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## **ANTI-DUMPING NOTICE NO. 2018/170**

### **INQUIRY CONCERNING THE CONTINUATION OF ANTI-DUMPING MEASURES APPLYING TO PREPARED OR PRESERVED TOMATOES EXPORTED TO AUSTRALIA FROM ITALY**

### **Extension of time granted to issue the Statement of Essential Facts and Final Report (No. 488)**

*Customs Act 1901 – Part XVB*

On 16 July 2018, the Commissioner of the Anti-Dumping Commission (Commissioner) initiated an inquiry into whether the continuation of the anti-dumping measures in respect of certain prepared or preserved tomatoes (the goods) exported to Australia from Italy is justified.

The background to the initiation of this inquiry is contained in Anti-Dumping Notice (ADN) No. 2018/106. The initiation notice is available on the Anti-Dumping Commission (Commission) website at [www.adcommission.gov.au](http://www.adcommission.gov.au).

The initiation notice advised that the statement of essential facts (SEF) for the investigation would be placed on the public record on or before 3 November 2018.<sup>1</sup> The initiation notice also advised that a recommendation to the Minister for Industry, Science and Technology (the Minister) would be made in a final report on or before 18 December 2018.

The Commission requires further time to finalise the verification of information provided by interested parties, and to undertake further analysis of the Australian market for prepared or preserved tomatoes for the purposes of determining whether the anti-dumping measures should be continued.

I, Paul Sexton, General Manager, Anti-Dumping Commission,<sup>2</sup> requested an extension of time under subsections 269ZHI(1)(f) and 269ZHI(1)(g) of the *Customs Act 1901* (the Act) to the deadline for the Commissioner to publish the SEF, and for the Commissioner to provide his final report and recommendation to the Minister in relation to the inquiry.

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<sup>1</sup> As this is a Saturday, the effective due date for the publication of the SEF is the following business day (5 November 2018).

<sup>2</sup> On 15 December 2016, the Commissioner delegated his powers and functions under section 269ZHI of the Act to the General Managers of the Anti-Dumping Commission. See [ADN No. 2017/10](http://www.adcommission.gov.au) for further information.

The Commissioner has, under subsection 269ZHI(3) of the Act,<sup>3</sup> extended the deadline to publish the SEF and to provide his final report and recommendations.

The SEF will now be placed on the public record no later than 25 January 2019. Interested parties are invited to make submissions in response to the SEF within 20 days of the SEF being placed on the public record. The Commissioner's recommendation will now be made in a report due on or before 11 March 2019.<sup>4</sup>

Documents included on the public record may be examined at the Commission's office by contacting the case manager on the details provided below. Alternatively, the public record is available at [www.adcommission.gov.au](http://www.adcommission.gov.au).

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2440 or email at [investigations1@adcommission.gov.au](mailto:investigations1@adcommission.gov.au).

Paul Sexton  
General Manager, Investigations  
Anti-Dumping Commission

2 November 2018

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<sup>3</sup> On 19 January 2017, the Parliamentary Secretary to the Minister for Industry, Innovation, and Science delegated the powers and functions of the Minister under section 269ZHI of the Act to the Commissioner. See ADN No. 2017/10 for further information.

<sup>4</sup> As this is a public holiday, the effective due date for the final report is the next business day (12 March 2019).