



## CBSA SCOPE PROCEEDING – REQUEST FOR INFORMATION

Information requested under the *Special Import Measures Act*  
for the Canada Border Services Agency's scope proceeding respecting

### **CERTAIN FASTENERS FROM THE PEOPLE'S REPUBLIC OF CHINA (CHINA) AND THE SEPEARTE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU (CHINESE TAIPEI)**

**AUTHORITY** On June 2, 2023, the Canadian Border Services Agency (CBSA), pursuant to subsection 63(8) of the *Special Import Measures Act* (SIMA), initiated a scope proceeding in regards to certain fasteners originating in or exported from China and Chinese Taipei.

**PURPOSE** In conducting the scope proceeding, the CBSA requires information as outlined in this questionnaire in order to determine the subjectivity of the goods in question.

**DUE DATE FOR RESPONSE** Your complete response to this questionnaire must be received at the CBSA's address below by **June 30, 2023**.

**RETURN YOUR RESPONSE TO** Canada Border Services Agency  
Trade and Anti-dumping Programs Directorate  
SIMA Registry and Disclosure Unit

E-Mail: [simaregistry-depotlmsi@cbsa-asfc.gc.ca](mailto:simaregistry-depotlmsi@cbsa-asfc.gc.ca)

**FOR FURTHER INFORMATION** Contact the following CBSA Officer:

Wu Ping Wei      343-553-1642      [WuPing.Weil@cbsa-asfc.gc.ca](mailto:WuPing.Weil@cbsa-asfc.gc.ca)

#### **IMPORTANT NOTE**

Information provided is deemed to be public (non-confidential) unless clearly marked **CONFIDENTIAL**. Refer to the Instructions section for further information.

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## INSTRUCTIONS

### **Format of Submissions**

Your submission must be in either English or French. Any source material that you provide must be in the document's original language and must be accompanied by a translation in either English or French.

Please note that hardcopies (paper), USB keys or CD submissions will not be accepted and you must submit your response to the RFI electronically as follows:

- by email (with size of 10 MB or less per email – your response can be fragmented and sent in more than one email to accommodate the size capacity) at the following address: [simaregistry-depotlmsi@cbsa-asfc.gc.ca](mailto:simaregistry-depotlmsi@cbsa-asfc.gc.ca); or
- by way of secure file transfer link/electronic portal sent to [simaregistry-depotlmsi@cbsa-asfc.gc.ca](mailto:simaregistry-depotlmsi@cbsa-asfc.gc.ca);

Submit the confidential information and the non-confidential edited version or summary separately identified as follows: CONFIDENTIAL or NON-CONFIDENTIAL, company name, date and SIMA case file number (FAS 2023 SP1). CONFIDENTIAL submissions should be password protected; please send the password in a separate email to: [simaregistry-depotlmsi@cbsa-asfc.gc.ca](mailto:simaregistry-depotlmsi@cbsa-asfc.gc.ca).

If you submit by way of secure file transfer or electronic portal, please note that the CBSA does not accept any risk, responsibility or liability for the use of secure file transfer providers or e-platforms, nor do we recommend one provider over another as the CBSA cannot guarantee the confidentiality of documents uploaded to third party servers.

If you have any questions about how to submit, please inquire at the contact email provided for the SIMA Registry.

Use the YYYY-MM-DD format for all dates. For example, write October 23, 2020 as 2020-10-23.

Narrative or text responses must be provided in Microsoft Word compatible format. Spreadsheets or data responses must be provided in Microsoft Excel compatible format. Files may be submitted in a compressed ZIP format, but not RAR.

Your response must state each numbered question followed by a complete response. If a question does not apply to your company or requests information in a format that is different than that in which it is maintained, an explanation as to why the question does not apply or how the information was adjusted to respond to the question is required.

## **Due Date for Response**

Late responses may not be considered for purposes of this proceeding. Therefore, the CBSA must receive your response no later than **June 30, 2023**.

## **Establishing Contact with the CBSA**

You are requested to contact a CBSA officer indicated on the covering page of this RFI as soon as possible following the receipt of this request, to indicate whether your company will be responding to the RFI and if so, your company's contact person. If applicable, indicate the name and telephone number of the counsel that will be representing your company during this investigation. At the same time, you are encouraged to raise any questions you may have and seek any explanations necessary to assist you in completing your submission.

## **Counsel**

If your company has retained counsel to represent you in this matter before the CBSA, a letter of authorization must be provided. When such letter of authorization is provided, the CBSA will, upon request, undertake to provide copies of all outgoing correspondence with your company to designated counsel. Furthermore, if it is your wish that confidential materials relating to your company be released to or discussed with your counsel, the letter should specifically authorize the CBSA to do so. In such circumstances, the letter of authorization will serve as the CBSA's authority to release confidential materials to your counsel or to discuss the particulars of your file. Please note that the CBSA is not in a position to either discuss the particulars of your file or to provide copies of any materials contained in the file to designated counsel unless the letter of authorization has been provided.

## **Definition of Subject Goods**

The *subject goods* are defined as:

*“Certain carbon steel fasteners originating in or exported from the People’s Republic of China and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei), excluding fasteners specifically designed for application in the automotive or aerospace industry.”*

The following table is a list of subject products included in the Canadian International Trade Tribunal’s (CITT) findings/orders for certain carbon steel fasteners.

	<b>Imperial</b>		<b>Metric</b>	
	<b>Diameter</b>	<b>Length</b>	<b>Diameter</b>	<b>Length</b>
Wood Screws	#4 to #24 (0.112" to 0.386")	3/8 to 8 in.	M3 to M10	10 mm to 200 mm
Square and Hex Lag Screws	#14 to #24 (1/4" to 0.386")	3/4 to 4 in.	M6 to M10	20 mm to 100 mm

Sheet Metal/Tapping Screws	#4 to #24 (0.112" to 0.386")	3/8 to 8 in.	M3 to M10	10 mm to 200 mm
Thread Forming Screws	#4 to #24 (0.112" to 0.386")	3/8 to 3 in.	M3 to M10	10 mm to 75 mm
Thread Cutting Screws	#4 to #24 (0.112" to 0.386")	3/8 to 3 in.	M3 to M10	10 mm to 75 mm
Thread Rolling Screws	#4 to #24 (0.112" to 0.386")	3/8 to 3 in.	M3 to M10	10 mm to 75 mm
Self-drilling Tapping Screws	#4 to #24 (0.112" to 0.386")	3/8 to 3 in.	M3 to M10	10 mm to 75 mm
Machine Screws	#4 to 3/8 in (0.112" to 3/8")	3/8 to 8 in.	M3 to M10	10 mm to 200 mm
Flange Screws	1/4 to 5/8 in	3/8 to 4 in.	M6 to M16	10 mm to 100 mm

**The following products are excluded by the CITT in Inquiry No. NQ-2004-005, in Expiry Reviews No. RR-2009-001 and RR-2014-001, and in Interim Reviews No. RD-2016-001 and RD-2016-003 and, therefore, are not subject to anti-dumping duty or countervailing duty.**

- Acoustic lag screws
- Aster screws
- Chicago screws
- Collated screws
- Connector screws (kd)
- Decor screws
- Drawer handle screws
- Drive spikes RR
- Euro screws
- Hex socket cap screws
- Instrument screws
- Knurled head screws
- Machine screws with wings
- Optical screws
- Screw spikes RR
- Security screws
- Self-clinching studs
- Socket cap screws
- Socket set screws
- Square-head set screws
- Thumb screws
- U-drive screws
- Wing screws

- Screws imported under tariff item Nos. 9952.00.00, 9964.00.00, 9969.00.00, 9972.00.00 and 9973.00.00 for use in the manufacture of snowmobiles, all-terrain vehicles, personal watercraft and three-wheeled motorcycles.
- R4™ screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent numbers 2 267 572 and 2 198 832 and a Climatek™ coating which is certified to meet the ICC Evaluation Service, Inc. (ICC-ES) “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- RSS™ rugged structural screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent numbers 2 267 572 and 2 140 472 and a Climatek™ coating which is certified to meet the ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- MSS™ zip tip metal siding screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent numbers 2 267 572 and 2 478 635 and a Climatek™ coating which is certified to meet the ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- MSS™ drill tip metal siding screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent numbers 2 267 572 and 2 478 635 and a Climatek™ coating which is certified to meet the ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- Pan™ head screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- Cabinet™ screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- FIN/Trim™ head screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.
- White FIN/Trim™ head screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which

is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.

- RT Composite™ Trim™ head screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.

- White RT Composite™ Trim™ head screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.

- Vinyl Window™ screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.

- Caliburn™ concrete screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.

- Kameleon™ composite deck screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES “Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals” (AC257); or equivalent.

- Sharp-pointed drywall screws with diameters ranging from #6 to #7, lengths ranging from 0.4375 in. to 2.25 in., with a coarse, fine or high-low thread, with a bugle, flat, pan, truss or wafer head, with a Phillips driver and a black phosphate or standard zinc finish.

- Self-drilling drywall screws with diameters ranging from #6 to #7, lengths ranging from 0.4375 in. to 2.25 in., with a fine thread, with a bugle, flat, flat truss, pan, pancake, truss or wafer head, with a Phillips driver and a black phosphate or standard zinc finish.

- TOPLoc™ or Splitstop™ composite decking fasteners for exclusive use in conjunction with TimberTech® composite material decking systems.

- Titen HD™ (THD) heavy-duty carbon steel screw anchors for concrete, manufactured for and imported by Simpson Strong-Tie, bearing Canadian trademark number TMA614622 and Canadian patent number CA2349358, with diameters of between 0.25 in. (1/4 in.) and 0.375 in. (3/8 in.), inclusive (i.e. between 6.35 mm and 9.525 mm, inclusive), and lengths of between 1.25 in. and 8.00 in., inclusive (i.e. between 31.75 mm and 203.2 mm, inclusive), tested or assessed in accordance with one or more of: ASTM E488 ("Standard Test Methods for Strength of Anchors in Concrete and Masonry Elements"); AC106 ("Acceptance Criteria for Predrilled

Fasteners (Screw Anchors) in Masonry Elements"); AC193 ("Acceptance Criteria for Mechanical Anchors in Concrete Elements"); or ACI 355.2/ACI 355.2R ("Qualification of Post-Installed Mechanical Anchors in Concrete") as amended or replaced from time to time.

- Shoulder bolts made of steel, grade 5, and zinc-plated, with a hexagonal head, an unthreaded cylindrical shoulder section ranging from 1/4 inch to 3/4 inch in diameter, and a threaded section that is smaller in diameter than the shoulder ranging from 3/8 inch to 7/8 inch in length and between 10-24 and 5/8-11 in common thread sizes.

- Squeeeeeek No More® square-drive wood screws, manufactured by or on behalf of O'Berry Enterprises Inc. under U.S. patent Nos. 5,371,992, 5,372,466 or 6,250,186, for use in wood flooring, with scoring above the threaded portion of the screw that allows the upper portion of the screw and head to be easily broken off, 3" or 3.5" in length, of a #8 or #9 diameter, threaded in part with 8 threads per inch and in part with 9 threads per inch, with the remainder unthreaded, and covered in a Gleitmo 615 lubricant coating (or equivalent coating) and imported in packages of 500 screws or less.

**The following products are excluded by the CITT's in Expiry Review No. RR-2019-002 and, therefore, are not subject to anti-dumping duty or countervailing duty.**

- Screws designed by 1833236 Ontario Inc. d.b.a. U2 Fasteners and marketed under the trade name Construction Screw™, which have the features and characteristics described in Canadian patent number 2 979 899, a U-Gold™ coating, and are certified to comply with the most recent versions of the International Building Code® and the International Residential Code® and recognized for use in wood chemically treated with waterborne alkaline copper quaternary, type D (ACQ-D); or equivalent.
- Screws designed by 1833236 Ontario Inc. d.b.a. U2 Fasteners and marketed under the trade name Vinyl Extrusion Screw™, which have the features and characteristics described in Canadian patent number 2 979 899 and a proprietary coating; or equivalent.
- Composite deck screws with a dual coarse thread design, a counter boring head, a #20 TORX® ttap® drive and in lengths of 2.5 in. or 3 in., packaged together with color matched plugs made from the same material as the deck boards, and a setting tool designed to drive the screw to the appropriate level below the surface of the board, as part of the Cortex® Hidden Fastening System for Decking; or equivalent.
- PVC trim screws with a dual coarse thread design, a counter boring head, a #20 TORX® ttap® drive and in lengths of 2 in. or 2.75 in., packaged together with color matched plugs made from the same material as the PVC trim, and a setting tool designed to drive the screw to the appropriate level below the surface of the trim, as part of the Cortex® Hidden Fastening System for PVC Trim; or equivalent.
- Fascia board screws with a coarse thread design, a flat head, a #20 TORX® ttap® drive and in a length of 1.75 in., packaged together with color matched plugs made from the same material as the fascia board, a counterbore tool designed to create a hole for the screw and

plug, and a setting tool designed to drive the screw to the appropriate level below the surface of the board, as part of the Cortex<sup>®</sup> Hidden Fastening System for Fascia; or equivalent.

- TrapEase<sup>®</sup> 3 composite deck screws with a dual coarse thread design, a color matched counter boring head, a #20 TORX<sup>®</sup> ttap<sup>®</sup> drive and in lengths of 2.5 in. or 3 in., packaged together with a driver bit; or equivalent.
- TrapEase<sup>®</sup> FASCIA screws with a dual coarse thread design, a color matched flat head, a #20 TORX<sup>®</sup> ttap<sup>®</sup> drive and in a length of 1.75 in., packaged together with a counterbore tool designed to create a pilot hole for screw placement and a driver bit; or equivalent.
- TimberLOK<sup>®</sup> heavy duty structural wood screws with a coarse thread design, a blank shank diameter of approximately 0.189 in., a countersinking hex washer head with a 5/16" drive and a head marking indicating overall length in inches, in various lengths, which are certified to comply with the most recent versions of the International Building Code<sup>®</sup> and the International Residential Code<sup>®</sup> and recognized for use in wood chemically treated with waterborne alkaline copper quaternary, type D (ACQ-D), packaged together with a driver bit; or equivalent.
- HeadLOK<sup>®</sup> heavy duty structural wood screws with a coarse thread design, a blank shank diameter of approximately 0.191 in., a flat head with an 8 lobe SpiderDrive<sup>™</sup> and a head marking indicating overall length in inches, in various lengths, which are certified to comply with the most recent versions of the International Building Code<sup>®</sup> and the International Residential Code<sup>®</sup> and recognized for use in wood chemically treated with waterborne alkaline copper quaternary, type D (ACQ-D), packaged together with a driver bit; or equivalent.
- FlatLOK<sup>®</sup> structural wood screws with a coarse thread design, a blank shank diameter of approximately 0.227 in., a flat head with a #40 TORX<sup>®</sup> ttap<sup>®</sup> drive and a head marking indicating overall length in inches, in various lengths, which are certified to comply with the National Building Code of Canada and recognized for use in wood chemically treated with waterborne alkaline copper quaternary (ACQ), packaged together with a driver bit; or equivalent.
- LedgerLOK<sup>®</sup> structural wood screws with a coarse thread design, a blank shank diameter of approximately 0.228 in., a hex washer head with a 5/16" drive or a flat head with a #40 TORX<sup>®</sup> ttap<sup>®</sup> drive, and a head marking indicating overall length in inches, in lengths of 3.625 in. or 5 in., which are certified to comply with the most recent versions of the International Building Code<sup>®</sup> and the International Residential Code<sup>®</sup> and recognized for use in wood chemically treated with waterborne alkaline copper quaternary, type D (ACQ-D), packaged together with a driver bit; or equivalent.
- ThruLOK<sup>®</sup> structural wood screws with a unique thread design, a Paddle Point<sup>™</sup> tip, a blank shank diameter of approximately 0.228 in., a hex washer head with a 5/16" drive and a head marking indicating overall length in inches, in various lengths, which are certified to comply with the most recent versions of the International Building Code<sup>®</sup> and the International

Residential Code® and recognized for use in wood chemically treated with waterborne alkaline copper quaternary, type D (ACQ-D), packaged and used together with ThruLOK® washers and nuts; or equivalent.

- KWIK HUS-EZ high-strength self-tapping/undercutting carbon steel screw anchors for cracked concrete, uncracked concrete, seismic, concrete over metal deck, and grouted masonry applications, with a hex washer head, bearing Canadian trademark number TMA1011376 and having the features and characteristics described in Canadian patent number CA2738182, with a diameter of 0.25 in. and lengths ranging from 1.875 in. to 4 in., tested or assessed in accordance with one or more of: ASTM E488 (“Standard Test Methods for Strength of Anchors in Concrete and Masonry Elements”); ICC-ES AC106 (“Acceptance Criteria for Predrilled Fasteners (Screw Anchors) in Masonry Elements”); ICC-ES AC193 (“Acceptance Criteria for Mechanical Anchors in Concrete Elements”); American Concrete Institute (ACI) 355.2 (“Qualification of Post-Installed Mechanical Anchors in Concrete”), or National Building Code of Canada (NBCC) requirement outlined in Canadian Standards Association (CSA) A23.3-14 Annex D as amended or replaced from time to time; or equivalent.
- KWIK HUS-EZ P high-strength self-tapping/undercutting carbon steel screw anchors for cracked concrete, uncracked concrete, seismic, concrete over metal deck, and grouted masonry applications, with a pan washer head and Torx® drive, bearing Canadian trademark number TMA1011376 and having the features and characteristics described in Canadian patent number CA2738182, with a diameter of 0.25 in. and lengths of 1.875 in. or 2.625 in., tested or assessed in accordance with one or more of: ASTM E488 (“Standard Test Methods for Strength of Anchors in Concrete and Masonry Elements”); ICC-ES AC106 (“Acceptance Criteria for Predrilled Fasteners (Screw Anchors) in Masonry Elements”); ICC-ES AC193 (“Acceptance Criteria for Mechanical Anchors in Concrete Elements”); ACI 355.2 (“Qualification of Post-Installed Mechanical Anchors in Concrete”), or NBCC requirement outlined in CSA A23.3-14 Annex D as amended or replaced from time to time; or equivalent.
- KWIK HUS-EZ E high-strength self-tapping/undercutting carbon steel screw anchors for cracked concrete, uncracked concrete, seismic and concrete over metal deck applications, with an externally threaded stud with hex washer head, bearing Canadian trademark number TMA1011376 and having the features and characteristics described in Canadian patent number CA2738182, with a diameter of 0.25 in. and a length of 1.625 in., tested or assessed in accordance with one or more of: ASTM E488 (“Standard Test Methods for Strength of Anchors in Concrete and Masonry Elements”); ICC-ES AC193 (“Acceptance Criteria for Mechanical Anchors in Concrete Elements”); ACI 355.2 (“Qualification of Post-Installed Mechanical Anchors in Concrete”), or NBCC requirement outlined in CSA A23.3-14 Annex D as amended or replaced from time to time; or equivalent.
- KWIK HUS-EZ I high-strength self-tapping/undercutting carbon steel screw anchors for cracked concrete, uncracked concrete, seismic and concrete over metal deck applications, with an internally threaded hex washer head, bearing Canadian trademark number TMA1011376 and having the features and characteristics described in Canadian patent number CA2738182, with a diameter of 0.25 in. and lengths of 1.625 in. or 2.5 in., tested or

assessed in accordance with one or more of: ASTM E488 (“Standard Test Methods for Strength of Anchors in Concrete and Masonry Elements”); ICC-ES AC193 (“Acceptance Criteria for Mechanical Anchors in Concrete Elements”); ACI 355.2 (“Qualification of Post-Installed Mechanical Anchors in Concrete”), or NBCC requirement outlined in CSA A23.3-14 Annex D as amended or replaced from time to time; or equivalent.

- Hangermate<sup>®</sup> case hardened carbon steel screw anchors, produced from a single piece of steel, with type 17 gimlet or self-drilling points, diameters ranging from 3/16 in. to 5/16 in., lengths ranging from 1 in. to 4 in., and various heads with threaded rod coupler sizes ranging from 1/4 in. to 1/2 in. or acoustical ceiling eyelets, approved by FM Approvals or Underwriters Laboratory, coated with a zinc plating according to ASTM B633, SC1, Type III (Fe/Zn5), for vertical, horizontal, side or variable mounting in steel or wood and intended for use in hanging applications; or equivalent.
- Hangermate<sup>®</sup>+ case hardened carbon steel screw anchors, produced from a single piece of steel, with diameters of 1/4 in. or 3/8 in., lengths ranging from 1.625 in. to 2.5 in., and internally or externally threaded heads with threaded rod coupler sizes ranging from 1/4 in. to 1/2 in., certified to comply with the most recent versions of the International Building Code<sup>®</sup> and the International Residential Code<sup>®</sup>, tested or assessed in accordance with ASTM E488 (“Standard Test Methods for Strength of Anchors in Concrete and Masonry Elements”), ICC-ES AC193 (“Acceptance Criteria for Mechanical Anchors in Concrete Elements”), and ACI 355.2 (“Qualification of Post-Installed Mechanical Anchors in Concrete”), evaluated and qualified by an accredited independent testing laboratory for recognition in cracked and uncracked concrete including seismic and wind loading and for reliability against brittle failure, approved by FM Approvals, coated with a zinc plating according to ASTM B633, SC1, Type III (Fe/Zn5), for vertical mounting in normal-weight concrete, sand-lightweight concrete and concrete over steel deck, and intended for use in hanging applications; or equivalent.
- Screw-Bolt<sup>+™</sup> case hardened carbon steel anchors, produced from a single piece of steel, with diameters ranging from 1/4 in. to 5/8 in., lengths ranging from 1.25 in. to 8 in., and a hex washer head or a flat head, certified to comply with the most recent versions of the International Building Code<sup>®</sup> and the International Residential Code<sup>®</sup>, tested or assessed in accordance with ICC-ES AC193 (“Acceptance Criteria for Mechanical Anchors in Concrete Elements”) and ACI 355.2 (“Qualification of Post-Installed Mechanical Anchors in Concrete”), evaluated and qualified by an accredited independent testing laboratory for recognition in cracked and uncracked concrete including seismic and wind loading and for reliability against brittle failure, coated with a zinc plating according to ASTM B633, SC1, Type III (Fe/Zn5) or a mechanically galvanized zinc plating according to ASTM B695, Class 55, for mounting in normal-weight concrete, lightweight concrete, concrete over steel deck, grouted concrete masonry and brick masonry; or equivalent.

### **Additional Product Information**

- Hex socket cap screws and socket cap screws are specifically excluded and hex cap screws as a whole are also excluded.

- “Lag bolts” are in actuality considered to be subject lag screws.
- There is a difference between wing screws and screws with wings, the former are excluded while the latter are, with the exception of machine screws with wings, included.
- Some fasteners designated as "bolts" are in reality subject screws, namely: flange bolts, bin bolts, grain bin bolts, square and hex lag bolts, and stove bolts.

### **Tariff Classification Numbers**

The importation of the subject goods are usually classified under the following tariff classification numbers:

7318.11.00.00	7318.15.00.10
7318.12.00.00	7318.15.00.42
7318.14.00.00	7318.15.00.45
7318.15.00.49	

This listing of tariff classification numbers is for convenience of reference only. Refer to the product definition for authoritative details regarding the subject goods.

## REQUEST FOR INFORMATION

- SP1:** Provide your company's complete legal name, mailing address, street address (if different from mailing address), telephone and fax number, and e-mail address.
- SP2:** Provide the name and position of the officer in your company responsible for your response to the RFI, along with this person's phone number and e-mail address.
- SP3:** Given the applicant's position below, provide your comments on the subjectivity of CAMO Edge Screw:

### **Applicant's Position:**

"The particular exclusions from the Fasteners finding that are relevant to this application for scope ruling include the following:

Kameleon™ composite deck screws marketed by GRK Canada Limited which have the features and characteristics described in Canadian patent number 2 267 572 and a Climatek™ coating which is certified to meet ICC-ES "Acceptance Criteria for Corrosion-resistant Fasteners and Evaluation of Corrosion Effects of Wood Treatment Chemicals" (AC257); or equivalent;

TOPLoc™ or Splitstop™ composite decking fasteners for exclusive use in conjunction with TimberTech® composite material decking systems;

Composite deck screws with a dual coarse thread design, a counter boring head, a #20 TORX® ttap® drive and in lengths of 2.5 in. or 3 in., packaged together with color matched plugs made from the same material as the deck boards, and a setting tool designed to drive the screw to the appropriate level below the surface of the board, as part of the Cortex® Hidden Fastening System for Decking; or equivalent; and

TrapEase® 3 composite deck screws with a dual coarse thread design, a color matched counter boring head, a #20 TORX® ttap® drive and in lengths of 2.5 in. or 3 in., packaged together with a driver bit; or equivalent (emphasis added).

It is National Nail's position that the CAMO EDGE screw is equivalent to the fasteners that have been excluded from the Carbon Steel Screws finding by the Canadian International Trade Tribunal, specifically the exclusions for the composite deck screws known as TrapEase 3 and the Cortex Hidden Fastening System for Decking. For ease of reference, the excluded products are set out below:

- OMG's Composite deck screws with a dual coarse thread design, a counter boring head, a #20 TORX® ttap® drive and in lengths of 2.5 in.

- or 3 in., packaged together with color matched plugs made from the same material as the deck boards, and a setting tool designed to drive the screw to the appropriate level below the surface of the board, as part of the Cortex® Hidden Fastening System for Decking; or equivalent;
- OMG’s TrapEase® 3 composite deck screws with a dual coarse thread design, a color matched counter boring head, a #20 TORX® ttap® drive and in lengths of 2.5 in. or 3 in., packaged together with a driver bit; or equivalent;

The CAMO EDGE screw is similar in structure and function to the OMG Cortex and TripEase 3 screws.”<sup>1</sup>

CAMO EDGE deck screws have the following features:

- “Deck screws for pressure treated lumber, cedar, redwood, hardwood, composite, capped composite, and PVC decking
- Edge deck screws fasten through the edge of the board for a fastener-free surface and are for exclusive use with CAMO MARKSMAN Pro tools
- Reverse rake tip augers material out reducing splitting and cracking, reverse upper thread draws board tight
- Trimhead reduces the visibility of the screw
- 1-7/8 in. (47.6mm) screws for boards 3/4–1 in. (19–25.4mm) thick and 2-3/8 in. (60.3mm) screws for boards 1–1-1/2 in. (25.4–38.1mm) thick
- T-15 Star Drive, driver bit is included
- Available in PROTECH, 316 Stainless Steel, and 304 Stainless Steel (available in Europe only)
- 350, 700, 1750 count”<sup>2</sup>

“The similarities between the CAMO Edge Deck Screw and the Cortex Hidden Fastening System/TrapEase3 screws are numerous. For example:

- both are used with a “tool designed to drive the screw to the appropriate level below the surface of the board”
- both are part of a “hidden fastening system for decking”
- both are packaged with a driver bit that is used with the tool used exclusively with the screw
- both do not require pre-drilling
- both can be used with many types of decking material, including many similar brands of material
- both offer a warranty against corrosion
- both offer protection against “strip-out”.

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<sup>1</sup> National\_Nail\_-\_PUBLIC\_-\_Application\_for\_Scope\_Ruling, pages 4, 5, 8, 9.

<sup>2</sup> National\_Nail\_-\_PUBLIC\_-\_Application\_for\_Scope\_Ruling, page 9.

## RELIEF REQUESTED

On the basis of the foregoing, National Nail requests a scope ruling pursuant to section 63 of the *Special Import Measures Act* that the CAMO Edge Screw, if made in China or Chinese Taipei and imported into Canada, does not fall within the scope of the product definition for purposes of the finding in *Carbon Steel Screws* (formerly *Fasteners*).<sup>3</sup>

**SP4:** Provide any additional information you believe will assist the CBSA in making a determination on the subjectivity of CAMO Edge screw in relation to the subject goods definition.

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<sup>3</sup> National\_Nail\_-\_PUBLIC\_-\_Application\_for\_Scope\_Ruling, page10.

## TREATMENT OF CONFIDENTIAL AND NON-CONFIDENTIAL INFORMATION

### Submitted to the CBSA for all Proceedings under SIMA

**NOTE:** The CBSA updated its administrative process concerning the submission and disclosure of confidential information. Please use the following hyperlink to access the updated guideline: [Confidentiality and Disclosure Guidelines for SIMA Proceedings](#). You may also locate the new supporting documents in the [Counsel's Toolkit](#).

### Why Provide Confidential and Non-Confidential Information?

The *Special Import Measures Act* (SIMA) requires that confidential information submitted to the CBSA be accompanied by a non-confidential (public) version of the information. The following explains how non-confidential and confidential information will be handled and how to prepare both a confidential and non-confidential submission of your information.

### Treatment of Your Non-Confidential Information

Your non-confidential information will be given to any party that asks for this information for the purposes of the proceeding.

### Treatment of Your Confidential Information

There are certain times when the CBSA will release your confidential information: first, to independent counsel for a party to the proceeding; and second, to Canadian courts, tribunals and panels.

1. Confidential information will be provided to independent counsel for a party to the proceeding. Counsel includes any *person* who represents another party in the proceeding and includes legal counsel. A party is a person, or business, that participates in and has a direct interest in the proceeding.

Counsel must ask for the confidential information in writing and must provide a written guarantee to the CBSA stating that they will:

- only use the information in relation to this proceeding;
- not give out the information;
- protect the information;
- not copy the information without the CBSA's permission;
- destroy the information when they are done;
- provide the CBSA with a written notice that the information is destroyed; and
- report any violations or possible violations to the CBSA.

The CBSA will not give your confidential information to independent counsel if the CBSA believes that it might cause harm to you or your business.

2. Confidential information will be given to the Canadian International Trade Tribunal, any Court in Canada, a Binational or World Trade Organization (WTO) Panel, to act on appeals. These organizations will use your information to fulfill their responsibilities under Canadian law, NAFTA, CUSMA or WTO Agreements. The confidential information is subject to the rules of procedure of the Court or Panel to which it is provided.

### **Providing Only Non-Confidential Information?**

If you decide that your reply to this RFI does not contain confidential information, every page of your reply should be marked "NON-CONFIDENTIAL". You must make a statement, in a covering letter, that you do not consider any information in your submission to be confidential.

### **Providing Confidential Information?**

If your reply to this RFI contains confidential information, this reply, along with all of the attachments and supporting documents, will be your confidential submission. You must:

1. Clearly indicate, by either enclosing all confidential information within square brackets or by shading all confidential information contained in this submission; and
2. Clearly mark "CONFIDENTIAL" on every page of the confidential submission, including all attachments.

If you have a submission with confidential information, for the CBSA to be able to use your information, **you must provide a non-confidential version**. It is important that your non-confidential version is complete, as it will be provided to other parties involved in these proceedings if they request it.

Your non-confidential version may be in the form of:

- a non-confidential edited version; or
- a non-confidential summary version, where the edited version would not contain enough information to convey a reasonable understanding of the information submitted in the confidential version

### **Non-confidential Edited Version**

An edited version has the confidential information removed, to create a non-confidential version. You must leave enough detail to provide an understanding of the confidential information removed.

In the following example, the text indicates the nature of the bracketed [**confidential information**] that has been deleted in the non-confidential version.

The confidential response to a request may be: The selling price of model ABC to our Canadian distributor was US\$[**25.99**] per unit.

The non-confidential edited version of this response may be: The selling price of model ABC to our Canadian distributor was US\$[ ] per unit. In this example, the nature of the information removed in the non-confidential version relates to “selling price information.” **NOTE: the spacing between the brackets [ ] should reflect the same spacing as in the confidential version.**

As a further example, the following would represent an acceptable non-confidential edited version of an export sales listing. A sample page for a multi-page listing could look like this:

1	2	3	4	5	6	7
IMPTR	DATSHIP	INVNUM	INVDATA	QUANTITY	EXTSP	NETSP
[ ]	2006/02/16	14064555	2006/02/16	[ ]	[ ]	[ ]
[ ]	2006/03/14	14179020	2006/03/12	[ ]	[ ]	[ ]
[ ]	2006/04/14	14253018	2006/04/16	[ ]	[ ]	[ ]
[ ]	2006/05/09	14474937	2006/05/09	[ ]	[ ]	[ ]

### Non-Confidential Summary Version

Where deleting information for a non-confidential edited version would not leave enough detail to provide an understanding of the confidential information removed, a non-confidential summary of the deleted information must be included, describing the confidential information that has been removed.

If you intend to provide a non-confidential summary of an appendix or attachment, the non-confidential narrative would normally be accompanied by at least one (1) sample page, with the confidential data removed, of the related appendix or attachment.

### Non-Confidential Statement

In **the Non-Confidential Statement**, which must be attached with your non-confidential version, you must:

- A) explain briefly the nature of the confidential information removed in your non-confidential version; and
- B) give the reasons why you request that the information be treated confidential, as explained in this part of the **RFI**.

### Review of Non-Confidential Submission

The non-confidential version of your submission will be reviewed by the CBSA to ensure that it is in sufficient detail to convey a reasonable understanding of the substance of the information submitted in the confidential version.

If CBSA determines that an adequate non-confidential edited version *or* a non-confidential summary of information designated as confidential has not been provided by the respondent, and the respondent fails to justify why it cannot be provided, does not take corrective action or does not submit a revised version, the CBSA will **NOT** use the confidential information provided by your company in the proceedings. As a result, the CBSA's determination will be based on the best information available. It is imperative that companies delete only the minimum information necessary to protect their interests and only what is confidential.

You will find on the next page the Non-Confidential Statement that needs to be completed and attached with your non-confidential edited version or non-confidential summary version.

**NON-CONFIDENTIAL STATEMENT**

Nature of Information Deleted in the Non-confidential Version and Reasons for Designating Information as Confidential

[Note: this document should be reproduced, completed and signed on the letterhead of your company or of your counsel.]

Section 1 – Answers to the RFI

**A) Explain briefly the nature of the confidential information removed in your non-confidential version response to the RFI (i.e., name of customers, sales value, sales volume etc.).**

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**B) Reasons why you request that the information be treated confidential**

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Section 2 – Appendices, Attachments and Supporting Documents

**A) Explain briefly the nature of the confidential information in Appendices, attachments and supporting documents, removed in your non-confidential version response (i.e. sales & costing data, transaction documentation, financial statements etc.).**

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**B) Reasons why you request that the information be treated confidential.**

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I, \_\_\_\_\_, \_\_\_\_\_ of \_\_\_\_\_  
(Print name) (Print Position) (Print name of company)

Signed: \_\_\_\_\_

**CERTIFICATE OF VERACITY, ACCURACY AND COMPLETENESS**

*This certificate should be reproduced and signed on your company's letterhead by an officer who has authority to respond on behalf of your company.*

I, \_\_\_\_\_, \_\_\_\_\_ of \_\_\_\_\_  
(Print name) (Print Position Title) (Print name of company)

certify that the information submitted in response to the scope proceeding RFI is true, accurate and complete.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

Telephone number of signatory: \_\_\_\_\_

Fax number of signatory: \_\_\_\_\_

Address of signatory: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_