

PUBLIC RECORD

4 June 2014

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Ms Joanne Reid
Director Operations
Anti-Dumping Commission
Customs House
5 Constitution Avenue
CANBERRA ACT 2601

Dear Joanne

COPY PAPER FROM CHINA – FURTHER INVESTIGATION

Thank you for your response of 3 June 2014 concerning the above matter.


We acknowledge that the note for file dated 21 April 2014 adequately summarised the matters that are the subject of further investigation by the Commission and we welcome your assurance relating to the inclusion of future meeting notes on the public record. We also note, however, that the other questions directed to the Commissioner in our letter of 2 May 2014 remain unanswered.

On the subject of confidentiality claims by the applicant we note that for all such claims in its submission of 27 March 2014 you have concluded that there are apparent grounds that the publication of the redacted material would adversely affect its business or commercial interests.

That conclusion which applies to written material concerning such matters as UPM supply agreements and importer/exporter relationships could not be justified by reference to the application of the notional reasonable person test unless the material had been obtained unlawfully. When extended to approve a claim for the confidentiality of the retail price offers that are regularly inserted in our letter boxes, your conclusion is paradoxical.

Yours sincerely

MINTER ELLISON



John Cosgrave
Director, Trade Measures

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