

JONES Rod

From: Daniel Moulis <Daniel.Moulis@moulislegal.com>
Sent: Friday, 27 June 2014 3:18 PM
To: JONES Rod
Cc: CABALLERO Candy
Subject: RE: Anti-dumping investigation - rod in coil exported from Indonesia, Taiwan and Turkey [SEC=UNCLASSIFIED]

Dear Operations 3

The below email, sent to me in my capacity as the lawyer for Habaş Sinai ve Tibbi Gazlar İstihsal Endüstrisi A.Ş. ("Habas") in this matter, requests Habas to address a OneSteel submission *"as it relates to"* Habas.

As I understand it, the submission as it relates to Habas is that:

- *"certain redacted information is not commercially sensitive and can be accessed via the manufacturer's website or via suppliers within Australia";* and
- *"The exporter has not disclosed the like goods grades and/or specifications, nor for the goods exported to Australia. This information does not appear on the company's website, however, it is not information that can be claimed as commercially sensitive".*
- *"It is evident from the above that the above-nominated public file versions of the exporter questionnaire responses do not adequately disclose information that is generally available in the public domain."*

The various premises for OneSteel's request – that the grades and specifications of its rod in coil sales can be accessed via the manufacturer's website or via suppliers within Australia, or are in the public domain – are not correct. OneSteel admits that information of Habas grade and specifications does not appear on the Habas website. More relevantly, OneSteel's suggestion that the grades and specifications of Habas's actual sales to its customers would be or should be advised to all and sundry is not accepted by Habas.

Habas considers the grades and specifications of its actual rod in coil sales to be confidential. They are part of the commercial intelligence of a company such as Habas. They indicate the preference of a customer or of customers. They demonstrate selling strategies and market characteristics.

Accordingly, we advise that the information is indeed commercially sensitive, and that Habas wishes to maintain the confidentiality of that information.

Habas does not intend to disclose it to a competitor, or indeed to any other third party (apart from the Commission, for the purposes of its investigation).

Regards

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From: JONES Rod [mailto:Rod.Jones@adcommission.gov.au]
Sent: Monday, 23 June 2014 10:03 AM
Cc: CABALLERO Candy
Subject: Anti-dumping investigation - rod in coil exported from Indonesia, Taiwan and Turkey [SEC=UNCLASSIFIED]

INVESTIGATION INTO THE ALLEGED DUMPING OF ROD IN COIL EXPORTED FROM THE REPUBLIC OF INDONESIA, TAIWAN AND THE REPUBLIC OF TURKEY

Exporter Questionnaire response – Redactions in version for the Public File

OneSteel Manufacturing (OneSteel) has alleged in a submission to the investigation that redacted information in regards to the exporter questionnaire responses for the Public File is not commercially sensitive and in some instances is available on the exporter website.

The submission is available on the public record for the investigation, a copy is attached for your information.

Could you please address the submission as it relates to your company and either advised why the redacted information is commercially sensitive or provided an addendum for the public file showing such information.

A response is requested by Friday 27 June 2014.

Regards

Rod Jones

Manager Operations 3
Anti-Dumping Commission

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