



Australian Government
Anti-Dumping Review Panel

Customs Act 1901

Notice under section 269ZZRC

Steel Rod in Coils exported from the Republic of Indonesia, the Republic of Korea and the Socialist Republic of Vietnam

The Anti-Dumping Review Panel (“ADRP”) has received an application from OneSteel Manufacturing Pty Ltd (“OneSteel”) dated 24 April 2018 for review of a decision by the Commissioner of the Anti-Dumping Commission (“ADC”) to terminate the investigation into the alleged dumping of Steel Rod in Coils exported from the Republic of Indonesia, the Republic of Korea and the Socialist Republic of Vietnam (“Vietnam”) (“Reviewable Decision”).

The Reviewable Decision was published on the ADC website on 26 March 2018 ([ADN 2018/53](#) refers).

The ADRP is satisfied that the following are reasonable grounds for the Reviewable Decision not being the correct or preferable decision:

1. The Commissioner should not have determined the normal value for exports from Vietnam under s.269TAC(1) as it was not authorised by the terms of s.269TAC(2)(a)(ii) as the situation in the Vietnamese market is such that sales in that market are unsuitable for determining a price under s.269TAC(1).
2. The dumping margin for Vietnam was incorrectly determined under s.269TACB(2)(aa) and should have been determined under s.269TACB(2)(a).
3. The Commissioner failed to properly assess the impact of dumped goods on the prices of the Australian industry and this failure prevented a proper calculation of the degree of injury that would have demonstrated that injury to the Australian industry caused by dumped goods was not negligible.
4. Alternatively, to the extent (if any) that the Commissioner's claim that a significant portion of injury experienced by Liberty OneSteel resulted from factors other than dumping formed part of his decision to terminate the investigation, it was not authorised by the terms of s.269TAE(2B).

The goods to which this review relates are:

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

The goods include all steel rods meeting the above description of the goods regardless of the particular grade or alloy content.

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

Persons wishing to make further inquiries about this review should telephone (02) 6276 1781. Copies of the application for review, which set out the grounds for seeking review in full, and other documents are available on the public record of the review at www.adreviewpanel.gov.au

The ADC's Termination Report 416 is available on the ADC website at www.adcommission.gov.au

Jaclyne Fisher
Panel Member
Anti-Dumping Review Panel
15 May 2018