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Public File

23 August 2021

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

Email: investigations2@adcommission.gov.au

Dear Sir/Madam

Investigation 558 – File Note re Complete Office Supplies

Paper Australia Pty Ltd (hereafter referred to as “Opal Australian Paper”, or “OAP”) notes the File Note of 11 August 2021 concerning the completion of an importer questionnaire by Complete Office Supplies (“COS”).

Opal Australian Paper further notes that COS was afforded an extension of time to complete the importer questionnaire response by 21 July 2021. Parts B, C and D of the response were not provided by COS until after this date, with Part C not provided until 4 August 2021.

COS has not provided a non-confidential version of its importer questionnaire as required. As at date of publication of file note (i.e. 11 August 2021) COS had not complied with the Anti-Dumping Commission’s (“the Commission”) request for a non-confidential version of the importer questionnaire response.

It is noted by the Commission that as of the date of this submission (due to an absence of a response published on the EPR), COS has not furnished the Commission with a non-confidential version of the importer questionnaire.

COS’ non-compliance with the Commission’s requirements to provide a non-confidential version of its importer questionnaire disadvantages the Australian industry from understanding the extent of COS’ participation in the investigation. Opal Australian Paper anticipates that the Commission will exercise caution in its reliance on the information provided by COS in the current investigation as its reliability may be deemed questionable considering its refusal to place it on the public record. Interested parties therefore cannot adequately critique or address potential inaccuracies, giving rise to issues of procedural fairness. OAP submits that the Commission should consider whether to deem COS non-cooperative in accordance with the Customs (Extensions of Time and Non-Cooperation) Direction 2015.

If you have any questions concerning this submission please do not hesitate to contact me on 0425 619 667.

Yours sincerely

Matt Decarne
Trade Affairs Manager