



ANTI-DUMPING NOTICE NO. 2019/55

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

Extension of time granted to publish the Statements of Essential Facts and Final Reports in relation to Review 499 and Continuation Inquiry 505

Customs Act 1901 – Part XVB

On 3 January 2019, the Commissioner of the Anti-Dumping Commission (the Commissioner) published Anti-Dumping Notice (ADN) No. 2019/02 announcing the initiation of Review 499 of the anti-dumping measures as they apply to all exporters of certain hot rolled structural steel sections (HRS) from Japan, the Republic of Korea (Korea), Taiwan (except for exports by Feng Hsin Steel Co Ltd) and the Kingdom of Thailand (Thailand) to Australia.

On 11 February 2019, the Commissioner published ADN 2019/21 announcing the initiation of Continuation Inquiry 505 of anti-dumping measures applying to HRS exported to Australia from Japan, Korea, Taiwan (except for exports by Feng Hsin Steel Co Ltd) and Thailand.

ADN 2019/02 advised that the statement of essential facts (SEF) for Review 499 would be placed on the public record on or before 23 April 2019. It also advised that a recommendation to the Minister for Industry, Science and Technology (the Minister) would be made in a final report on or before 7 June 2019.

ADN 2019/21 advised that the SEF for Continuation Inquiry 505 would be placed on the public record on or before 3 June 2019. It also advised that a recommendation to the Minister would be made in a final report on or before 16 July 2019.

A full description of the goods is available in ADN 2019/02 and in ADN 2019/21. Both ADNs are available on the Anti-Dumping Commission (the Commission) website at www.adcommission.gov.au.

Review 499 and Continuation Inquiry 505 have several identical characteristics including the applicant, interested parties, the goods, the countries of export and the original inquiry (223) that resulted in anti-dumping measures being put in place. As such, it is appropriate for resourcing efficiency and for matters related to pertinent analysis to grant an extension of time to complete the SEF and Final Report for Review 499 in order to ensure the cases are conducted concurrently. This may include any further time by which the due dates for

the SEF and Final Report for Continuation 505 are extended.

In Review 499, the Commission is currently in the process of verifying data and information obtained from exporters and from other interested parties. In Continuation Inquiry 505, the Commission is analysing submissions and matters in relation to injury effects and causation as well as the likelihood that dumping will continue or recur. This work cannot be completed until after completion of several tasks related to Review 499. The Commission requires further time to consider this information and to ensure the information and findings are accurate.

As a result I, Paul Sexton, General Manager, Investigations, requested extensions of time under subsections 269ZHI(1)(d) and 269ZHI(1)(e) of the *Customs Act 1901* (the Act) to the deadlines for the Commissioner to publish the SEF for Review 499 and for the Commissioner to provide his final report and recommendation to the Minister.¹

I have also requested extensions of time under subsections 269ZHI(1)(f) and 269ZHI(1)(g) of the Act to the deadlines for the Commissioner to publish the SEF for Continuation Inquiry 505 and for the Commissioner to provide his final report and recommendation to the Minister.

The Commissioner has, under subsection 269ZHI(3) of the Act,² extended the deadline to publish the SEFs for Review 499 and Continuation Inquiry 505 and to provide the final reports and recommendations. The SEFs will now be placed on the public record no later than **11 July 2019**. Interested parties are invited to make submissions in response to the SEFs within 20 days of the SEFs being placed on the public record.

The Commissioner's recommendations will now be made in reports due to be provided to the Minister on or before **30 August 2019**.

Documents included on the public record may be examined at the Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is available at www.adcommission.gov.au.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2428 or email at investigations2@adcommission.gov.au.

Paul Sexton
General Manager
Anti-Dumping Commission

15 April 2019

¹ On 15 December 2016, the Commissioner delegated his powers and functions under section 269ZHI of the Act to the General Managers of the Anti-Dumping Commission. See [ADN 2017/10](#) for further information.

² On 19 January 2017, the then Parliamentary Secretary to the Minister for Industry, Innovation and Science delegated the powers and functions of the Minister under section 269ZHI of the Act to the Commissioner. See [ADN 2017/10](#) for further information.