



ANTI-DUMPING NOTICE NO. 2013/61

PROCESSED DRIED CURRANTS EXPORTED FROM GREECE

Initiation of a review of anti-dumping measures

Customs Act 1901 – Part XVB

The Anti-Dumping Commissioner (the Commissioner) will undertake a review of the anti-dumping measures applying to processed dried currants (currants) exported to Australia from Greece after receiving a request from the Minister for Home Affairs (the Minister) under section 269ZA(3) of the *Customs Act 1901* (the Act). The review will be limited to examining whether the variable factors relevant to the taking of the anti-dumping measures have changed.

The goods

The goods subject to anti-dumping measures (the goods), in the form of a dumping duty notice, are processed dried currants of the grape variety *Vitis Vinifera L. Black Corinth*.

The goods are currently classified to tariff subheading 0806.20.00, statistical code 29 in Schedule 3 of the *Customs Tariff Act 1995*. The rate of duty for the goods exported from Greece is 5 per cent.

Background to the measures

The anti-dumping measures were initially imposed by public notice on 14 January 2009 by the Minister following consideration of Trade Measures Branch Report No. 140. These measures were applicable to all exporters from Greece.

On 13 May 2013 the Minister revised the level of measures relating to exports of currants from Greece by one exporter, Agricultural Co-Operative Union Aeghion (Aeghion), after consideration of International Trade Remedies Branch Report No. 192.

The anti-dumping measures, in so far as they relate to exporters other than Aeghion, have not been reviewed since their introduction in 2009.

The Anti-Dumping Commission (the Commission) is currently conducting a continuation inquiry in relation to the goods. The continuation inquiry was initiated on 11 July 2013 (Anti-Dumping Notice 2013/52). The anti-dumping measures are due to expire on 14 January 2013.

The review

The Commission initiated this review after a request was made by the Minister to review the anti-dumping measures as they affect exporters of currants exported to Australia from Greece.

Public notice of the initiation of the review of anti-dumping measures was published in *The Australian* on 25 July 2013. The review period is 1 July 2012 to 30 June 2013, and covers all exporters of the goods from Greece. The review will examine whether the variable factors relevant to the taking of the measures have changed.

After concluding the review, the Commission will recommend to the Minister either that the dumping duty notice:

- (i) remain unaltered; or
- (ii) have effect as if different variable factors had been ascertained.

If an affected party, as defined by section 269T(1) of the Act, considers that it can provide evidence that may satisfy the Commissioner that there are reasonable grounds for determining that anti-dumping measures are no longer warranted, that party may lodge an application¹ no later than 3 September 2013 to request that the Commissioner consider that evidence to extend the review of anti-dumping measures to include revocation.²

Lodgment of submissions

Interested parties, as defined by section 269T(1) of the Act, are invited to lodge written submissions concerning this review no later than close of business on 3 September 2013, addressed to:

The Director
Operations 2,
Anti-Dumping Commission
5 Constitution Avenue
Canberra ACT 2601

or by email operations2@adcommission.gov.au, or fax number 1300 882 506 or +61 2 6275 6888 (outside Australia).

Interested parties wishing to participate in the review must ensure that submissions are lodged promptly. Interested parties should note that the Commissioner is not obliged to have regard to a submission received by the Commission after the end of the period mentioned above if to do so would, in the Commissioner's opinion, prevent the timely placement of the statement of essential facts (SEF) on the public record.

The Commissioner must maintain a public record for the review. The public record

¹ In accordance with section 269ZCB of the Act.

² In this case, the continuation inquiry will consider this issue anyway.

must contain, among other things, a copy of all submissions from interested parties. Interested parties making submissions must also provide a non-confidential version for the public record.

Interested parties claiming that information contained in their submission is confidential, or that the publication of the information would adversely affect their business or commercial interests, must:

- (i) provide a summary containing sufficient detail to allow a reasonable understanding of the substance of the information that does not breach that confidentiality or adversely affect those interests, or
- (ii) satisfy the Commissioner that there is no way such a summary can be given to allow a reasonable understanding of the substance of the information.

Submissions containing confidential information must be clearly marked "For Official Use Only".

Public record

Documents included in the public record are available at www.adcommission.gov.au. Alternatively, the public record may be examined at Customs House Canberra by contacting the case manager on the details provided below.

Statement of essential facts

The dates specified in this notice for lodging submissions must be observed to enable the Commission to report to the Minister within the legislative timeframe.

The SEF will be placed on the public record by 12 November 2013, or by such later date as the Minister may allow in accordance with section 269ZHI of the Act. However, the Commission intends to publish the SEF in relation to the review at the same time as the SEF for the continuation inquiry on 29 October 2013.

The SEF will set out the essential facts on which the Commissioner proposes to base recommendations to the Minister. The SEF will invite interested parties to respond to the issues raised within 20 days of the SEF being placed on the public record.

Report to the Minister

Submissions received in response to the SEF will be taken into account in completing the report and recommendation to the Minister, unless to do so, in the Commissioner's opinion, would prevent the timely preparation of the report to the Minister.

A recommendation to the Minister will be made in a report on or before 27 December 2013, or by such later date as the Minister may allow. However, as with the SEF, the Commission intends to report to the Minister for the review at the same time as the continuation inquiry, being 13 December 2013.

The Commission contact

Enquiries concerning this notice may be directed to the case manager on telephone (02) 6275 5755 or email operations2@adcommission.gov.au.

Paul Benussi
A/g National Manager Operations

25 July 2013