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Ref : GCOR-ACLE-Misc-01

07 September 2026,

PUBLIC RECORD / NON-CONFIDENTIAL SUBMISSION

To: ADRP@industry.gov.au

From: ACLE Services Pty Ltd

Subject: Submission — Review 2026/182 (Inquiry No. 685 / Anti-Dumping Notice No. 2026/064 – Hollow Structural Sections)

Anti-Dumping Review Panel
GPO Box 1632
Canberra ACT 2601

By email: ADRP@industry.gov.au

Re: Submission in relation to Review 2026/182 — Reviewable Decision published as Anti-Dumping Notice No. 2026/064 (5 June 2026)

Dear Panel Members,

1. Introduction and interest in the matter

ACLE Services Pty Ltd ("ACLE") is an engineering, procurement and construction (EPC) contractor engaged in the delivery of utility-scale renewable energy projects in Australia, including multiple projects affected by the Reviewable Decision.

ACLE is the importer and end-user, through its supply arrangements with NEXTracker/NextPower, of torque tubes classified to tariff subheading 7308.90.00 (statistical code 65). These torque tubes are incorporated into single-axis tracking systems and used in the construction of the affected projects.

ACLE has a direct commercial interest in the outcome of this review, as the Reviewable Decision has resulted in the imposition of interim dumping and countervailing duties on torque tubes imported for these projects.

2. Practical and commercial impact of the Reviewable Decision

Since the publication of Anti-Dumping Notice No. 2026/064, ACLE has been required to pay interim dumping and countervailing duties on shipments of torque tubes imported for its projects, at the applicable "all other exporter" rate, in order to avoid delay to the importation and installation of critical-path tracker components.

Across ACLE's affected projects, the duties imposed to date, and the duties expected to arise in connection with further shipments, represent a material and unplanned cost impact of approximately AUD \$300,000 across three projects.

These costs were not reasonably foreseeable at the time the relevant supply and construction contracts were entered into and have arisen solely as a consequence of the Reviewable Decision and the resulting application of the anti-dumping and countervailing duty measures to the relevant torque tubes.

The duties also create a significant cash-flow impact for ACLE, as the duties must be paid at importation in order to obtain customs clearance and avoid port storage, demurrage and potential disruption to the delivery and installation of critical-path equipment.

The imposition of duties on torque tubes a purpose-engineered component used exclusively in solar tracking systems, rather than a general-purpose structural steel product has, in ACLE's view, a disproportionate and unintended effect on the downstream renewable energy construction sector, which relies on the timely and cost-effective importation of these components to meet project delivery schedules under fixed-price EPC contracts.

ACLE also considers that certainty and stability in the cost of renewable energy infrastructure are important to maintaining investor confidence and supporting the timely delivery of Australia's renewable energy transition. Unexpected and material regulatory cost increases on critical project components can affect project economics, procurement decisions and the commercial certainty relied upon by investors, developers, contractors and other participants in the renewable energy sector.

This is particularly relevant to utility-scale solar and battery energy storage projects, which form an important part of Australia's energy infrastructure and involve significant investment and long-term commercial commitments.

3. ACLE's position

ACLE supports the review of the Reviewable Decision and respectfully requests that the Panel consider whether the application of the Hollow Structural Sections measures to torque tubes classified under tariff subheading 7308.90.00 (statistical code 65) is appropriate, having regard to:

- a) the specialised design, engineering and end-use of torque tubes as components of single-axis solar tracking systems, which distinguishes them from conventional structural HSS products;
- b) the nature and purpose of torque tubes as purpose-engineered components forming part of solar tracking systems; and
- c) the practical and commercial consequences of the Reviewable Decision for downstream importers, EPC contractors and the broader renewable energy sector.

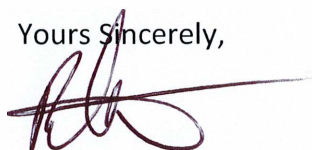
ACLE further notes that, based on the information available to it, it is not aware of any circumvention conduct by ACLE in connection with the importation of the relevant torque tubes.

ACLE respectfully requests that the Panel take into account the above matters, including the material cost and cash-flow impacts experienced by downstream users, when preparing its report and recommendation to the Minister.

This submission is the non-confidential version of ACLE's submission. ACLE is available to provide further information or documentation to assist the Panel's review and can be contacted via the undersigned.

Should you have any further queries relating to the above, please contact the undersigned.

Yours Sincerely,



Brenton Moratto

Director

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For and on behalf of ACLE Services Pty Ltd.