



Customs Act 1901 – Part XVB

A4 Copy Paper

Exported from Austria, Finland, the Republic of Korea, the
Russian Federation and the Slovak Republic

Findings in Relation to a Dumping Investigation

Public notice under subsections 269TG (1) and (2) of the *Customs Act 1901*¹

Anti-Dumping Notice (ADN) 2019/37

The Commissioner of the Anti-Dumping Commission (the Commissioner) has completed the investigation into the alleged dumping of A4 copy paper, exported to Australia from Austria, Finland, the Republic of Korea (Korea), the Russian Federation (Russia) and the Slovak Republic (Slovakia).

On 15 March 2019, the Commissioner terminated his dumping investigation into the goods exported from Austria. Anti-Dumping Notice (ADN) 2019/36 sets out the reasons for this termination. This ADN is available at www.adcommission.gov.au.

The goods the subject of the investigation (the goods) 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 (210mm x 297mm) (also commonly referred to as cut sheet paper, copy paper, office paper or laser paper).

Further information on the goods:

The paper is not coated, watermarked or embossed and is subjectively white. It is made mainly from bleached chemical pulp and/or from pulp obtained by a mechanical or chemi-mechanical process and/or from recycled pulp.

The goods are generally, but not exclusively, classified to the following tariff classifications in Schedule 3 to the *Customs Tariff Act 1995*:

Tariff classification (Schedule 3 of the <i>Customs Tariff Act 1995</i>) ²				
Tariff code	Statistical code	Unit	Description	Duty rate*
4802.56.10	03	Tonnes	A4 paper 40-89 gsm white	5%
4802.56.10	09	Tonnes	A4 paper 90 to less than 150 gsm	5%

¹ All legislative references are to the *Customs Act 1901* (the Act), unless otherwise stated.

² Source – Schedule 3 of the *Customs Tariff Act 1995*.

* Imports of the goods from Korea are not subject to duties.

These tariff classifications and statistical codes may include goods that are both subject and not subject to this investigation. The listing of these tariff classifications and statistical codes are for convenience or reference only and do not form part of the goods description.

The Commissioner reported his findings and recommendations to me in *Anti-Dumping Commission Report No. 463 (REP 463)*, in which he outlines the investigation carried out and recommends the publication of a dumping duty notice in respect of the goods. The report is available at www.adcommission.gov.au.

Particulars of the dumping margins established and an explanation of the methods used to compare export prices and normal values to establish each dumping margin are set out in the following table:

Country	Exporter (and other exporters)	Dumping Margin	Method to establish dumping margin
Austria	Mondi Neusiedler GmbH	1.7%	Weighted average export prices were compared with weighted average corresponding normal values over the investigation period in terms of subsection 269TACB(2)(a) of the Customs Act 1901.
	Uncooperative and all other exporters	4.2%	
Finland	Uncooperative and all other exporters	16.3%	
Korea	Hankuk Paper Mfg. Co. Ltd	3.8%	
	Uncooperative and all other exporters	16.4%	
Russia	Uncooperative and all other exporters	14.4%	
Slovakia	Mondi SCP a.s.	5.8%	
	Uncooperative and all other exporters	14.6%	

I, KAREN ANDREWS, Minister for Industry, Science and Technology, have considered, and accepted, the recommendations of the Commissioner, the reasons for the recommendations, the material findings of fact on which the recommendations are based and the evidence relied on to support those findings in REP 463.

I am satisfied, as to the goods that have been exported to Australia, that the amount of the export price of the goods is less than the normal value of those goods and because of that, material injury to the Australian industry producing like goods might have been caused if the security had not been taken. Therefore under subsection 269TG(1) and section 45 of the *Customs Act 1901* (the Act), I DECLARE that section 8 of the *Customs Tariff (Anti-Dumping) Act 1975* (the Dumping Duty Act) applies to:

- (i) the goods; and
- (ii) like goods that were exported to Australia four months prior to the publication of this notice.

I am also satisfied that the amount of the export price of like goods that have already been exported to Australia is less than the amount of the normal value of those goods, and the amount of the export price of like goods that may be exported to Australia in the future may be less than the normal value of the goods and, because of that, material injury to the Australian industry producing like goods is being caused. Therefore under subsection 269TG(2) of the Act, I DECLARE that section 8 of the Dumping Duty Act applies to like goods that are exported to Australia after the date of publication of this notice.

This declaration applies in relation to all exporters of the goods and like goods from Finland, Korea, Russia and Slovakia.

The considerations relevant to my determination of material injury to the Australian industry caused by dumping are the size of the dumping margins, the effect of dumped imports on prices in the Australian market in the form of price undercutting and the consequent impact on the Australian industry, including:

- price suppression in 2017 and 2018;
- price depression in 2017;
- reduced revenue in 2017 and 2018;
- decreased profits and profitability in 2017 and 2018;
- reinvestment unattractiveness; and
- reduced return on investment/sales.

In making my determination, I have considered whether any injury to the Australian industry is being caused or threatened by a factor other than the exportation of dumped goods, and have not attributed injury caused by other factors to the exportation of those dumped goods.

Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel, in accordance with the requirements in Division 9 of Part XVB of the Act, within 30 days of the publication of this notice.

Particulars of the export prices, non-injurious prices, and normal values of the goods (as ascertained in the confidential tables to this notice) will not be published in this notice as they may reveal confidential information.

Clarification about how measures securities are applied to 'goods on the water' is available in ACDN 2012/34, available at www.adcommission.gov.au.

REP 463 and other documents included in the public record may be examined at the Anti-Dumping Commission office by contacting the case manager on the details provided below. Alternatively, the public record is available at www.adcommission.gov.au.

Enquiries about this notice may be directed to the case manager on telephone number, fax number +61 3 8539 2477 or investigations2@adcommission.gov.au.

Dated this 2nd day of April 2019



KAREN ANDREWS
Minister for Industry, Science and Technology