IMPORTER QUESTIONNAIRE

Pineapple fruit – Consumer (Consumer pineapple)

EXPORTED TO AUSTRALIA FROM THE REPUBLIC OF THE PHILIPPINES AND THE KINGDOM OF THAILAND

On 25 January 2021, following an application from Golden Circle Limited, the Commissioner of the Anti-Dumping Commission (the Commissioner) initiated inquiries Nos. 571 and 572 to ascertain whether the anti-dumping measures applying to consumer pineapple exported to Australia from the Republic of the Philippines (the Philippines) and the Kingdom of Thailand (Thailand) should be continued.

The attached Australian Dumping Notice No 2020/004 provides details of the goods subject to the inquiries (the subject goods or consumer pineapple), the application and the inquiry procedures.

This questionnaire seeks information in relation to your imports and sales of consumer pineapple exported to Australia from the Republic of the Philippines and the Kingdom of Thailand. The information will assist in determining export prices and non-injurious prices, to construct the Australian market for the goods, and in the assessment of the applicant’s injury claims.

|  |  |  |
| --- | --- | --- |
| **Part A** | **Company and overseas supplier information** | **Return as quickly as possible but no later than**  **1 February 2021** |
| **Part B** | **Imports and forward orders** | **Return as soon as possible after receiving the Commission’s detailed spreadsheets but no later than 15 February 2021** |
| **Part C** | **Sales and expenses** |

The timeliness of your response is important. The Commissioner must consider the direction from the Minister for Industry, Innovation and Science as set out in the *Customs (Extensions of Time and Non-cooperation) Direction 2015* (the Direction). More details on this direction are explained in Anti-Dumping Notice 2015/129, available on the Commission’s website at [www.adcommission.gov.au](http://www.adcommission.gov.au).

**Return E-mail**: [investigations4@adcommission.gov.au](mailto:investigations4@adcommission.gov.au)

Please return your responses to Part A no later than 1 February 2021.

Part A – Company and overseas supplier information

**A.1 Your company**

|  |  |
| --- | --- |
| Company Name |  |
| ABN: |  |
| Contact name: |  |
| Position: |  |
| Mailing address: |  |
|  |  |
|  |  |
|  |  |
|  |  |
| Telephone: |  |
| Facsimile: |  |
| E-mail address: |  |

Provide details on the ownership of your company and major shareholders:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Describe the role of your company in the Australian market for consumer pineapple – for example, buying or selling agent, importer/distributor, importer/wholesaler, importer/retailer or importer/end-user.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

At what level of trade is each of your customers – for example, distributor, wholesaler, retailer or end-user?

|  |  |
| --- | --- |
| **Customer** | **Level of trade** |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |

**A.2 Your overseas supplier(s) of the subject goods**

Please complete the below information for each of your overseas supplier of consumer pineapple (using a new box for each supplier).

|  |  |
| --- | --- |
| Commodity: | Consumer pineapple |
| Supplier name: |  |
| Is the supplier the manufacturer?  If ‘no’, please also answer question A.3 in relation to this supplier. |  |
| Type of goods supplied: |  |
| Country of origin: |  |
| Contact name: |  |
| Position: |  |
| Mailing address: |  |
|  |
|  |
|  |
|  |
| Telephone: |  |
| Facsimile: |  |
| E-mail address: |  |

**A.3 Overseas manufacturer(s) of the subject goods**

If the supplier(s) listed in your response to question A.2 above is not the manufacturer of the consumer pineapple supplied, please complete the below for each manufacturer of the goods supplied (using a new box for each supplier).

|  |  |
| --- | --- |
| Commodity: | Consumer pineapple |
| Supplier name (from A.2): |  |
| Manufacturer name: |  |
| Country of origin: |  |
| Manufacturer contact name: |  |
| Position: |  |
| Mailing address: |  |
|  |
|  |
|  |
|  |
| Telephone: |  |
| Facsimile: |  |
| E-mail address: |  |

**A.4 Verification of importer questionnaire responses**

The Commission may conduct verification of the data submitted within import questionnaire responses. The verification may be conducted as a site visit at your premises which typically takes 1-2 days or, in the current Covid-19 environment, a remote verification process may be undertaken. The case team will be in touch with you at a later date to advise the format of upcoming verification activities based on most current health and travel guidance.

Please advise the address at which your accounting records are held:

|  |  |
| --- | --- |
| Street address: |  |
|  |
|  |
|  |
|  |
| Telephone: |  |
| Facsimile: |  |

Part B – Imports and forward orders

Please complete this part after the Commission has provided you with your detailed spreadsheets of imports, and return this part, along with your response to Part C no later than 15 February 2021.

To assist with the identification of imports of the goods under investigation, the Commission will shortly provide you with spreadsheets of your imports of consumer pineapple from

1 January 2020 to 31 December 2020.

This information will be provided from the Commission’s import database.

Within this spreadsheet, the Commission will select several shipments (by highlighting them) that it wishes to examine in more detail.

**B.1 Import details**

Please complete the “Part B – Cost to import and sell” spreadsheet included in the “Consumer pineapple – Importer Questionnaire Spreadsheets” workbook, with details for the highlighted selected shipments.

The spreadsheet should contain costs and sales data for the selected shipments of consumer pineapple **exported** from the Philippines and Thailand since 1 January 2020. The completed spreadsheet should be returned as part of your Part B response, along with details of your forward orders (see B.3 below).

(Please note that that you cannot complete this part of the questionnaire until the Commission provides you with the respective listing of your imports. The Commission will contact you shortly in this regard after receiving Part A of the questionnaire).

**B.2 Documents required for the visit or remote verification**

In relation to the shipments selected by the Commission for verification (i.e. those shipments highlighted in the spreadsheet which will be provided by the Commission), please prepare copies of the commercial invoice, bill of lading, packing list and any other documents supporting post exportation costs including;

* overseas freight and insurance;
* customs duties;
* landing and wharfage charges;
* freight forwarding fees;
* cartage/delivery fees and
* any other charges between the FOB point and the landed, duty paid into-store point.

In the event of an on-site visit, it would be appreciated if these documents could be assembled into one bundle for each shipment selected. Please retain these copies for presentation at the visit.

**B.3 Forward orders**

Please complete the “Part B – Forward Orders” spreadsheet within the “Consumer pineapple – Importer Questionnaire Spreadsheets” workbook. The completed spreadsheet should be returned as part of the Part B response, along with details of your selected shipments as discussed in B.1 above.

Part C – Sales and selling expenses

Please return your responses to Part C along with your response to Part B no later than 15 February 2021.

**C.1 Your sales**

Please provide details of all your sales in the Australian market of consumer pineapple exported from the Philippines and Thailand from 1 January 2020 using the “Part C – Sales” spreadsheet. If you have used formulas to complete this spreadsheet, please retain the formulas.

**Model Control Code**

The sales spreadsheet requires the identification of the type of model sold to your customer using the model control code (MCC) structure detailed in the table below.

At a minimum, the category listed as mandatory must be reported in the sales spreadsheet.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Category** | **Sub-category** | | **Sales data** | **Cost data** |
| Pineapple cut | **CH** | Chunks | Mandatory | Mandatory |
| **CR** | Crushed |
| **PC** | Pieces |
| **PZ** | Pizza cut |
| **SL** | Sliced |
| **TD** | Tidbits |
| **TH** | Thin sliced |
| Container type | **TC** | Tin can | Mandatory | Mandatory |
| **PC** | Plastic cup |
| Container size[[1]](#footnote-2) | Please provide container size in net weight (e.g., ‘850 g’). | | Mandatory | Mandatory |
| Packing medium | **L** | Light syrup | Mandatory | Mandatory |
| **H** | Heavy syrup |
| **S** | Natural juice (sweetened) |
| **U** | Natural juice (unsweetened) |

**C.2 Selling, general and administration expenses**

Please calculate your selling, general and administration costs for consumer pineapple for the period **1 January 2020 to 31 December 2020** and enter this information into the “Part B – Cost to import and sell” spreadsheet included in the “Consumer pineapple – Importer Questionnaire Spreadsheets” workbook.

These expenses are normally derived from profit and loss statements or other management records and are typically expressed as a percentage of sales revenue. Where consumer pineapple is only a part of overall company sales, allocations of selling, general and administrative expenses may have to be made.

The Commission will seek to verify your sales data, and your estimate of selling, general and administrative expenses at the importer visit or through remote verification.

**Checklist**

* Return by **1 February 2021**
* Part A response
  + Your company details
  + Supplier/manufacturer details
  + Suitable dates for verification meeting with the Commission
* Return by **15 February 2021**
* Part B response
* Sales Route spreadsheet of imports
  + Information on forward orders
* Part C response
  + Sales spreadsheet of sales
  + Selling, General and Administration expenses
* During verification meeting (may be required to assist verification)
  + Copies of source documents of post-exportation costs for shipments
  + Financial statements
  + Bank records
  + Import and post-exportation documents for other shipments
  + Sales invoices
  + Documentation to support selling costs (e.g., freight, warehousing)
  + Documentation to support SG&A expenses

1. Based on previous cases relating to consumer pineapples, the Commission considers there may potentially be many different container sizes used for the goods. As part of the process of seeking data from interested parties, the Commission will request specific data relating to container sizes. This information will be described in stakeholder verification reports, which will be published on the relevant Electronic Public Record for cases 571 and 572. [↑](#footnote-ref-2)