



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

*Customs Act 1901*

Notice under section 269ZZI

**NEWSPRINT exported from FRANCE**

The Anti-Dumping Review Panel received an application from UPM Kymmene Pty Ltd for a review of a decision by the Parliamentary Secretary to publish a dumping duty notice in respect of NEWSPRINT imported from FRANCE.

The grounds raised by the application for the decision under review not being the correct or preferable decision include but are not limited to:

- (a) There is substantial evidence supporting the view that Norske Skog Industries Australia Limited (NSIA) is not an Australian industry suffering material injury from any source.
- (b) There is no evidence of the existence to any significant degree of price related forms of injury to NSIA or WAN.
- (c) NSIA's reduced sales volumes and revenues have been caused primarily by major contraction in the newsprint market, not by imports from France.
- (d) The Parliamentary Secretary failed to declare that she is satisfied that the dumping of specific goods has caused material injury.
- (e) There is no evidence that the Anti-Dumping Commission or the Parliamentary Secretary considered the causation requirement set out in s.269TG(1)(b)(ii) of the Customs Act 1901.
- (f) It was not open on the evidence for the Parliamentary Secretary to have been satisfied of any causal link between dumping of the specified goods and any material injury to NSIA.
- (g) To the extent the notice operates prospectively, the Parliamentary Secretary failed to engage with relevant considerations set out in 269TG(2)(b).

The Parliamentary Secretary's decision was published in the Australian newspaper on 30 April 2015.

The goods to which this application relates are: newsprint in roll or sheet form having a weight within the range 40 grams per square metre (gsm) to 46 gsm (inclusive) and brightness below a measure of 70 ISO.

The Anti-Dumping Review Panel proposes to conduct a review of the decision. Interested parties may make submissions to the Panel within **30 days** from the date of publication of this notice.

Submissions may be emailed to [ADRP @industry.gov.au](mailto:ADRP@industry.gov.au) Submissions may also be posted to: the Anti-Dumping Review Panel, c/o ADRP Secretariat, Legal, Audit and Assurance Branch, Department of Industry and Science, GPO Box 9839 ACT 2600 Australia.

Persons wishing to make further inquiries about this review should telephone (02) 6276 1781. Copies of the application for review, which sets out the full grounds for seeking review 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 Anti-Dumping Commission website at [www.adcommission.gov.au](http://www.adcommission.gov.au)

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Anti-Dumping Review Panel