



# **ANTI-DUMPING NOTICE NO. 2021/142**

## **Hollow Structural Sections**

**Exported to Australia from the People's Republic of China,  
the Republic of Korea, Malaysia and Taiwan**

### **Initiation of Exemption Inquiry No EX0087**

*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 the subject of anti-dumping measures applying to hollow structural sections (HSS) exported to Australia from the People's Republic of China (China), the Republic of Korea (ROK), Malaysia and Taiwan.

The exemption category being sought is under sections 8(7) and 10(8) of the *Customs Tariff (Anti-Dumping) Act 1975* (Cth) (Dumping Duty Act). Under these sections the Minister for Industry, Energy and Emissions Reduction (Minister) may exempt goods from dumping and 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 Anti-Dumping Measures**

The timeline of anti-dumping measures applying to hollow structural sections for the subject countries is outlined below:

<b>Notice</b>	<b>Date</b>	<b>Effect</b>
Australian Customs Dumping Notice 2012/31	3 July 2012	Anti-dumping measures in the form of interim dumping duties (IDD) were imposed on HSS exported from the China, ROK, Malaysia and Taiwan.  Anti-dumping measures in the form of interim countervailing duties (ICD) were also imposed on HSS exported from China, except for exports by Huludao City

		Steel Pipe Industrial Co. Ltd and Qingdao Xiangxing Steel Pipe Co. Ltd.
Anti-Dumping Notice 2016/24	18 March 2016	Additional tariff sub-headings were included following an anti-circumvention inquiry of the anti-dumping measures.
Anti-Dumping Notice 2018/74	6 June 2018	Anti-dumping measures in the form of IDD were varied following a review of measures on HSS exported from the China, ROK, Malaysia and Taiwan. Anti-dumping measures in the form of ICD were also varied on HSS exported from China. Huludao City Steel Pipe and Dalian Steelforce Hi-Tech are exempt from ICD.
Anti-Dumping Notice 2021/011	12 March 2021	Anti-dumping measures were varied following a review of measures on HSS from China, ROK, Malaysia, and Taiwan

Table 1 - History of anti-dumping and countervailing measures for the subject countries

The interim dumping duties apply to all exporters of HSS from China, Malaysia and Taiwan. Interim dumping duties apply to all exporters of HSS from ROK except Kukje Steel Co Ltd. Interim countervailing duties apply 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.

### **The Exemption Goods**

The applicant described the goods the subject of the exemption inquiry (the exemption goods) as curtain rods with:

- 25mm outside diameter in 0.5mm gauge/wall thickness in both powder-coated (White/Ivory/Black) and electroplated (Brushed Chrome).
- 32mm outside diameter in 0.7mm gauge/wall thickness in electroplated finish (Brushed Chrome).

The curtain rods come in lengths 2.0m and 3.0m, and are individually heat/shrink wrapped and labelled. The curtain rods are made of A class hot-rolled strip metal comprising of 0.12% carbon and are made using a roll forming process and a longitudinal welding technique.

The exemption goods are classified to the tariff subheading 7306.30.00 (statistical code 30) of Schedule 3 to the *Customs Tariff Act 1995* (Cth).

The exemption inquiry will examine whether the exemption goods satisfy the conditions of sections 8(7) and 10(8) of the Dumping Duty Act.

## **The Current Inquiry**

An application for exemption has been made to the Minister by Pillar Products Pty Ltd.

After making inquiries of the Australian industry producing hollow structural sections and other interested parties, I will recommend to the Minister whether to exempt the exemption goods from the anti-dumping measures.

## **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. 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](http://www.adcommission.gov.au).

## **Lodgment of Submissions**

I invite interested parties to lodge written submissions concerning this inquiry via email to [investigations@adcommission.gov.au](mailto:investigations@adcommission.gov.au) no later than 21 days after the publication of this notice. Alternatively, submissions can be addressed to:

The Director  
Investigations  
Anti-Dumping Commission  
GPO Box 2013  
Canberra ACT 2601

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:

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

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 recommendation to the Minister.

**Anti-Dumping Commission contact**

Enquiries about this notice may be directed to the Case Manager on telephone number +61 03 8539 2474 or email [investigations@adcommission.gov.au](mailto:investigations@adcommission.gov.au).

Dr Bradley Armstrong PSM  
Commissioner  
Anti-Dumping Commission

18 November 2021