



ADRP Conference Summary

2018/82 Steel Rod in Coils Exported from the Republic of Indonesia, the Republic of Korea and the Socialist Republic of Vietnam - Review of Termination Decision

Panel Member	Jaclyne Fisher (Panel Member)
Review type	Review of Commissioner's decision
Date	9 May 2018
Participants	[REDACTED] Rhys Piper from the Anti-Dumping Commission (ADC)
Time opened	10.00 AEST
Time closed	10.20 AEST

Purpose

The purpose of the conference is to obtain further information in relation to the application before the Anti-Dumping Review Panel (Review Panel) in relation to steel rod in coils (RIC) exported from the Republic of Indonesia, the Republic of Korea and the Socialist Republic of Vietnam for a review of the termination decision (reviewable decision).

The conference is held pursuant to s.269ZZRA of the Act as it is a review of a Commissioner's decision.

In the course of the conference, I may ask parties to clarify an argument, claim or specific detail contained in the OneSteel application. The conference is not a formal hearing of the review, and is not an opportunity for parties to argue their case before me.

I have only had regard to information provided at this conference as it relates to relevant information (within the meaning of section 269ZZK(6) of the *Customs Act 1901*). Any conclusions reached at this conference are based on that relevant information. Information that relates to some new argument not previously put in the application is not something that the Review Panel has regard to, and is therefore not reflected in this conference summary.



Discussion

The specific information that the Review Panel sought in this conference was in relation to ground two of the OneSteel review application. Following the conference held on 1 May 2018, with OneSteel, the Anti-Dumping Commission wished to clarify an aspect of this particular ground.

The Anti-Dumping Commission advised that it had checked SEF 416 and Termination Report 416 and found that it had referred to its calculation of working out whether dumping has occurred, as provided in s.269TACB(2) of the *Customs Act 1901* (the Act), as being undertaken under s.269TACB(2)(aa) for Vietnam. The Anti-Dumping Commission checked its calculations contained in its spreadsheets for Vietnam and found that this is incorrect. The dumping margin calculation had been undertaken in accordance with s.269TACB(2)(a) and the references in the above-mentioned reports is incorrect. It was noted that this would be apparent when the Review Panel receives the confidential information in relation to Vietnam.

OneSteel noted the clarification of the Anti-Dumping Commission on this ground.

The Panel Member advised that as access is not given to the information referred to by the Anti-Dumping Commission until initiation of a review, it is not possible to confirm this at this point of time. On this basis, it would appear appropriate to consider this ground and clarify the dumping margin calculation in the body of the report.

The Panel Member advised that this matter would be progressed shortly.

The Panel Member advised that a draft of the summary would be provided to participants to confirm accuracy.¹

Jaclyne Fisher
Anti-Dumping Review Panel Member
9 May 2018

¹ Both the Anti-Dumping Commission and OneSteel confirmed the accuracy of this summary.