

## 駐澳大利亞代表處經濟組 函

受文者：經濟部國際貿易局

發文日期：中華民國112年3月31日

發文字號：澳經發字第1120000175號

速別：最速件

密等及解密條件或保密期限：

附件：如文（澳經發1120000175\_Attach1.pdf、澳經發1120000175\_Attach2.pdf）

主旨：有關澳洲反傾銷委員會公告對自我國等進口之特定中空結構型鋼管產品豁免反傾銷稅案，請查照。

說明：

一、依據澳洲反傾銷委員會(Anti-Dumping Commission, ADC)本(112)年3月30日第2023/020號公告辦理。

二、前揭公告要點如次：

(一)澳洲自2012年7月3日對自中國、韓國、馬來西亞及我國進口之中空結構型鋼管(Hollow Structural Sections)課徵反傾銷稅，我國受影響產品稅則號列為7306.30.00、7306.61.00、7306.69.00。

(二)澳洲進口商Delta Hydraulics Pty Ltd.就本案特定產品向ADC申請展開豁免反傾銷措施調查。ADC經調查後，已向澳洲產業部長建議豁免特定規格「電阻焊接鋼管」(steel ERW pipe)之反傾銷措施，並獲部長核定同意。

(三)前揭產品豁免反傾銷稅自2022年4月6日生效。本案之調查報告(Exemption Inquiry Report No. EX0092)可自



ADC網站查詢(<https://www.adcommission.gov.au>)。

(四)進口商透過海關單一窗口(Integrated Cargo System)申報進口貨品時，應在豁免項目(exemption category)欄位勾選「貨品」(GOODS)，以豁免繳納反傾銷稅。另進口商得洽ADC要求退還已支付之反傾銷稅，電話：13-28-46或+61-2-6213-6000；電郵：

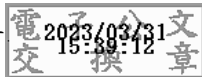
clientsupport@adcommission.gov.au。

(五)對本案相關詢問請洽ADC，電話：+61-2-6213-6000；電郵：clientsupport@adcommission.gov.au。

三、檢附ADC公告如附件，併請查參。

正本：經濟部國際貿易局

副本：經濟部國際貿易局雙邊貿易一組



裝

訂

線





## **ANTI-DUMPING NOTICE NO. 2023/020**

*Customs Act 1901 – Part XVB*

### **Hollow Structural Sections Exported to Australia from the People’s Republic of China, the Republic of Korea, Malaysia and Taiwan**

#### **Findings of Exemption Inquiry No. 0092**

I, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission, have completed exemption inquiry EX0092. This inquiry is about hollow structural sections (the goods) exported to Australia from the People’s Republic of China (China), the Republic of Korea (ROK), Malaysia and Taiwan. Exports of the goods from these countries are subject to anti-dumping measures.

The exemption was sought under sections 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act). Under these provisions the Minister for Industry and Science (the Minister) may exempt goods from interim dumping duty, dumping duty, interim countervailing duty and countervailing duty (collectively, the duties) if satisfied:

that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.

#### **The anti-dumping measures**

Anti-dumping measures, in the form of a dumping duty notice and countervailing duty notice, were initially imposed on the goods exported from China, the ROK, Malaysia and Taiwan by public notice on 3 July 2012. This followed the then Minister for Home Affairs’ consideration of *International Trade Remedies Branch Report No. 177*. The dumping duty notice applies to all exporters from China, the ROK, Malaysia and Taiwan other than Kukje Steel Co Ltd and Hi-Steel Co Ltd. The countervailing duty notice applies to all exporters from China other than Huludao City Steel Pipe Industrial Co. Ltd, Qingdao Xiangxing Steel Pipe Co and Dalian Steelforce Hi-Tech Co Ltd.

For further details as to the anti-dumping measures and the duties, refer to the Anti-Dumping Commission (the commission) website, [www.adcommission.gov.au](http://www.adcommission.gov.au).

The goods subject to measures may be classified under the following subheadings in Schedule 3 of the *Customs Tariff Act 1995*:

Tariff subheading	Statistical codes
7306.30.00	31, 32, 33, 34, 35, 36, 37
7306.61.00	21, 22, 25
7306.69.00	10
7306.50.00*	45*
7306.61.00*	90*

\* Note: The tariff subheadings (7306.61.00 (90) and 7306.50.00 (45)) only apply to the following exporters/suppliers:

- Dalian Steelforce Hi-Tech Co. (China);
- Tianjin Friend Steel Pipe Co. Ltd (China);
- Tianjin Ruitong Iron and Steel Co. Ltd (China);
- Roswell S A R Ltd (China); and
- Alpine Pipe Manufacturing SDN BHD (Malaysia).

### **The exemption goods**

The goods the subject of the exemption inquiry (the exemption goods) are:

Steel ERW pipe, circular, EN10305 Standard, cold drawn, in the following sizes:

- 69 mm outside diameter x 57 mm inside diameter, wall thickness 6.0 mm
- 83 mm outside diameter x 70 mm inside diameter, wall thickness 6.5 mm
- 89 mm outside diameter x 79 mm inside diameter, wall thickness 5.0 mm
- 101 mm outside diameter x 88 mm inside diameter, wall thickness 6.2 mm
- 114 mm outside diameter x 101 mm inside diameter, wall thickness 6.5 mm
- 120 mm outside diameter x 107 mm inside diameter, wall thickness 6.5 mm
- 139 mm outside diameter x 127 mm inside diameter, wall thickness 6.0 mm
- 152 mm outside diameter x 127 mm inside diameter, wall thickness 12.5 mm
- 165 mm outside diameter x 152 mm inside diameter, wall thickness 6.5 mm

And having all of the following specifications and confirmed on mill certificates:

- Length ranging from 5.8 metres to 8.9 metres, and
- Surface roughness (Ra) no greater than 1.6 micrometres, and
- Outside and inside diameter tolerance no greater than  $\pm 0.25$  mm, and
- E355-SR grade steel, cold drawn and stress relieved in a controlled atmosphere.

### **The inquiry**

An application was lodged by Delta Hydraulics Pty Ltd. After examining the application, I initiated an exemption inquiry.

I made a recommendation to the Minister that he exempt the exemption goods from the duties in accordance with sections 8(7)(a) and 10(8)(a) of the Dumping Duty Act. The reasons for my recommendation are set out in *Exemption Inquiry Report No. 0092 (REP EX0092)*.

The Minister has accepted my recommendation and has exempted the exemption goods from the duties through *Ministerial Exemption Instrument No. 1 of 2023*. The exemption takes effect from 6 April 2022.

A copy of REP EX0092 and the exemption instrument is available on the commission website.

### **Further Information**

If importers believe that goods they are importing are exempted from the duties in accordance with the exemption instrument, when they or their broker enter these goods for home consumption via the Integrated Cargo System, the exemption category 'GOODS' should be selected and no interim dumping or interim countervailing duties will be applied to the shipment. Parties seeking a refund of the duties already paid should contact the commission's client support team on 13 28 46 or +61 2 6213 6000 or email: [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au).

The decision to grant the exemption does not prevent further applications for exemptions from the duties being considered. Parties can apply for an exemption where they believe their goods satisfy any of the conditions for exemption detailed in sections 8(7) and 10(8) of the Dumping Duty Act. Further information on the application process can be found on the commission's website.

The exemption granted as a result of this inquiry may be subject to review and may be revoked by the Minister if circumstances change.

### **Anti-Dumping Commission contact**

Enquiries about this notice may be directed to the commission on 13 28 46 or +61 2 6213 6000 or by email at [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au).

Dr Bradley Armstrong PSM  
Commissioner  
Anti-Dumping Commission  
30 March 2023

COMMONWEALTH OF AUSTRALIA

**Ministerial Exemption Instrument No. 1 of 2023**

**Customs Tariff (Anti-Dumping) Act 1975**

I, ED HUSIC, Minister for Industry and Science, have considered and accepted:

- the recommendations of the Commissioner of the Anti-Dumping Commission (the Commissioner),
- the reasons for the recommendations,
- the material findings of fact on which the recommendations are based, and
- the evidence relied on by the Commissioner to support those findings

in *Exemption Inquiry Report No. 0092* (REP EX0092). REP EX0092 concerns certain hollow structural sections exported to Australia from the People's Republic of China (China), the Republic of Korea (ROK), Malaysia and Taiwan.

Under sections 8(7)(a) and 10(8)(a) of the *Customs Tariff (Anti-Dumping) Act 1975*, I hereby exempt the goods described in Attachment 1 (the exemption goods) from:

- interim dumping duty and dumping duty (dumping duties), and
- interim countervailing duty and countervailing duty (countervailing duties),

as I am satisfied that like or directly competitive goods are not offered for sale in Australia to all purchasers on equal terms under like conditions having regard to the custom and usage of trade.

The anti-dumping measures applying to hollow structural sections were imposed by public notice on 3 July 2012 following the then Minister for Home Affairs' consideration of *International Trade Remedies Branch Report No. 177* (REP 177). REP 177 concerned the alleged dumping and subsidisation of hollow structural sections exported from China, the ROK, Malaysia and Taiwan.

This instrument takes effect from 6 April 2022. The instrument is subject to review and may be revoked.

Dated this

29<sup>th</sup> day of MARCH

2023

ED HUSIC

Minister for Industry and Science