

Schedule 1

Prepared or Preserved Tomatoes

Exported from Italy by Feger Di Gerardo Ferraioli S.P.A. and La Doria S.P.A.

I, KAREN LESLEY ANDREWS, the Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science, am SATISFIED that:

Description	Relevant section of Act
because of low volume of sales of certain models of like goods sold by Feger and La Doria in Italy that would be relevant for the purposes of determining normal value under subsection 269TAC(1), the normal value of those models cannot be ascertained under subsection 269TAC(1);	s.269TAC2(a)(i)
the amount of the export price of the goods exported to Australia from Italy by Feger and La Doria is less than the amount of the normal value of like goods and because of that, material injury to the Australian industry producing like goods has been, and is being caused; and	s.269TG(1)
the amount of the export price of like goods exported to Australia from Italy by Feger and La Doria is less than the amount of the normal value of those goods and the export price of like goods that may be exported to Australia from Italy by Feger and La Doria in the future may be less than the normal value of the goods and because of that, material injury to the Australian industry producing like goods has been, or is being caused or is threatened.	s.269TG(2)

I, KAREN LESLEY ANDREWS, the Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science, DETERMINE that:

Description	Relevant section of Act
the export price of certain models of the goods exported to Australia by Feger and La Doria cannot be determined using subsection 269TAB(1)(a) or (b) and, having regard to all the circumstances of the exportation, is to be determined using the price paid by the importer, deducting, where applicable, transport and other costs after exportation;	s. 269TAB(1)(c)
for the purposes of calculating the normal value for certain models of goods for which there are a low volume of sales sold by Feger and La Doria in Italy, the cost of production or manufacture of the goods in the country of export is as set out in confidential attachments 4 and 5	s. 269TAC(2)(c)

to Final Report No. 276, and the administrative, selling and general costs associated with the sale and the profit on that sale is as set out in confidential attachments 4 and 5 to Final Report No. 276; and	
by comparison of the weighted average export prices of goods the subject of the application over the whole of the investigation period with the weighted average of corresponding normal values over the whole of that period in accordance with paragraph 269TACB(2)(a), exports of the goods from Italy by Feger and La Doria were dumped.	s. 269TACB(1)

I, KAREN LESLEY ANDREWS, the Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science, DIRECT that:

Description	Relevant section of Act
for goods where the normal value is the price paid or payable for like goods sold in Italy by Feger and La Doria, the price paid or payable be taken to be such a price adjusted for differences in the terms and circumstances between domestic and export sales to ensure a fair comparison; and	s.269TAC(8)
for goods where the normal value was ascertained in accordance with subsection 269TAC(2)(c), the necessary adjustments (as described in confidential attachments 4 and 5) in determining the costs to produce or manufacture the goods and the administrative, selling and general costs be made to ensure that the ascertained normal value is properly comparable with the export price of those goods.	s.269TAC(9)

Dated this 10th day of February 2016



KAREN LESLEY ANDREWS

Assistant Minister for Science
Parliamentary Secretary to the Minister for Industry, Innovation and Science