



ANTI-DUMPING NOTICE NO. 2014/42

Quenched and Tempered Steel Plate

Exported from Finland, Japan and Sweden

Preliminary Affirmative Determination and Imposition of Securities

Customs Act 1901 – Part XVB

On 8 January 2014, I, Dale Seymour, Commissioner of the Anti-Dumping Commission, initiated an investigation into the alleged dumping of Quenched and Tempered steel plate (the goods) exported to Australia from Finland, Japan and Sweden, following an application lodged by Bisalloy Steels Pty Ltd.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2014/01. This ADN is available on the internet at www.adcommission.gov.au

In accordance with paragraph 269TD(4)(a) of the *Customs Act 1901* (the Act), on 15 May 2014, a preliminary affirmative determination has been made that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from Finland, Japan and Sweden.

In reaching this preliminary decision, I am satisfied that dumped goods appear to have caused material injury to the Australian industry producing like goods.

The preliminary analysis of dumping margins is tabulated below:

Country	Exporter / Manufacturer	Dumping Margins
Finland	All Exporters	28.9%
Japan	JFE Steel Corporation	18.0%
	<i>Uncooperative exporters</i>	26.1%
Sweden	All Exporters	39.8%

Preliminary affirmative determination report no. 234 sets out the reasons for making this preliminary affirmative determination, and has been placed on the public record and may be examined at the Anti-Dumping Commission's (the Commission) office by contacting the case manager on the details provided below. Alternatively, the public record is available at www.adcommission.gov.au

At the time of making the preliminary affirmative determination, I further determined that securities should be required and taken under section 42 of the Act in respect of interim dumping duty that may become payable in respect of the goods exported from Finland, Japan and Sweden. I am satisfied that it is necessary to require and take

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securities in order to prevent material injury occurring to the Australian industry while the investigation continues.

Securities will be taken in respect of any interim dumping duty that may become payable in respect of the goods entered for home consumption on or after 19 May 2014.

The security that has been determined is an amount calculated in accordance with the ad valorem duty method for Finland and Japan and the combination of fixed and variable duty method for Sweden.

These securities will be imposed at the rate specified in the below table:

Country	Exporter / Manufacturer	Effective rate of dumping securities	Duty Method
Finland	All Exporters	15.4%	Ad valorem
Japan	JFE Steel Corporation	18.0%	Ad valorem
	<i>Uncooperative exporters</i>	26.1%	Ad valorem
Sweden	All Exporters	13.6%	Fixed and variable

Note that the level of securities imposed is different from the dumping margins found in the preliminary analysis of dumping, due to application of the lesser duty rule. Under the lesser duty rule, consideration is given to the desirability of imposing duties at less than the full dumping margins, if the lesser amount of duty is adequate to remove injury to the Australian industry.

The actual security liability may be higher than the effective rate of dumping securities due to a number of factors. Affected parties should contact the Commission by phone on 1300 884 159 or +61 2 6275 6066 (outside Australia) or at clientsupport@adcommission.gov.au for further information regarding the actual security liability calculation in their particular circumstance.

I must report to the Parliamentary Secretary to the Minister for Industry (the Parliamentary Secretary) with final recommendations in relation to this investigation on or before 10 September 2014. The Parliamentary Secretary will then decide whether to publish a dumping duty notice and, if relevant, the level of measures to be imposed.

If dumped goods give rise to retrospective notices being imposed on the goods under section 269TN of the Act, the dumping duty notice will also include the duties to be imposed retrospectively.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 9244 8229, fax number +61 3 9244 8902 or Operations3@adcommission.gov.au

Dale Seymour
Commissioner
Anti-Dumping Commission

19 May 2014