



Australian Government

Australian Customs and
Border Protection Service

AUSTRALIAN CUSTOMS DUMPING NOTICE NO. 2010/30

TERMINATION OF INVESTIGATIONS INTO ALLEGED DUMPING AND SUBSIDISATION

CERTAIN HOLLOW STRUCTURAL SECTIONS EXPORTED FROM MALAYSIA AND THE PEOPLE'S REPUBLIC OF CHINA

CUSTOMS ACT 1901 – PART XV B

The Chief Executive Officer of the Australian Customs and Border Protection Service (CEO) has terminated the investigations into the alleged dumping of certain hollow structural sections (HSS) exported to Australia from Malaysia and the People's Republic of China (China) and the alleged subsidisation of HSS exported from China.

The investigations were initiated on 18 December 2008 following an application by OneSteel Australian Tube Mills Pty Ltd, trading as Australian Tube Mills, and Orrcon Operations Pty Ltd on behalf of the Australian industry.

The investigations concern the alleged dumping and subsidisation of electric resistance welded pipes made of carbon steel, comprising circular and non-circular hollow sections in galvanised and non-galvanised finishes, referred to as HSS (the goods). A full description of the goods was included in Australian Customs Dumping Notice 2008/45. The goods are classified to tariff subheadings 7306.30.00, 7306.61.00 and 7306.69.00 in Schedule 3 of the *Customs Tariff Act 1995*.

The delegate of the CEO is satisfied there has been, or may be, dumping of some or all of the goods the subject of the application that have been, or may be, exported to Australia from Malaysia and China, but the injury, if any, to the Australian industry, that has been, or may be, caused by that dumping is negligible. In accordance with s. 269TDA(13) of the *Customs Act 1901* (the Act), the delegate of the CEO has decided to terminate the investigations into the alleged dumping of the goods from Malaysia and China.

The CEO is also satisfied there has been, or may be, subsidisation of some or all of the goods the subject of the application that have been, or may be, exported to Australia from China, but the injury, if any, to the Australian industry, that has been, or may be, caused by that subsidisation is negligible. In accordance with s. 269TDA(14) of the Act, the delegate of the CEO has decided to terminate the investigation into the alleged subsidisation of the goods from China.

A notice of the decisions to terminate was published in *The Australian* on 26 August 2010. Termination report No. 144a, setting out the reasons for the decision to terminate, has been placed on the public record and is available from Trade Measures Office Management on telephone 02 6275 6547 or can be accessed on the electronic public record on the internet at www.customs.gov.au.

An applicant may request a review of these termination decisions by lodging an application with the Trade Measures Review Officer, in accordance with the requirements of Division 9 of Part XVB of the Act, within 30 days of the publication of the termination notice.

The Trade Measures Review Officer's details are:

Trade Measures Review Officer
3-5 National Circuit
BARTON ACT 2600
Phone: 02 6141 3390
Fax: 02 6141 3486

Enquiries concerning this notice may be directed to the case manager on telephone number 02 6275 6403, fax number 02 6275 6990 or email tmops1@customs.gov.au.

Geoff Johannes
National Manager
Trade Measures Branch
CANBERRA ACT
23 August 2010