

Australian Government Department of Industry, Innovation and Science

Customs Act 1901 - Part XVB

Anti-Dumping Notice No. 2019/100

Certain Zinc Coated (Galvanised) Steel exported to Australia from the People's Republic of China, the Republic of India, the Republic of Korea, Malaysia, Taiwan and the Socialist Republic of Vietnam

and

Certain Aluminium Zinc Coated Steel exported to Australia from the People's Republic of China.

Initiation of reviews of Anti-Dumping Measures

Notice under subsection 269ZC(4) of the Customs Act 1901¹

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission (the Commission), have initiated a review of the anti-dumping measures applying to certain zinc coated (galvanised) steel exported to Australia from the People's Republic of China (China)², the Republic of India (India), the Republic and Korea (Korea),³ Malaysia, Taiwan,⁴ and the Socialist Republic of Vietnam (Vietnam)⁵ and a review of anti-dumping measures applying to certain aluminum zinc coated steel exported to Australia from China.

The reviews will examine whether the variable factors relevant to the taking of the antidumping measures, as they affect exporters of the goods, have changed.

<u>The goods</u>

¹ Unless otherwise indicated, all legislative references are to the *Customs Act 1901*.

² A dumping duty notice (IDD) on export of goods from China. A countervailing duty notice (ICD) on export of goods from China (except Angang Steel Company Ltd, ANSC-TKS Galvanizing Co.Ltd, Yieh Phui Technomaterial Co.Ltd, Jiangyin Zongcheng Steel Co.Ltd and Shangdong GuanZhou Dingxin Plate Technology Co. Ltd).

³ A dumping duty notice (IDD) on export of goods from Korea except exports by Dongkuk Steel Mill Co. Ltd and POSCO.

⁴ A dumping duty notice (IDD) on export of goods from Taiwan except for exports by Ta Fong Steel Co .Ltd and Sheng Yu Steel Co. Ltd.

⁵ A dumping duty notice (IDD) on export of goods from Vietnam except exports by Hoa Sen Group and Nam Kim Steel Joint Stock Company.

The goods subject to anti-dumping measures (the goods), in the form of dumping duty notices and countervailing duty notices (the notices), are outlined in the tables below. Further details on the goods and existing measures is available on the Dumping Commodity Register on the Commission website (<u>www.adcommission.gov.au</u>).

Zinc coated (galvanised) steel

Full description of the goods the subject of the application

In relation to China, Korea and Taiwan, the goods description is: 6

Flat rolled products of iron and non-alloy steel of a width less than 600mm and, equal to or greater than 600mm, plated or coated with zinc

and

Flat rolled iron or steel products containing alloys of a width less than 600mm and, equal to or greater than 600mm, plated or coated with zinc exported from:

- China by Angang Steel Co., Ltd or Benxi Iron and Steel (Group) International Economic & Trading Co.; or
- Taiwan by Yieh Phui Enterprise Co., Ltd

and

In relation to India, Malaysia and Vietnam, the goods description is:⁷

Flat rolled iron and steel products (whether or not containing alloys) that are plated or coated with zinc exported to Australia from India, Malaysia and Vietnam. Galvanised steel of any width is included.

⁶ ADN <u>2018/94</u> refer.

⁷ ADN <u>2017/99</u> refer.

Further information

The amount of zinc coating on the steel is described as its coating mass and is nominated in grams per meter squared (g/m2) with the prefix being Z (Zinc) or ZF (Zinc converted to a Zinc/Iron alloy coating). Common coating masses used for zinc coating are: Z350, Z275, Z200, Z100, and for zinc/iron alloy coating are: ZF100, ZF80 and ZF30 or equivalents based on international standards and naming conventions.

The Commission understands from previous inquiries that trade and other names often used to describe galvanised steel include:

- "GALVABOND®" steel;
- "ZINCFORM®" steel;
- "GALVASPAN®" steel;
- "ZINCHITEN®" steel;
- "ZINCANNEAL"steel;
- "ZINCSEAL"steel;
- Galv;
- GI;
- Hot Dip Zinc coated steel;
- Hot Dip Zinc/iron alloy coated steel; and
- Galvanneal.

The goods description includes galvanised steel whether or not including any (combination of) surface treatment, for instance; whether passivated or not passivated, (often referred to as chromated or unchromated), oiled or not oiled, skin passed or not skin passed, phosphated or not phosphated (for zinc iron alloy coated steel only).

Painted galvanised steel, pre-painted galvanised steel, electro-galvanised plate steel and corrugated galvanised steel are not subject to the measures.

Tariff classification

The goods are generally, but not exclusively, classified to the following tariff classifications in Schedule 3 of the *Customs Tariff Act 1995:*

- 7210.49.00 statistical code 55, 56, 57 and 58;
- 7212.30.00 statistical code 61;
- 7225.92.00* statistical code 38*
- 7226.99.00* statistical code 71*

*These tariff subheadings only apply to: (1) All exporters from India, Malaysia and Vietnam, (2) Angang Steel Co. Ltd (China); (3) Benxi Iron and Steel (Group) International Economic and Trading Co. (China); and (4) Yieh Phui Enterprise Co. Ltd (Taiwan).

Aluminum zinc coated steel

Full description of the goods the subject of the application

flat rolled products of iron and non-alloy steel of a width equal to or greater than 600mm, plated or coated with aluminium-zinc alloys, not painted whether or not including resin coating

Further information

The amount of aluminium zinc coating on the steel is described as its coating mass and is nominated in g/m^2 with the prefix being AZ (Aluminium Zinc). Common coating masses used are: AZ200, AZ150, AZ100, and AZ70.

The Commission understands from previous inquiries that trade and other names often used to describe aluminium zinc coated steel include:

- ZINCALUME® steel;
- GALVALUME® steel;
- Aluzinc, Supalume, Superlume, ZAM, GALFAN;
- Zinc aluminium coated steel;
- Aluminium zinc coated steel;
- Alu-Zinc Steel sheet in Coils;
- Al/Zn; and
- Hot Dipped 55% Aluminium-Zinc Alloy coated steel sheet in coil.

The aluminium zinc coated steel application covers aluminium zinc coated steel whether or not including any (combination of) surface treatment, for instance; whether passivated or not passivated, (often referred to as chromated or unchromated), resin coated or not resin coated (often referred to as Anti Finger Print (AFP) or not AFP), oiled or not oiled, skin passed or not skin passed.

Painted aluminium zinc coated steel, pre-painted aluminium zinc coated steel and corrugated aluminium zinc coated steel are not covered by the measures.

Tariff classification

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The goods are generally, but not exclusively, classified to the following tariff classifications in Schedule 3 of the *Customs Tariff Act 1995:*

7210.61.00 statistical code 60, 61 and 62

Proposed model control code structure

On 9 August 2018, the Commission advised in ADN No. 2018/128 that a model control code (MCC) structure would be implemented in new investigations, reviews of measures or continuations initiated after this date.⁸ As noted in that ADN, in developing the MCC structure the Commission will have regard to differences in physical characteristics that give rise to distinguishable and material differences in price.

BlueScope provided a proposed MCC structure for each of the reviews which the Commission has assessed. The Commission's **proposed** MCC structure for each of the reviews are included below.

| Item | Category | Sub-Category | Identifier | Sales Data | Cost Data | Key category |
|------|----------------------------|---|------------|---------------|------------|-----------------|
| 1 | Alloy content | Alloy | A | Mandatory | | YES |
| | | Non-alloy | NA | Internation y | applicable | |
| 2 | Prime | Prime | P | Mandatory | Not | YES |
| | | Non – Prime | N | Mandatory | applicable | 120 |
| 3 | Steel | Hot Rolled | Н | Mandatory | Mandatory | YES |
| 5 | Base | Cold Rolled | С | Internetion y | | |
| | Coating Type | Zinc Coated (Z) | Z | | Mandatory | YES |
| 4 | | Zinc / Iron Alloy Coating (ZF / F) | F | Mandatory | | |
| | Coating Mass | <= 100 g/m2 | 1 | | Mandatory | YES |
| | | >100 g/m2 to <= 220 g/m2 | 2 | | | |
| 5 | | > 220 g/m2 to <= 300g/m2 | 3 | Mandatory | | |
| | | >Z300 g/m2 to <= 400 g/m2 | 4 | | | |
| | | >400 g/m2 | 5 | | | |
| | Steel Grade | G2 / SGCC / SGHC | A | | Mandatory | YES |
| | | G3 / SGCD | В | | | |
| | | G250 / SGC 340 / SGHC 340 / SGC 340 / SGHC 340 | С | | | |
| 6 | | G300 / G350 / SGC 400 / SGHC 400 / SGC 440 / SGCH 440 / SGC 490 / SGHC 490 | D | Mandatory | | |
| | | G450 / G500 | E | | | |
| | | G550 / SGC 570 | F | | | |
| | | Other | G | | | |
| | Base Metal Thickness | < 0.40 mm | 1 | | Mandatory | YES |
| | | => 0.40 mm to < 0.50 mm | 2 | | | |
| | | => 0.50 mm to < 0.75 mm | 3 | | | |
| 7 | | => 0.75 mm to < 1.00 mm | 4 | Mondotony | | |
| 7 | | => 1.00 mm to < 1.50 mm | 5 | Mandatory | | |
| | | => 1.50 mm to < 2.00 mm | 6 | | | |
| | | => 2.00 mm to <2.50 mm | 7 | | | |
| | | => 2.50 mm | 8 | | | |
| | Width | < 600 mm | A | | Optional | No |
| 8 | | => 600 mm to <= 1220mm | В | Mandatory | | |
| | | > 1220mm | С | | | |
| 9 | Form | Coil | С | Mandatory | Optional | No |
| 9 | | Sheet | S | wanuatory | | |

Zinc coated (galvanised) steel

 Table 1: Proposed MCC for Zinc coated (galvanised) steel

⁸ Full guidance regarding the Commission's application of an MCC structure is provided in ADN No. 2018/128 on the Commission website, <u>www.adcommission.gov.au</u>.

Aluminium zinc coated steel

| ltem | Category | Sub-category | Identifier | Sales Data | Cost data | Key category |
|------|----------------------------------|---|------------|---------------|-------------------|-----------------|
| 1 | Quality | Prime | Р | Mandatory | Not applicable | Yes |
| 1 | Quality | Non-Prime | N | Mandatory | | |
| | Coating Mass | <= 100 g/m2 | 1 | | Mandatory | Yes |
| 2 | | >100 g/m2 to <= 165 g/m2 | 2 | Mandatory | | |
| | | > 165 g/m2 | 3 | | | |
| | Standard/Grade | G2 / SGLCC | A | | Mandatory | Yes |
| | | G3 / SGLCD | В | | | |
| | | G250 / SGLC 340 | С | | | |
| 3 | | G300 / G350 / SGLC 400 / SGLC 440 / SGLC 490 | D | Mandatory | | |
| | | G450 / G500 | E | | | |
| | | G550 / SGLC 570 | F | | | |
| | | Other | G | | | |
| | Base Metal Thickness (BMT) | < 0.40 mm | 1 | | Mandatory | Yes |
| | | => 0.40 mm to < 0.50 mm | 2 | - | | |
| 4 | | => 0.50 mm to < 0.75 mm | 3 | Mandatory | | |
| | | => 0.75 mm to < 1.00 mm | 4 | | | |
| | | => 1.00 mm to < 2.00 mm | 5 | | | |
| 5 | Width | < 600 mm | 1 | Mandatory | Mandatory | No |
| 5 | | => 600 mm | 2 | wanuatory | | |
| 6 | Form | Coil | С | Mandatory | Optional | No |
| U | | Sheet | S | Mandatory | Optional | No |

Table 2: Proposed MCC for Aluminium Zinc coated steel

All exporters will also be requested to provide information concerning the relevant coating mass, steel grade and base metal thickness.

The Commission welcomes submissions with respect to the proposed MCC structure. Submissions should be made as soon as is practicable, but no later than **30 September 2019**, being the day submissions concerning these reviews are due. Interested parties are also encouraged to make submissions on whether the proposed MCC structure should be applied by the Commission in their particular circumstances.

All submissions with respect to the proposed MCC structure will be considered by the Commission and reported in verification reports or in the Statement of Essential Facts (SEF). In the absence of further evidence and / or submissions, the Commission may adopt the MCC as proposed.

Background to the measures

Zinc coated (galvanised) steel

| Case | ADN | Minister's decision date | Country of Export | Findings |
|--|--|--------------------------------|-----------------------------|---|
| 190 (Investigation) | 2013/66 | 05 August 2013 | China, Korea, Taiwan | Interim dumping duties (IDD) imposed on China, Korea and Taiwan Interim countervailing duty (ICD) imposed on China |
| 290 and 298 (Anti- Circumvention inquiries) | 2016/23 | 17 March 2016 | China, Taiwan | Changed goods description to include alloyed goods |
| 370 (Investigation) | 2017/99 | 16 August 2017 | India, Malaysia, Vietnam | IDD imposed on India, Malaysia and Vietnam ICD imposed on India |
| 449 (Continuation) 457 (Review) | 2018/96 (Continuation) 2018/94 (Review) | 12 July 2018 | China, Korea, Taiwan | IDD varied for China, Korea and Taiwan ICD varied for China |

Table 3: Background of measures for Zinc coated (galvanised) steel

Aluminium zinc coated steel

| Case | ADN | Minister's decision date | Country of Export | Findings |
|--|---|--------------------------------|-------------------------|--|
| 190 (Investigation) | 2013/66 | 05 August 2013 | China, Korea, Taiwan | IDD and ICD imposed on China and Korea ICD imposed on China Measures not imposed on Taiwan |
| 456 (Review) and 450 (Continuation) | 2018/95 (Review), 2018/97 (Continuation) | 12 July 2018 | China, Korea | IDD and ICD varied for China Measures ceased for Korea |

Table 4: Background of measures for Aluminium zinc coated steel

The current reviews

On 30 July 2019, an application was lodged by BlueScope Steel Limited (BlueScope) under subsection 269ZA(1) for a review of the anti-dumping measures in relation to **Zinc coated (galvanised) steel** exported to Australia by all exporters from China, India, Korea, Malaysia, Taiwan and Vietnam.

On 2 August 2019, a separate application was lodged by BlueScope under subsection 269ZA(1) for a review of the anti-dumping measures in relation to **Aluminium zinc coated steel** exported to Australia by all exporters from China.

Particulars of the reasons for the decisions to not reject these applications are shown in *Anti-Dumping Commission Consideration Report No. 521 and* 522, which has been placed on the public record.

The review period is 1 July 2018 to 30 June 2019, being the 12 months ending with the most recently completed financial quarter immediately preceding the receipt of the applications. The reviews will examine whether the variable factors relevant to the taking of the measures have changed.

After concluding the reviews, I will recommend to the Minister for Industry, Science and Technology (the Minister) that the dumping duty notices and / or the countervailing duty notices:

- i. remain unaltered; or
- ii. have effect as if different variable factors had been ascertained.

Application to an extend review to include revocation

If an affected party considers that it can provide evidence that may satisfy me that there are reasonable grounds for determining that anti-dumping measures described in this notice are no longer warranted, that party may lodge an application no later than **30 September 2019** to request that I consider that evidence to extend the reviews of anti-dumping measures to include revocation.⁹

Future reviews

Under subsection 269ZA(2), an application for a review must not be made earlier than 12 months after the publication of the notice implementing the original measure or the notice declaring the outcome of the last review. Once a notice declaring the outcome of these reviews is published (regardless of the outcome), an application for a review of measures in relation to the dumping duty notices and countervailing duty notices that are the subject of these reviews cannot be made for a period of 12 months.

Public Record

A public record must be maintained for each review. The public record must contain, among other things, a copy of all submissions from interested parties. Documents included in the public record may be examined at <u>www.adcommission.gov.au</u>.

⁹ In accordance with section 269ZCB.

Lodgment of submissions

Interested parties, as defined by subsection 269T(1), are invited to lodge written submissions concerning these reviews by no later than the close of business on **30 September 2019**,¹⁰ addressed to:

Director, Investigations Anti-Dumping Commission GPO Box 2013 CANBERRA ACT 2601

or by email to investigations1@adcommission.gov.au or fax to +61 3 8539 2499.

Interested parties wishing to participate in the reviews must ensure that submissions are lodged promptly. Interested parties should note that I am not obliged to have regard to a submission received by the Commission after the date mentioned above if to do so would, in my opinion, prevent the timely placement of the statement of essential facts (SEF) on the public record.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- i. provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests, or
- ii. satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "FOR OFFICIAL USE ONLY". Interested parties making submissions must also provide a non-confidential version for public record (clearly marked "PUBLIC RECORD").

Statement of Essential Facts

The dates specified in this notice for lodging submissions must be observed to enable me to report to the Minister within the legislative timeframe. The SEF will be placed on the public record no later than **11 December 2019** or by such later date as allowed in accordance with section 269ZHI.¹¹ Interested parties are invited to make submissions in response to the SEF within 20 days of the SEF being placed on the public record.

Final report

Submissions received in response to the SEF will be taken into account in preparing the report and recommendations to the Minister. My recommendations to the Minister will be made in a report on or before **28 January 2020**¹² (or such later date as allowed).

¹⁰ As this date is a Sunday, the effective due date to receive submissions from interested parties is the following business day, Monday 30 September 2019.

¹¹ As published on 20 January 2017 in 2017/10 the then Parliamentary Secretary to the Minister for Industry, Innovation and Science delegated certain powers and functions of the Minister under section 269ZHI of the Act to the Commissioner.

¹² As this date is a Saturday, the effective due date to provide the final report is the following business day, Tuesday 28 January 2020 (noting Monday 27 January 2020 is a public holiday).

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 9268 7969 or email investigations1@adcommission.gov.au.

Dale Seymour Commissioner Anti-Dumping Commission

23 August 2019