



**AUSTRALIAN
CUSTOMS SERVICE**

Australian Customs Dumping Notice No.2000/51

CUSTOMS ACT 1901 - PART XV B

COMMENCEMENT OF AN ACCELERATED REVIEW OF ANTI-DUMPING MEASURES APPLYING TO CERTAIN GALVANISED STEEL PIPE EXPORTED FROM THAILAND

The Australian Customs Service (Customs) has commenced an accelerated review of the dumping duty notice published in respect of galvanised steel pipe exported to Australia from Thailand. The applicant is COTCO - SV Eastern Steel Pipe Ltd (COTCO).

The goods covered by the review are hot dip galvanised, welded, circular hollow section, steel pipe in nominal sizes DN 15-100 (HDG CHS steel pipe) and are classified within sub-heading 7306.30.00 in Schedule 3 to the *Customs Tariff Act 1995*. The developing country rate of duty applicable to imports from Thailand is 4%. The following table details the statistical codes applicable to the different diameters and wall thicknesses.

Statistical code	Description
30	Not exceeding 21mm external diameter
31	Exceeding 21mm but not exceeding 60.3mm external diameter ...Wall thickness not exceeding 2.5mm
32	...Wall thickness exceeding 2.5mm but not exceeding 3.6mm
33	...Wall thickness exceeding 3.6mm
34	Exceeding 60.3mm but not exceeding 114.3mm external diameter ...Wall thickness not exceeding 3.2mm
35	...Wall thickness exceeding 3.2mm but not exceeding 4.5mm
36	...Wall thickness exceeding 4.5mm
37	Exceeding 114.3mm but not exceeding 165.1mm external diameter

Background to Measures

In 1999, after an application lodged by the Australian industry, Customs investigated the alleged dumping of HDG CHS steel pipe from Thailand. Customs completed its investigation and found that there had been dumped exports of HDG CHS steel pipe from Thailand, which caused material injury to the Australian industry.

Customs also found that future exports of HDG CHS steel pipe from Thailand may be dumped and therefore recommended to the Minister that she impose anti-dumping measures, in the form of interim dumping duty, on exports of HDG CHS steel pipe from Thailand.

The Minister accepted those recommendations and published a dumping duty notice on 17 February 2000 applicable to future exports for five years from that date. Trade Measures Report No. 11 of 29 October 1999 sets out the reasons for the Minister's decision. The interim dumping duties (expressed as a percentage of the export price) that currently apply are set out below.

Exporter	Interim dumping duty by grade of pipe			
	Extra-light	Light	Medium	Heavy
First Steel Industry Co Ltd	33%	22%	20%	-
Pacific Pipe Co Ltd	30%	24%	24%	20%
Saha Thai Steel Pipe Co Ltd	15%	6%	3%	-
Residual rate	27%	17%	14%	13%

The Current Review

Under subsection 269ZE(1) of the *Customs Act 1901* (the Act), a residual exporter can apply for an accelerated review of a dumping duty notice in so far as it affects that exporter only. COTCO is a new exporter and thus a residual exporter.

COTCO's application for accelerated review was lodged on 27 October 2000.

Under the current dumping duty notice, exports by COTCO are covered by the residual rate of interim dumping duty. COTCO claims that this rate is inappropriate. The review will examine this claim; particularly COTCO's export prices and normal values over the period 1 July 1999 to 30 September 2000.

Procedures

Interested parties in Australia should lodge submissions no later than the close of business on 8 December 2000 with:

The Director
Trade Measures, Operations 5
Australian Customs Service
Customs House
5 Constitution Avenue
CANBERRA ACT 2601

Or by fax on (02) 6275 6440.

Submissions provided in confidence must be clearly marked "confidential". In addition, two non-confidential copies of the submission must be provided.

Section 269ZJ of the Act requires that if a person claims information is confidential, or claims that publication of the information would adversely affect their business, that person:

- must provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information, or
- must satisfy the CEO of Customs that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Interested parties attention is drawn to the World Trade Organization Anti-Dumping Agreement, Article 6.5.2, which states:

If the authorities find that a request for confidentiality is not warranted and if the supplier of the information is either unwilling to make the information public or to authorise its disclosure in generalised or summary form, the authorities may disregard such information unless it can be demonstrated to their satisfaction from appropriate sources that the information is correct.

This provision is reflected in section 269ZJ of the Act.

Non-confidential submissions, and a copy of relevant correspondence between Customs and other persons, will be made available to interested parties through the public record. The public record may be examined at the above address during business hours by contacting Mr Phil Hilyard on telephone number (02) 6275 6057.

At the end of the review Customs must report to the Minister recommending whether the current dumping duty notice should remain unaltered, be altered so as not to apply to COTCO or be altered so as to apply a different rate of interim dumping duty to COTCO. Customs must complete its report by 5 February 2001.

Inquiries about the review should be directed to Justin Wickes by:

- email: justin.wickes@customs.gov.au
- phone: 02 6275 6346
- fax: 02 6275 6440

PAUL O'CONNOR
National Manager
Trade Measures

31 October 2000