



17 April 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

#### Public File

Dear Ms Taylor,

#### **Re: Investigation into the alleged dumping of Quenched and Tempered Steel Plate exported from Finland, Japan and Sweden – Vulcan Steel submission**

We refer to the above submission by Vulcan Steel lodged 9 April 2014. The submission contains incorrect claims and assertions regarding the Australian Industry's (Bisalloy) capabilities, and the impact of injury caused by imports of Q&T Steel Plate by Vulcan Steel Pty Ltd ("Vulcan Steel").

#### **Material Injury**

Vulcan Steel's claims that it **'does not sell full plate into the open market' and that 'it does not compete with Bisalloy'**<sup>1</sup> are incorrect. The Q&T Steel Plate imported by Vulcan Steel are goods that are readily available from Bisalloy and compete directly with the Australian Industry. Furthermore they are sold to the same end-use customer markets after being value added processed by PCD Steel. In the absence of dumped Q&T Steel Plate, Bisalloy would be a competitive supplier to Vulcan Steel with locally produced Q&T Steel Plate.

Vulcan Steel further claims that **'the argument that Bisalloy is forced to match an import price is irrelevant to any consideration of Vulcan's imports as is any suggestion that Vulcan is a competitor of Bisalloy'**<sup>2</sup> cannot be accepted. The import price of the dumped Q&T Steel Plate is the predominant factor influencing Vulcan Steel's purchasing decision. As above, in the absence of dumped Q&T Steel Plate, Bisalloy would be a competitive supplier to Vulcan Steel with locally produced Q&T Steel Plate.

Vulcan Steel also claims that **'its policy of importing steel plate for further processing at PCD Steel is an imperative arising out of the fact that Bisalloy cannot manufacture sufficient Q&T plate to satisfy the Australian Market'**<sup>3</sup>. The Australian Industry considers this claim to be incorrect as Bisalloy's manufacturing capacity during the investigative period exceeded total demand for Q&T Steel Plate in the Australian market and is still the case currently.

<sup>1</sup> Submission by Vulcan Steel dated 3 March 2014. P1

<sup>2</sup> Submission by Vulcan Steel dated 3 March 2014. P2

<sup>3</sup> Submission by Vulcan Steel dated 3 March 2014. P2

Vulcan Steel claims that **‘the channel to market that Bisalloy has adopted effectively excludes any sale of Q&T Plate to Vulcan Steel’**<sup>4</sup>. Bisalloy rejects this suggestion as Vulcan Steel could access locally produced Q&T Steel Plate directly from the Australian Industry on equal terms under like conditions as was available to other Bisalloy customers during the investigative period.

Vulcan Steel claim that its **‘minimal volumes are completely inconsistent with any finding that they are the cause of material injury to the applicant’**<sup>5</sup> and that there is an **‘absence of any evidence that those imports have caused any detriment to Bisalloy’**<sup>6</sup>. The Australian Industry considers that all (including the amounts sold by Vulcan Steel) dumped Q&T Steel Plate sold into the Australian Market whether sold in smaller or larger quantities have been the cause of material injury experienced by the Australian Industry throughout the investigation period.

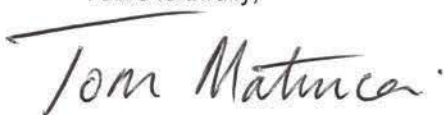
Vulcan Steel has requested ‘Exemptions’ to be recommended to the Minister by the Commissioner on the basis that:-

1. **Bisalloy is not offering their product for sale ‘to all purchasers on equal terms under like conditions’**<sup>7</sup>.
2. **Imports of plate steel by Vulcan that are entirely used for further internal processing and value adding and not in direct competition with Bisalloy’s full plate sales**<sup>8</sup>.

Bisalloy does not support the request for exemptions from anti-dumping measures for Q&T Steel Plate imported by Vulcan Steel. Bisalloy’s locally produced Q&T Steel Plate is available to Vulcan Steel on equal terms under like conditions to other customers in the Australian market. The Q&T Steel plate imported by Vulcan Steel and value added processed by PCD Steel is sold to the same end-use customer markets as the Australian Industry. It is Bisalloy’s position that Vulcan Steel’s request for exemption from anti-dumping measures cannot be granted as the relevant grounds for exemption are not satisfied in Vulcan Steel’s circumstances.

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,



Tom Matinca  
Business Development and Strategy Manager  
Bisalloy Steel Group Limited

<sup>4</sup> Submission by Vulcan Steel dated 3 March 2014. P2

<sup>5</sup> Submission by Vulcan Steel dated 3 March 2014. P2

<sup>6</sup> Submission by Vulcan Steel dated 3 March 2014. P2

<sup>7</sup> Submission by Vulcan Steel dated 3 March 2014. P2

<sup>8</sup> Submission by Vulcan Steel dated 3 March 2014. P2