



Australian Government
Anti-Dumping Review Panel

Customs Act 1901

Notice under section 269ZZI

Tomatoes, prepared or preserved exported from the Italian Republic

The Anti-Dumping Review Panel ('Review Panel') has received an application from SPC Operations Pty Ltd seeking a review of the Minister for Industry and Innovation and Minister for Science under section 269TL(1) of the *Customs Act 1901* ('the Act') in respect of prepared or preserved tomatoes exported from the Italian Republic ('the Reviewable Decision').

The Reviewable Decision was published on the Anti-Dumping Commission's ('ADC') website on 3 February 2026 (ADN 2026/021).

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

- 1) Erroneous decision that dumping was not the cause of material injury to the Australian industry and that other factors were the primary cause of the injury.

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

The goods to which these applications relate are:

Tomatoes (peeled or unpeeled) prepared or preserved otherwise than by vinegar or acetic acid, either whole or in pieces (including diced, chopped or crushed) with or without other ingredients (including vegetables, herbs or spices) in packs not exceeding 1.14 litres in volume (prepared or preserved tomatoes), exported from Italy.

Further information:

The common container sizes of the imported prepared or preserved tomatoes the subject of this application are 300 to 850 grams (g), however, all container sizes, up to and including 1.14 litres (L) are included in the goods description. The goods can be packaged in different containers, such as cans, glass jars, pouches or tetra packs. Products sold in multi-unit packs, for example, 3 × 400 g cans, are considered as 3 single packs. Prepared or preserved tomatoes may be labelled with a generic, house brand/private retailer label, or with a proprietary label. The goods include all prepared or preserved tomatoes, regardless of how labelled.

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Submissions

Interested parties have **30 days** after 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. All information that is confidential or commercially sensitive must be highlighted in yellow in the confidential version of your submission.

You may either email your submission to 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 application for review, which set out the ground for seeking review in full, and other documents are available on the public record of the review at www.adreviewpanel.gov.au

Interested parties may wish to subscribe to receive email updates when new content is published on the Review Panel website (above) in relation to this and other reviews. Information on how to subscribe is on the Review Panel website in the section 'Subscribe for updates'.

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

Leora Blumberg
Panel Member
Anti-Dumping Review Panel
18 March 2026

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