



Reinvestigation of certain findings in relation to Continuation Inquiry No. 565 relating to Ammonium Nitrate exported from the Russian Federation either directly or via Estonia

File Note

On 20 May 2021, the then Minister for Industry, Science and Technology (the Minister) accepted by signed notice, the recommendations of the Commissioner of the Anti-Dumping Commission (the Commissioner) in relation to the continuation inquiry of anti-dumping measures applying to ammonium nitrate exported to Australia from the Russian Federation (Russia). The findings and recommendations from the continuation inquiry are set out in *Anti-Dumping Commission Report No. 565 (REP 565)*.

The Anti-Dumping Review Panel (ADRP) is conducting a review of the Minister's decision under section 269ZH(1) of the *Customs Act 1901* (the Act), having received applications for a review from the following interested parties:

- CSBP Limited;
- Dyno Nobel Asia Pacific Pty Ltd;
- Orica Australia Pty Ltd; and
- Queensland Nitrates Pty Ltd.

Pursuant to section 269ZZL of the Act, the ADRP has requested the Anti-Dumping Commission (the commission) to reinvestigate certain findings in REP 565. Further details and information regarding the ADRP's reinvestigation request are available on the ADRP's website at www.adreviewpanel.gov.au.¹

The Commissioner was originally required to report to the ADRP on the findings of the reinvestigation by 5 January 2022. The ADRP has approved the Commissioner's request for an extension of time to provide the Reinvestigation Report. The Commissioner is now due to provide the Reinvestigation Report to the ADRP by 28 April 2022².

For the purposes of the reinvestigation, the commission invites interested parties to make submissions on the matters related to the findings that the ADRP has requested the commission to reinvestigate. Interested parties are invited to provide submissions by no later than 28 January 2022. The commission's preference is to receive submissions by email sent to investigations2@adcommission.gov.au.

Submissions may also be addressed to:

The Director, Investigations 2
Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601

¹ A copy of the ADRP's reinvestigation request is available at https://www.industry.gov.au/sites/default/files/adrp/2021_134_-_ammonium_nitrate_-_request_for_reinvestigation.pdf.

² A copy of the ADRP's letter to the Commissioner granting an extension of time to provide a copy of the Commissioner's reinvestigation report is available at https://www.industry.gov.au/sites/default/files/adrp/2021_134_ammonium_nitrate_-_response_to_commissioner_-_extension_of_time_-_public.pdf.

Confidential submissions must be clearly marked as “OFFICIAL: Sensitive”. A non-confidential version of the submission, marked “PUBLIC RECORD”, is required for the public record. A guide for making submissions is available on the commission website.

The commission proposes to publish a Preliminary Reinvestigation Report on the commission’s electronic public record. All submissions received by 28 January 2022 will be considered in preparation of this report.

The commission will invite interested parties to make further submissions in response to the Commissioner’s preliminary findings.

Enquiries in relation this file note may be directed to the Case Manager on telephone number +61 3 8539 2447, or email investigations2@adcommission.gov.au.