



## **ANTI-DUMPING NOTICE NO. 2015/12**

### **Newsprint**

### **Exported from France**

## **Preliminary Affirmative Determination and Imposition of Securities**

### ***Customs Act 1901 – Part XVB***

On 22 April 2014, I, Dale Seymour, the Commissioner of the Anti-Dumping Commission (the Commission), initiated an investigation into the alleged dumping of newsprint exported to Australia from France and the Republic of Korea following an application lodged by Norske Skog Industries Australia Limited. This notice is in respect of newsprint exported to Australia from France.

The goods subject of the application 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 goods are classified to the following tariff subheadings in Schedule 3 to the *Customs Tariff Act 1995*:

- tariff subheading 4801.00.20 with statistical code 02;
- tariff subheading 4801.00.31 with statistical code 04; and
- tariff subheading 4801.00.39 with statistical code 19.

For goods classified under 4801.00.20 and 4801.00.31, a duty rate of 5 per cent applies. For goods classified under 4801.00.39, statistical code 19, goods are duty free.

A notice under subsection 269TD(4)(a) of the *Customs Act 1901* (the Act) advising that I had made a preliminary affirmative determination was published in *The Australian* newspaper on 30 January 2015. In the making of that preliminary affirmative determination I was satisfied that there appears to be sufficient grounds for the publication of a dumping duty notice in respect of the goods exported to Australia from France.

In reaching this preliminary decision, I have had regard to the requirements of section 269TAE and am satisfied that dumped goods appear to have caused injury in the form of:

- reduced sales volumes;
- price depression;

- price suppression;
- reduced profits;
- reduced profitability; and
- reduced revenue.

I am also satisfied the injury to the Australian industry producing like goods is material.

The preliminary analysis of the dumping margin is tabulated below. This margin was calculated by establishing the export price under paragraph 269TAB(1)(c) and establishing the normal value under subsection 269TAC(1) and comparing these results in accordance with paragraph 269TACB(2)(a).

<b>Exporter / Manufacturer</b>	<b>Preliminary dumping margin</b>
All exporters	5.1%

*Preliminary Affirmative Determination Report No 242 (PAD 242)* sets out the reasons for making this preliminary determination, and has been placed on the Public Record. Alternatively it may be examined at the Commission's office by contacting the Case Manager on the details provided below.

Under paragraph 269TD(4)(b), I am satisfied that it is necessary to require and take securities in order to prevent material injury occurring to the Australian industry while the investigation continues.

The Australian Customs and Border Protection Service will require and take securities under section 42 of the Act in respect of interim dumping duty that may become payable in respect of the goods exported from France entered for home consumption on or after 30 January 2015. The security that has been determined is a fixed amount (calculated as a percentage of the Free-On-Board export price or the ascertained export price whichever is higher, at the rate specified in the table above) plus a variable amount if the actual export price per tonne is below the ascertained export price per tonne.

The actual security liability may be higher than the effective rate of security due to a number of factors. Affected parties should contact the Commission on telephone number 13 28 46 or +61 2 6213 6000 (outside Australia) or at [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au) for further information regarding the actual security liability calculation in their particular circumstance.

I must report to the Minister for Industry and Science (the Minister) with final recommendations in relation to this investigation on or by 23 March 2015. The Minister will then decide whether to publish a dumping duty notice and, if relevant, the level of measures to be imposed.

If dumped goods give rise to retrospective notices being imposed on the goods under section 269TN of the Act, the dumping duty notice will also include the duties to be imposed retrospectively.

Enquiries about this notice may be directed to the Case Manager on telephone number +61 3 9244 8259, fax number 1300 882 506 or +61 3 9244 8902 (outside Australia), or to [operations1@adcommission.gov.au](mailto:operations1@adcommission.gov.au).

Dale Seymour  
Commissioner  
Anti-Dumping Commission

30 January 2015