



29 July 2014

Ms Kerry Taylor
Director Operations 3
Anti-Dumping Commission
1010 La Trobe Street,
Docklands Vic 3008
Australia

Operations3@adcommission.gov.au

Attention: Kerry Taylor

For Public File

Dear Ms Taylor,

Re: Quenched & Tempered Steel Plate exported from Sweden, Japan and Finland – Submission by Staughton’s on behalf of JFE of 15 July 2014

Introduction

I refer to the above-mentioned submission on behalf of the Quenched and Tempered (“Q&T”) Steel Plate exporter JFE of Japan.

It is asserted in the submission that the applicant (i.e. Bisalloy Steel Group Limited – “Bisalloy”) has “been unable to demonstrate serious injury” from the dumped imports sourced from Japan. It is also suggested that the JFE exports “are not the cause of the applicant’s problems”.

Bisalloy response

It is argued on behalf of JFE that it has not had the “*opportunity to challenge the preliminary accuracy or methodology employed by the Commission*” for the Preliminary Affirmative Determination (“PAD”). This assertion must be rejected as JFE has made a number of submissions (dated 30 May, 10 June, 26 June 2014) all post the publication of PAD No. 234 of 19 May 2014.

It is submitted on behalf of JFE that Bisalloy “*is attributing to the JFE exports the problems and injury caused*” by other factors. This is incorrect. By its application, Bisalloy contended that dumped exports from Finland, Japan and Sweden had caused material injury to the Australian industry. Bisalloy rejects the assertion of JFE.

The submission on behalf of JFE seeks to outline the responsibilities of the Anti-Dumping Commission (“the Commission”) and the Parliamentary Secretary. Bisalloy considers that the Commission and the Parliamentary Secretary are familiar with their respective responsibilities.

The submission includes a number of claims that Bisalloy’s market intelligence and import offers for dumped goods are “unreliable” and are “hardly actual transactions”. To the extent that Bisalloy loses sales and/or price in response to the import offers, they can hardly be considered unreliable.

It would appear from the submission that the key objective is to secure an exemption from dumping duties for certain types (i.e. specifications) of Q&T steel plate. It is understood from the Commission’s response to a request for exemption from Ruukki Metals Oy (dated 15 July 2014) that applications for exemption can only be considered following the Parliamentary Secretary’s decision to impose interim duties. This decision has not yet occurred.



Bisalloy does not consider that the submission raises any new matters that are not already before the Commission. Of course, Bisalloy welcomes the opportunity to provide any clarification to the Commission in respect of its injury claims at any time during the investigation.

If you have any questions concerning this letter please do not hesitate to contact either myself on (02) 4272 0407 Mob: 0406317671 or Bisalloy's Consultant John O'Connor on (07) 3342 1931 Mob: 0411 252 451.

Yours faithfully,

A handwritten signature in black ink that reads 'Tom Matinca'. The signature is written in a cursive style with a horizontal line above it.

Tom Matinca
Business Development and Strategy Manager
Bisalloy Steels Group Limited