



Australian Government
Anti-Dumping Review Panel

Customs Act 1901

Notice under section 269ZZI

**Zinc Coated (Galvanised) Steel exported from the People's Republic of China,
the Republic of Korea and Taiwan**

The Anti-Dumping Review Panel (ADRP) received applications for review of a decision by the former Assistant Minister for Science, Jobs and Innovation (Assistant Minister) to make a determination under s 269ZH(1)(b) to secure the continuation of the anti-dumping measures applying to zinc coated (galvanised) steel exported to Australia from the People's Republic of China, the Republic of Korea and Taiwan (Reviewable Decision). The applications were received from:

- CITIC Australia Steel Products Pty Ltd (CITIC); and
- Dongbu Steel Co., Ltd (Dongbu).

The Assistant Minister's decision was published on the Anti-Dumping Commission (ADC) website on 17 July 2018 ([ADN 2018/96](#)).

The ADRP is satisfied that the following grounds advanced by CITIC are reasonable grounds for the Reviewable Decision not being the correct or preferable decision:

- (a) The Anti-Dumping Commissioner and the Assistant Minister failed to follow a mandatory procedure in that the Commissioner published a Statement of Essential Facts without considering all submissions (in particular CITIC's submissions of December 2017) as required under section 269ZHE(2) and each failed to redress that error in an appropriate manner;
- (b) The Anti-Dumping Commission failed to call for Bluescope Steel Limited to provide non-confidential summaries of the material it had submitted;
- (c) Report Nos. 449 and 450 (Report) and the Reviewable Decision failed to provide any reasoning for rejecting all aspects of CITIC's submission dated 20 May 2018;
- (d) The Report fails to address each element required under s 269ZHF;
- (e) The Report failed to include adequate reasoning for each of the conclusions sought to be drawn and those conclusions were wrong; and
- (f) The Report failed to address injury factors other than dumping.

The ADRP is satisfied that the ground advanced by Dongbu, namely that the decision to continue the measures against Dongbu was not based on positive evidence and was not supported by the evidence, is a reasonable ground for the Reviewable Decision not being the correct or preferable decision in relation to Dongbu.

The goods to which the Reviewable Decision relates are:

flat rolled products of iron and non-alloy steel of a width less than 600mm and, equal to or greater than 600mm, plated or coated with zinc;

and

flat rolled iron or steel products containing alloys of a width less than 600mm and, equal to or greater than 600mm, plated or coated with zinc exported from:

- *China by Angang Steel Co., Ltd or Benxi Iron and Steel (Group) International Economic & Trading Co.; or*
- *Taiwan by Yieh Phui Enterprise Co., Ltd”*

The ADRP proposes to conduct a review of the decision in respect of the grounds set out above.

Submissions

Interested parties have **30 days** from the date this notice is published to provide the ADRP with a submission. If your submission contains confidential information, you must provide a public version that can be published on the ADRP website. Failure to do so will result in your submission not being considered.

You may either email your submission to ADRP@industry.gov.au or mail the submission to –

Anti-Dumping Review Panel Secretariat
GPO Box 2013
Canberra City ACT 2601

Persons wishing to make further inquiries about this review should telephone (02) 6276 1781. Copies of the applications for review, which set out the grounds for seeking review in full, and other documents are available on the public record of the review at www.adreviewpanel.gov.au

The reports of the original investigation are available on the ADC website at www.adcommission.gov.au

Scott Ellis
Panel Member
Anti-Dumping Review Panel
31 August 2018