



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

26 July 2020

Mr. Mayuran Jeyarajah

Director

Investigations Unit 4

Anti-Dumping Commission

GPO Box 2013

CANBERRA ACT 2601

AUSTRALIA

Dear **Director Jeyarajah**:

The Philippines' Department of Agriculture would like to reiterate its long-standing appeal to the Australian government to lift the 15-year old anti-dumping measure imposed by Australia on consumer and FSI canned pineapples from the Philippines.

We would like to underscore the preliminary findings of the Australian Anti-Dumping Commission, as stated in its Statement of Essential Facts (SEFs) 571 & 572 and 573 & 574, that the expiration of the imposition of the measure will neither lead to the dumping of the products concerned nor material injury to the domestic industry. We completely welcome the Commissioner's proposal to recommend to the Minister for Industry, Science and Technology for the measure to be lifted later this year.

Section 7.7.1.3 of the SEF 571 & 572 highlighted the following:

- *"In each year from 2016 onwards, the selling prices of Golden Circle's consumer pineapple is the highest selling consumer pineapple product, well above consumer pineapple imported from the Philippines and countries not subject to the measures; and*
- *Fluctuations in the selling prices of consumer pineapple imported from the Philippines appear to have little to no impact on the selling prices of consumer pineapple from Golden Circle (specifically, while selling prices of imported goods from the Philippines declined from 2017 to 2019, the selling prices of Golden Circle's consumer pineapple increased from 2017 to 2018).*

Section 7.7.1 of SEF 573 & 574 likewise emphasized that future exports from the Philippines will not impact the prices of the Golden Circle even if the imposition of the anti-dumping measure is terminated.

In view of these findings, we are of the view that the measure should be lifted, pursuant to Section 269ZHf (para 2) of Part XVB Division 6A of the Australia's Custom Act of 1901 and Article 11 of the WTO Anti-Dumping Agreement.

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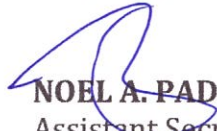
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In view of the foregoing, the Philippines urges Australia to, once and for all, terminate this additional levy on canned pineapples from the Philippines. The fifteen years' imposition of the measure should be more than sufficient for Australia's domestic pineapple industry to make necessary adjustments and compete with imports.

Thank you.

Very truly yours,



NOEL A. PADRE

Assistant Secretary Designate for
Policy, Research and Development

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