



# **ANTI-DUMPING NOTICE NO 2022/102**

## **Certain Hollow Structural Sections exported to Australia from countries subject to Anti-Dumping Measures**

### **Findings of Exemption Inquiry No. 0080**

*Customs Tariff (Anti-Dumping) Act 1975*

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, have completed exemption inquiry EX0080. This inquiry is about certain hollow structural sections (HSS) exported to Australia from countries subject to anti-dumping measures.

The exemptions were 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 and Science (Minister) may exempt goods from interim dumping duty, dumping duty, interim countervailing duty and countervailing duty (the duties) 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**

The anti-dumping measures on HSS 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 (except Kukje Steel Co., Ltd and Hi-Steel Co., Ltd), Malaysia and Taiwan. 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 Xiangxing Steel Pipe Co. Ltd.

Further details about the anti-dumping measures and the duties is available on the Anti-Dumping Commission (the commission) website: [www.adcommission.gov.au](http://www.adcommission.gov.au).

#### **The exemption goods**

The goods the subject of the application for exemption (the exemption goods) 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.

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 mm

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 inquiry**

An application was lodged by Unecom Australia Pty Ltd. After examining the application, I initiated an exemption inquiry.

I reviewed information and evidence gathered from interested parties, including the Australian industry that produces HSS. Based on the available information and evidence, I concluded that like or directly competitive goods to the exemption 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.

I made a recommendation to the Minister that they not exempt the exemption goods from the duties because the available information and evidence does not provide a sufficient basis for the Minister to be satisfied under sections 8(7)(a) and 10(8)(a) of the Dumping Duty Act.

The Minister has accepted my recommendation and has not exempted the exemption goods the subject of the inquiry from the duties.

*Exemption Inquiry Report No. EX0080* provides details of the findings of this exemption inquiry and is available on the commission website.

The decision to not grant the exemption does not prevent further applications for exemption from the duties being considered. Parties can apply for an exemption where they believe their goods satisfy any of the conditions for exemption detailed in sections 8(7) and 10(8) of the Dumping Duty Act. Further information on the application process can be found on the commission's website.

### **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 [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au).

Dr Bradley Armstrong PSM  
Commissioner  
Anti-Dumping Commission

9 December 2022