

NON-CONFIDENTIAL



Australian Government

Anti-Dumping Review Panel

Anti-Dumping Review Panel
C/O Legal , Audit & Assurance
Department of Industry, Science, Energy and Resources
10 Binara Street
Canberra City ACT 2601
02 6276 1781
Email: ADRP@industry.gov.au
Web: www.adreviewpanel.gov.au

By EMAIL

Commissioner of the Anti-Dumping Commission
Anti-Dumping Commission
GPO Box 2013
Canberra ACT 2601

Dear Commissioner,

ADRP Review No. 144 – Consumer Pineapple exported from the Republic of the Philippines and the Kingdom of Thailand

Please be advised that the Anti-Dumping Review Panel (Review Panel) has initiated a review of the decision by the then Acting Minister for Industry, Science and Technology made under subsection 269ZHG(1)(a) of the *Customs Act 1901* in respect of Consumer Pineapple exported from the Republic of the Philippines and the Kingdom of Thailand (the Reviewable Decision). The review was initiated on 15 November 2021. An application for review of the Reviewable Decision was made by Golden Circle Limited.

For the purpose of obtaining the relevant information in relation to this review, the Review Panel requests the Anti-Dumping Commission (ADC) provide the following documents:

1. Any confidential attachments to the Statement of Essential Facts (SEF) relevant to the grounds of the review application (assuming the SEF will otherwise be on the public record)
2. Any parties' submissions to the ADC commenting on the SEF, including confidential attachments relevant to the grounds of the application for review.

NON-CONFIDENTIAL

3. Any confidential attachments to the Final Report (assuming the full Final Report will otherwise be on the public record)
4. Any other *relevant information* (as defined in s269ZZK *Customs Act 1901*) pertinent to the grounds of review raised by the Applicant, for example:
 - If grounds relate to unsuppressed selling price/non-injurious price please provide the verification visit report of the Australian industry and any confidential attachments or the confidential information used to determine the non-injurious price.
 - If the grounds relate to normal value, please provide the relevant exporter visit reports, plus any confidential information/spreadsheets sent to the exporter regarding the calculation of the normal value, export price and dumping margins.
 - If the grounds relate to export price, please provide the exporter and importer visit reports and any confidential information/spreadsheets sent to the exporter and/or importer regarding dumping margins.
 - If the grounds relate to subsidy levels, please provide any confidential information/spreadsheets sent to the relevant exporter regarding the calculation of subsidy and countervailing margins. A copy of information about the subsidy (ie any documents establishing the terms of and eligibility for the subsidy) should be provided.
 - If grounds relate to material injury/causal link please provide the verification visit report of the Australian industry and any confidential attachments.
5. Any other records/documents that contain information about the verification report/s or the model matching for the purposes of the normal value assessment.

Confidential Applications

I **attach** a copy of the confidential version of the application submitted to the Review Panel.

Confidential and Public ADC Documents

Only confidential versions of documents need to be provided. Public versions of documents that have been published on the ADC's Electronic Public Record for the relevant case, are not required.

Due date for documents

The Senior Member, Joan Fitzhenry, requests the ADC provide the documents requested by **22 November 2021**.

NON-CONFIDENTIAL

Provision of documents

Documents are to be uploaded to the ADC Document Drop-Box in the folder hyperlinked below. Please notify the Secretariat once the files are available to transfer to the Senior Member.



Regards,

ADRP Secretariat on behalf of the Senior Member, Joan Fitzhenry

15 November 2021