevent timely consideration of a PAD. This provision supported the PAD issued on 22 December 2025. However, as the investigation continues, the Commission has the opportunity to incorporate the most accurate and relevant information available, including for the purpose of refining provisional measures. This approach aligns with Article 6.8 and Annex II of the ADA, which emphasise the use of verifiable information submitted by interested parties where it is provided in a timely manner and can be utilised without undue difficulty:

3. Refinement of provisional measures.

Article 7 of the ADA provides that provisional measures should be limited to what is necessary to prevent injury during the investigation and should not be more trade-restrictive than required. Such measures are inherently preliminary and adaptable as additional information becomes available.

In this context, Masteel notes that the Commission's determination of export prices in the PAD relied on a weighted average unit FOB export price derived from aggregate import data sourced from TradeData International (reconciled to equivalent sources such as the ABF import database) over the investigation period. While this approach was appropriate at the preliminary stage in the absence of exporter-specific responses, Masteel's REQ now provides detailed, verifiable export sales information, including transaction-level prices, quantities, and terms of sale. This information can also be reconciled and verified against the ABF import database to confirm its accuracy.

This allows for a re-calculation of an individual weighted average export price, based on Masteel's actual export transactions to Australian customers, and utilised solely for determining Masteel's provisional duty rate. Such a company-specific assessment would more accurately capture Masteel's particular export circumstances, including any variations in pricing, volumes, or market conditions that may differ from the broader aggregate data. Incorporating this refined export price into the dumping margin calculation would enhance

the precision of the provisional measures, aligning with the ADA's principles of fairness and proportionality under Article 7.

4. Masteel's commitment to cooperation and procedural fairness

Masteel has demonstrated its cooperation by submitting a comprehensive REQ on 2 January 2026 and stands ready to facilitate a verification visit or provide any supplementary details required. This aligns with Article 6.2 of the ADA, which ensures interested parties have ample opportunity to present their case. Treating Masteel distinctly from non-cooperating exporters would enhance the fairness and transparency of the process.

5. Conclusion and recommendations

Masteel believes that incorporating its submitted data will contribute to a more precise and equitable outcome, consistent with the Act and Australia's WTO obligations. Masteel respectfully requests that the Commission:

- recognise Masteel as a cooperating exporter;
- determine an individual export price, normal value, and dumping margin for Masteel based on this submitted information;
- adjust and publish revised securities for Masteel's exports to reflect its individual margin;
- verify the data provided in Masteel's REQ at the earliest opportunity; and
- differentiate Masteel from the "uncooperative and all other exporters" category in future notices, including the Statement of Essential Facts and Final Report.

Masteel is eager to engage further and looks forward to the Commission's response.

Yours faithfully,

John Bracic