



*Customs Act 1901 – Part XVB*

## **ANTI-DUMPING NOTICE NO. 2016/93**

### **Steel rod in coils**

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

### **Findings in relation to a subsidisation investigation**

#### ***Public notice under subsection 269TL of the Customs Act 1901***

The Commissioner of the Anti-Dumping Commission (the Commissioner) has completed the investigation into the alleged subsidisation of steel rod in coils exported to Australia from the People's Republic of China (China).

The goods the subject of the investigation (the goods) are:

*Hot-rolled rods in coils of steel, whether or not containing alloys, that have maximum cross sections that are less than 14mm.*

*The goods covered by this application include all steel rods meeting the above description regardless of the particular grade or alloy content.*

*Goods excluded from this application hot-rolled deformed steel, reinforcing bar in coil form, commonly identified as rebar or debar, and stainless steel in coils.*

The goods are generally, but not exclusively, classified to the following tariff classifications in Schedule 3 of the *Customs Tariff Act 1995*:

- Tariff subheading 7213.91.00 with statistical code 44;
- Tariff subheading 7227.90.90 with statistical codes 42 (as of 1 July 2015, statistical codes 02).

These tariff classifications and statistical codes may include goods that are both subject and not subject to this investigation. The listing of these tariff classifications and statistical codes are for convenience or reference only and do not form part of the goods description.

The Commissioner reported his findings and recommendations to me in *Anti-Dumping Commission Report No. 331* (REP 331), in which he outlines the investigations carried out and recommends the publication of a notice under section 269TL of the *Customs Act 1901* (the Act). I have considered REP 331 and 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 my decision will be published on the Anti-Dumping Commission's website.

On 19 September 2016, the Commissioner terminated his subsidisation investigation into the goods exported from by Jiangsu Shagang Group Ltd (Shagang). *Termination Report No. 331* sets out the reasons for this termination. This report is available at [www.adcommission.gov.au](http://www.adcommission.gov.au).

Particulars of the subsidy programs and level of subsidisation established are set out in the following table:

Exporter	Countervailable subsidy programs*	Subsidy Margin
Hunan Valin Xiangtan Iron & Steel Co. Ltd	1, 7, 8, 9, 46, 231, 232, 233, 234, 238, 244, 245, 247, 248, 251, 252, 253, 259, 261, 262, 263, 264, 265, 266, 267, 268, and 269	26.40%
Uncooperative and All Other Exporters Uncooperative and All Other Exporters	1, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 46, 48, 56, 57, 58, 60, 62, 65, 69, 72, 73, 74, 75, 76, 78, 81, 83, 87, 89, 90, 93, 96, 97, 98, 99, 100, 101, 102, 103, 106, 112, 114, 115, 116, 119, 120, 122, 123, 124, 125, 128, 129, 130, 131, 133, 134, 138, 139, 141, 142, 143, 144, 145, 146, 147, 150, 152, 154, 155, 156, 157, 158, 160, 161, 162, 163, 164, 165, 166, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 215, 216, 217, 218, 219, 220, 221, 222, 223, 226 and 227	31.93%

\* The names and details of each of the above countervailable subsidy programs are contained within REP 331.

I, CRAIG LAUNDY, Assistant Minister for Industry, Innovation and Science and the Parliamentary Secretary to the Minister for Industry, Innovation and Science,<sup>1</sup> have considered, and accepted, the recommendations of the Commissioner, the reasons for the recommendations, the material findings of fact on which the recommendations are based and the evidence relied on to support those findings in REP 331.

I am not satisfied that because a countervailable subsidy has been received in respect of the goods, material injury to the Australian industry producing like goods has been caused or is being caused. Therefore, under subsection 269TL(1) of the Act, I have DECIDED NOT to declare that the goods and like goods be goods to which section 10 of the *Customs Tariff (Anti-Dumping) Act 1975* applies.

This decision applies in relation to all exporters of the goods and like goods from China excluding those exported by Shagang, against whom the investigation was terminated.

<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.

The consideration relevant to my inability to be satisfied that a countervailable subsidy that has been received in respect of the goods has caused or is causing material injury to the Australian industry is the inability to isolate the injury caused by subsidisation.

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 after the publication of this notice.

REP 331 and other documents included in the public record may be examined at the Anti-Dumping 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).

Enquiries about this notice may be directed to the case manager on telephone number 02 6213 7119, fax number +61 3 8539 2499 or email [Operations4@adcommission.gov.au](mailto:Operations4@adcommission.gov.au).

Dated this 18<sup>th</sup> day of October 2016



CRAIG LAUNDY  
Assistant Minister for Industry, Innovation and Science  
Parliamentary Secretary to the Minister for Industry, Innovation and Science