8 May 2019

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Anti-Dumping Commission
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Public File

Dear Ms D’Souza

Investigation 501: Issues Paper response from Galintel Pty Ltd

I. Introduction

I refer to the Issues Paper published on 17 April 2019 concerning the Scope of the Goods the Subject of Investigation No. 501.

As you know, Galintel Pty Ltd ("Galintel") is the applicant company that has requested the imposition of anti-dumping measures on solid base angle ("the goods") exported from the People’s Republic of China ("China").

Galintel provides the following comments in response to each of the matters identified by the Anti-Dumping Commission ("the Commission") in the Issues Paper.

II. Goods description

The Commission’s Consideration Report No. 501, ADN No. 2019/26, and the referred to Issues Paper have confirmed the following goods description for the goods under investigation:

Solid base angle, made from hot rolled coil steel, alloyed or non-alloyed, cold-rolled formed, whether or not galvanised.

In considering the coverage of goods to be included within the goods description, Galintel was cognisant of possible circumvention opportunities that may be pursued by exporters should measures be imposed. Galintel has only competed with galvanised solid base angle and, at this stage, does not consider that solid base angle that is not galvanised should be included in the goods the subject of investigation. As such, Galintel considers a more restrictive goods description is appropriate, namely:

Solid base angle, galvanised, made from hot rolled coil steel, alloyed or non-alloyed, cold-rolled formed.

All remaining attributes within the goods description remain valid.
III. **Nominal dimensions**

The supporting information included in Galintel's application confirmed the following *nominal size* lengths for the goods under consideration:

- 100 mm x 100 mm x 6 mm in lengths from 900 mm to 4000 mm; or
- 150 mm x 100 mm x 8 mm in lengths 900 mm to 4000 mm.

The Commission has correctly identified Galintel's reference to *nominal* lengths. Galintel is concerned by the potential for circumvention of measures should the Minister be satisfied of dumping and causation. In Galintel's view, exporters could circumvent measures by supplying a directly competitive solid base angle that, for example, competes with a 100 mm x 100 mm x 6 mm specification with a solid base angle of each of the following dimensions:

- 110 mm x 100 mm x 5 mm; or
- 150 mm x 100 mm x 4 mm; or
- 75 mm x 100 mm x 10 mm.

Solid base angle in each of the above-nominated dimensions could compete with a nominal 100 mm x 100 m x 6 mm solid base angle. The key factors that are controlled are the supporting surface of the solid base angle (i.e. lintel) to support typical brickwork which falls within the 95 mm to 110 mm range, a material thickness of up to and including 10 mm, and a vertical height of any dimension to provide the structural strength for the required span and load.

There exists the potential for the imported goods to be other than those identified as of nominal dimensions to the 100 mm x 100 mm x 6 mm, and the 150 mm x 100 mm x 6 mm specifications.

IV. **Other characteristics**

The Commission has sought views as to the physical or visual characteristics inherent to steel angles (that meet all of the other requirements of the goods description) when those goods are used in lintel applications.

The physical attributes of the goods is detailed in the goods description and under "Further information" of Section A-3.1 of Galintel's application. The goods are cold-rolled formed from hot-rolled coil, whether or not galvanised (including coatings of the type referenced in AS NZS 2699.3:2002 to the R3 rating (i.e. duplex coating, which is galvanised and painted), and whether or not including ribbing one side (to assist with structural strength and adherence capabilities).

V. **Lengths**

Galintel's application nominated lengths of the goods as "...ranging in length from 900 mm to 4000 mm".

Galintel agrees with the Commission's assessment that the length of a section is not an "inherent" attribute that defines whether the goods fall within the goods description or otherwise. Galintel acknowledges that it would be possible for goods to be exported in lengths exceeding 4000 mm and subsequent to importation, have lengths cut to required dimensions that fall within the nominated 900 mm to 4000 mm length requirements.
VI. Closing remarks

Galintel supports the Commission's view that "the particulars of the goods under consideration must describe inherent characteristics that are capable of an objective visual or physical comparison" and that "An assertion regarding intended use in itself does not support such a comparison".

Goods, for example, that have duplex coating may, as has been contended¹, be used in different end-use applications. This does not mean that the goods cannot be used in a lintel application. Similarly, goods with or without ribbing or, in lengths exceeding 4000 mm, can also be readily used in the identified lintel applications.

Galintel has described the goods in its application as it considers most readily defines the goods the subject of the application. Following consideration of representations to the Commission, Galintel accepts that the goods that it produces and competes with in lintel applications is for goods that are galvanised only. There will likely be attempts by exporters to incorporate attributes that have not been incorporated to date (e.g. supply in lengths greater than 4000 mm) which could potentially define the goods as not falling within the goods description. Galintel, however, agrees and supports the Commission's conclusion that mere assertion does not define the end-use application of the good.

If you have any questions concerning this submission, please do not hesitate to contact me on (02) 9707 5000.

Yours sincerely

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¹ Steelforce submission, 15 March 2019 EPR Document No. 007.