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*Customs Act 1901 – Part XVB*

## **Anti-Dumping Notice No. 2016/87**

### **Aluminium Zinc Coated Steel**

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

### **Initiation of two Reviews of Anti-Dumping Measures relating to Jiangyin Zongcheng Steel Co., Ltd and Angang Steel Company**

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

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission have initiated two reviews of the anti-dumping measures applying to aluminium zinc coated steel (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 for a review of measures are Jiangyin Zongcheng Steel Co., Ltd (Zongcheng) and Angang Steel Company Limited (Angang).

Given that neither applicant is subject to countervailing measures on aluminium zinc coated steel, the reviews will only examine matters relevant to the dumping duty notice and will not examine matters relating to the countervailing duty notice applicable to certain exports from China.

#### **The Goods**

The goods subject to anti-dumping measures, in the form of a dumping duty notice 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.”*

Goods identified as aluminium zinc coated steel, as per the description above, are classified to tariff subheading 7210.61.00 (statistical codes 60, 61, and 62) in Schedule 3 to the *Customs Tariff Act 1995*.

Painted aluminium zinc coated steel and pre-painted aluminium zinc coated steel are not covered by the dumping duty notice.

## **Background to the measures**

On 5 August 2013, the anti-dumping measures in the form of a dumping duty notice (the original dumping duty notice) were initially imposed by the then Attorney-General in relation to aluminium zinc coated steel exported from China and the Republic of Korea (Anti-Dumping Notice No. 2013/66 refers). The original dumping duty notice did not apply to Union Steel Co., Ltd (Union Steel Korea) as the CEO of the Australian Customs and Border Protection Service had terminated the dumping investigation in respect of Union Steel Korea.

## **The current reviews**

Two separate applications have been lodged by Zongcheng and Angang under subsection 269ZA(1) of the *Customs Act 1901* (the Act) for reviews of the anti-dumping measures in relation to the goods exported to Australia by those exporters.

Particulars of the reasons for the decisions to undertake these two reviews of measures are shown in *Anti-Dumping Commission Consideration Report Nos. 367 and 372*, which has been placed on the public record.

The review period for each review is 1 July 2015 to 30 June 2016. The reviews will examine whether the variable factors relevant to the taking of the anti-dumping measures have changed.

At the conclusion of each of the two reviews, I will recommend to the Assistant Minister for Industry Innovation and Science and Parliamentary Secretary to the Minister for Industry Innovation and Science (the Parliamentary Secretary)<sup>1</sup> 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 anti-dumping measures are no longer warranted, that party may lodge an application<sup>2</sup> no later than **6 October 2016** to request that I consider that evidence to extend a review of anti-dumping measures 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 or countervailing duty notice or the notice declaring the outcome of the last review of the dumping or countervailing duty notice. Once a notice declaring the outcome of a review is 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.

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<sup>1</sup> The Minister for Industry, Innovation and Science has delegated responsibility with respect to anti-dumping matters to the Parliamentary Secretary, and accordingly, the Parliamentary Secretary is the relevant decision maker. 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.

<sup>2</sup> In accordance with section 269ZCB of the Act.

## **Public Record**

A public record must be maintained for the 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](http://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 **6 October 2016**, addressed to:

The Director  
Operations 3  
GPO Box 1632  
Melbourne VIC 3001

or email to [operations3@adcommission.gov.au](mailto:operations3@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 by the Commission 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.

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 **19 December 2016**, or by such later date as the Parliamentary Secretary may allow in accordance with section 269ZHI of the Act. The SEF will set out the essential facts on which I propose to base my recommendations in relation to each review to the Parliamentary Secretary. 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 a report and recommendations in relation to each of the reviews to the Parliamentary Secretary. Recommendations to the Parliamentary Secretary will be made in a report on or before **1 February 2017** (or such later date as the Parliamentary Secretary may allow).

## **Anti-Dumping Commission contact**

Enquiries about this notice may be directed to the Case Manager on telephone number +61 2 6213 6387 or email to [operations3@adcommission.gov.au](mailto:operations3@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission

30 August 2016