



ANTI-DUMPING NOTICE NO 2024/086

Customs Act 1901

Customs (Preliminary Affirmative Determinations) Direction 2015

Certain Hot-rolled Deformed Steel Reinforcing Bar in Lengths

**Exported to Australia from the Republic of Indonesia by
PT Ispat Panca Putera and PT Putra Baja Deli, Malaysia,
the Kingdom of Thailand, the Republic of Türkiye and
the Socialist Republic of Vietnam**

Investigation No 655 into alleged dumping Day 60 Status Report

Introduction

This Status Report concerns the investigation into the alleged dumping of certain hot-rolled deformed steel reinforcing bar in lengths (the goods) exported to Australia from the Republic of Indonesia (Indonesia) by PT Ispat Panca Putera and PT Putra Baja Deli, Malaysia, the Kingdom of Thailand (Thailand), the Republic of Türkiye (Türkiye) and the Socialist Republic of Vietnam (Vietnam). The report reflects the status of the investigation at day 60.

This Status Report sets out the reasons why I, Isolde Lueckenhausen, the Acting Commissioner (the commissioner)¹ of the Anti-Dumping Commission (the commission), have not made a preliminary affirmative determination (PAD) on day 60.

I note that I may make a PAD at any time from day 60 onwards if I am satisfied the requirements of section 269TD(1) of the *Customs Act 1901* (Cth)² have been met.

Background

On 24 September 2024, I initiated an investigation into the alleged dumping of the goods after InfraBuild NSW Pty Ltd (InfraBuild) made an application under section 269TB. Further details can be found in the public notice published on 24 September 2024 (refer to Anti-Dumping Notice (ADN) 2024/070 at www.adcommission.gov.au).³

¹ References in this document to individuals holding positions within the Anti-Dumping Commission (commission) are references to whoever occupies the position at the time. This includes when the position is held in an acting capacity.

² All legislative references in this report are to the *Customs Act 1901* (Cth) unless otherwise specified.

³ Electronic public record (EPR) 655, [document no 3](#)

Under section 269TD(1), I may make a PAD at any time not earlier than 60 days after I initiate an investigation in relation to the publication of a dumping duty notice if I am satisfied that:

- there appears to be sufficient grounds for the publication of such a notice, or
- it appears that there will be sufficient grounds for the publication of such a notice subsequent to the importation into Australia of such goods.

In accordance with the *Customs (Preliminary Affirmative Determinations) Direction 2015* (the Direction), 60 days after the initiation of such an investigation, I must either make a PAD or provide a Status Report outlining the reasons why I have not made a PAD.

Information before me at day 37

In deciding whether to make a PAD on day 60 of this investigation, I have, in accordance with section 269TD(2), had regard to:

- InfraBuild's application
- data from the Australian Border Force import database
- information received during the onsite verification of InfraBuild's application, and
- the following information received within 37 days after the date of initiation of the investigation:
 - 3 submissions received in response to the initiation of the investigation
 - 2 complete exporter questionnaire responses
 - part A of 10 exporter questionnaire responses⁴
 - 5 complete importer questionnaire responses and 6 partially completed importer questionnaire responses.⁵

Australian industry

The commission conducted onsite verification of InfraBuild's application between 15 and 17 October 2024. Further supporting data and information was provided by InfraBuild during this verification visit. Subsequent to the visit, the commission requested InfraBuild to provide additional information and data to resolve the commission's remaining queries. As of the date of this report, the commission is continuing to assess the information provided by InfraBuild in relation to its claims of material injury and the cause of the claimed injury.

Exporters

On 18 November 2024, the commission published a file note specifying that 2 complete exporter questionnaires were received by day 37 and that extensions of time had been granted to 14 remaining participating exporters to submit exporter questionnaire responses.⁶ The commission has undertaken a preliminary assessment of the exporter questionnaire responses submitted by day 37 by:

- Ann Joo Group
- BBV-Systems Co., Ltd.

⁴ Relevant exporters were granted extensions to either provide their exporter questionnaire responses after day 37 or Parts B to H of their exporter questionnaire responses after day 37.

⁵ Relevant importers were granted extensions to provide their importer questionnaire responses after day 37.

⁶ EPR 655, [document no 9](#)

It is noted that both of the above exporters' volume of exports to Australia during the investigation period were not as materially significant as other participating exporters.

Subsequent to day 37, further responses have been received from participating exporters in accordance with the extensions granted. The commission is continuing to examine these responses to identify any possible deficiencies.

Importers

As of day 37, the commission had received complete importer questionnaire responses from 5 importers. At the time of this report, the commission has not had sufficient time to fully examine these responses.

Other participating importers have provided complete responses to the importer questionnaire after day 37. Further analysis and consideration of these questionnaire responses is also required.

Submissions

As of day 37, the commission had received 3 submissions from interested parties. At the time of this report, the commission has examined these submissions.

Further submissions from the Government of Türkiye and Sanwa Pty Ltd were received after day 37.⁷ At the time of this report, the commission has not had sufficient time to fully consider these further submissions.

Reasons for publishing a Status Report

The commission is required to examine various matters in the investigation, including:

- export prices and normal values of the goods exported from Indonesia by PT Ispat Panca Putera and PT Putra Baja Deli, Malaysia, Thailand, Türkiye and Vietnam
- volumes of the goods exported from Indonesia by PT Ispat Panca Putera and PT Putra Baja Deli, Malaysia, Thailand, Türkiye, and Vietnam
- the Australian market for the goods.

These issues are critical to ascertain:

- if the goods exported from Indonesia by PT Ispat Panca Putera and PT Putra Baja Deli, Malaysia, Thailand, Türkiye and Vietnam have been dumped at above negligible levels
- whether those goods, if dumped at above negligible levels, have caused or are causing material injury to the Australian industry.

These issues are critical to determining whether there are sufficient grounds for the publication of a dumping duty notice in respect of goods exported from Indonesia by PT Ispat Panca Putera and PT Putra Baja Deli, Malaysia, Thailand, Türkiye and Vietnam.

At this time, and on the basis of the submissions and information received as of day 37 and the analysis undertaken to date, I am not yet satisfied that there appears to be sufficient grounds for the publication of a dumping duty notice and have not made a PAD.

⁷ EPR 655, [document no 8](#) and [document no 11](#)

Other considerations

Relevant matters – section 269TD(2)(b)

In accordance with the Direction and for the purposes of section 269TD(2)(b), I have considered the desirability of providing relief to an injured Australian industry as quickly as possible, where warranted.

I have decided it is not yet warranted to make a PAD, at this particular time, because I am not yet satisfied that there appear to be sufficient grounds for the publication of a dumping duty notice for the reasons outlined above.

I will continue to assess the need for a PAD and may make one as soon as I am satisfied there appears to be sufficient grounds to do so on the basis of the evidence before me.

Reconsideration of making a PAD – section 269TDAA

The Direction requires me to reconsider whether or not to make a PAD at least once prior to the publication of Statement of Essential Facts (SEF) required under section 269TDAA.

I am due to publish the SEF on **4 August 2025**. Prior to the publication, or in the SEF, I will advise whether I made a PAD subsequent to this report and the reasons for decision.

Anti-Dumping Commission Contact

Enquiries about this report may be directed to the case manager on telephone number 03 8539 2447 or at Investigations1@adcommission.gov.au.

Isolde Lueckenhausen
Acting Commissioner
Anti-Dumping Commission

25 November 2024