

MESSAGE NO: 3069112 MESSAGE DATE: 03/10/1993
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 3042115
MESSAGE #
(s):

CASE #(s): A-423-803

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/04/1993 TO

Notice of Lifting of Suspension Date: 02/04/1993

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AMENDMENT OF PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM BELGIUM

MESSAGE NO: 3069112

DATE: 03 10 1993

CATEGORY: ADA

TYPE: PRE

REFERENCE: 3042115

REFERENCE DATE: 02 11 1993

CASES: A - 423 - 803

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PERIOD COVERED: TO

LIQ SUSPENSION DATE: 02 04 1993

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: AMENDMENT OF PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM BELGIUM

1. THE DEPARTMENT OF COMMERCE PUBLISHED ON FEBRUARY 4, 1993, THE NOTICE OF ITS PRELIMINARY DETERMINATIONS OF THE ANTIDUMPING DUTY INVESTIGATIONS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM BELGIUM. ON MARCH 9, 1993, THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ITS AMENDEED PRELIMINARY DETERMINATIONS ON HOT-ROLLED STEEL FROM BELGIUM.

2. ONE OF THE FOUR CLASSES OR KINDS OF PRODUCTS COVERED BY THESE INVESTIGATIONS IS CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS.

THESE PRODUCTS INCLUDE HOT-ROLLED CARBON STEEL FLAT PRODUCTS, OF RECTANGULAR SHAPE, OF A WIDTH OF 0.5 INCH OR GREATER, NEITHER CLAD, PLATED NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES, IN COILS, OR IN STRAIGHT LENGTHS WHICH ARE LESS THAN 4.75 MILLIMETERS IN THICKNESS AND MEASURING AT LEAST 10 TIMES THE THICKNESS, AS CURRENTLY CLASSIFIABLE IN THE HTSUS UNDER ITEM NUMBERS 7208.11.0000, 7208.12.0000, 7208.13.1000, 7208.13.5000, 7208.14.1000, 7208.14.5000, 7208.21.1000, 7208.21.5000, 7208.22.1000, 7208.22.5000, 7208.23.1000, 7208.23.5030, 7208.23.5090, 7208.24.1000, 7208.24.5030, 7208.24.5090, 7208.34.1000, 7208.34.5000, 7208.35.1000, 7208.35.5000, 7208.44.0000, 7208.45.0000, 7208.90.0000, 7210.70.3000, 7210.90.9000, 7211.12.0000, 7211.19.1000, 7211.19.5000, 7211.22.0090, 7211.29.1000, 7211.29.3000, 7211.29.5000, 7211.29.7030, 7211.29.7060, 7211.29.7090, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7214.30.0000, 7214.40.0010, 7214.50.0010, 7214.60.0010, AND 7215.90.5000.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THESE PROCEEDINGS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED THE FOLLOWING INVESTIGATIONS NUMBER: A-423-803

4. THE DEPARTMENT HAS REVERSED ITS DECISION THAT CRITICAL CIRCUMSTANCES EXIST WITH RESPECT TO EXPORTS OF HOT-ROLLED STEEL FROM BELGIUM, WE ARE DIRECTING THE CUSTOMS SERVICE TO NO LONGER SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO FEBRUARY 4, 1993.

FOR ALL EXPORTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE ON OR

AFTER

FEBRUARY 4, 1993, AND SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ESTIMATED PRELIMINARY MARGIN PERCENTAGES LISTED BELOW.

MFR/PROD EXPORTER	CUSTOMS ID NO	PRELIM MARGIN PERCENTAGE
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BELGIUM

COCKERILL SAMBRE	A-423-803-001	4.87%
SIDMAR	A-423-803-004	4.87%
ALL OTHERS	A-423-803-000	4.87%

5. IN GENERAL, THE DEPOSIT RATE REQUIRED ON EACH ENTRY WILL BE THAT ASSIGNED TO THE MANUFACTURER OF THE FLAT-ROLLED STEEL PRODUCT. FOR THE ENTRY TO BE ACCEPTED, THE NAME OF THE MANUFACTURER MUST BE CLEARLY IDENTIFIED.

IN THE EVENT THAT THE EXPORTER IS A RESELLER, TRADING COMPANY, OR STEEL SERVICE CENTER, THE FOLLOWING INSTRUCTIONS SHOULD BE FOLLOWED:

- (1) IF THE RESELLER, ETC., SIMPLY RE-SELLS THE FLAT-ROLLED STEEL PRODUCT, A DEPOSIT OR BOND EQUAL TO THE RATE ASSIGNED TO THE MANUFACTURER WILL BE REQUIRED.
- (2) IF THE RESELLER, ETC., DOES SOME FURTHER PROCESSING BUT DOES NOT TRANSFORM THE FLAT-ROLLED STEEL PRODUCT INTO A CLASS OR KIND OF MERCHANDISE DIFFERENT THAN THAT PURCHASED FROM THE MANUFACTURER, A DEPOSIT OR BOND EQUAL TO THE RATE ASSIGNED TO THE MANUFACTURER WILL BE REQUIRED. (E.G., IF A RESELLER PURCHASES A FOUR-FOOT WIDE COIL OF HOT-ROLLED STEEL AND SLITS IT INTO FOUR ONE-FOOT WIDE COILS OF HOT-ROLLED STEEL.)
- (3) IF THE RESELLER, ETC., DOES FURTHER PROCESSING AND CHANGES THE PRODUCT INTO A DIFFERENT CLASS OR KIND OF MERCHANDISE, A DEPOSIT OR BOND EQUAL TO THE "ALL OTHER" RATE FOR THE NEW CLASS OR KIND OF MERCHANDISE WILL BE REQUIRED. (E.G., IF A RESELLER GALVANIZED HOT-ROLLED COIL, THE "ALL OTHERS" RATE FOR CORROSION-RESISTANT STEEL WOULD APPLY.)

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER

AGENCY BRANCH BY E-MAIL TO ATTRIBUTE "HQ OAB". OTHER INTERESTED PARTIES SHOULD CONTACT DAVID GOLDBERGER, OR STEVE ALLEY, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-4136 OR (202) 482-5288 RESPECTIVELY FOR EUROPEAN INVESTIGATIONS.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party