



ANTI-DUMPING NOTICE NO. 2019/89

Steel Reinforcing Bar (rebar)

Exported to Australia from the People's Republic of China, Greece, the Republic of Indonesia, the Republic of Korea, the Republic of Singapore, the Kingdom of Spain, Taiwan and the Kingdom of Thailand

Exemption Inquiry Nos. EX0070, EX0071 and EX0072

Customs Tariff (Anti-Dumping) Act 1975

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission have completed exemption inquiries in relation to the anti-dumping measures applying to steel reinforcing bar (rebar) exported to Australia from the People's Republic of China (China), Greece, the Republic of Indonesia (Indonesia), the Republic of Korea (Korea), the Republic of Singapore (Singapore), the Kingdom of Spain (Spain), Taiwan and the Kingdom of Thailand (Thailand).

The exemptions were sought by International Drilling Equipment Pty Ltd pursuant to subsection 8(7)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under this provision the Minister for Industry, Science and Technology (the Minister) may exempt goods from interim dumping duty and dumping duty if satisfied:

that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.

The Anti-Dumping Measures

Anti-dumping measures, in the form of dumping duty notices, were imposed on rebar as follows:

- By public notice on 19 November 2015,¹ by the then Parliamentary Secretary to the Minister for Industry, following consideration of *Anti-Dumping Commission Report No. 264* (REP 264). Following review of the then Parliamentary Secretary's decision by the Anti-Dumping Review Panel, the notice was amended to exclude exports by Nervacero S.A. (Spain).² These measures are applicable to all exporters from Korea, Singapore, Spain (except

¹ [ADN 2015/133](#)

² [ADRP Report No. 34](#)

Nervacero S.A.) and Taiwan (except Power Steel Co. Ltd).

- By public notice with an effective date of 14 April 2016,³ by the then Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science, following consideration of *Anti-Dumping Commission Report No. 300* (REP 300). These measures are applicable to all exporters from China.
- By public notice with an effective date of 8 March 2018⁴ by the then Assistant Minister for Science, Jobs and Innovation and Parliamentary Secretary to the Minister for Jobs and Innovation, following consideration of *Anti-Dumping Commission Report No. 418* (REP 418). These measures are applicable to all exporters from Greece, Indonesia (excluding PT Ispat Panca Putera and PT Putra Baja Deli), Thailand and selected exporters from Spain (by Nervacero S.A) and Taiwan (by Power Steel Co. Ltd).

The Goods

The goods to which current anti-dumping measures apply are⁵:

Hot-rolled deformed steel reinforcing bar whether or not in coil form, commonly identified as rebar or debar, in various diameters up to and including 50 millimetres, containing indentations, ribs, grooves or other deformations produced during the rolling process.

The goods covered by this application include all steel reinforcing bar meeting the above description regardless of the particular grade, alloy content or coating.

Goods excluded from this application are plain round bar, stainless steel and reinforcing mesh.

The goods are classified to the tariff subheadings and statistical codes listed in Schedule 3 to the *Customs Tariff Act 1995*.

Tariff Subheading	Statistical Code
7213.10.00	42
7214.20.00	47
7227.90.10	69
7227.90.90	01, 02, 04
7228.30.10	70
7228.30.90	40
7228.60.10	72
7228.30.90	49

³ [ADN 2016/39](#).

⁴ [ADN 2018/10](#).

⁵ As described in [ADN 2015/133](#), [ADN 2016/39](#) and [ADN 2018/10](#).

The Exemption Goods

Three applications for exemption were made to the Minister by International Drilling Equipment Pty Ltd. After examining each application, I initiated three separate inquiries – EX0070, EX0071 and EX0072.

The goods the subject of the exemption inquiries were described by the applicant as follows:

Application number	Exemption goods description
EX0070	40 mm steel threadbar grade strength 500N
EX0071	28 mm steel threadbar grade strength 500N
EX0072	fully threaded prestressing steel threadbar with a grade strength of 885 MPa to 1100 MPa and diameters of 15 mm to 50 mm ⁶

The Inquiries

In conducting each inquiry, I sought information from interested parties, including the Australian industry producing rebar. In respect of each application, I have made the following conclusions:

Application number	Conclusion
EX0070	Like or directly competitive goods are <u>not</u> offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade
EX0071	Like or directly competitive goods are offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade
EX0072	Like or directly competitive goods, in diameters of 15 mm and 20 mm, are offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade
	Like or directly competitive goods, in diameters greater than 20 mm and less than or equal to 50 mm, are <u>not</u> offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade

⁶ In the application, the exemption goods were described as “fully threaded prestressing steel threadbar with a grade strength of 885 MPa to 1100 MPa and diameters of 15 mm to 75 mm”. Rebar at diameters greater than 50 mm are not goods subject to measures. The description of the exemption goods for EX0072 has been updated accordingly.

Following these inquiries, I have made the following recommendations to the Minister:

1. in respect of EX0070, that the Minister exercise their discretion to exempt the exemption goods, as described below, from interim dumping duty and dumping duty in accordance with subsection 8(7)(a) of the Dumping Duty Act:

Hot-rolled steel reinforcing bar with a continuous thread, commonly identified as 'threadbar' or 'threaded bar', in straight lengths, complying with Australian/New Zealand Standard AS/NZS4671, grade 500N, with a 40 mm diameter.

2. in respect of EX0071, that the Minister not exempt the exemption goods from interim dumping duty and dumping duty;
3. in respect of EX0072, that the Minister not exempt the exemption goods in diameters of 15 mm to 20 mm from interim dumping duty and dumping duty; and
4. in respect of EX0072, that the Minister exercise their discretion to exempt the exemption goods in diameters greater than 20 mm and less than or equal to 50 mm, as described below, from interim dumping duty and dumping duty in accordance with subsection 8(7)(a) of the Dumping Duty Act:

Fully threaded hot-rolled prestressing steel reinforcing bar, in straight lengths, with a minimum yield strength of 885 MPa or greater, with a 26.5 mm, 32 mm, 36 mm, 40 mm or 50 mm diameter.

The Minister has accepted my recommendations.

A copy of *Exemption Inquiry Report Nos. EX0070, EX0071 and EX0072* and the exemption instruments are available on the Anti-Dumping Commission's (Commission's) website www.industry.gov.au.

Further Information

If importers believe that goods they are importing are exempted from dumping duty in accordance with these exemption instruments, when they or their broker enter these goods for home consumption via the Integrated Cargo System, the exemption category 'GOODS' should be selected and no dumping duties will be applied to the shipment.

Parties seeking a refund of dumping duties already paid should contact the Commission's client support team on 132846 or +61 2 6213 6000 or email: clientsupport@adcommission.gov.au.

The decision to grant the exemptions does not prevent further applications for exemptions from dumping duties. Parties can apply for an exemption where they believe their goods satisfy any of the conditions for exemption detailed in subsections 8(7) and 10(8) of the Dumping Duty Act. Further information on the application process can be found at the Commission website at: www.industry.gov.au.

The exemptions granted may be subject to review and may be revoked by the Minister if circumstances change.

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Commission on 13 28 46 or for international callers on +61 2 6213 6000 or by email at clientsupport@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

17 July 2019