



# ADRP Conference Summary

## ADRP Reviews 120 and 121 – Hot Rolled Structural Steel Sections (HRSS) exported from Japan, the Republic of Korea, Taiwan (except by Feng Hsin Steel Co Ltd) and the Kingdom of Thailand

Panel Member	Jaclyne Fisher
Review type	Reviews of Minister's Decisions
Date	18 February 2020
Participants	Justin Wickes, Jasna Halilovic and Jessie Wai representing the Anti-Dumping Commission (ADC)
Time opened	01.20 pm AEDT
Time closed	01.35 pm AEDT

### Purpose

The purpose of this conference was to obtain further information in relation to the reviews before the Anti-Dumping Review Panel (Review Panel) in relation to HRSS exported from Japan, the Republic of Korea (Korea), Taiwan and the Kingdom of Thailand (Thailand). The applications relate to a review pursuant to s.269ZDB(1) (review of measures) and another pursuant to s.269ZHG(1) (continuation inquiry) of the *Customs Act 1901* (the Act).

The conference was held pursuant to section 269ZZHA of the Act.

In the course of the conference, I may have asked parties to clarify an argument, claim or specific detail contained in the party's application or submission. The conference was not a formal hearing of the review, and was 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 Act). Any conclusions reached at this conference are based on that relevant information. Information that relates to some new argument not previously put in an application or submission is not something that the Review Panel has regard to, and is therefore not reflected in this conference summary.

At the time of the conference, I advised the participants:



**Australian Government**  
**Anti-Dumping Review Panel**

- That the conference was being recorded and transcribed by Express Virtual Meetings Pty Ltd, and that the recording would capture everything said during the conference.
- That the conference was being recorded for the Review Panel to have regard to when preparing a conference summary. The conference summary (non-confidential version) would then be published on the Review Panel's website.
- Any confidential information discussed during the conference would be redacted from the conference summary prior to publication.

Prior to the conference, participants were provided with a copy of the Review Panel's Privacy Statement. The Privacy Statement outlines who the conference recording and transcript may be disclosed to. The Privacy Statement is available on the Review Panel's website [here](#). The participants indicated that they understood the Privacy Statement and consented to:

- The recording of this conference; and
- The recording being dealt with as set out in the Privacy Statement.

## Discussion

The Review Panel Member advised that the reviewable decision relates to the decisions of the Minister to vary the 'variable factors' for a number of exporters following a review of measures, and to continue the anti-dumping measures for exports from Japan, Korea, Taiwan (except for Feng Hsin Steel Co and Tung Ho Steel Enterprise Corp) following a continuation review. The specific information that the Review Panel sought in this conference was in reference to the material injury analysis and a comment relating to variable factors in Report 505 as follows:

- (1) The ADC has undertaken analysis of price undercutting for particular exporters as identified in the confidential attachment titled 'Continuation 505 – all country price undercutting', could the ADC advise whether it would be possible to provide a summary graph of the price undercutting incorporating each of the export countries together with the Australian industry.

*The ADC advised that it had undertaken this analysis at a country level but should be able to consolidate this information into one graph for the Review Panel.*



**Australian Government**

**Anti-Dumping Review Panel**

(2) In REP 505 (page 56) the ADC indicated that it had considered the issue of applying variable factors determined for other exporters with negative dumping margins in the imposition of measures. Could the ADC provide further information on what is meant by this comment?

*The ADC advised that Siam (in its submission dated 2 September 2019) had proposed that the Non-Injurious Price (NIP) be based on the non-dumped export prices of the two Taiwanese exporters found to have negative dumping margins. The ADC did not consider it appropriate to base Siam's NIP on other exporter's variable factors.*

The Review Panel advised that a draft of the conference summary would be provided to participants within one working day in order to ensure that it is an accurate reflection of the conference and for identification of any confidential information for redaction. It would be appreciated if participant's responses could be provided within two working days.

The Review Panel requested that the ADC provide the following information following the conference:

- A graph with the price undercutting analysis consolidated for all export countries and the Australian industry prices, based on the information from its earlier analysis on an individual country basis (supplied to the ADRP Secretariat subsequent to the meeting).