



AUSTRALIAN CUSTOMS DUMPING NOTICE NO. 2002/61

CUSTOMS ACT 1901 - PART XV B

Galvanised steel pipe exported from Thailand

Initiation of a review of anti-dumping measures applying to Saha Thai Steel Pipe Co Ltd

The Australian Customs Service has commenced a review of the level of the anti-dumping measures on certain galvanised steel pipe exported to Australia from Thailand by the Saha Thai Steel Pipe Co Ltd.

The goods covered by the review are hot dipped galvanised circular hollow steel pipe to BS1387 standard in nominal sizes from DN15 to 100. Each nominal size of pipe can be in one of four grades: Heavy, Medium, Light and Extra Light. The pipe under review is classified within tariff classification 7306.30.00 (statistical codes 30 to 37).

A notice under subsection 269ZC(4) of the *Customs Act 1901* advising initiation of this review has been published in *The Australian* on 20 December 2002.

Background to measures

Dumping duties were imposed on imports of galvanised steel pipe from Thailand in 2000 as a result of the Minister's decision on a report by Customs into the alleged dumping of these goods (refer to Trade Measures Report No. 11 of 29 October 1999).

The current review

This review has been initiated following consideration of an application by Saha Thai Steel Pipe Co Ltd. Customs is satisfied that the application complies with s.269ZB and that there appear to be reasonable grounds in the application that one or more of the variable factors has changed since the imposition of the measures. Accordingly, this review will examine the normal values, export prices and non-injurious prices as they apply to Saha Thai Steel Pipe Co Ltd for the period from 1 January to 31 July 2002.

Procedures

Interested parties in Australia should lodge submissions no later than the close of business on 29 January 2003 with:

The Director
 Dumping Liaison Unit
 Trade Measures Branch
 Australian Customs Service
 Customs House
 5 Constitution Avenue
 CANBERRA ACT 2601

or by fax on (02) 6275 6990.

All interested parties wishing to participate in the review must ensure that their submissions are lodged promptly. The legislation confers upon Customs the power to disregard any submissions that are received after specified periods if there is insufficient time remaining for their proper consideration.

Submissions provided in confidence must be clearly marked "confidential". In addition, two non-confidential copies of the submission must be provided.

Section 269ZJ of the *Customs Act 1901* requires that if a person claims information is confidential, or claims that publication of the information would adversely affect their business, that person:

- must provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information, or
- must satisfy the CEO of Customs that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Interested parties should note Article 6.5.2 of the World Trade Organization Anti-Dumping Agreement, which states:

If the authorities find that a request for confidentiality is not warranted and if the supplier of the information is either unwilling to make the information public or to authorise its disclosure in generalised or summary form, the authorities may disregard such information unless it can be demonstrated to their satisfaction from appropriate sources that the information is correct.

This provision is reflected in s. 269ZJ of the *Customs Act 1901*.

Non-confidential submissions, and a copy of relevant correspondence between Customs and other persons, will be made available to interested parties through the public record. The public record may be examined at the above address during business hours by contacting office management on telephone number (02) 6275 6057.

A statement of essential facts, setting out the facts on which the CEO proposes to base the recommendations to the Minister, will be placed on the public record on or before 9 April 2003 (or by such later date as the Minister may allow in accordance with s. 269ZHI). Interested parties are invited to make submissions to Customs in response to that statement of essential facts within 20 days of that statement being placed on the public record. A recommendation to the Minister will be made in a final report on or

before 24 May 2003 (or by such later date as the Minister may allow in accordance with s. 269ZHI).

Inquiries about the review should be directed to Andrew Brettargh on telephone no. (02) 6275 6387 or by email at andrew.brettargh@customs.gov.au.

(Sue Pitman)
National Manager
Trade Measures
20 December 2002