



ANTI-DUMPING NOTICE NO. 2021/092

Continuation Inquiries Nos. 573 and 574 relating to Certain Pineapple Fruit – Food Services and Industrial exported from the Kingdom of Thailand and the Republic of the Philippines

Extension of time granted to issue the Statement of Essential Facts and the Final Report

Customs Act 1901 (Cth) – Part XVB

On 25 January 2021, the then Commissioner of the Anti-Dumping Commission (Commissioner) published a joint notice announcing the initiation of two inquiries into whether the current anti-dumping measures pertaining to pineapple fruit – food services and industrial (the goods) exported to Australia from the Republic of the Philippines (the Philippines) and the Kingdom of Thailand (Thailand) should be continued.

A full description of the goods is available in Anti-Dumping Notice (ADN) No. 2021/005. This ADN is available on the Anti-Dumping Commission's (Commission) website at www.adcommission.gov.au.

The notice initiating these inquiries (initiation notice) advised that the statement of essential facts (SEF) would be placed on the public record by 17 May 2021. The SEF will set out the facts on which the Commissioner proposes to base his recommendations to the Minister for Industry, Science and Technology in relation to these inquiries. The initiation notice also advised that a recommendation to the Minister would be made in a final report on or before 29 June 2021.

The Commissioner granted an extension of time to issue the SEF and final report to these inquiries and published their decision to grant the extension in ADN 2021/69 on 17 May 2021. Following this extension, the SEF would be placed on the public record on 16 July 2021 and the final report by 3 September 2021.

Due to the Commission's current resource constraints and factors relating to the COVID-19 pandemic resulting in extended timelines for verification activities and subsequent analysis, I, Paul Sexton, General Manager, Anti-Dumping Commission, requested a further extension of the deadline for the Commissioner to publish the SEF and provide his final report and recommendation to the Minister.¹

The Commissioner has, under section 269ZHI(3) of the *Customs Act 1901 (Cth)*,²

¹ On 15 December 2016, the Commissioner of the Anti-Dumping Commission delegated his powers and functions under section 269ZHI of the *Customs Act 1901 (Cth)* (the Act) to the General Managers of the Anti-Dumping Commission. See Anti-Dumping Notice No. 2017/10 for further information.

² On 19 January 2017, the powers and functions of the Minister under section 269ZHI of the Act were delegated to the Commissioner. See Anti-Dumping Notice No. 2017/10 for further information.

extended the deadline to publish the SEF, and provide his final report and recommendation.

The SEF will now be placed on the public record no later than **19 July 2021**. Interested parties are invited to make submissions to the Commissioner in response to the SEF within 20 days of the SEF being placed on the public record.

A recommendation to the Minister will now be made in a report due on or before **6 September 2021**.

Documents included in 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.

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2478 or at investigations4@adcommission.gov.au.

Paul Sexton
General Manager, Investigations
Anti-Dumping Commission

15 July 2021