



ANTI-DUMPING NOTICE NO. 2014/127

Hot Rolled Structural Steel Sections

Exported from Japan, the Republic of Korea, Taiwan and the Kingdom of Thailand

Findings in relation to a dumping investigation

Customs Act 1901 – Part XVB

I, Dale Seymour, Commissioner of the Anti-Dumping Commission (“the Commission”) have completed the investigation, which commenced on 24 October 2013, into the alleged dumping of hot rolled structural steel sections (“the goods” or “HRS”), exported to Australia from Japan, the Republic of Korea, Taiwan and the Kingdom of Thailand.

The goods are classified to following tariff subheadings in Schedule 3 of the *Customs Tariff Act 1995*:

- 7216.31.00 statistical code 30;
- 7216.32.00 statistical code 31;
- 7216.33.00 statistical code 32; and
- 7216.40.00 statistical code 33.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2013/75. This ADN is available on the internet at www.adcommission.gov.au

The Commissioner reported his findings and recommendations to the Parliamentary Secretary to the Minister for Industry (the Parliamentary Secretary) in *Anti-Dumping Commission Report No. 223* (REP 223), in which it outlines the investigation carried out by the Commission and recommends the publication of a dumping duty notice in respect of the goods.

The Parliamentary Secretary has considered REP 223 and has accepted the Commissioner’s recommendations and reasons for the recommendations, including all material findings of fact or law on which the Commissioner’s recommendations were based, and particulars of the evidence relied on to support the findings.

Notice of the Parliamentary Secretary’s decision was published in *The Australian* newspaper and the *Commonwealth of Australia Gazette* on 20 November 2014.

In REP 223, it was found that:

- HRS exported to Australia was dumped with margins ranging from 2.2% to 19.48%;

- the dumped exports caused material injury to the Australian industry producing like goods; and
- continued dumping may cause further material injury to the Australian industry.

Particulars of the dumping margins established and an explanation of the methods used to compare export prices and normal values to establish the dumping margins are also set out in the table below.

Country	Manufacturer/ exporter	Dumping margin and effective rate of duty	Duty Method	Method to establish dumping margin
Japan	JFE Bars and Shapes Corporation	12.15%	Ad valorem	Weighted average export prices were compared with corresponding normal values over the investigation period in terms of s.269TACB(2)(a) of the <i>Customs Act 1901</i> .
	Uncooperative Exporters	12.23%	Ad valorem	
Korea	Hyundai Steel Company	2.52%	Ad valorem	
	Uncooperative Exporters	3.24%	Ad valorem	
Taiwan	TS Steel Co Ltd	4.68%	Ad valorem	
	Tung Ho Steel Enterprise Corporation	2.20%	Ad valorem	
	Uncooperative Exporters	7.89%	Ad valorem	
Thailand	Siam Yamato Steel Co Ltd	18.28%	Ad valorem	
	Uncooperative Exporters	19.48%	Ad valorem	

Measures apply to goods that are exported to Australia after publication of the Parliamentary Secretary's notice.

The effective rate of duty that has been determined is an amount worked out in accordance with the ad valorem duty method, as detailed in the table above. The investigation as it relates to Feng Hsin Iron and Steel Co Ltd was terminated on 31 October 2014 and no dumping duty is payable on imports to Australia manufactured by Feng Hsin Iron and Steel Co Ltd.

Affected parties should contact the Commission on 1300 884 159 or +61 2 6275 6066 (outside Australia) or at clientsupport@adcommission.gov.au for further information regarding the actual duty liability calculation in their particular circumstance.

Any dumping securities that have been taken on and from 14 March 2014 will be converted to interim dumping duty.¹ Pursuant to section 12 of the *Customs Tariff (Anti-Dumping) Act 1975* (the Dumping Duty Act), conversion of securities to interim duty will not exceed the level of security taken. Importers will be contacted by the Regional Securities Officer in their respective capital city detailing the required conversion action for each security taken.

To preserve confidentiality, the export price, normal value and non-injurious price applicable to the goods will not be published. Bona fide importers of the goods can obtain details of the rates from the Dumping Liaison Officer in their respective capital city.

¹ Within the time limitations of section 45 of the *Customs Act 1901*

Clarification about how measures securities are applied to 'goods on the water' is available in Australian Customs Dumping Notice No. 2012/34, available at the Commission's website.

Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel in accordance with the requirements in Division 9 of Part XVB of the Act within 30 days of the publication of the Parliamentary Secretary's notice.

REP 223 has been placed on the Commission's public record, which may be examined at the Commission's office by contacting the Case Manager on the details provided below. Alternatively, the public record is available online at www.adcommission.gov.au.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 9244 8270, fax number +61 3 9244 8902 or operations3@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

20 November 2014