



ANTI-DUMPING NOTICE NO 2022/071

Precision Pipe and Tube Steel

Exported to Australia from the People's Republic of China

and the Republic of Korea

Findings of an Exemption Inquiry No EX0090

Customs Tariff (Anti-Dumping) Act 1975

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission have completed exemption inquiry EX0090. This inquiry is about precision pipe and tube steel (the goods) exported to Australia from the People's Republic of China (China) and the Republic of Korea (ROK) subject to anti-dumping measures.

The exemptions were sought under sections 8(7)(b) and 10(8)(aa) 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 a Tariff Concession Order under Part XVA of the Customs Act 1901 in respect of the goods is in force.'

The anti-dumping measures

Anti-dumping measures, in the form of a dumping duty notice and a countervailing duty notice, were imposed on the goods by public notice on 29 September 2021. This followed the then Acting Minister for Industry, Science and Technology's consideration of *Anti-Dumping Commission Report No 550*. The dumping duty notice applies to the goods exported from China and ROK and the countervailing duty notice applies to the goods exported from China. Further details about the anti-dumping measures and the duties is available on the Anti-Dumping Commission (the commission) website: www.adcommission.gov.au.

The goods subject to measures may be classified under the following subheadings in Schedule 3 of the *Customs Tariff Act 1995*:

Tariff Subheading	Statistical Code	Description
7306		OTHER TUBES, PIPES AND HOLLOW PROFILES (FOR EXAMPLE, OPEN SEAM OR WELDED, RIVETED OR SIMILARLY CLOSED), OF IRON OR STEEL:
7306.30.00		Other, welded, of circular cross-section, of iron or non-alloy steel:
	30	Not exceeding 21 mm external diameter
7306.50.00		
	45	<i>Other, welded, of circular cross-section, of other alloy steel</i>
7306.6		Other, welded, of non-circular cross-section
7306.61.00		<i>Of square or rectangular cross-section, of iron or non-alloy steel, not exceeding 279.4 mm perimeter:</i>
	21	Wall thickness not exceeding 2 mm

Table 1: General tariff classification for the goods

The exemption goods

The goods subject to the application for exemption (the exemption goods) are:

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 inquiry

An application was lodged by K&R Ladle Co Pty Ltd (the applicant). After examining the application, I initiated an exemption inquiry.

I made a recommendation to the Minister that he exempt the exemption goods from the duties in accordance with sections 8(7)(b) and 10(8)(aa) of the Dumping Duty Act. The reasons for my recommendation are set out in *Exemption Inquiry Report No 0090* (REP EX0090).

The Minister has accepted my recommendation and has exempted the exemption goods from the duties through *Ministerial Exemption Instrument No 3 of 2022*. The exemption operates retrospectively and takes effect from 4 November 2021. A copy of REP EX0090 and the exemption instrument is available on the commission website.

Further information

Importers who believe that their goods are exempted from the duties in accordance with the instrument should select the exemption category 'GOODS' when they enter the goods for home consumption via the Integrated Cargo System. No interim dumping or interim countervailing duties will be applied to the shipment.

Parties seeking a refund of the duties already paid should contact the commission's client support team on 13 28 46 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 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 at the commission website at: <http://www.adcommission.gov.au/system/csi/exemption/how-to-apply.asp>

The exemption granted as a result of this inquiry 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.

Dr Bradley Armstrong PSM
Commissioner
Anti-Dumping Commission

9 September 2022