



ANTI-DUMPING NOTICE NO. 2018/64

Customs Act 1901 – Part XVB

Tomatoes, Prepared or Preserved

**Exported from Italy excluding La Doria S.p.A (La Doria) & Feger
Di Gerardo Ferraioli S.p.A (Feger)**

Expiry of anti-dumping measures

Notice under subsection 269ZHB(1) of the Customs Act 1901

I, Dale Seymour, the Commissioner of the Anti-Dumping Commission, in accordance with subsection 269ZHB(1) of the *Customs Act 1901* (the Act),¹ advise that the anti-dumping measures on tomatoes, prepared or preserved, exported to Australia from Italy by all exporters, excluding La Doria and Feger, are due to expire.

The anti-dumping measures were initially imposed by public notice (a dumping duty notice) on 16 April 2014 by the then Parliamentary Secretary to the Minister for Industry following consideration of the *Anti-Dumping Commission Report No.217*. The dumping duty notice is due to expire on 16 April 2019.

Those persons as specified in subsection 269ZHB(1)(b) of the Act are invited to apply for the continuation of the anti-dumping measures. The application must be in writing, be in the form I have approved for the purposes of section 269ZHC, contain such information that the form requires, be signed in the manner indicated in the form, and be lodged in the manner approved under section 269SMS. Applications must be lodged by 22 June 2018.

The application must provide evidence addressing whether there appear to be reasonable grounds for asserting that the expiration of the anti-dumping measures to which the application relates might lead, or might be likely to lead, to a continuation of, or a recurrence of, the material injury that the measures are intended to prevent.

If an application is received that complies with the prescribed requirements and I decide not to reject that application, I will publish a notice on the Anti-Dumping Commission's website indicating that it is proposed to inquire whether continuation of the measures is justified. I will undertake an inquiry and report my recommendation to the Assistant Minister for Science, Jobs and Innovation² within 155 days of publication of the notice advising the commencement of the inquiry (or such longer period as may be allowed in accordance with section 269ZHI of the Act).

¹ All legislative references in this notice are to the *Customs Act 1901*.

² On 20 December 2017, the Prime Minister appointed the Parliamentary Secretary to the Minister for Jobs and Innovation as the Assistant Minister for Science, Jobs and Innovation. For the purposes of this decision the Minister is the Assistant Minister.

If no application is received within the period specified above, the anti-dumping measures applying to tomatoes, prepared or preserved exported to Australia from Italy by all exporters, excluding La Doria and Feger, will expire on 16 April 2019. Therefore on and from 17 April 2019 anti-dumping measures would no longer apply.

Copies of the approved application form and the accompanying guidelines are available at www.adcommission.gov.au. Enquiries about this notice should be made to business.gov.au on telephone 13 28 46 or +61 2 6213 6000 (outside Australia) or email clientsupport@adcommission.gov.au.

Dale Seymour
Commissioner
Anti-Dumping Commission

23 April 2018