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**REVIEW NO. 499**

**REVIEW OF ANTI-DUMPING MEASURES APPLYING TO  
CERTAIN HOT ROLLED STRUCTURAL STEEL SECTIONS**

**EXPORTED TO AUSTRALIA FROM  
JAPAN, THE REPUBLIC OF KOREA, TAIWAN (EXCEPT FOR  
EXPORTS BY FENG HSIN STEEL CO LTD) AND THE KINGDOM  
OF THAILAND**

**Exporter questionnaires received and extensions of  
time granted**

Responses received

The Anti-Dumping Commission (the Commission) received responses to the exporter questionnaire by the due date of 11 February 2019 from the following entities:

- TS Steel Co. Ltd
- JFE Shoji Trade Corporation

The non-confidential version of the responses will be placed on the public record, unless they contain deficiencies that could be quickly and easily rectified in a further response, in which case a reasonable timeframe will be provided to rectify the deficiencies<sup>1</sup>, then placed on the public record after the deficiencies have been rectified.

Extensions of time

The Commission has received requests for extensions of time to submit an exporter questionnaire from certain exporters and due consideration has been given to the extension requests.<sup>2</sup>

When considering the extension request, the *Customs (Extensions of Time and Non-Cooperation) Direction 2015* requires the Commissioner to:

- take into account the responsibility to conduct the case in a timely and efficient manner;
- reject a request for an extension if the request has not been made before the due date; and
- consider the reasons provided for the extension, having regard to:

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<sup>1</sup> Section 6 of the *Customs (Extensions of Time and Non-Cooperation) Direction 2015*

<sup>2</sup> This is consistent with Article 6.1.1 of the *Anti-Dumping Agreement*.

## PUBLIC RECORD

- the reasons why it could not provide its response within the whole period and not only the period remaining between the request and the due date;
- ordinary business practices or commercial principles;
- the Commission's understanding of the relevant industry; and
- previous correspondence from the entity, previous dealings with the entity and information provided by other interested parties.

Consequently, the Commission has granted the following parties extensions to submit a response to the exporter questionnaire, on the requirement that the response is reasonably complete and accurate and includes both the confidential and public record versions:

Entity	Extension Requested	Extension Granted	Revised due date
Hyundai Steel Company	32 days	21 days	4 March 2019
Tung Ho Steel Enterprise Corporation	48 days	21 days	4 March 2019
Siam Yamato Steel Co Ltd	28 days	21 days	4 March 2019
Dragon Steel Corporation	21 days	21 days	4 March 2019

Table 1

The Commission has advised these entities of the requirement to ensure a reasonably complete and accurate questionnaire is submitted by the revised due date.

Once the Commission receives the responses to the exporter questionnaire from the above exporters, the non-confidential version will be placed on the public record, unless it contains deficiencies that could be quickly and easily rectified in a further response, in which case a reasonable timeframe will be provided to rectify the deficiencies<sup>3</sup>, then placed on the public record after the deficiencies have been rectified.

### Verification of responses to the exporter questionnaire

The Commission will seek to verify the financial data provided by exporters in the responses to the exporter questionnaires and will invite members of the Australian industry to a pre-verification meeting.

Any oral information given to the Commission in a pre-verification meeting will not be taken into account unless it is subsequently put in writing and made available as part of the public record.<sup>4</sup>

In addition, any information provided to the Commission in a pre-verification meeting may be disregarded unless a non-confidential summary containing sufficient detail to allow a reasonable understanding of the substance of the information for inclusion in the public record.<sup>5</sup>

<sup>3</sup> Section 6 of the *Customs (Extensions of Time and Non-Cooperation) Direction 2015*

<sup>4</sup> Section 269ZJ(4) of the *Customs Act 1901* (the Act)

<sup>5</sup> Sections 269ZJ(2) and (5) of the Act

## **PUBLIC RECORD**

### Uncooperative exporters

Where an exporter provides a response to the exporter questionnaire that contains deficiencies that could not be rectified quickly and easily in a further response, the exporter may be deemed uncooperative.

Exporters that do not provide a response to the exporter questionnaire by the due date must be deemed uncooperative.