



Australian Government
Department of Industry, Science,
Energy and Resources

Anti-Dumping
Commission

ANTI-DUMPING NOTICE NO. 2021/39

Hollow Structural Sections Exported to Australia

Initiation of an Exemption Inquiry No. 0080

Customs Tariff (Anti-Dumping) Act 1975

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, have initiated an exemption inquiry in relation to certain goods which are the subject of anti-dumping measures applying to hollow structural sections (HSS) exported to Australia.

The exemption is sought under sections 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under these provisions the Minister for Industry, Science and Technology (the Minister) may exempt goods from dumping and/or countervailing duties where 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 current anti-dumping measures

The current anti-dumping measures were initially imposed by public notices on 3 July 2012 following *International Trade Remedies Branch Report No. 177*. The dumping duty notice applies to all exporters of HSS from the People's Republic of China (China), the Republic of Korea, Malaysia and Taiwan, whereas the countervailing duty notice applies to all exporters from China, except Dalian Steelforce Hi-Tech Co. Ltd, Huludao City Steel Pipe Industrial Co. Ltd and Qingdao Xianxing Steel Pipe Co. Ltd.

These measures (unless continued) are due to expire on 3 July 2022.

The exemption goods

The exemption goods, the subject of the exemption inquiry, are:

Steel conduit which has been subject to hot dip galvanising (HDG) to prevent the goods from being subject to rusting. The goods are compliant with Australian Standard / New Zealand Standard (AS/NZS) 4680:2006 which requires the steel and zinc coating to be of certain thickness.

The goods are imported with both ends being threaded and a coupling attached to one end to allow the conduit to be constructed to lengths required within predominately the mining and industrial industry.

The goods comply with the standard AS/NZS 2053.7 which provides the standard for conduit systems for cable management however this standard is being phased out but is currently still applicable.

PUBLIC RECORD

The goods are supplied in the following configurations (outer diameter / thickness / length):

- 25 x 1.8 x 4000 mm
- 32 x 1.8 x 4000 mm
- 40 x 1.8 x 4000 mm
- 50 x 2.0 x 4000 mm¹

The application states that the exemption goods are generally classified to tariff subheading 7306.30.00 of Schedule 3 to the *Customs Tariff Act 1995*.

The current inquiry

The application for the exemption has been lodged by Unecom Australia Pty Ltd. The application was lodged on 9 September 2020. The Anti-Dumping Commission sought additional information from the applicant before assessing whether there were grounds to initiate the inquiry. That additional information was provided on 25 February 2021.

The exemption inquiry will examine whether the goods the subject of the application satisfy the conditions of sections 8(7)(a) and 10(8)(a) of the Dumping Duty Act. After making inquiries of the Australian industry producing HSS and any other interested parties, I will make a recommendation to the Minister whether to exempt the exemption goods from the anti-dumping measures, pursuant to the statutory requirements.

Public record

There is no legislative requirement to maintain a public record for exemption inquiries. However, in the interests of transparency, a public record will be maintained by the Anti-Dumping Commission. This notice, along with a non-confidential version of the application and any non-confidential submissions that are received, will be published on the public record, available at www.adcommission.gov.au.

Lodgment of submissions

Interested parties are invited to lodge written submissions concerning this inquiry no later than the close of business on **27 April 2021**, addressed to:

The Director, Investigations Unit 1
GPO Box 2013
Canberra ACT 2601
AUSTRALIA

or by email to investigations1@adcommission.gov.au.

Interested parties wishing to participate in the inquiry must ensure that submissions are lodged promptly. 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:

- 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
- satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

¹ The applicant also described goods of size 20 x 1.6 x 4000 mm. As this size is not subject to anti-dumping measures, these goods will not be examined during the course of this inquiry.

PUBLIC RECORD

Submissions containing confidential information must be clearly marked "OFFICIAL: Sensitive". Interested parties must lodge a non-confidential version or a summary of their submission in accordance with the requirement above (clearly marked "PUBLIC RECORD").

Report to the Minister

There is no legislated timeframe for completing the report and making a recommendation to the Minister.

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the case Director on telephone number +61 3 8539 2438 or by email to investigations1@adcommission.gov.au.

Dr Bradley Armstrong PSM
Commissioner
Anti-Dumping Commission

22 March 2021