



ANTI-DUMPING NOTICE NO. 2013/81

Zinc coated (galvanised) steel and Aluminium zinc coated steel Exported from the People's Republic of China by South Polar Lights Steel (Shanghai) Co., Ltd

Initiation of Accelerated Reviews

Customs Act 1901 – Part XVB

The Anti-Dumping Commissioner (the Commissioner) has commenced accelerated reviews (one for each product) of the current anti-dumping measures in respect of zinc coated (galvanised) steel and aluminium zinc coated steel exported to Australia from the People's Republic of China (China) in so far as they relate to new exporter, South Polar Lights Steel (Shanghai) Co., Ltd (SPLCO). The lodgement date of 29 September 2013 is the commencement date of the accelerated reviews.

The goods

- (i) Galvanised steel:

The goods the subject of the galvanised steel anti-dumping measures are:

“flat rolled products of iron and non-alloy steel of a width less than 600mm and equal to or greater than 600mm, plated or coated with zinc”

These goods are generically called galvanised steel (referring to zinc coated steel).

Galvanised steel is classified to tariff subheadings 7210.49.00 (statistical codes 55, 56, 57 and 58) and 7212.30.00 (statistical code 61) of Schedule 3 to the *Customs Tariff Act 1995* (Tariff Act).

- (ii) Aluminium zinc coated steel:

The goods the subject of the aluminium zinc coated steel anti-dumping measures are:

*“flat rolled products of iron and non-alloy steel of a width equal to or greater than 600mm, plated or coated with aluminium-zinc alloys, **not painted** whether or not including resin coating”.*

These goods are generically called aluminium zinc coated steel.

Aluminium zinc coated steel is classified to tariff subheading 7210.61.00 (statistical codes 60, 61, and 62) of Schedule 3 to the Tariff Act.

Additional information to assist in understanding the goods is included in Australian

Customs Dumping Notice 2012/62 available at www.adcommission.gov.au.

Existing measures

On 5 August 2013, following consideration of the recommendations in International Trade Remedies Branch (ITRB) Reports No. 190 (REP 190) and No. 193 (REP 193), the Attorney-General published:

- dumping duty notices applying to galvanised steel exported to Australia from China, the Republic of Korea (Korea) and Taiwan and aluminium zinc coated steel exported to Australia from China and Korea; and
- countervailing duty notices applying to galvanised steel and aluminium zinc coated steel exported to Australia from China.

Consequently, anti-dumping measures are currently in place in relation to these goods, noting that:

- certain Korean and Chinese exporters are not subject to interim dumping duty (IDD);
- certain Chinese exporters are not subject to interim countervailing duty (ICD); and
- exemptions apply to certain goods which are subject to various Tariff Concession Orders.

The current review

On 29 September 2013, SPLCO, a Chinese manufacturer of galvanised steel and aluminium zinc coated steel, lodged an application requesting accelerated reviews of the anti-dumping measures in so far as they relate to SPLCO.

Following consideration of the application, the Commissioner decided not to reject the application. Further detail on the consideration of the application is contained in the Anti-Dumping Commission's (Commission's) Consideration Report Number 227 and 228.

Having regard to the expedited nature of an accelerated review, the Commission considers that it is not the relevant mechanism to reassess certain aspects of the anti-dumping measures applying to galvanised steel and aluminium zinc coated steel. The accelerated reviews cover both anti-dumping and countervailing measures but will not:

- reassess the finding of whether or not a market situation exists such that sales in that market are not suitable for use in determining normal value as specified in REP 190, Appendix 1, section 9.3; and
- reassess the countervailable subsidies other than those already subject to the countervailing duty notice as specified in REP 193, section 9.2.

Public Record

There is no legislative requirement for the Commission to maintain a public file for accelerated reviews. However, in the interests of ensuring this process is conducted in an open and transparent manner, a public file for the accelerated reviews has been opened and is accessible at: <http://www.adcommission.gov.au>. One public file will be maintained in respect of the two accelerated reviews.

The public record will contain, among other things, a copy of the application, the Consideration Report and a copy of all submissions from interested parties (letters

and electronic mail are generally regarded as submissions if they contain information relevant to an accelerated review).

Measures

The Commissioner determined under paragraph 269ZH(b) of the *Customs Act 1901* (the Act) that securities are required and will be taken in respect of IDD and ICD that may be payable on exports of the goods by SPLCO from China, for the period of the accelerated reviews. The effective rate of duty has been determined in accordance with the combination of fixed and variable duty method.

Recent changes to legislation allow the Minister to utilise additional methods of calculating the IDD beyond the single form that was previously available in the Act. The new forms of duty are prescribed in new regulations and include:

- combination of fixed and variable duty method;
- floor price duty method;
- fixed duty method (\$X per tonne); or
- *ad valorem* duty method (i.e. a percentage of the export price).

The Commission may propose any of these methods if recommending to the Minister that different variable factors be applied to the applicant, as a result of the accelerated reviews.

Lodgement of submissions

Interested parties are invited to lodge written submissions concerning the accelerated reviews not later than **2 December 2013** with:

Director Operations 3
Anti-Dumping Commission
1010 La Trobe Street
MELBOURNE DOCKLANDS VIC 3008

or by email operations3@adcommission.gov.au, or fax number 1300 882 506 or +61 3 9244 8902 (outside Australia).

Interested parties wishing to participate in the accelerated reviews must ensure that submissions are lodged promptly. Interested parties should note that it is the Commission's practice to consider submissions made within the timeframe above, unless to do so would, in the Commissioner's opinion, prevent the timely preparation of the report to the Minister.

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:

- 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
- satisfy the Commissioner that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

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

Interested parties must lodge a non-confidential version or a summary of their

submission in accordance with the requirement above (clearly marked “PUBLIC RECORD”).

Report to the Minister

Submissions received by 2 December 2013 will be taken into account in completing the report and recommendation to the Minister. A recommendation to the Minister will be made in a report on or before 7 January 2014, unless the Commissioner terminates the accelerated reviews.

Anti-Dumping Commission contact

Enquires concerning this notice may be directed to the case management team by email to operations3@adcommission.gov.au, by telephone on (+613) 9244 8229 or by fax on 1300 882 506 or +61 2 9244 8902 (outside Australia).

Scott Wilson
Acting National Manager – Operations
Anti-Dumping Commission
23 October 2013