



## **ANTI-DUMPING NOTICE NO. 2013/78**

### **Zinc coated (galvanised) steel and Aluminium zinc coated steel**

### **Exported from the People's Republic of China**

### **Resumption of part of Investigations**

***Customs Act 1901 – Part XVB – Subsection 269ZZT(1)(b)***

#### **Purpose**

The purpose of this notice is to advise all interested parties that the countervailing investigations in relation to zinc coated (galvanised) steel and aluminium zinc coated steel exported to Australia from the People's Republic of China (China) by Angang Steel Company Limited (ANSTEEL) has resumed and to call for submissions to assist with the publication of a statement of essential facts (SEF).

#### **Background**

On 26 November 2012, the Chief Executive Officer (CEO) of the Australian Customs and Border Protection Service (ACBPS) initiated countervailing investigations in respect of galvanised steel and aluminium zinc coated steel ("the goods") following separate applications lodged by BlueScope Steel Limited (BlueScope), a manufacturer of the goods in Australia. The applications sought the publication of countervailing duty notices in respect of galvanised steel and aluminium zinc coated steel exported to Australia from China.

On 17 June 2013, the CEO of ACBPS terminated part of the investigations into the subsidisation of the goods exported to Australia from China as they related to Angang Steel Company Limited (ANSTEEL).

On 16 July 2013, BlueScope applied to the Anti-Dumping Review Panel (ADRP) requesting a review of the decisions of the CEO. On 11 September 2013, the ADRP revoked the decisions of the CEO to terminate the investigations as it related to ANSTEEL.

#### **Resumption of investigations**

Where a termination decision is revoked, the Anti-Dumping Commissioner (Commissioner) is required to resume the investigation. Therefore, the ADRP's decision to revoke the

termination decisions has the effect of resuming the investigations into the alleged subsidisation of the goods exported from China by ANSTEEL.

The ADRP's decision focussed on the following areas of the termination decisions:

- Provision of coking coal to ANSTEEL by the Government of China at less than adequate remuneration; and
- The calculation of benefits received by ANSTEEL under three government programs.

The Anti-Dumping Commission (the Commission) was established on 1 July 2013 and has responsibility for administering the anti-dumping system. As a part of the resumed investigations, the Commission will consider the issues in the ADRP's report which may involve requests for, and verification of, further information from interested parties.

Subsection 269ZZT(2) of the *Customs Act 1901* states that as soon as practicable after the reviewable decision has been revoked, an SEF must be published. Following the publication of the SEF, the normal investigation timeframes apply. Interested parties will have 20 days within which to make submissions in response to the SEF. The Commission will then have a further 25 days to provide a report to the Minister for Industry.

Although there is no legislative timeframe for when the SEF must be published, it is the Commission's intention to publish the SEF on **Tuesday 10 December 2013**. Interested parties will be advised if this timeframe is amended for any reason.

## **Submissions**

The Commission invites interested parties to provide submissions to the resumed investigations by **Monday 4 November 2013**.

Submissions should be lodged and addressed to:

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

Or by email: [operations3@adcommission.gov.au](mailto:operations3@adcommission.gov.au)

Interested parties wishing to participate in the investigations must ensure that submissions are lodged by the due date. Interested parties should note that the Commissioner is not obliged to have regard to a submission received after the date above if to do so would, in the Commissioner's opinion, prevent the timely placement of the SEF on the public record.

Interested parties may reply to matters raised by other parties during the course of the investigations and in response to the SEF.

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 the Commission 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 "In-Confidence". Interested parties must lodge a non-confidential version or a summary of their submission in accordance with the requirement above.

### **Public record**

The public record used in the original investigations (EPR 193) will be maintained for the resumed investigations. The public record contains, among other things, a copy of all submissions from interested parties. Letters and electronic mail are generally regarded as "submissions" if they contain information relevant to the inquiry.

Documents included in the public record are available at: <http://www.adcommission.gov.au/cases/default.asp>. Alternatively, the public record may be examined at the office address below during business hours by contacting the Commission on telephone number 1300 884 159 (or +61 2 6275 6066), fax number 1300 882 506 (or +61 2 6275 6888) or email [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au)

Anti-Dumping Commission  
Customs House  
1010 La Trobe Street  
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### **Anti-Dumping Commission contact**

Enquiries about this notice may be directed to the case manager on +61 3 9244 8243, or email [operations3@adcommission.gov.au](mailto:operations3@adcommission.gov.au).

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Anti-Dumping Commission  
CANBERRA ACT

4 October 2013