

To :

1. Director Operations 3
Trade Measures Branch
Australian Customs and Border Protection Service
5 Constitution Ave
Canberra ACT 2601
2. Brendan O'Connor
Minister for Small Business
Parliament House
Canberra ACT 2600

Brendan.O'Connor.MP@aph.gov.au
3. Rose Webb
EGM – Mergers & Adjudication
Australian Competition & Consumer Commission
G.P.O Box 3131
ACT 2601

This is non confidential and can be lodged in the public record.

Dear Sir / Madam

I am aware that recently the HSS (Pipe & Tube) Case Statement of Essential Facts has been published with the opportunity to respond with comments by May 14.

I am very concerned that our ability to supply Pipe and Tube to a very broad range of stockists and end users around Australia will be severely hampered if the anti-dumping action is successful.

I am very familiar with customers who have indicated they will simply move the manufacturing off shore to produce fully made up finished products rather than add value to the pipe and tube here in Australia.

I find it astonishing that most of the imports coming into Australia in this product area (from Taiwan, China, Thailand, Korea and Malaysia) could be accused of dumping product whereas Onesteel's own exclusive imported source of the same products (Vietnam) could be free of this alleged "lower than market" pricing. This A-D action is a blatant case of self serving opportunism.

I also make the following comments.

Anti-competitive

- Onesteel are exiting their local manufacture & setting up their own exclusive imports
- Refuse to directly supply my business
- Onesteel have a very narrow range that they manufacture, exacerbated by their exit from HDGP and oil & gas pipe.
- It seems the only option I have is buy from Onesteel's approved distributor's at an inflated rate or otherwise stick with my current suppliers at higher rates.

Eitherways, the duties imposed will increase the cost of my business; where is the relief for Australian manufacturers?

- Why are Custom's protecting one importer at the expense of all the independent ones?
- The HSS anti-dumping case will result in a lessening of competition in the Australian pipe & tube market

Non Injurious Price

- Understand that any duties are supposed to negate the impact of dumping, not reward one party (the Applicant) over others.
- Therefore assume that Onesteel's Vietnam imports or imports from suppliers found not to have dumped will be considered.

Material Injury

- Apart from Vietnam, which is not even part of this investigation, import availability appear to have gone down.
- Onesteel get a \$64 million subsidy and we get inflated input costs – where is the equity in that?
- Any comments re the material injury of inflated input costs to viability of business including reference to number of employees.

Please let me know if any further clarification is required.

Regards,

David

David Roberts
General Manager / Trading Director, Sanwa Pty Ltd