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*Customs Act 1901 – Part XV B*

## **ANTI-DUMPING NOTICE NO. 2021/61**

**Kraft paperboard exported to Australia**

**from the United States of America**

**Extension of time granted to provide the Final Report to the Minister  
in relation to Investigation No. 548**

On 30 March 2020, Dale Seymour, the former Commissioner of the Anti-Dumping Commission (the former Commissioner) published a notice announcing the initiation of an investigation into the alleged dumping of certain kraft paperboard (the goods) exported to Australia from the United States of America. A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2020/032 (the initiation notice).

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 a recommendation to the Minister for Industry, Science and Technology (the Minister) would be made in a final report on, or before, 1 September 2020.

The former Commissioner previously extended this deadline. As advised in ADN No. 2020/134, a recommendation is currently due to be provided to the Minister in a report on or before 7 May 2021.

On 5 March 2021, Dr Bradley Armstrong PSM, the Commissioner of the Anti-Dumping Commission (the Commissioner) published a statement of essential facts (SEF) in relation to this investigation.<sup>1</sup> The legislated deadline for submissions (25 March 2021) to the SEF has expired.

The Commissioner has received four submissions to the SEF. I, Justin Wickes, Acting General Manager, Investigations of the Anti-Dumping Commission, requested an extension to the deadline for the Commissioner to provide his final report and recommendation to the Minister.<sup>2</sup> The extension was requested so that the four submissions to the SEF could be considered.

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<sup>1</sup> Item no. 37 on the public record.

<sup>2</sup> The Commissioner sub-delegated his power the power to grant extensions of time under section 269ZH1 of the *Customs Act 1901* (the Act) to the General Managers of the Anti-Dumping Commission. See section 269SMR of the Act and ADN No. 2017/10 on the Commission's website for further information.

The extension of time has not been granted to allow further submissions to the investigation.<sup>3</sup>

The Commissioner has, under section 269ZHI(3) of the *Customs Act 1901*, extended the deadline to provide the final report and recommendation to the Minister.<sup>4</sup>

A recommendation to the Minister will now be made in a report due on, or before, **23 July 2021**.

The public record for this case is available at [www.adcommission.gov.au](http://www.adcommission.gov.au).

Enquiries about this notice may be directed to [investigations3@adcommission.gov.au](mailto:investigations3@adcommission.gov.au).

Justin Wickes  
Acting General Manager, Investigations  
Anti-Dumping Commission

7 May 2021

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<sup>3</sup> In accordance with section 269TEA(4) of the Act, the Commissioner is not obliged to have regard to any submission made in response to the SEF received after the end of the 20 day period for submissions (25 March 2021), if to do so would, in the Commissioner's opinion, prevent the timely preparation of the report to the Minister.

<sup>4</sup> The powers of the Minister to grant extensions of time under section 269ZHI of the Act were delegated to the Commissioner. See section 269TAH of the Act and ADN No. 2017/10 for further information.