

7 May 2020

Mr Corey Hawke
Case Manager, Investigations 3
Anti-Dumping Commission
Level 35
55 Collins Street
Melbourne Victoria 3000

Public File

Dear Mr Hawke,

Anti-Dumping/Subsidisation Investigation No. 550 – Precision Pipe & Tube Steel exported from China, Korea, Taiwan, and Vietnam

I. Introduction

Orrcon Manufacturing Pty Ltd (“Orrcon”) is the manufacturer of the subject goods Precision pipe & tube steel in Australia. Orrcon was the applicant company that requested the Anti-Dumping and Subsidisation investigation applicable to Precision pipe and tube exported from the People’s Republic of China, the Republic of Korea, Taiwan, and the Socialist Republic of Vietnam – refer ADN No. 2020/030.

Orrcon makes the following representations in relation to the market size assessment per the recently published Consideration Report (“CON 550”).

II. Consideration Report 550 – Market Size Assessment

At Section 2.5.1 of CON550,¹ the Anti-Dumping Commission (“the Commission”) outlined the way the market size was determined. Following examination of the tariff classifications identified by Orrcon and confirming applicability, the Commission then undertook the following analysis²:

- “A: Data showing imports from all countries has been filtered to excluded imports subject to existing measures. As these excluded imports are considered to be HSS (and are therefore not the goods), the remaining import volumes provided a starting point for determining import volumes of the goods;*
- B: Data showing imports from countries already subject to the anti-dumping measures applying to HSS was separately extracted to determine the volume of imports from these countries already subject to measures, compared to the volume of imports not subject to measures. The ratio of HSS import volumes without measures was determined;*
- C: Using the all countries data obtained under (A), the ratio determined under (B) was then applied to the volume of imports from countries where no measures on HSS are in place (which includes Vietnam). This ratio adjustment is intended to exclude the likely volume of HSS imports from these countries. No adjustment was required for imports from countries with measures currently on HSS, as HSS had already been excluded from the data.*

In applying the above, the Commission has consequently estimated the market size for the twelve months ending September 2019 as being 22,000 tonnes.³

¹ CON 550, p.10.

² CON 550, p.11.

³ CON 550, p.12.

Orrcon agrees with the Commission's preliminary market size determination approach with respect to non-circular Precision pipe and tube imports classified under tariff sub-heading 7306.61.00.21 – *other tubes, pipes and hollow profiles, welded, of non-circular cross section, square or rectangular cross-section, of iron or non-alloy steel, not exceeding 279.4mm perimeter, with a wall thickness not exceeding 2mm.*

Orrcon notes that imports with a circular profile classified under tariff sub-heading 7306.30.00.30 – *other tubes, pipes and hollow profiles, welded, of circular cross-section, of iron or non-alloy steel, not exceeding 21mm external diameter* are not currently subject to anti-dumping measures, however the full volume of which is subject goods for this investigation.

According to ABS import data for the twelve months ending September 2019, the import volume for these circular profile subject goods was [XXX] tonnes.⁴ Orrcon respectfully submits that the Commission's proportional assessment for these imports is not required, and that they be assessed in totality as part of the market size.

Orrcon further submits that a recalibrated assessment of the market size consequently impacts the Commission's volume-effect and price-effect injury assessments (Section 5 of CON 550 refers).

If you have any questions concerning this submission, please do not hesitate to contact me on [REDACTED].

Yours faithfully,

[REDACTED]
Manager – Trade Measures

⁴ Refer workings provided to Confidential Appendix A2.