



Australian Government
Anti-Dumping Review Panel

Customs Act 1901

Notice under section 269ZZRC

Kraft Paperboard exported from the United States of America

The Anti-Dumping Review Panel (Review Panel) received an application from Visy Glama Pty Ltd seeking a review of a decision by the Commissioner of the Anti-Dumping Commission (ADC) to terminate Investigation No. 548 in accordance with s.269TDA(13) of the *Customs Act 1901* (the Act) in respect of Kraft Paperboard exported from the United States of America (the Reviewable Decision).

The Reviewable Decision was published on the Anti-Dumping Commission (ADC) website on 15 July 2021 (ADN 2021/86).

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

- (a) the Commissioner incorrectly adopted a narrow interpretation of 'like goods';
- (b) the Commissioner erred in concluding that the goods under consideration are not like goods for the purposes of s.269T(1) of the Act;
- (c) the Commissioner disregarded and not adopted the conclusions of the expert appointed by him;
- (d) the Commissioner failed to investigate matters directly relevant to the like goods assessment and based his findings on factually erroneous assumptions;
and
- (e) the Commissioner failed to place sufficient weight on the end use of the imported and Australian made goods and to examine the relationship between the intermediate and finished goods properly.

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:

Kraft paperboard, coated on one side with clay or other inorganic substances, grammage 360-430 grams per square metre (GSM), wet strength treated

Persons wishing to make further inquiries about this review should telephone (02) 6276 1781.

Copies of the application 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.

The reports of the original investigation are available on the ADC website at www.adcommission.gov.au

Scott Ellis
Panel Member
Anti-Dumping Review Panel
20 August 2021