



Australian Government
**Department of Industry,
Innovation and Science**

**Anti-Dumping
Commission**

Received

Anti-Dumping Commission 03/12/2021

Application for the
continuation of a dumping
and/or
countervailing notice
or
continuation of an undertaking

**APPLICATION UNDER SECTION 269ZHC OF THE *CUSTOMS ACT 1901*
FOR THE CONTINUATION OF A DUMPING AND/OR COUNTERVAILING
DUTY NOTICE OR CONTINUATION OF AN UNDERTAKING**

I hereby request, in accordance with section 269ZHC of the *Customs Act 1901* (the Act) that the Minister:

- continue a dumping duty notice, or
- continue a countervailing duty notice, or
- continue the undertaking given under the Act by

[Redacted]
(Name of company or organisation)

in respect of the goods the subject of this application.

I believe that the information contained in this application:

- provides reasonable grounds for continuation of the anti-dumping measure; and
- is complete and correct to the best of my knowledge and belief.

Signature: Brad Reed

Name: Brad Reed

Position: Sales & Marketing Manager

Company: Bekaert Wire Ropes Pty Ltd

ABN: 22603902601

Date: 2 December 2021

Signature requirements

Where the application is made:

By a company - the application must be signed by a director, servant or agent acting with the authority of the body corporate.

By a joint venture - a director, employee, agent of each joint venturer must sign the application. Where a joint venturer is not a company, the principal of that joint venturer must sign the application form.

On behalf of a trust - a trustee of the trust must sign the application.

By a sole trader - the sole trader must sign the application.

In any other case - contact the Commission's client support section for advice.

Assistance with the application

The Anti-Dumping Commission has published guidelines to assist applicants with the completion of this application. Please refer to the '*Instructions and Guidelines for applicants: Application for continuation*' on the Commission's website.

The Commission's client support section can provide information about dumping and countervailing procedures and the information required by the application form. Contact the team on:

Phone: 13 28 46

Fax: (03) 8539 2499

Email: clientsupport@adcommission.gov.au

Other information is available from the Commission's website at www.adcommission.gov.au

Small and medium enterprises (i.e., those with less than 200 full-time staff, which are independently operated and which are not a related body corporate for the purposes of the *Corporations Act 2001*), may obtain assistance, at no charge, from the Department of Industry, Innovation and Science's International Trade Remedies Advisory (ITRA) Service. For more information on the ITRA Service, visit www.business.gov.au or telephone the ITRA Service Hotline on +61 2 6213 7267.

Required information

1. Provide details of the name, street and postal address, of the applicant seeking the continuation.

The applicant requesting the continuation of anti-dumping measures applicable to wire ropes exported to Australia from the Republic of South Africa is Bekaert Wire Ropes Pty Ltd ("BWR") (ABN 22 603 902 601). BWR is part of the Bridon Bekaert Ropes Group – an international company specializing in the manufacture, distribution and sale of wire ropes.

Contact details for the applicant is as follows:

Bekaert Wire Ropes Pty Ltd
2 George Street
Mayfield East NSW 2304

Tel: (02) 4968 6500

Contact details at BRW Ltd is as follows:

Mr Brad Reed
Sales & Marketing Manager
BBRG Australia Pty Ltd
2 George Street

Mayfield East NSW 2304
Tel: 0419589646

If you have appointed a representative to assist with your application:

The Applicant has appointed John O'Connor of John O'Connor and Associates Pty Ltd as their representative for the purposes of this application. Contact details for Mr O'Connor are as follows:

John O'Connor
Director
John O'Connor and Associates Pty Ltd
P.O. Box 329
Coorparoo QLD 4051
Tel: (07) 33421921
Email: jmoconnor@optusnet.com.au

2. Provide details of the name of a contact person, including their position, telephone number and facsimile number, and e-mail address.

Please see contact details at 1 above.

3. Provide the names, addresses, telephone numbers and facsimile numbers of other parties likely to have an interest in this matter e.g. Australian manufacturers, importers, exporters, users.

Bekaert Wire Ropes Pty Ltd ("BRW") is the sole Australian manufacturer of wire ropes. BRW therefore constitutes the Australian industry for the purposes of this application.

Other interested parties (i.e. exporters) to this application include as follows:

South Africa

Scaw South Africa Pty Ltd
PO Box 61721
Marshalltown
Gauteng
Johannesburg 2107
South Africa

Australian importer:

Haggie Reid Pty Limited
96 Forrester Road
St Marys NSW 2760
Tel: (02) 9673 8100

4. The application must include a detailed statement setting out reasons for seeking continuation of the anti-dumping measure. Applicants must provide evidence addressing whether, in the absence of measures, dumped or subsidised imports would cause material injury to the local industry producing like goods. Applicants should refer to the "Guidelines for Preparing an Application for Continuation of Measures" for assistance.

Refer Attachment A.

5. The applicant must provide details of the current anti-dumping measure(s) the subject of this continuation application, including:

- *tariff classification*

The goods the subject of this continuation of measures application to which the current anti-dumping measures apply are:

Stranded wire rope, alloy or non-alloy steel, whether or not coat or impregnated, having the following:

- *not greater than 9 strands;*
- *Diameter not less than 58mm and not greater than 200mm,*
with or without attachments.

Further information regarding the goods:

- i. Stranded steel wire rope is rope and strand made of high carbon wire (whether or not containing alloys);*

The strand or rope can also be sheather or impregnated and sheathed respectively in plastic or composites;

The wires can be layered-up in various configurations in order to give the strand or rope the desired physical properties;

Variances can include:

- *strand diameter;*
- *number of wires;*
- *wire finish (e.g. typically black but may be galvanised);*
- *wire tensile grade;*
- *type of lubricant;*
- *strand or rope length; and*
- *whether or not an attachment is included (but not limited to ferrules and/or beackets).*

Cores may be made of:

- *natural or synthetic fibre; or*
- *Independent Wire Rope Cores ("IWRC"), which may or may not be sheather or impregnated in plastic.*

Typical uses include applications such as dragline hoist, drag and dump ropes, and shovel hoist, crowd and retract ropes.

Goods excluded from the measures are:

- *stranded wire rope that is stainless steel as defined under Note (e) "Stainless steel" to the Tariff;*
- *stranded wire rope with more than 9 strands, regardless of diameter; and*
- *stranded wire rope less than 58mm or greater than 200mm in diameter, regardless of number of strands.*

The tariff classification of the goods is tariff subheading 7312.10.00 statistical codes 91 and 92, in Schedule 3 to the *Customs Tariff Act 1995*.

- ***the countries or companies***

The country of export the subject of the measures is South Africa.

- ***specified date of publication of the measure***

The date of notification of the then Assistant Minister for Industry, Innovation and Science and

Parliamentary Secretary to the Minister for Industry, Innovation and Science decision in respect of certain wire rope exported to Australia from South Africa was published in Australian Dumping Notice No. 2017/172 published on 18 December 2017.

Provision of data

Industry financial data must, wherever possible, be submitted in an electronic format.

- The data should be submitted on a media format compatible with Microsoft Windows.
- Microsoft Excel, or an Excel compatible format, is required.
- If the data cannot be presented electronically please contact the Commission's client support section for advice.

Lodgement of the application

This application, together with the supporting evidence, must be lodged in the manner approved by the Commissioner under subsection 269SMS(2) of the Act. The Commissioner has approved lodgement of this application by either:

- preferably, email, using the email address clientsupport@adcommission.gov.au, or
- post to:

The Commissioner of the Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601, or
- facsimile, using the number (03) 8539 2499.

Public Record

During an investigation all interested parties are given the opportunity to defend their interests, by making a submission. The Commission maintains a public record of these submissions. The public record is available on the Commission's website at www.adcommission.gov.au.

At the time of making the application both a confidential version (for official use only) and non-confidential version (public record) of the application must be submitted. Please ensure each page of the application is clearly marked "FOR OFFICIAL USE ONLY" or "PUBLIC RECORD". The non-confidential application should enable a reasonable understanding of the substance of the information submitted in confidence. If you cannot provide a non-confidential version, contact the Commission's client support section for advice.