

# Public Record

## FILE NOTE

**Exemption request – Prepared or preserved tomatoes, exported to Australia from Italy**

**Record of email correspondence between the Anti-Dumping Commission and Kirkfood Pty Ltd**

From the Anti-Dumping Commission dated 30 January 2015:

Further to your correspondence of 22 January 2015 and the Australian Industry's response to the Exemption Application, can you please explain in greater detail, why the La Bella San Marzano tomatoes are different to those manufactured by SPC Ardmona (SPC) with regards to:

- Production likeness - how are La Bella tomatoes grown in Italy and what production process do they go through – are these different to SPC's production process in Australia?
- Physical likeness – how are La Bella tomato tins different to SPC tomato tins
- Commercial likeness - for example, if La Bella San Marzano tomatoes were unavailable, would a customer buy SPC tomatoes? Why not?
- Functional likeness – for what purposes do customers buy La Bella tomato cans as opposed to SPC?

If you wish to obtain further information on whether dumping duties are payable on the various sizes of canned tomatoes that you import, you can contact Client Support on (03) 9244 8241.

Your earliest responses are much appreciated.