

## DEPARTMENT OF COMMERCE

## International Trade Administration

[A-570-910]

**Circular Welded Carbon-Quality Steel Pipe From the People's Republic of China: Continuation of Antidumping Duty Order**

**AGENCY:** Enforcement and Compliance, Formerly Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** As a result of the determinations by the Department of Commerce (the "Department") and the International Trade Commission (the "ITC") that revocation of the antidumping duty order on circular welded carbon-quality steel pipe ("circular welded pipe") from the People's Republic of China ("PRC") would likely lead to a continuation or recurrence of dumping and material injury to an industry in the United States, the Department is publishing a notice of continuation of the antidumping duty order.

**DATES:** *Effective Date:* December 4, 2013.

**FOR FURTHER INFORMATION:** Erin Kearney or Howard Smith, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: 202-482-0167 or 202-482-5193, respectively.

**SUPPLEMENTARY INFORMATION:****Background**

On June 3, 2013, the Department initiated the first sunset review of the antidumping duty order on circular welded pipe from the PRC, pursuant to section 751(c) of the Tariff Act of 1930, as amended (the "Act").<sup>1</sup> As a result of its review, the Department determined that revocation of the antidumping duty order on circular welded pipe from the PRC would likely lead to continuation or recurrence of dumping and notified the ITC of the magnitude of the margins likely to prevail should the order be revoked.<sup>2</sup> On November 22, 2013, the ITC published its determination, pursuant to section 751(c) of the Act, that revocation of the antidumping duty order on circular welded pipe from the PRC would likely lead to a continuation

or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.<sup>3</sup>

**Scope of the Order**

The merchandise subject to the order is circular welded pipe. The pipe products that are the subject of the order are currently classifiable in Harmonized Tariff Schedule of the United States ("HTSUS") statistical reporting numbers 7306.30.10.00, 7306.30.50.25, 7306.30.50.32, 7306.30.50.40, 7306.30.50.55, 7306.30.50.85, 7306.30.50.90, 7306.50.10.00, 7306.50.50.50, 7306.50.50.70, 7306.19.10.10, 7306.19.10.50, 7306.19.51.10, and 7306.19.51.50. However, the product description, and not the HTSUS classification, is dispositive of whether merchandise imported into the United States falls within the scope of the order.<sup>4</sup>

**Continuation of the Order**

As a result of the determinations by the Department and the ITC that revocation of the antidumping duty order would likely lead to a continuation or recurrence of dumping and material injury to an industry in the United States, pursuant to section 751(d)(2) of the Act, the Department hereby orders the continuation of the antidumping order on circular welded pipe from the PRC. U.S. Customs and Border Protection will continue to collect antidumping duty cash deposits at the rates in effect at the time of entry for all imports of subject merchandise. The effective date of the continuation of the order will be the date of publication in the **Federal Register** of this notice of continuation. Pursuant to section 751(c)(2) of the Act, the Department intends to initiate the next five-year review of the order not later than 30 days prior to the fifth anniversary of the effective date of continuation.

This five-year sunset review and this notice are in accordance with section 751(c) of the Act and published pursuant to section 777(i)(1) of the Act and 19 CFR 351.218(f)(4).

Dated: November 26, 2013.

**Paul Piquado,**

*Assistant Secretary for Enforcement and Compliance.*

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<sup>1</sup> See *Initiation of Five-Year ("Sunset") Review*, 78 FR 33063 (June 3, 2013).

<sup>2</sup> See *Circular Welded Carbon-Quality Steel Pipe From the People's Republic of China: Final Results of the Expedited First Sunset Review of the Antidumping Duty Order*, 78 FR 61335 (October 3, 2013).

<sup>3</sup> See *Circular Welded Carbon-Quality Steel Pipe From China*, 78 FR 70069 (November 22, 2013).

<sup>4</sup> For full scope language, see *Notice of Antidumping Duty Order: Circular Welded Carbon Quality Steel Pipe From the People's Republic of China*, 73 FR 42547 (July 22, 2008).

## DEPARTMENT OF COMMERCE

## International Trade Administration

[C-570-911]

**Circular Welded Carbon Quality Steel Pipe From the People's Republic of China: Continuation of Countervailing Duty Order**

**AGENCY:** Enforcement and Compliance, Formerly Import Administration, International Trade Administration, Department of Commerce.

**DATES:** *Effective Date:* December 4, 2013.

**SUMMARY:** As a result of the determinations by the Department of Commerce (the Department) and the International Trade Commission (the ITC) that revocation of the countervailing duty (CVD) order on circular welded carbon quality steel pipe (circular welded pipe) from the People's Republic of China (PRC) would likely lead to continuation or recurrence of net countervailable subsidies and material injury to an industry in the United States, the Department is publishing this notice of continuation of the CVD order.

**FOR FURTHER INFORMATION CONTACT:**

Austin Redington or Nancy Decker, AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone (202) 482-1664 or (202) 482-0196, respectively.

**SUPPLEMENTARY INFORMATION:****Background**

On June 3, 2013, the Department initiated the first sunset review of the CVD order on circular welded pipe from the PRC pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act).<sup>1</sup> As a result of its review, the Department found that revocation of the CVD order would likely lead to continuation or recurrence of net countervailable subsidies and notified the ITC of the subsidy rates likely to prevail should the order be revoked.<sup>2</sup> On November 22, 2013, the ITC published its determination, pursuant to section 751(c) of the Act, that revocation of the CVD order on circular welded pipe from the PRC would likely lead to continuation or recurrence of material injury to an industry in the United

<sup>1</sup> See *Initiation of Five-Year ("Sunset") Review*, 78 FR 33063 (June 3, 2013).

<sup>2</sup> See *Circular Welded Carbon Quality Steel Pipe From the People's Republic of China: Final Results of the Expedited First Sunset Review of the Countervailing Duty Order*, 78 FR 60849 (October 2, 2013).

States within a reasonably foreseeable time.<sup>3</sup>

### Scope of the Order

The merchandise subject to the order is circular welded pipe. The pipe products that are the subject of this order are currently classifiable in Harmonized Tariff Schedule of the United States (HTSUS) statistical reporting numbers 7306.30.10.00, 7306.30.50.25, 7306.30.50.32, 7306.30.50.40, 7306.30.50.55, 7306.30.50.85, 7306.30.50.90, 7306.50.10.00, 7306.50.50.50, 7306.50.50.70, 7306.19.10.10, 7306.19.10.50, 7306.19.51.10, and 7306.19.51.50. However, the product description, and not the HTSUS classification, is dispositive of whether merchandise imported into the United States falls within the scope of the order.<sup>4</sup>

### Continuation of the Order

As a result of the determinations by the Department and the ITC that revocation of the CVD order would likely lead to continuation or recurrence of net countervailable subsidies and material injury to an industry in the United States, pursuant to section 751(d)(2) of the Act, the Department hereby orders the continuation of the CVD order on circular welded pipe from the PRC. U.S. Customs and Border Protection will continue to collect cash deposits at the rates in effect at the time of entry for all imports of subject merchandise. The effective date of continuation of this order will be the date of publication in the **Federal Register** of this notice of continuation. Pursuant to section 751(c)(2) of the Act, the Department intends to initiate the next five-year review of this order not later than 30 days prior to the fifth anniversary of the effective date of continuation.

This five-year sunset review and notice are in accordance with section 751(c) of the Act and published pursuant to section 777(i)(1) of the Act and 19 CFR 351.218(f)(4).

Dated: November 26, 2013.

**Paul Piquado,**

*Assistant Secretary for Enforcement and Compliance.*

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<sup>3</sup> See *Circular Welded Carbon-Quality Steel Pipe from China*, 78 FR 70069 (November 22, 2013).

<sup>4</sup> For full scope language, see *Circular Welded Carbon Quality Steel Pipe From the People's Republic of China: Notice of Amended Final Affirmative Countervailing Duty Determination and Notice of Countervailing Duty Order*, 73 FR 42545 (July 22, 2008).

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-983]

### Drawn Stainless Steel Sinks From the People's Republic of China: Initiation of New Shipper Review

**AGENCY:** Enforcement and Compliance, formerly Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** The Department of Commerce (the "Department") has determined that a request for a new shipper review of the antidumping duty order on drawn stainless steel sinks ("drawn sinks") from the People's Republic of China ("PRC"), received on October 25, 2013, meets the statutory and regulatory requirements for initiation. The period of review ("POR") of this new shipper review is October 4, 2012, through October 14, 2013.

**DATES:** *Effective Date:* December 4, 2013.

**FOR FURTHER INFORMATION CONTACT:** Joy Zhang, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-1168.

### SUPPLEMENTARY INFORMATION:

#### Background

The notice announcing the antidumping duty order on drawn sinks from the PRC was published in the **Federal Register** on April 11, 2013.<sup>1</sup> On October 25, 2013, we received a timely request for a new shipper review from Foshan Success Imp. & Exp Co., Ltd. ("Success") in accordance with 19 CFR 351.214(c).<sup>2</sup> Success identified itself as an exporter of the subject merchandise.

Pursuant to the requirements set forth in section 751(a)(2)(B)(i) of the Tariff Act of 1930, as amended ("the Act"), 19 CFR 351.214(b)(2)(i), 19 CFR 351.214(b)(2)(ii)(A) and 19 CFR 351.214(b)(2)(iii)(A), Success certified that: (1) It did not export drawn sinks to the United States during the period of investigation ("POI");<sup>3</sup> (2) since the initiation of the investigation, Success has never been affiliated with any company that exported subject

merchandise to the United States during the POI;<sup>4</sup> and (3) its export activities were not controlled by the central government of the PRC.<sup>5</sup> Success also provided a certification from the producer, Jiangmen Xinhe Stainless Steel Products Co., Ltd. ("Xinhe"), which certified that Xinhe (1) did not export the subject merchandise to the United States during the POI; and that (2) Xinhe has not been affiliated with any exporter or producer that exported subject merchandise to the United States during the POI, including those not individually examined during the POI.<sup>6</sup> In accordance with 19 CFR 351.214(b)(2)(iv), Success submitted documentation establishing the following: (1) The date on which it first shipped drawn sinks for export to the United States and the date on which the drawn sinks were first entered, or withdrawn from warehouse, for consumption;<sup>7</sup> (2) the volume of its first shipment;<sup>8</sup> and (3) the date of its first sale to an unaffiliated customer in the United States.<sup>9</sup>

### Period of Review

Pursuant to 19 CFR 351.214(c), an exporter or producer may request a new shipper review within one year of the date on which its subject merchandise was first entered. Moreover, 19 CFR 351.214(d)(1) states that if the request for the review is made during the six-month period ending with the end of the semiannual anniversary month, the Secretary will initiate a new shipper review in the calendar month immediately following the semiannual anniversary month. Further, 19 CFR 351.214(g)(1)(ii)(B) states that if the new shipper review was initiated in the month immediately following the first semiannual anniversary month, the review will normally cover, as appropriate, entries, exports, or sales during the period from the date of suspension of liquidation under this part to the end of the month immediately preceding the first semiannual anniversary month. Therefore, the Secretary must initiate this review in November and the POR is October 4, 2012, through September 30, 2013.

In this instance, Success's sale of subject merchandise was made during the POR specified by the Department's regulations, but the shipment entered within the thirty days after the end of

<sup>4</sup> *Id.*

<sup>5</sup> *Id.*

<sup>6</sup> *Id.*, at Exhibit 3.

<sup>7</sup> *Id.*, at Exhibits 1 and 4.

<sup>8</sup> *Id.*

<sup>9</sup> *Id.*

<sup>1</sup> See *Drawn Stainless Steel Sinks from the People's Republic of China: Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order*, 78 FR 21592 (April 11, 2013).

<sup>2</sup> See Letter from Success entitled "Drawn Stainless Steel Sinks from the People's Republic of China: New Shipper Review Request," dated October 25, 2013.

<sup>3</sup> *Id.*, at Exhibit 2.