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30 August 2017

**Mr Bora Akdeniz**  
**Assistant Director - Investigations**  
**Anti-Dumping Commission**  
**L35, 55 Collins Street**  
**Melbourne**  
**Victoria 3000**

**By email**

Dear Bora

## **Alleged dumping of wire ropes from South Africa** **Comments on visit reports concerning Scaw SA and Haggie Reid**

We attach a copy of our letter to the Commission dated 10 August 2017 and ask that it be placed on the public record with this letter for the information of interested parties.

- 1 Our clients disagree with the normal value methodology and with many of the other findings of the visit reports, and with the outcomes of those reports in their entirety.
- 2 Our clients maintain, as evidenced by their letter dated 10 August 2017, that they were not given a fair or reasonable opportunity to comment on the methodologies, findings and outcomes set out in the visit reports during their formulation or after they had been submitted to us.
- 3 Specifically, with respect to the Scaw SA visit report, but without limiting their disagreement, our clients:
  - (a) disagree with the grouping of characteristics of wire ropes for the purposes of defining a group of domestic models of wire ropes that the Commission has then compared with a group of export models said to have the same characteristics;
  - (b) disagree with the finding that the normal value of the goods could be, or should be, worked out under Section 269TAC(1) of the Act;
  - (c) disagree with the rejection of an adjustment for bad debt incurred with respect to domestic sales;
  - (d) disagree with the rejection of an adjustment for foreign exchange gains with respect to export sales; and
  - (e) disagree with the rejection of a commercial rebate with respect to steel billet used for export sales as either an adjustment to the terms and circumstances of the sales or as a negative cost with respect to the goods under consideration.
- 4 Specifically, with respect to the Haggie Reid visit report, but without limiting their disagreement, our clients:

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- (a) disagree with the adoption of a work back methodology from Haggie Reid's selling price to arrive at an FOB export price;
  - (b) disagree with the way in which the work back FOB export price has been arrived at; and
  - (c) disagree with the way in which reel sales between it and Scaw SA have been dealt with.
- 5 With respect to certain aspects of both visit reports, our clients view statements of degree that are expressed to be pejorative and unnecessary, believing that the processes of working out whether goods are dumped and the margins of any dumping to be objective considerations which do not require such statements to be made.
- 6 With respect to the Statement of Essential Facts, our clients were concerned to find that information of a confidential nature with respect to their commercial business was published, without reference to them beforehand, believing this to have been unreasonable and unnecessary.

Our clients will continue to participate and to cooperate in these proceedings, as they have attempted to do to date, despite the difficulties in dealing with the Commission that they have encountered and despite the unfavourable position in which they now find themselves.

Yours sincerely



**Daniel Moulis**  
Partner Director

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