

PUBLIC RECORD

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Ms Joanne Reid
Director Operations 2
Anti-Dumping Commission
Customs House
5 Constitution Avenue
CANBERRA ACT 2601

Dear Ms Reid

COPY PAPER FROM CHINA – FURTHER INVESTIGATION

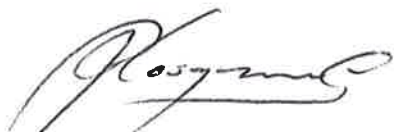
We represent UPM Asia Pacific Pte Ltd in relation to the above matter and refer to Anti-Dumping Notice No. 2014/37 published by the Commissioner. Certain issues arising out of that Notice are the subject of our letter to the Commissioner of 2 May 2014 and we enclose a copy for your information.

It appears from the terms of the Notice that the Commissioner's view that further investigation is warranted is based on submissions received from interested parties and we assume that the 'submissions' referred to includes a submission in response to the SEF from the applicant dated 27 April 2013 [Public Record - Item No. 035].

Sections 2, 3, 4, 6 and 7 of the public record version of that submission contain redacted material. There is no apparent ground for any claim by the applicant that the publication of any of that redacted material would adversely affect the applicant's business or commercial interests and consequently we submit that the Commission should indicate to the applicant that it disagrees with the confidentiality claim and should request that the applicant agree to the inclusion of the redacted information in the public record.

If the applicant does not agree to the Commission's request the information should be disregarded pursuant to the terms of section 269ZJ of the *Customs Act 1901*. Failure to enforce that provision in relation to the applicant's submission would result in our client being unable to respond to material that the Commissioner has judged sufficiently important to warrant the substantial delays and uncertainties attendant on the further investigation. In our view this would constitute a clear denial of natural justice to our client.

Yours sincerely
MINTER ELLISON



John Cosgrave
Director, Trade Measures

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