



**Australian Government**  
**Anti-Dumping Review Panel**

*Customs Act 1901*

Notice under section 269ZZI

**A4 Copy Paper exported from the Federative Republic of Brazil, the People's Republic of China, the Republic of Indonesia (except by PT. Indah Kiat Pulp & Paper Tbk, PT. Pabrik Kertas Tjiwi Kimia Tbk and PT. Pindo Deli Pulp & Paper Mills) and the Kingdom of Thailand**

The Anti-Dumping Review Panel (Review Panel) received a joint application from APRIL Far East (Malaysia) Sdn. Bhd. (AFEM) and PT Riau Andalan Kertas (RAK) seeking a review of a decision by the Minister for Industry, Science and Technology under section 269ZDB(1)(a)(iii) of the *Customs Act 1901* (the Act) to fix different variable factors in respect of A4 Copy Paper exported from the Federative Republic of Brazil, the People's Republic of China, the Republic of Indonesia (except by PT. Indah Kiat Pulp & Paper Tbk, PT. Pabrik Kertas Tjiwi Kimia Tbk and PT. Pindo Deli Pulp & Paper Mills) and the Kingdom of Thailand (the Reviewable Decision).

The Reviewable Decision was published on the Anti-Dumping Commission (ADC) website on 9 July 2021 (ADN 2021/075).

The Review Panel is satisfied that the following grounds from AFEM and RAK are reasonable grounds for the Reviewable Decision not being the correct or preferable decision:

Ground One: in relation to the 'ascertained export price', it was incorrectly based on the 'exporter' of the goods under consideration being RAK, not AFEM, and in any event, regardless of which entity was determined to be the 'exporter', the 'ascertained export price' was incorrectly determined to be the price paid by AFEM to RAK for the goods under consideration as opposed to the price paid for the goods under consideration by Australian importer(s) to AFEM.

Ground Two: in relation to the 'ascertained normal value', if the 'ascertained export price' is determined to be the price paid by AFEM to RAK for the goods under

consideration during the review period notwithstanding the Applicants' contentions, then adjustments to domestic selling prices of like goods in Indonesia by RAK in the determination of the normal value ought to have been undertaken by the Minister pursuant to section 269TAC(8)(c) of the Customs Act 1901, however, such adjustments were not so made.

Ground Three: in relation to the 'ascertained non-injurious price', it was wrongly determined by the Minister. The 'non-injurious price' determined by the Minister on the recommendation of the Commissioner was not the '*minimum price necessary to prevent the injury, or a recurrence of the injury, or to remove the hindrance, referred to in paragraph 269TG(1)(b) or (2)(b) of the Act*' (refer section 269TACA of the Act).

The Review Panel proposes to conduct a review of the Reviewable Decision in relation to the above grounds.

The goods to which the application relate are:

*uncoated white paper of a type used for writing, printing or other graphic purposes, in the nominal basis weight range of 70 to 100 gsm and cut to sheets of metric size A4 (210 mm x 297 mm) (also commonly referred to as cut sheet paper, copy paper, office paper or laser paper).*

### Submissions

Interested parties have **30 days** from the date on which this notice is published to provide the Review Panel with a submission. Your submission should indicate your eligibility to make a submission as either an interested party to the Reviewable Decision or as one of the specified entities under section 269ZZJ of the Act.

If your submission contains confidential information, you must provide a public version that can be published on the Review Panel website. Failure to do so will result in your submission not being considered.

You may either email your submission to [ADRP@industry.gov.au](mailto:ADRP@industry.gov.au) or mail the submission to:

Anti-Dumping Review Panel Secretariat  
GPO Box 2013  
Canberra City ACT 2601

Persons wishing to make further inquiries about this review should telephone (02) 6276 1781. Copies of the applications for review, which set out the grounds for seeking review in full, and other documents are available on the public record of the review at [www.adreviewpanel.gov.au](http://www.adreviewpanel.gov.au)

The reports of the original investigation are available on the ADC website at [www.adcommission.gov.au](http://www.adcommission.gov.au)

Jaclyne Fisher  
Panel Member  
Anti-Dumping Review Panel  
2 September 2021