



ANTI-DUMPING NOTICE NO. 2022/065

Hollow Structural Sections

Exported to Australia from People's Republic of China, the

Republic of Korea, Malaysia and Taiwan

Initiation of Exemption Inquiry EX0093

Customs Tariff (Anti-Dumping) Act 1975

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, have initiated an exemption inquiry. This relates to certain goods the subject of anti-dumping measures applying to hollow structural sections (HSS) exported to Australia from People's Republic of China (China), the Republic of Korea (ROK), Malaysia and Taiwan.

The exemption category being sought is under sections 8(7)(a) and 10(8)(a) of the Customs Tariff (Anti-Dumping) Act 1975 (Cth) (Dumping Duty Act). Under these sections the Minister for Industry and Science (the Minister) may exempt goods from interim dumping and dumping duties and interim countervailing duties 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.'

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

The 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*. 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 and Hi-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 goods the subject of the exemption inquiry are certain hollow structural sections (the exemption goods). The exemption goods are as follows:

Electric resistance welded pipe made of carbon steel, comprising circular and hollow sections normally referred to as CHS (circular hollow sections), RHS (square or rectangular) and trapezoidal hollow sections comprising ALL of the following:

- a) an air-blown hot-dipped galvanised finish;
- b) a zinc coating mass of 200-300g/m²

The Current Inquiry

On 29 June 2022, Kasia Nominees Pty Ltd trading as DE Engineers (DE Engineers) wrote to the commission requesting the Minister grant an exemption. After making inquiries of the Australian industry producing hollow structural sections and other interested parties, I will recommend to the Minister whether the goods should be exempted 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.

Lodgment of Submissions

I invite interested parties to lodge written submissions concerning this inquiry via email to 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 3 8539 2550 or email investigations@adcommission.gov.au.

Dr Bradley Armstrong PSM
Commissioner
Anti-Dumping Commission

19 July 2022