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Received

Anti-Dumping Commission JUL 15 2026

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 a, 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.

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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) 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 exporter².

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) insofar as it relates to the applicant; and
- is complete and correct.

Signature: _____

Name: _____

Position: _____

Company: Yueqing Yihua New Energy Technology Co., Ltd

Date: 2026107110

¹ All legislative references are to the *Customs Act 1901*.

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Signature requirements	Where the application is made: <i>By a company</i> - the application must be signed by a director, servant or agent acting with the authority of the corporate body. <i>By a joint venture</i> - 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. <i>On behalf of a trust</i> - a trustee of the trust must sign the application. <i>By a sole trader</i> - the sole trader must sign the application. <i>In any other case</i> - contact the Anti-Dumping Commission's (the commission's) client support section for advice. <i>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.</i>
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 Further information is available from the commission's website at www.adcommission.gov.au.

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

The applicant asks the Commissioner to undertake an accelerated review under section 269ZE of the Customs Act 1001 in respect of the anti-dumping measures, and any China countervailing measures that may be relevant, applying to Hollow Structural Sections (HSS) from China. The request extends to the measures as altered following Anti-Circumvention Inquiry No. 685. References include AON 2026/91 and AON 2026/64.

For present purposes, the notices concern specified electric resistance welded carbon steel pipe and tube in circular and non-circular hollow section form, commonly described as CHS, RHS and HSS. The description also refers to CHS that is not plain-ended, including examples such as threaded, swaged or shouldered ends.

The goods relevant to this application are made-to-order steel torque tubes, or torque tube elements, produced in China for utility-scale solar tracker systems and supplied for Australian solar projects. The relevant tariff reference is expected to be 7308.90.00, with the corresponding Chinese/HTS code 7308900000. The applicable Australian statistical code and individual import declaration references can be confirmed from the import records.

This application is submitted on a protective and without-prejudice basis.

The applicant reserves its position that the solar tracker torque tube components may fall outside the proper scope of the HSS measures, may not be like goods to standard HSS products, and should not be exposed to any retrospective alteration of measures.

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

Yueqing Yihua New Energy Technology Co., Ltd

[REDACTED]

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

Primary contact for applicant:

Name: -

Position: [REDACTED]

Company: Yueqing Yihua New Energy Technology Co., Ltd

Email: [REDACTED]

Telephone/ mobile/ WeChat: [REDACTED]

Language support: English / Chinese

Coordination contacts, if authorised by the applicant:

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If any person other than the applicant signs, lodges or communicates with the ADC on behalf of the applicant, a signed authority to act should be attached. Describe the applicant's role in the exportation of the goods (e.g. producer or manufacturer, distributor or trader of the goods):

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

Yueqing Yihua New Energy Technology Co., Ltd (YIHUA) is identified as the exporter / supplier for the relevant project-specific torque tubes / steel torque tube elements supplied for Australian solar tracker projects. The applicant will confirm in supporting material whether YIHUA is also the producer/manufacturer of the goods, or whether a separate related or third-party production entity is involved.

The goods are produced to customer and project technical requirements, including drawings, dimensional tolerances and quality specifications used for solar tracker assemblies. Features such as the profile, hole pattern, cut lengths, end-forming, coating/galvanising, marking and inspection requirements are dictated by the relevant project specification.

The goods are not presented or traded as ordinary merchant steel tube, commodity pipe, standard HSS stock or generic line pipe. They are project-linked solar tracker components intended to integrate with a broader tracker system after importation.

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).

The applicant confirms its status as a new exporter for the purposes of section 269ZE of the Customs Act 1901.

Based on YIHUA's review of available company records and current corporate knowledge, YIHUA did not carry on Australian export activity in solar PV hardware, tracker components, steel torque tube elements or related solar project products during the original investigation period of 1 July 2010 to 30 June 2011.

For the same period, YIHUA has not identified any direct or indirect exports to Australia of HSS, torque tubes, PV hardware, steel torque tube elements, or goods that could be treated as like goods for the purposes of the relevant measures.

YIHUA will support this position by management declaration and, if the ADC requires it, by further company-history or export-record material.

6. Confirm whether the applicant has previously applied for an accelerated

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review in relation to the notices the subject of this application.

The applicant is not aware of any previous accelerated review application made by YIHUA in relation to the HSS dumping duty notice or any relevant China countervailing duty notice.

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.

Having reviewed its current ownership, management and corporate records, YIHUA is not aware of any relationship with an exporter whose sales were examined in the original HSS investigation or in the application that led to publication of the relevant notices.

YIHUA's responses to the association matters in section 269TAA(4) of the Customs Act 1901 are set out below. These responses are provided on the basis of current! y available corporate records and may be supplemented if the ADC

requests entity-specific evidence.

(a) Both natural persons:

Not applicable. YIHUA is a body corporate, not a natural person.

(b) Both related body corporates:

(i) No. YIHUA is not aware that it and any originally examined exporter are both controlled by the same third person.

(ii) No. YIHUA is not aware of any arrangement under which it and an originally examined exporter together control, directly or indirectly, another body corporate.

(iii) No. YIHUA is not aware of any person who can cast, or control the casting of, 5% or more of the maximum votes at general meetings of both YIHUA and an exporter examined in the original investigation.

(c) One body corporate directly or indirectly controlled by the other:

No. YIHUA is not aware of any direct or indirect control relationship between itself and any exporter examined in the original investigation.

(d) Natural person employee/officer/director relationship:

No. YIHUA is not aware of any relevant natural person who is simultaneously an employee, officer or director of YIHUA and of an exporter examined in the original investigation.

(e) Partnership:

No. YIHUA is not aware of any partnership with an exporter examined in the original investigation.

If the ADC nominates particular exporters from the original investigation for comparison, YIHUA can provide a specific confirmation against those entities.

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 S concerned.

The applicant submits that application of the current measures to YIHUA on an undifferentiated basis is inappropriate because YIHUA is a new exporter and its own export price, normal value, subsidy position and dumping margin were not examined when the original measures were imposed.

YIHUA did not directly or indirectly export the goods covered by the original HSS application, or like goods, to Australia during 1 July 2010 to 30 June 2011.

YIHUA's relevant Australian sales of project-specific torque tubes/ steel torque tube elements commenced on or about year - .

The applicant can reconcile those transactions, where available, to commercial invoices, purchase orders, payment records, bills of lading, customs declarations and shipment schedules.

On the information currently available, and subject to finalisation of the ADC's

assessment period, shipment set, comparison methodology and confidentiality

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arrangements, the applicant does not presently accept that its Australian export sales were dumped on a weighted-average basis.

YIHUA can provide non-confidential information, and confidential material where appropriate, relating to Australian export sales, product specifications, production records and technical records for Nextpower related exports / steel torque tube elements supplied to Australia from year - onwards.

If the ADC seeks normal value, constructed normal value (CNV), cost-to-make-and-sell (CTMS), sales, subsidy or other supporting information, YIHUA will review the request and provide responsive material to the extent it is relevant, available, lawfully disclosable and capable of being supplied consistently with confidentiality requirements.

Impact of an all exporter review of measures

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.

Lodgement of the application

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:

- email, preferably, using the email address clientsupport@adcommission.gov.au;
- upload to SIGBOX (SIGBOX is our secure online lodgement platform, suitable for large files or attachments - email us to arrange access), or
- post to:

The Commissioner of the Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601

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- 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.*

Definitions in this application:

- **AEST** means Australian Eastern Standard Time.
- **AEDST** means Australian Eastern Daylight Savings Time
- **business day** means a day that is not a Saturday or Sunday.
- **Annual Closedown** means the 3 business days the Commission is closed between Christmas Day and New Year's Day.

* Public holidays are listed at <https://www.fairwork.gov.au/employment-conditions/public-holidays>

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Public Record

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 www.adcommission.gov.au. The public record will contain, among other things, a copy of the application, all submissions from interested parties and commission reports.

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.