



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

*Customs Act 1901*

Notice under section 269ZZI

**Precision Pipe and Tube Steel exported from the People's Republic of China  
and the Socialist Republic of Vietnam**

The Anti-Dumping Review Panel (Review Panel) received an application from Orrcon Manufacturing Pty Ltd (Orrcon) seeking a review of a decision by the then Acting Minister for Industry, Science and Technology to publish a countervailing duty notice under section 269TJ(1) and (2) of the *Customs Act 1901* (the Act) in respect of Precision Pipe and Tube Steel exported from the People's Republic of China and the Socialist Republic of Vietnam (the Reviewable Decision).

The Reviewable Decision was published on the Anti-Dumping Commission (ADC) website on 28 September 2021 (ADN 2021/110).

The Review Panel is satisfied that the following is a reasonable ground for the Reviewable Decision not being the correct or preferable decision:

- 1) The decision by the Minister to accept the Commissioner's recommendation that the determination of a Chinese exporter countervailable subsidy under Program 20 - Hot rolled steel provided by government at less than fair market value ("Program 20") using the Chinese domestic steel market as the prevailing market benchmark was not the correct or preferable decision. The Minister did not have sufficient regard to the prevailing market conditions for Hot Rolled Coil ("HRC") steel in China, and did not consider that the extent and degree of the Government of China's influence in the Chinese HRC market significantly distorted all Chinese HRC prices, not just the prices of HRC supplied by State Invested/State Owned Enterprises.

The Review Panel proposes to conduct a review of the Reviewable Decision in relation to the above ground.

The goods to which the application relates is:

*Certain electric resistance welded pipe and tube made of carbon steel, whether or not including alloys, comprising circular, rectangular and square hollow sections in metallic coated and non-metallic coated finishes. Metallic finish types for the goods include galvanised and aluminised. Non-metallic finishes include hot-rolled and cold-rolled.*

*Sizes of the goods are, for circular products, those equal to or less than 21 millimetres ("mm") in outside diameter. Also included are air heater tubes to Australian Standard (AS) 2556, up to and including 101.6 mm outside diameter. For rectangular and square products, those with a nominal thickness of less than 1.6 mm (being a perimeter up to and including 260 mm).*

**NON-CONFIDENTIAL**

*Included within the goods are end-configurations such as plain, square-faced and other (e.g. threaded, swaged and shouldered).*

*The goods include all electric resistance welded pipe and tube made of steel meeting the above description of the goods (and inclusions), including whether the pipe or tube meets a specific structural standard or is used in structural applications.*

*Oval and other shaped hollow sections which are not circular, rectangular or square, are excluded from the goods.*

### Submissions

Interested parties have **30 days** from the date on which this notice is published to provide the Review Panel with a submission. Your submission should indicate your eligibility to make a submission as either an interested party to the Reviewable Decision or as one of the specified entities under section 269ZZJ of the Act.

If your submission contains confidential information, you must provide a public version that can be published on the Review Panel website. Failure to do so will result in your submission not being considered.

You may either email your submission to [ADRP@industry.gov.au](mailto: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](http://www.adreviewpanel.gov.au)

The reports of the original investigation are available on the ADC website at [www.adcommission.gov.au](http://www.adcommission.gov.au)

Paul O'Connor  
Panel Member  
Anti-Dumping Review Panel  
10 November 2021

**NON-CONFIDENTIAL**