



3 November 2021

Dr Bradley Armstrong PSM
Commissioner
Anti-Dumping Commission
GPO Box 1632
Melbourne VIC 3001



By email: clientsupport@adcommission.gov.au

Dear Commissioner of the Anti-Dumping Commission

Application seeking an exemption from anti-dumping and countervailing measures

K&R Ladle Co Pty Ltd seeks an exemption from anti-dumping and countervailing measures that apply to precision pipe exported from the People's Republic of China.

Our details are as follows:

Applicant:
K&R Ladle Co Pty Ltd
46-48 Loftus St,
Riverstone, NSW, 2765

Contact person:



Applicant's interest as an affected party:

K&R Ladle is an SME manufacturer that imports specifically designed copper coated steel thermic lance tubes which are used in the production of a 4,000 degree thermic lance cutting device. K&R Ladle have been importing these goods for approximately 18 years with the use of a tariff concession. The specific tubes cannot be produced in Australia as there is no specific manufacturing equipment in Australia available to produce them.

Details of other parties likely to have an interest in this exemption application and their interests in this application:

Orrcon Manufacturing Pty Ltd (Orrcon), a wholly owned subsidiary of BlueScope Steel Limited is the sole Australian producer of precision pipe and tube products.

Orrcon Manufacturing Pty Ltd
Five Islands Rd, Port Kembla, NSW, 2500

Grounds on which we are seeking the exemption:

Ground Two – a Tariff Concession Order (TCO) under part XVA of the Customs Act 1901 in respect of the goods is in force.

TCO Number 0303383 (tariff classification 7306.30.00) has been operative since 31 March 2003.

Evidence that all known Australian producers have been contacted in writing:

Orrcon has been contacted and have confirmed that they are unable to produce.

See attached [Confidential Attachment 1](#).

Details of the anti-dumping and countervailing measures applying to the goods:

The goods subject to measures are:

Certain electric resistance welded pipe and tube made of carbon steel, whether or not including alloys, comprising circular, rectangular and square hollow sections in metallic coated and non-metallic coated finishes. Metallic finish types for the goods include galvanised and aluminised. Non-metallic finishes include hot-rolled and cold-rolled.

Sizes:

- Circular products - equal to or less than 21 millimetres ("mm") in outside diameter. Also included are air heater tubes to Australian Standard (AS) 2556, up to and including 101.6 mm outside diameter.
- Rectangular and square products - with a nominal thickness of less than 1.6 mm (being a perimeter up to and including 260 mm).

Included within the goods are end-configurations such as plain, square-faced and other (e.g. threaded, swaged and shouldered). The goods include all electric resistance welded pipe and tube made of steel meeting the above description of the goods (and inclusions), including whether the pipe or tube meets a specific structural standard or is used in structural applications.

Tariff classifications of the goods subject to measures:

- 7306.30.00 statistical code 30
- 7306.50.00 statistical code 45
- 7306.61.00 statistical code 21

Countries subject to measures:

- China and Korea

Detailed statement setting out reasons for seeking an exemption:

This exemption application is for the goods covered by TCO 0303383:

TUBES, WELDED, non alloy steel, being EITHER of the following:

- (a) single wall resistance welded to specification SAE J526, having ALL of the following:
- (i) carbon content NOT greater than 0.13%;
 - (ii) outside diameter NOT greater than 11.50 mm;
 - (iii) wall thickness NOT less than 0.5 mm and NOT greater than 1.0 mm;
- (b) double wall copper brazed to specification SAE J527, having ALL of the following:
- (i) carbon content NOT greater than 0.13%;
 - (ii) outside diameter NOT greater than 13 mm;
 - (iii) wall thickness NOT less than 0.5 mm and NOT greater than 1.0 mm.

The existence of this tariff concession since 2003 attests to the fact that no local manufacturer produces substitutable goods.

Regards

