

## JONES Rod

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**From:** Alistair Bridges <Alistair.Bridges@moulislegal.com>  
**Sent:** Monday, 30 June 2014 10:35 AM  
**To:** JONES Rod  
**Cc:** CABALLERO Candy; Daniel Moulis  
**Subject:** FW: Anti-dumping investigation - rod in coil exported from Indonesia, Taiwan and Turkey [SEC=UNCLASSIFIED]

Dear Rod

I refer to my email of 26 June 2014.

The non-confidential version of that email is set out below.

Regards

**Alistair Bridges**  
Lawyer

**moulislegal**  
commercial + international

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**From:** Alistair Bridges  
**Sent:** Thursday, 26 June 2014 5:24 PM  
**To:** 'JONES Rod'  
**Cc:** CABALLERO Candy; Daniel Moulis  
**Subject:** RE: Anti-dumping investigation - rod in coil exported from Indonesia, Taiwan and Turkey [SEC=UNCLASSIFIED]

Dear Rod

Thank you for alerting us to the recent submission made by OneSteel Manufacturing Pty Ltd ("OneSteel") in this matter.

PT Ispat Indo ("Ispat Indo") has reviewed its response to the Exporter Questionnaire ("EQ"), and can confirm that it correctly redacted information regarding the goods it exported to Australia, and the like goods it sold within Indonesia, during the period of investigation.

Detailed information regarding Ispat Indo's operations in any market is, by its very nature, commercially sensitive, and has the potential to adversely impact Ispat Indo's commercial interests. There would be no reason for OneSteel to seek further details of this information if it was commercially irrelevant. The anti-dumping mechanisms do not operate to allow OneSteel, or any other Australian manufacturer, to fish for market intelligence.

In addition to this general point, Ispat Indo would also emphasise that **[CONFIDENTIAL INFORMATION DELETED – details of consequences of the release of confidential information on Ispat Indo's commercial relationships]**. This would be bad business practice generally, and bad for Ispat Indo's relationship with its customer. Similarly, **[CONFIDENTIAL INFORMATION DELETED – details of Ispat Indo's domestic product mix]**. In either case, the publication of this information in un-redacted form would harm Ispat Indo's commercial interests, in that it would impact the ongoing relationship between it and its customer, as well as sully Ispat Indo's reputation as a manufacturer that can be trusted with customers' commercial information.

Ispat Indo wishes to maintain good relationships with its customers, as well as its reputation as a manufacturer that customers can trust.

The fact that Ispat Indo publishes details of its product range on its website does not mitigate the effect that publishing details of the exported goods and like goods would have on its commercial interests. The information on Ispat Indo's website is merely general information, published for marketing purposes. It has nothing to do with what models of rod

in coil are sold to what markets. Ispat Indo also notes that it has already disclosed on the public record similar information to that which is available on its website, in the form of Attachment 14 – Technical Product Brochure.

In accordance with Section 269ZJ(2) of the *Customs Act 1901*, Ispat Indo provided a non-confidential version of its EQ, wherein all information that Ispat Indo considers to be confidential or likely to adversely affect its commercial interests was redacted, and replaced with a summary of the redacted information that contains sufficient detail to allow a reasonable understanding of the substance of that information. Ispat Indo is well within its rights to keep the details of the exported goods and the like goods confidential and has complied fully with its obligations under the *Customs Act 1901*.

We hope that this satisfies your requirements with regard to this matter.

Finally, with regard to the verification of Ispat Indo's EQ, Ispat Indo wishes to advise that the Idul Fitri falls on 28 and 29 July. This is a major Muslim celebration, so much of Ispat Indo's staff will be on annual leave between 18 July – 31 July. We respectfully request that you take this into consideration should you be considering verification requirements.

Regards

**Alistair Bridges**  
Lawyer

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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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