



ANTI-DUMPING NOTICE NO. 2014/22

Prepared or Preserved Tomatoes

Exported from Italy

Termination of part of an Investigation

Customs Act 1901 – Part XVB

On 10 July 2013 the Anti-Dumping Commission (the Commission) initiated an investigation into the alleged dumping of prepared or preserved tomatoes exported to Australia from Italy, following an application lodged by SPC Ardmona Operations Limited (SPCA).

The Commission published a notice in *The Australian* on 10 July 2013 notifying the initiation of the investigation, and issued Anti-Dumping Notice (ADN) 2013/59, which contains further details on the investigation, available at www.adcommission.gov.au.

As a result of the Commission's investigation, the Anti-Dumping Commissioner (the Commissioner):

- is satisfied that, in relation to La Doria S.p.A (La Doria) and Feger di Gerardo Ferraioli S.p.A (Feger), the goods exported by those exporters have been dumped, but the dumping margin is less than two per cent; and,
- therefore, has decided to terminate the investigation in accordance with subsection 269TDA(1) of the *Customs Act 1901* so far as it relates to La Doria and Feger

In making the decision to terminate, the Commissioner had regard to the application, submissions from interested parties, Statement of Essential Facts No. 217, submissions in response to that statement, and other relevant information.

Termination Report No.217, which sets out reasons for the termination decision, including the material findings of fact or law upon which the decision is based, has been placed on the Commission's public record, available at www.adcommission.gov.au. Alternatively, the public record may be examined at the Commission office by contacting the case manager on the details provided below.

Notice of the decision to terminate was published in *The Australian* newspaper on 20 March 2014.

The investigation into the alleged dumping of the goods from all other Italian exporters continues. The Commission is due to report to the Parliamentary Secretary to the Minister for Industry in respect of this investigation by 21 March 2014.

The applicant may request a review of the Commissioner's decision to terminate part of the investigation by lodging an application with the Anti-Dumping Review Panel in the approved form and manner within 30 days of the publication of the public notice.

Enquiries about this notice may be directed to the case manager on telephone number (02) 6274 4948, fax number 1300 882 506 or +61 2 6275 6888 (outside Australia) or operations1@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

20 March 2014