

Table of Contents

SIMA Cover Page - Page de Couverture LMSI - 2024-09-30

1

Carbon Steel Welded Pipe 2 - Nova Steel Inc._Nova Tube Inc. - Response to TPP NVR
Request - NON-CONFIDENTIAL

2



SIMA Registry and Disclosure Unit
Trade and Anti-dumping Programs Directorate
Canada Border Services Agency
100 Metcalfe Street, 11th Floor
Ottawa, Ontario K1A 0L8
Canada

**Centre de dépôt et de communication des
documents de la LMSI**
Direction des programmes commerciaux et
antidumping
Agence des services frontaliers du Canada
100, rue Metcalfe, 11e étage
Ottawa (Ontario) K1A 0L8
Canada

Submission received electronically

Soumission reçu électroniquement

Submission Date /
Date de soumission

September 30, 2024

September 30, 2024

SENT BY EMAIL

PUBLIC

Trade and Anti-Dumping Programs Directorate
SIMA Registry and Disclosure Unit
Canada Border Services Agency
100 Metcalfe Street, 11th Floor
Ottawa, ON K1A 0L8

Dear Registry:

RE: Carbon Steel Welded Pipe 2 – Response to TPP’s Letter Dated September 23, 2024

This letter is filed with the Canada Border Services Agency (“**CBSA**”) on behalf of Nova Steel Inc. and Nova Tube Inc. (collectively “**Nova**”) with respect to Thai Premium Pipe Co., Ltd.’s (“**TPP**”) letter dated September 23, 2024.

TPP’s letter states that “the Canadian Border Services Agency (CBSA) is obligated, under its normal value review policy, to initiate the NVR for TPP without further delay.” This is incorrect.

A normal value review (“**NVR**”) is an administrative proceeding; the CBSA’s decision to initiate a NVR following a request by an exporter is entirely within the CBSA’s discretion.¹ The CBSA is not *obligated* to initiate a NVR as TPP claims. Nova continues to rely on its arguments and submissions made in its letters dated June 27 and August 14 and 28, 2024, which demonstrate that a NVR should not be initiated with respect to TPP at this time.

Yours truly,



Anne-Marie Oatway
Conlin Bedard LLP

¹ CBSA, Memorandum D14-1-8, “Re-investigation and Normal Value Review Policy – Special Import Measures Act (SIMA)” (October 21, 2022) at paras 2, 4.