



Australian Government
**Department of Industry,
Innovation and Science**

Customs Act 1901

Notice under section 269ZZM(4)

Prepared or Preserved Tomatoes exported from the Italian Republic

The Anti-Dumping Review Panel (ADRP) has completed a review of a decision by the former Assistant Minister for Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science (the former Parliamentary Secretary) to publish a notice under section 269TG(1) and (2) of the *Customs Act 1901* in relation to Prepared or Preserved Tomatoes exported from Italy by Feger Di Gerardo Ferraiol S.P.A (Feger) and La Doria S.P.A (La Doria) (the Reviewable Decision). The Reviewable Decision was published on the Anti-Dumping Commission (the ADC) website on 11 February 2016.

Applications for review were made by Feger and La Doria and the Government of the Italian Republic (Italy). A copy of the applications and the ADRP's report to me (ADRP Report No 35) is available on the ADRP website www.adreviewpanel.gov.au.

The ADRP has recommended that I revoke the Reviewable Decision and substitute a new decision.

I, CRAIG LAUNDY, Assistant Minister for Industry, Innovation and Science and Parliamentary Secretary to the Minister for Industry, Innovation and Science, have considered and accepted the recommendations, and reasons for the recommendations, made by the ADRP in ADRP Report No 35, including all material findings of fact or law as set out in ADRP Report No 35.

Therefore, in accordance with section 269ZZM(1)(b) of the *Customs Act 1901* and with effect from 11 February 2016, I **revoke** the Reviewable Decision and substitute a new decision that imposes no dumping measures on La Doria, and in respect of Feger, is in the same terms as the Reviewable Decision except that a different normal value is ascertained resulting in a dumping margin for Feger of 4.8%.

Interested parties may seek a review of this decision by lodging an application with the Federal Court of Australia, in accordance with the requirements in the *Administrative Decisions (Judicial Review) Act 1977*, within 28 days of the publication of this notice.

Craig Laundy
Assistant Minister for Industry, Innovation and Science/Parliamentary Secretary to the
Minister for Industry, Innovation and Science
4 January 2017