



Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601

Mr Brett Williams
Williams Trade Law
2/61-67 Varna Street
CLOVELLY NSW 2031

via email: williams@ [REDACTED]

Dear Mr Williams

I refer to PT Indah Kiat Pulp & Paper Tbk's (Indah Kiat's) response to the exporter questionnaire and correspondence received by the Anti-Dumping Commission (the Commission) on 19 March 2020.

As previously advised to the Government of Indonesia, please be assured that Australia is committed to implementing the Panel's findings and recommendations in good faith and in a prompt and timely manner. As set out in ADN 2020/28, the Commission has initiated the review to implement the DS529 Panel's findings. In undertaking this review, the Commission will apply the legislative framework set out in Part XVB of the *Customs Act 1901* (Cth) which, among other things, implements Australia's obligations under the Agreement on Implementation of Article VI of the GATT 1994. The review conducted pursuant to this framework will be in conformity with the Panel's findings and is intended to implement those findings.

The review seeks to obtain information from Indah Kiat relevant to the Anti-Dumping Commission's assessment in light of the Panel's findings. This includes data in relation to the review period.

The Commission invites Indah Kiat to provide a further response to the questionnaire and any other submissions it would like to make relevant to the review, including:

- information or data relevant to the calculation of the normal value for Indah Kiat, including the proper comparison and cost of production in the country of origin findings from the DS529 Panel report;
- information or data relevant to the construction of the normal value findings from the DS529 Panel report;
- any other information or data that Indah Kiat considers relevant to the implementation of the DS529 Panel Report.

The Commission has prepared Attachment A which highlights the sections of the exporter questionnaire that we welcome a further response from Indah Kiat. The Commission would also welcome any information, data or submissions in relation to the grounds of review, including:

- that the variable factors relevant to the taking of measures in relation to A4 copy paper exported to Australia from Indonesia by Indah Kiat may have changed;
- that the anti-dumping measures may no longer be warranted in relation to the measures applying to Indah Kiat.

The Commission invites Indah Kiat to consider Attachment A and provide a further response by 8 May 2020.

Please be assured that Australia is committed to implementing the Panel's findings and recommendations in good faith and in a prompt and timely manner. The provision of relevant information from Indah Kiat would assist the Commission in implementing the Panel's findings and recommendations. In the event that Indah Kiat does not request a longer period to respond, or provides a response by this deadline that I consider does not provide information relevant to the case, the Commissioner may need to place greater weight on other information available to him, including from other interested parties or sources.

If you would like to discuss any of the matters raised in this letter, please contact the case manager on 03 8539 2447 or email Investigations2@adcommission.gov.au.

Yours sincerely



Paul Sexton
General Manager Investigations
Anti-Dumping Commission

27 April 2020

**RESPONSE TO EXPORTER QUESTIONNAIRE
LIST OF QUESTIONS FOR INDAH KIAT TO RESPOND TO IN A FURTHER RESPONSE**

INDAH KIAT

Questions	Issue	Response Checklist ¹
A-1.3. A-2.1. to A-2.3. A-2.5. to A-2.11. A-3.1. to A-3.3. A-3.9. A-4.6.	Responses to the referenced questions do not specify whether the response for the original investigation period remains unchanged for the current review period (1 January 2019 to 31 December 2019) and, if not, does not provide updated information for the current review period.	
A-4.1. to A-4.5.	No responses or the requested information and/or documents have been provided in response to the referenced questions.	
B-1.1. to B-1.8. B-2.1. to B-2.2. B-3.1. to B-3.2. B-4.1. to B-4.3. B-5.1. to B-5.3.	Requested information, documents or responses were not provided in response to the referenced questions. Where there is no data or information to answer a question due to no export sales to Australia, please indicate so.	
C-1.1. to C-1.2. C-2.1. to C-2.2. C-3.1.	Requested information, documents or responses were not provided in response to the referenced questions.	
D-1.1. to D-1.7. D-2.1. to D-2.2. D-3.1. to D-3.2.	Requested information, documents or responses were not provided in response to the referenced questions.	

¹ Please comment on how the deficiency has been addressed in this column.

Questions	Issue	Response Checklist ¹
E-1.1. to E-1.2. E-2.1. to E-2.3. E-3.1. to E-3.6. E-4.1. to E-4.4. E-5.1.	Requested information, documents or responses were not provided in response to the referenced questions.	
F-1.1. to F-1.3. F-2.1. to F-2.2. F-3.1.	Requested information, documents or responses were not provided in response to the referenced questions.	
G-1.1. to G-1.2. G-2.1. to G-2.10. G-3.1. to G-3.3. G-3.A.1. G-3.B.1. G-4.1. to G-4.2. G-5.1. to G-5.2. G-5.A.1. G-5.B.1. G-6.1. to G-6.2. G-7.1. to G-7.4. G-8.1. to G-8.3. G-9.4. G-10.1.	Requested information, documents or responses were not provided in response to the referenced questions.	

Questions	Issue	Response Checklist ¹
H-1.1. to H-1.5. H-2.1. to H-2.3. H-3.1. to H-3.5. H-3.7. to H-3.11. H-4.1. to H-4.6. H-5.1. to H-5.5. H-6.1. (two questions)	Responses to the referenced questions do not specify whether the response for the original investigation period remains unchanged for the current review period (1 January 2019 to 31 December 2019) and, if not, does not provide updated information for the current review period.	
H-3.6.	Requested information, documents or responses were not provided in response to the referenced question.	
I-2.1. to I-2.2.	Requested information, documents or responses were not provided in response to the referenced questions.	
J-1.1. to J-1.6. J-2.1. to J-2.6. J-3.1. to J-3.16. J-4.1. to J-4.5.	Requested information, documents or responses were not provided in response to the referenced questions.	
K-1.1. to K-1.7.	Requested information, documents or responses were not provided in response to the referenced questions.	
L-1.1. to L-1.6. L-2.1. to L-2.6. L-3.1. to L-3.15. L-4.1. to L-4.5.	Requested information, documents or responses were not provided in response to the referenced questions.	