

29 June 2016

Ms Jaclyne Fisher
Member
Anti-Dumping Review Panel
c/o ADRP Secretariat, Legal, Audit and Assurance Branch
Department of Industry, Innovation and Science
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By email

Dear Member

Hunan Valin Xiangtan Iron & Steel Co., Ltd **ADRP review - steel reinforcing bar from China**

Dear Member

We refer to the Notice issued by the Anti-Dumping Review Panel ("the ADRP") under Section 269ZZI of the *Customs Act* 1901 ("the Act") in this matter, as published on 15 June 2016.

On behalf of our client Hunan Valin Xiangtan Iron & Steel Co., Ltd ("Hunan Valin"), we welcome the ADRP's decision to accept its application and to initiate this review.

We note the ADRP's invitation for interested parties to make submissions within 30 days after publication of the notice. Further, we note that the ADRP has not, at this stage, indicated whether any conferences would be held under Section 269ZZHA of the Act.

It is our understanding that the submissions under Section 269ZZJ and conferences held under Section 269ZZHA are the only mechanisms prescribed in the Act by which the ADRP may obtain information about the review from any parties during the review process. The only other mechanism by which the ADRP may request commentary from an external source under the Act is by way of requesting a reinvestigation by the Commissioner, under Section 269ZZL.

Further, the public record must reflect the nature and content of any communications that take place in those ways.

We respectfully submit that the procedures prescribed under the Act do not admit of any other manner of communications with any parties for the purposes of formulating your recommendations to the Minister. Further, Hunan Valin does not consent to any *ex parte* communications by the ADRP of any sort, on the basis that such communications would also breach Hunan Valin's due process rights.

Yours sincerely

Charles Zhan
Associate

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