



ROGER D. SIMPSON & ASSOCIATES PTY. LTD.

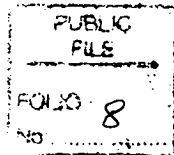
ANTI - DUMPING SPECIALISTS

ACN 056 514 213 ABN 87 056 514 213

NON - CONFIDENTIAL

1 February 2012

Mr John Bracic
Director
International Trade Remedies Branch
Australian Customs and Border Protection Service
Customs House
5 Constitution Avenue
Canberra ACT 2600



Dear Mr Bracic,

QUICKLINE FROM THAILAND - ISSUES PAPER 2012/179

This submission, on behalf of Cockburn Cement Ltd ("CCL"), is in response to Customs' Issues Paper 2012/179.

CCL disagrees with Customs' view expressed in the said issues paper that dumped imports caused negligible injury over the investigation period. CCL continues to be of the view that dumped imports caused material injury during the investigation period and will separately address this matter to Customs.

Concerning the threat of material injury caused by dumped exports, the entry of dumped imports of quicklime into the Australian market in 2010 and consequent material reductions in CCL's selling prices to customers in the non-alumina sector is a change in circumstance which makes future material injury foreseeable and imminent.

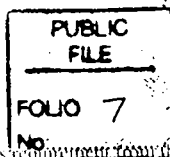
Due to the entry of dumped imports in the Australian market, in 2010/11 CCL reduced term contract prices to [] of its [] non-alumina sector customers (representing []% of this sector in respect of sales tonnage). Because these reduced contract prices will continue for the term of the contract ([] in some instances), the injury caused by the dumped imports is foreseeable and imminent.

Furthermore, if anti-dumping measures are not imposed, CCL's selling prices to these or other non-alumina sector customers whose term contracts / pricing arrangements expire within the next 12 months are likely to be negatively impacted by the presence/availability of dumped imports. There are [] such customers (representing []% of this sector in respect of sales tonnage). The price depression and consequent loss of profit to be brought by this likelihood represents injury which is foreseeable and imminent.

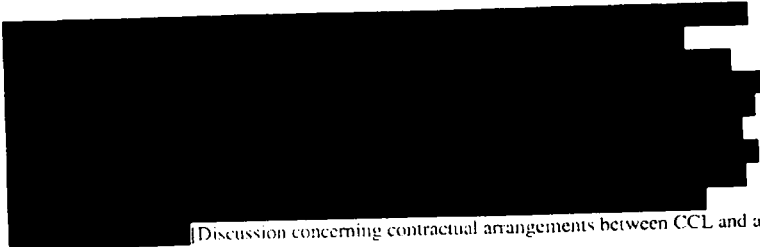
Similarly, the entry of dumped imports into the alumina sector in 2010 and consequent changes to CCL's contractual arrangements with its major customer [], are changes in circumstance which make future material injury foreseeable and imminent.

Having successfully trialled the dumped product, unless anti-dumping matters are imposed, it is foreseeable that during the next 12 months, [] will either -

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- (a) source up to ■% of its requirements from the supplier of the dumped imports; or
- (b) source up to ■% of its requirements from CCL at significantly depressed prices.



[Discussion concerning contractual arrangements between CCL and a major customer]

Adding to the foreseeability and imminence of future injury in the absence of anti-dumping measures are the following circumstances:

- The importer of the dumped product has sold the dumped product to CCL's customers for trialling with a view to long-term supply of larger volumes;
- Trials conducted by these customers have demonstrated suitability of the dumped product;
- The exporter/importer of the dumped product has invested substantial capital in the establishment of a distribution facility at Henderson, WA; and
- The exporter/importer of the dumped product has publicly announced its intention to establish additional distribution facilities in western and northern Australia.

We will call to arrange an appointment to discuss the above and other injury/causation matters.

Yours sincerely,

Roger Simpson