



## Application for an accelerated review of anti-dumping measures



Applications are taken to be lodged or received by the Commissioner when it is first received by a commission staff member doing duty in relation to applications.

Staff members are taken to be on duty receiving applications from 9:00am to 5:00pm (AEST or AEDST) on business days that are not an Australian Capital Territory public holiday, or during Annual Closedown.

See Page 5 for more details.

Applicants are encouraged to contact the Commission prior to lodgement if they wish to discuss their application or the process.

Received

Anti-Dumping Commission 08/01/2026

---

APPLICATION UNDER SECTION 269ZE OF THE *CUSTOMS ACT 1901*  
FOR AN ACCELERATED REVIEW OF ANTI-DUMPING MEASURES

---

In accordance with section 269ZE of the *Customs Act 1901* (the Act) <sup>1</sup>, I request that the Commissioner of the Anti-Dumping Commission conduct an accelerated review of a dumping duty notice and/or countervailing duty notice (the notice(s)) insofar as it affects this exporter<sup>2</sup>.

*NB: Only a new exporter is eligible to apply for an accelerated review. A new exporter means that, in relation to goods the subject of an application for a dumping duty notice or countervailing duty notice or like goods, an exporter who did not export such goods to Australia at any time during the investigation period in relation to the application (ss 269ZE(1) and 269T(1) refers).*

---

**DECLARATION**

I believe that the information contained in this application:

- provides reasonable grounds for an accelerated review of the dumping or countervailing duty notice(s) in so far as it relates to the applicant; and
- is complete and correct.

Signature:	[CONFIDENTIAL TEXT DELETED]
Name:	Yim Hwang Bin
Position:	Director
Company:	Nexteel Co., Ltd.
Date:	January 8, 2026

---

<sup>1</sup> All legislative references are to the *Customs Act 1901*.

**Signature requirements**

Where the application is made:

*By a company* - the application must be signed by a director, servant or agent acting with the authority of the corporate body.

*By a joint venture* - a director, employee, agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application form.

*On behalf of a trust* - a trustee of the trust must sign the application.

*By a sole trader* - the sole trader must sign the application.

*In any other case* - contact the Anti-Dumping Commission's (the commission's) client support section for advice.

*NB: Where an application is made by an agent acting with authority on behalf of a company, joint venture, trust or sole trader, an authority to act letter must be provided with this application.*

**NEXTEEL Co., Ltd (hereafter "NEXTEEL" or "the Applicant") has appointed Moulis Legal to represent it in this matter.**

**Please refer to Attachment 1 – ltr from Nexteel to ADC re ML authority to act.**

**Assistance with the application**

The commission provides a free-of-charge document checking service, available prior to formal lodgement, to assist applicants to ensure that their applications meet the documentary requirements, see "before you apply": <https://www.industry.gov.au/anti-dumping-commission/apply-anti-dumping-or-countervailing-duties-measures>

The commission has also published guidelines to assist applicants with the completion of this application: <https://www.industry.gov.au/anti-dumping-commission/how-importers-and-exporters-can-participate-anti-dumping-system>

The commission's client support section can also provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

**Phone:** 13 28 46 or +61 2 6213 6000 (outside Australia)

**Email:** [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au)

Further information is available from the commission's website at [www.adcommission.gov.au](http://www.adcommission.gov.au).

**Required information**

1. Provide details of the current anti-dumping measure(s) the subject of this review application, including:
  - identify the notice(s) imposing measures that the applicant seeks an accelerated review of; and

**The goods subject to this application are those subject to measures originally imposed by way of the publication of public notice under subsections 269TG(1) and (2) of the**

*Customs Act 1901* (“the Act”) dated 3 July 2012. Please refer to *Attachment 2 – Anti-Dumping Notice 2012/31*.

The measures were continued by way of a continuation notice under section 269ZH(1)(b) of the Act published on 26 June 2017. Please refer to *Attachment 3 – Anti-Dumping Notice 2017/70*.

Most recently, measures were continued by way of a continuation notice under section 269ZH(1) of the Act and sections 8 and 10 of the *Customs Tariff (Anti-Dumping) Act 1975* (Cth) (“the Anti-Dumping Act”) published on 1 July 2022. Please refer to *Attachment 4 – Anti-Dumping Notice 2022/049*.

Further details with respect to the measures, and the notice history relating to the measures can be found on the Dumping Commodity Register. Please refer to *Attachment 5 – DCR HSS*.

- a description of the goods to which the notice(s) relates.

The goods subject to this application are described *Attachment 5* as:

*“Certain electric resistance welded pipe and tube made of carbon steel, comprising circular and non-circular hollow sections. Normally referred to as either CHS (circular or oval hollow sections) or RHS (rectangular or square hollow sections) collectively referred to as hollow structural sections (HSS), including CHS with other than plain ends, such as threaded, swaged and shouldered.*

*Finish types*

- *Galvanised (including in-line galvanised (ILG), pre-galvanised or hot-dipped galvanised (HDG)); or*
- *Non-galvanised (including, but not restricted to, painted, black, lacquered or oiled finishes.)*

*Sizes*

- *Circular products – outside diameter exceeding 21 mm up to and including 165.1 mm; or*
- *Oval, square and rectangular products – perimeter up to and including 1277.3 mm; that may also be categorised according to minimum yield strength, the most common classifications being 250 and 350 mega Pascals (MPa).*

Goods excluded from the measures are:

- *Conveyor tube made for high speed idler rolls on conveyor systems with inner and outer fin*

**PUBLIC RECORD**

*protrusions removed by scarfing; (not exceeding 0.1 mm on outer surface and 0.25 mm on inner surface), and out of round standards (i.e. ovality) which do not exceed 0.6 mm in order to maintain vibration free rotation and minimum wind noise during operation;*

- *Precision RHS with a nominal thickness of less than 1.6 mm; and*
- *Air heater tubes to AS 2556*

The goods are classified to the following tariff subheadings in Schedule 3 to the *Customs Tariff Act 1995* ("the Tarrif Act"):

- *7306.30.00 (statistical code: 31, 32, 33, 34, 35, 36, 37)*
- *7306.61.00 (statistical code: 21, 22, 25)*
- *7306.69.00 (statistical code: 10)*
- *7306.50.00\* (statistical code: 45\*)*
- *7306.61.00\* (statistical code: 90\*)*

Please refer to *Attachment 5 – DCR HSS*, which also outlines numerous Ministerial Exemption Instruments.

2. Provide details of the name, street and postal address, of the applicant seeking the accelerated review;

<b>Name:</b>	<b>NEXTEEL Co., Ltd.</b>
<b>Address:</b>	<b>195, Songdeok-ro 212beon-gil, Daesong-myeon, Nam-gu, Pohang-si, Gyeongsangbuk-do, Republic of Korea</b>

3. Provide details of the name of a contact person, including their position, telephone number and e-mail address;

<b>Name:</b>	<b>Charles Zhan</b>
<b>Position in the company:</b>	<b>Partner, Moulis Legal</b>
<b>Telephone:</b>	<b>+61 2 6163 1000</b>
<b>E-mail address of contact person:</b>	<b>charles.zhan@moulislegal.com</b>

4. Describe the applicant's role in the exportation of the goods (e.g. producer or manufacturer, distributor or trader of the goods);

**NEXTEEL is the manufacturer and exporter of the subject goods exported to Australia.**

5. Confirm that the applicant is a 'new exporter', meaning, in relation to goods the subject of an application for a dumping duty notice or countervailing duty notice or like goods, an exporter who did not export such goods to Australia at any time during the investigation period in relation to the application (ss 269ZE(1) and 269T(1) refers).

**NEXTEEL confirms it is a "new exporter" in relation to the goods the subject of this application, as defined under subsection 269T(1) of the Act, and as such may submit this application in accordance with subsection 269ZE(1) of the Act.**

6. Confirm whether the applicant has previously applied for an accelerated review in relation to the notices the subject of this application.

**NEXTEEL confirms it has not previously applied for an accelerated review in relation to the notice the subject of this application.**

7. Confirm whether the applicant is related to an exporter whose exports were examined in relation to the application for publication of the notice(s), and the nature of the relationship (s 269ZE(2)(b) refers).

In determining whether the applicant is an associate of an exporter whose exports were examined in relation to the application for publication of the notices(s), answer the following (s 269TAA(4) refers):

- (a) Are both natural persons?

If yes:

- (i) Are they members of the same family? Or;
- (ii) Is one of them an officer or director of a body corporate controlled, directly or indirectly, by the other?

- (b) Are both body corporates?

If yes:

- (i) Are both of them controlled by a third person (whether or not a body corporate)? Or;
- (ii) Do both of them together control, directly or indirectly, a third body corporate? Or;
- (iii) Is the same person (whether or not a body corporate) in a position to cast, or control the casting of, 5% or more of the maximum number of votes that might be cast at a general meeting of each of them?

- (c) Is one of them, being a body corporate, directly or indirectly, controlled by the other (whether or not a body corporate)?

- (d) Is one of them, being a natural person, an employee, officer or director of the other (whether or not a body corporate)?
- (e) Are they members of the same partnership?

*NB: Please include appropriate evidence in support of your view that the applicant is or is not related to another company whose exports were examined in relation to the application for publication of the notice(s) (i.e. during the original investigation). This should include an overview of your corporate structure, including entities that the applicant has an interest in and entities that have an interest in the applicant, list of directors and annual report(s) where applicable.*

**NEXTEEL confirms it is not related to any exporter whose exports were examined in relation to the application for publication of the notice(s) (i.e. during the original investigation).**

**To assist in this consideration, Nexteel provides information about its corporate structure as follows:**

- **CONFIDENTIAL Attachment 6 – NEXTEEL related company information**
- **CONFIDENTIAL Attachment 7 – list of NEXTEEL directors**
- **Attachment 8 – NEXTEEL 2024 annual report**

8. Provide a statement setting out the basis on which you consider the particular dumping or countervailing duty notice is inappropriate, so far as the applicant is concerned.

**NEXTEEL is a “new exporter” as defined under subsection 269T(1) of the Act. The measures in place do not reflect or relate to NEXTEEL’s circumstances of exportation and are therefore inappropriate.**

**At present, the “all other exporters” duty rate of 13.8% is applicable to NEXTEEL’s exports to Australia. This rate of duty was calculated based on the export price and normal value of Kukje Steel Co Ltd and Hi-Steel Co Ltd. NEXTEEL is not related to these Korean manufacturers, and the 13.8% duty rate does not appropriately reflect NEXTEEL’s circumstances. To support this view, NEXTEEL provides its analysis regarding its Australian sales of the goods under consideration and the domestic sales of like goods during the 2025 period at CONFIDENTIAL Attachment 9 – NEXTEEL dumping margin estimation. NEXTEEL considers that this information provides additional support for its view that the currently applicable antidumping duty is inappropriate in so far as NEXTEEL is concerned.**

<b>Impact of an all exporter review of measures</b>	Where a review of measures applies to all exporters of the goods generally (that is, not a single exporter), the changes to the notice(s) that result from the review may apply to all relevant exporters of the goods, including past applicants for an accelerated review. This means that changes to a notice as an outcome of an all-exporter review of measures may replace an earlier published outcome of an accelerated review.
<b>Lodgement of the application</b>	<p>This application, together with the supporting evidence, must be lodged in the manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by either:</p> <ul style="list-style-type: none"> <li>• email, preferably, using the email address <a href="mailto:clientsupport@adcommission.gov.au">clientsupport@adcommission.gov.au</a>;</li> <li>• upload to SIGBOX (SIGBOX is our secure online lodgement platform, suitable for large files or attachments - email us to arrange access), or</li> <li>• post to: The Commissioner of the Anti-Dumping Commission GPO Box 2013 Canberra ACT 2601</li> </ul> <p>As currently applied:</p> <ul style="list-style-type: none"> <li>• Applications are taken to be lodged or received by the Commissioner when it is first received by a commission staff member doing duty in relation to applications.</li> <li>• Staff members are taken to be on duty receiving applications from 9:00am to 5:00pm (AEST or AEDST) on business days that are not an Australian Capital Territory public holiday, or during Annual Closedown.*</li> </ul> <p><b>Definitions</b> in this application:</p> <ul style="list-style-type: none"> <li>• <b>AEST</b> means Australian Eastern Standard Time.</li> <li>• <b>AEDST</b> means Australian Eastern Daylight Savings Time</li> <li>• <b>business day</b> means a day that is not a Saturday or Sunday.</li> <li>• <b>Annual Closedown</b> means the 3 business days the Commission is closed between Christmas Day and New Year's Day.</li> </ul> <p>* Public holidays are listed at: <a href="https://www.fairwork.gov.au/employment-conditions/public-holidays">https://www.fairwork.gov.au/employment-conditions/public-holidays</a></p>
<b>Public Record</b>	There is no legislative requirement to maintain a public record for accelerated reviews. However, in the interests of transparency, a public record for an accelerated review will be opened and accessible on the commission's website at <a href="http://www.adcommission.gov.au">www.adcommission.gov.au</a> . The public record will contain, among other things, a copy of the application, all submissions from interested parties and commission reports.



## **PUBLIC RECORD**

At the time of making the application, the commission requests both a confidential version (for official use only) and non-confidential version (public record) of the application be submitted. Please ensure each page of the application is clearly marked "FOR OFFICIAL USE ONLY" or "PUBLIC RECORD". The non-confidential application should enable a reasonable understanding of the substance of the information submitted in confidence, clearly showing the reasons for seeking the accelerated review, or, if those reasons cannot be summarised, a statement of reasons why summarisation is not possible. If you cannot provide a non-confidential version, contact the commission's client support section for advice.