



ADRP Conference Summary

Review No. 127- Steel Reinforcing Bar exported from the Kingdom of Thailand

Panel Member	Jaclyne Fisher
Review type	Review of Minister's decision
Date	18 September 2020
Participants	Justin Wickes – Anti-Dumping Commission Trent Macri – Anti-Dumping Commission
Time opened	1:00 pm AEST
Time closed	1.45 pm AEST

Purpose

The purpose of this conference was to obtain further information in relation to the review before the Anti-Dumping Review Panel (Review Panel) in relation to steel reinforcing bar (Rebar) exported from the Kingdom of Thailand (Thailand) by Millcon Steel Public Company Limited (Millcon).

The conference was held pursuant to section 269ZZHA of the *Customs Act 1901* (the Act).

In the course of the conference, I was able to ask parties to clarify any argument, claim or specific detail contained in their 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 to the extent that it relates to relevant information within the meaning of section 269ZZK 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 may have regard to and, therefore, is not reflected in this conference summary.

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

- 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 would then be published on the Review Panel's website.



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

Discussion

The specific information that the Review Panel sought in this conference was:

1. The analysis contained in Report 518 Confidential Attachment One (low volume analysis) provided confidential information relating to the export volumes by Millcon as well as the volumes of exports in total from Thailand. Could the ADC confirm the volumes by Millcon and other exporters separately as there appears to be inconsistencies in the volumes used in certain spreadsheets?

The ADC provided confidential spreadsheet titled 'ABF data analysis' used in the preparation of Report 518 Confidential Attachment One.

The ADC advised that in one tab, the export volumes (and quarterly averages) reflected all exports from Thailand in the period of the review (POR), whereas there was another tab which separately identified the Millcon exports. During this process, the ADC identified an error in the quarterly average export volumes for Millcon in the relevant pivot table. This was corrected and the quarterly export volumes [REDACTED] from [REDACTED] MT to [REDACTED] MT (Confidential export volumes). The ADC recalculated the change in quarterly export volumes from Millcon from [REDACTED]% (as shown in Report 518 Confidential Attachment One) to [REDACTED]%. The ADC indicated this remained [REDACTED] in quarterly average exports volumes from all other sources during the same period.

The ADC provided an additional confidential spreadsheet titled 'Secondary Analysis 3.0' (patterns of trade tab), which included the individual export volumes for the other Thai exporters (BBV and others). For [REDACTED] exporters, there had been no exports during the original



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investigation period, but low volumes exported during the POR ([REDACTED] [REDACTED]). In relation to the other exporter, BBV, it had exported a quarterly average of [REDACTED] MT during the original investigation and intervening period and a quarterly average of [REDACTED] MT in the POR.

2. The pivot table shown in confidential spreadsheet 'ABF data analysis' patterns of trade tab, shows the [REDACTED] [REDACTED] (confidential sales and import information) from during the POR as referred to in Report 518 Confidential Attachment One. Could the ADC expand this table to show all the export volumes to Australia (by source country and separating countries subject to measures and countries not subject to measures) and provide a graph showing this from the original investigation period through to the period of review.

The ADC noted that s269TAB(2A)(b)(ii) of the Act required the consideration of 'patterns of trade of like goods' which included all exports not only those of countries subject to measures.

In the confidential spreadsheet titled 'Secondary Analysis', the ADC noted that Tab 3 included all the export information relating to the POR. The ADC also advised that certain countries subject to an Anti-Dumping Notice, excluded particular exporters. In these cases, such volumes were included in the countries not subject to measures.

This revealed that during the POR, countries and exporters subject to measures made up approximately [REDACTED]% of the volume of imports and countries and exporters not subject to measures the remaining [REDACTED]%. Of the countries not subject to measures, [REDACTED] of these countries comprised nearly [REDACTED]% of the volume. The Review Panel observed that of the countries subject to the measures imposed as a result of REP 418 (the investigation covering exports from Thailand) there had been [REDACTED] decreases in volumes of exports from all sources including Thailand between the original investigation period and the POR.

3. Could the ADC confirm that the export price in the original decision (REP 418) was [REDACTED] per tonne and is [REDACTED] per tonne in the Review?

The ADC confirmed that these are the relevant export prices for Millcon for the two periods.

4. In Report 518 Confidential Attachment 1, there was reference to price analysis in Figure 4. This information relates to [REDACTED]



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██████████ (Confidential import and sales information). Could the ADC expand this price analysis to include Thailand (Millcon) weighted average FOB prices, BBV weighted average FOB prices and also the weighted average FOB prices from other sources (larger volumes), both countries subject to measures and those not subject to measures? The applicant has referred to the pricing of competitors from other countries as a factor affecting the patterns of trade.

The ADC indicated it would be able to prepare this information and supply to the Review Panel.

I requested that the ADC provide the following information following the conference:

- FOB pricing analysis over the POR for Millcon, BBV and both countries subject to measures and not subject to measures.

The ADC supplied the updated confidential spreadsheet detailing this information on the 29 September 2020.