
APPLICATION UNDER SECTION 269ZA OF THE *CUSTOMS ACT 1901* FOR A REVIEW OF ANTI-DUMPING MEASURES

In accordance with section 269ZA of the *Customs Act 1901* (the Act), I request that the Anti-Dumping Commissioner initiate a review of anti-dumping measures in respect of the goods the subject of this application to:

1. **revise the level of the measures** because one or more of the variable factors relevant to the taking of measures have changed (a variable factors review)

In this case the factors that I consider have changed are:

- normal value
 export price
 non injurious price
 subsidy

The changes of variable factors are likely to persist because the price of pineapple still at high level from now from decrease of pineapple plantation area in Thailand.

The variable factors review is in relation to:

- a particular exporter (*if so provide name and country details*)
Natural Fruit Co., Ltd. Thailand
 exporters generally

or

2. **revoke the measures** because the anti-dumping measures are no longer warranted (a revocation review)

In this case the measure I consider should be revoked is:

- the dumping duty notice
 the countervailing duty notice
 the undertaking

The revocation review is in relation to:

- a particular exporter (*if so provide name and country details*)
 exporters generally

NOTE

Where seeking variable factors review as well as a revocation review, indicate this in *both* 1 and 2 above.

DECLARATION

I believe that the information contained in this application:

- provides reasonable grounds for review of the anti-dumping measure; and
- is complete and correct to the best of my knowledge and belief.

Signature:



Name:

Ms. Rungporn Sutjaritvorakul

Position:

Marketing Manager

Company:

Natural Fruit Co., Ltd.

ABN:

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Date:

21 October 2016

REQUIRED INFORMATION

Applicant

Natural Fruit Co., Ltd.
179/12 Moo 11 T.Nhongtatam, A.Pranburi
Prachuapkirikhan 77120 Thailand

Contact Person

Miss Rungporn Sutjaritvorakul
Marketing Manager
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Other parties supporting this application

None

Applicant's interest

Natural Fruit is the manufacturer whose exportation their product from Thailand to Australia

Details of the current anti-dumping measures

Product: FSI pineapple
Tariff classification: 2008.20.00
County of company: Thailand
Review of Anti-Dumping Measures Date: 8 May 2013

Grounds for anti-dumping review

Natural Fruit cooperated and provided evidence during customs visit in the past until proved that they are not concerned with dumping, they export FSI pineapple to Australia with anti-dumping [REDACTED] in 2015.

In July 2016, Natural Fruit learned from customer that they already missed the opportunity to participate in the recently review at the first half this year, while still have some pending contract with Australian customer, this may cause from lost communication in email system and then not hesitate to contact anti-dumping commission to open for the review again as believe that Natural Fruit is not concerned with dumping.

Background

Since Natural Fruit got [REDACTED] anti-dumping rate in the past, and they are very careful to prevent the dumping any cases, so they should not be counted in dumping as the following reasons:

- Their export prices have increased steadily along 2015 due to the shortage of pineapple supply in Thailand.

- High demand in other markets, while the prices were also increased, the average selling price to Australia is a bit higher than other market, so there is no reason for dumping in Australian market.

Hence, Natural Fruit would like to provide this information for you to consider the review and will provide further information upon your request.

Export to Australia

As the attached spreadsheet, all products that exported to Australian market are FSI pineapple, most of that are canned pineapple tidbit with net weight 3060g. With [REDACTED] AD rate, the average export price during July 2015 – June 2016 is THB [REDACTED] per kg ; FOB Bangkok

Domestic sales

The price for Domestic sales in spreadsheet is THB [REDACTED] per kg ; FAS Bangkok, but this also include some price of different product, it is canned pineapple tidbit 1/8 cut that the price is higher than normal tidbit spec, 1/14 and 1/16 cut, which export to Australia market. It can be separated by the product code like “NP” or “SP” (while the product code for normal tidbit should be “NT” or “ST”), so if compared just the same product by separate those items, the price for Domestic sales will be THB [REDACTED] per kg ; FAS Bangkok

Normal value

The normal value can be considered from average price for domestic sales or average price from third country sales as the portion is bigger than domestic, the third country sales can be calculated with average exchange rate from Australian sales as THB [REDACTED] per 1 USD, then average price for third country sales is THB [REDACTED] per kg ; FOB Bangkok as per the details in attached spreadsheet.

Dumping margin

From provided information in the attached spreadsheet, we would like to compare between either domestic sales or third country sales with Australian export prices, then we can get the dumping margin from the period 1 July 2015 to 31 June 2016 as the following:

	(THB/kg)
Normal value (Domestic sales)	[REDACTED]
Export price (Australian sales)	[REDACTED]
Dumping margin	[REDACTED]

	(THB/kg)
Normal value (Third country sales)	[REDACTED]
Export price (Australian sales)	[REDACTED]
Dumping margin	[REDACTED]

Other interest parties

Golden Circle Ltd, the sole Australian manufacturer, is likely to have an interest in this matter.