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11 October 2013

Ms Joanne Reid
Director, Operations 2
Anti-Dumping Commission
C/o Australian Customs and Border Protection Service
Customs House
5 Constitution Avenue
CANBERRA ACT 2601

Received
17 Oct 2013

Dear Ms Reid

Continuation and Review of anti-dumping measures – processed currants exported from Greece

Unsuppressed selling price

I refer to the Anti-Dumping Commission's ("the Commission") recent visit to Sunbeam Foods Pty Ltd ("Sunbeam Foods") concerning the continuation and review inquiries into anti-dumping measures applicable to processed currants exported from Greece.

At the meeting the Commission requested Sunbeam Foods' view as to a proposed unsuppressed selling price ("USP"). In the recent review of measures applicable to Agricultural Co-Op Union Aeghion ("Aeghion") based upon the period 1 October 2011 to 30 September 2012 (Report No. 192) the then Customs and Border Protection recommended that the Minister determine the USP on the industry selling prices that occurred throughout the investigation period. It was considered that despite the goods being exported by Aeghion at dumped prices, and Sunbeam Foods selling its industrial processed currants at a loss.

Customs and Border Protection considered that as Sunbeam Foods' selling prices were unprofitable was not "*of itself...a sufficient basis upon which to determine that it is not appropriate to use industry prices for the purposes of calculating the USP.*"¹

Sunbeam Foods disputed the proposal to base a USP on the industry selling prices as it was also established that Aeghion had exported at dumped prices during the October 2011 to September 2012 investigation period and the industry's selling prices would have been impacted by the dumping.

In the present inquiries, the verified data for Sunbeam Foods' selling prices confirms a deterioration in prices since the most recent review (i.e Report no. 192). Further, the Commission has established that Frutex Australia Pty Ltd ("Frutex") has sold its imports of Greek processed currants at a loss (when interim dumping duties are included)². Once the interim dumping duties were excluded, two of the four shipments were found to be profitable.

Frutex is the largest importer and supplier of Greek processed currants on the Australian market. Sunbeam Foods competes directly with Frutex across all large industrial customers of processed currants. Sunbeam Foods has provided the Commission with evidence where it has been

¹ Trade Measures Report No. 192, P. 19.

² Frutex Australia Pty Ltd Importer Visit report, P.15.

unsuccessful with its price offers for locally produced processed currants, losing out to sales of imported processed currants.

The decline in processed currants selling prices in the industrial sector since the last investigation period can be attributed to declining import offers for imported Greek processed currants. Additionally, as Frutex has been selling imported processed currants at a loss, these loss-making sales have impacted Sunbeam Foods selling prices during the present investigation period (as evidenced by Sunbeam Foods' declining selling prices for industrial currants).

Sunbeam Foods does not consider a USP can be based upon injurious selling prices for processed currants across the investigation period. As submitted by Sunbeam Foods in the review investigation into exports by Aeghion in October 2011 to September 2012, Sunbeam Foods again recommends that the USP be based upon the industry's cost-to-make-and-sell ("CTM&S") data through the July 2012 to June 2013 investigation period, plus an amount of profit.

Sunbeam Foods would draw to the Commission's attention that the price to growers included in Sunbeam Foods' 2012/13 data has fallen from the previous period. This decline in prices to the Australian growers of dried currants is due to the impact of the selling prices on the Australian market for imported Greek processed currants.

An appropriate USP for the 2012/13 year would include an unsuppressed purchase price for dried currants from the growers – not the reduced purchase price evident in 2012/13.

Further threat of material injury

Sunbeam Foods would like to take this opportunity to re-assert its representations made in its letter dated 20 August 2013 concerning the future threat of material injury in the event the anti-dumping measures were allowed to expire.

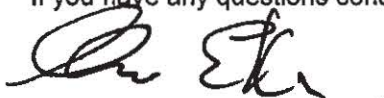
It is Sunbeam Foods position that the increased production of Greek processed currants in 2013 will lead to increased volumes destined for exports. Australia is a large (in global terms, third largest end-use market) consumer of Greek processed currants and, in the absence of dumping measures, it is likely that exports of Greek currants would continue at dumped prices.

Requests

The Commission is requested to recommend that the Minister establish a USP for processed currants in 2012/13 based upon Sunbeam Foods' CTM&S plus a level of profit. The Sunbeam CTM&S data should also include a purchase price to growers that is not suppressed and represents a reasonable return to growers for dried currants.

Additionally, Sunbeam Foods requests the Commission to recommend that the Minister continue the anti-dumping measures on processed currants and not allow the measures to expire on 14 January 2014.

If you have any questions concerning this letter, please do not hesitate to contact me.



Mr Chris Ellis
General Manager Fruit Supply