



Customs Act 1901 – Part XVB

Anti-Dumping Notice No. 2017/68

Steel Reinforcing Bar

Exported from The People's Republic of China

**Initiation of two Reviews of Anti-Dumping Measures relating to
Jiangsu Shagang Group Co., Ltd. and
Hunan Valin Xiangtan Iron & Steel Co., Ltd.**

Notice under subsection 269ZC(4) of the Customs Act 1901

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission, have initiated two separate reviews of the anti-dumping measures applying to steel reinforcing bar (the goods) exported to Australia from the People's Republic of China (China). Each review will be limited to examining whether the variable factors relevant to the taking of the anti-dumping measures as they affect the particular applicant for the review of measures should be varied. The two applicants are Jiangsu Shagang Group Co., Ltd. (Shagang) and Hunan Valin Xiangtan Iron & Steel Co., Ltd. (Valin).

The Goods

The goods are subject to anti-dumping measures, in the form of a dumping duty notice, and are described as:

Hot-rolled deformed steel reinforcing bar whether or not in coil form, commonly identified as rebar or debar, in various diameters up to and including 50 millimetres, containing indentations, ribs, grooves or other deformations produced during the rolling process.

The goods include all steel reinforcing bar meeting the above description of the goods regardless of the particular grade or alloy content or coating.

Goods excluded are plain round bar, stainless steel and reinforcing mesh.

The goods can be classified to any of the following tariff subheadings:

- 7213.10.00, statistical code 42;
- 7214.20.00, statistical code 47;
- 7227.90.10, statistical code 69;
- 7227.90.90, statistical codes 01, 02 and 04;

- 7228.30.10, statistical code 70;
- 7228.30.90, statistical code 40; or
- 7228.60.10, statistical code 72.

Background to the measures

Since 2014, the Anti-Dumping Commission (Commission) has conducted numerous investigations, reviews and inquiries relating to steel reinforcing bar. Full details can be found on the Commission's electronic public record at www.adcommission.gov.au. The matters relevant to the applications for review are summarised below.

1 July 2015	The Commission initiated an investigation into the alleged dumping of steel reinforcing bar exported to Australia from China following an application by OneSteel Manufacturing Pty Ltd.
13 April 2016	The then Assistant Minister for Science and the Parliamentary Secretary to the Minister for Industry, Innovation and Science published a dumping duty notice applying to steel reinforcing bar exported from China – <i>Anti-Dumping Commission Report No. 300</i> refers.

The current reviews

Separate applications were lodged by Shagang (Review 411) and Valin (Review 412) under subsection 269ZA(1) of the *Customs Act 1901* (the Act) for a review of the dumping duty notice in relation to the goods exported to Australia from China by those exporters.

Particulars of the reasons for the decisions to undertake these reviews are provided in *Anti-Dumping Commission Consideration Report Nos. 411 and 412*, which have been placed on the public record.

The review period is 1 April 2016 to 31 March 2017 and covers exports of the goods to Australia from China by Shagang and Valin. The review will examine whether the variable factors relevant to the taking of the anti-dumping measures as they affect those exporters have changed.

At the conclusion of each review, I will recommend to the Assistant Minister for Industry, Innovation and Science and the Parliamentary Secretary to the Minister for Industry, Innovation and Science¹ (Parliamentary Secretary) that the dumping duty notice:

- i. remain unaltered; or
- ii. have effect as if different variable factors had been ascertained.

If an affected party considers that it can provide evidence that may satisfy me that there are reasonable grounds for determining that the dumping duty notice is no longer

¹ On 19 July 2016, the Prime Minister appointed the Parliamentary Secretary to the Minister for Industry, Innovation and Science as the Assistant Minister for Industry, Innovation and Science. For the purposes of these reviews, the Minister is the Parliamentary Secretary to the Minister for Industry, Innovation and Science.

warranted, that party may lodge an application² no later than 25 June 2017 to request that I consider that evidence to extend the reviews to include revocation.

Future Reviews

Under subsection 269ZA(2), an application for a review must not be made earlier than 12 months after the publication of the dumping duty notice or the notice declaring the outcome of the last review of the dumping duty notice. Once a notice declaring the outcome of these reviews are published (regardless of the outcome), an application for a review of measures in relation to the dumping duty notice that is the subject of these reviews cannot be made for a period of 12 months.

Public Record

A public record must be maintained for each review. The public record must contain, among other things, a copy of all submissions from interested parties.

Documents included in the public record may be examined at the Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is available at www.adcommission.gov.au

Lodgment of submissions

Interested parties, as defined by subsection 269T(1) of the Act, are invited to lodge written submissions concerning these reviews, no later than the close of business on 25 June 2017, addressed to:

The Director
Operations 2
GPO Box 1632
Melbourne VIC 3001

or email at operations2@adcommission.gov.au, or fax to +61 3 8539 2499.

Interested parties wishing to participate in these reviews must ensure that submissions are lodged promptly. Interested parties should note that I am not obliged to have regard to a submission received after the date mentioned above if to do so would, in my opinion, prevent the timely placement of the statement of essential facts (SEF) on the public record.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- (i) provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests, or
- (ii) satisfy me that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

² In accordance with section 269ZCB of the Act.

Submissions containing confidential information must be clearly marked "FOR OFFICIAL USE ONLY".

Interested parties making submissions must also provide a non-confidential version for public record (clearly marked "PUBLIC RECORD").

Statement of Essential Facts

The dates specified in this notice for lodging submissions must be observed to enable me to report to the Parliamentary Secretary within the legislative timeframe. A SEF will be placed on the public record by 6 September 2017, or by such later date as allowed in accordance with section 269ZHI of the Act. The SEF will set out the essential facts on which I propose to base my recommendations to the Parliamentary Secretary in relation to each review. Interested parties are invited to lodge submissions in response to the SEF within 20 days of the SEF being placed on the public record.

Report to the Parliamentary Secretary

Submissions received in response to the SEF will be taken into account in preparing my report and recommendations in relation to each review to the Parliamentary Secretary. Recommendations to the Parliamentary Secretary will be made in a report on or before 21 October 2017 (or such later date as allowed under section 269ZHI).

Anti-Dumping Commission contact

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 8539 2427 or email at operations2@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

19 May 2017