



---

**ANTI-DUMPING NOTICE NO. 2019/09**

**Certain consumer pineapple**

**Exported to Australia from the Kingdom of Thailand**

**Findings in Relation to  
Review of Anti-Dumping Measures No. 478**

***Notice under subsection 269ZDB(1) of the Customs Act 1901  
and subsection 8(5) of the Customs Tariff (Anti-Dumping) Act 1975***

The Commissioner of the Anti-Dumping Commission has completed a review, which was initiated on 18 June 2018, of the anti-dumping measures applying to certain consumer pineapple (the goods) exported to Australia from the Kingdom of Thailand (Thailand). The review was limited to examining whether the variable factors relevant to the taking of the anti-dumping measures should be varied.

Recommendations resulting from that review, reasons for the recommendations and material findings of fact and law in relation to the review are contained in *Anti-Dumping Commission Report No. 478 (REP 478)*.

I, KAREN ANDREWS, the Minister for Industry, Science and Technology<sup>1</sup> (the Minister) have considered REP 478 and have decided to accept the recommendations and reasons for the recommendations, including all the material findings of facts or law set out in REP 478.

Under subsection 269ZDB(1)(a)(iii) of the *Customs Act 1901* (the Act), I declare that, for the purposes of the Act and the *Customs Tariff (Anti-Dumping) Act 1975* (Dumping Duty Act), with effect from the date of publication of this notice, the dumping duty notice currently applying to the goods exported to Australia from Thailand is to be taken to have effect as if different variable factors had been fixed, relevant to the determination of duty.

I, KAREN ANDREWS, the Minister, DETERMINE, pursuant to subsection 8(5) of the Dumping Duty Act, that:

- the interim dumping duty on the goods exported to Australia by Kuiburi Fruit Canning Co., Ltd. and Kuiburi Fruit Cup Co., Ltd. (as a joint exporter), Prime Products Industry Co., Ltd. and Tipco Pineapple Co., Ltd. be an amount worked out in accordance with the floor price duty method pursuant to subsections 5(4) and 5(5) of the *Customs Tariff (Anti-Dumping) Regulation 2013* (Dumping Duty Regulation) with effect from the date of publication of this notice; and

---

<sup>1</sup> For the purpose of this decision the Minister is the Minister for Industry, Science and Technology.

- the interim dumping duty payable in respect of the goods exported to Australia from Thailand by Siam Food Products Public Co. Ltd. and 'uncooperative and all other exporters' is an amount which will be worked out in accordance with the combination fixed and variable duty method pursuant to subsections 5(2) and 5(3) of the Dumping Duty Regulation with effect from the date of the publication of this notice.

Particulars of the dumping margins established for the respective exporters and the effective fixed rate of duty are set out in the following table.

Exporter	Dumping margin	Effective fixed rate of interim dumping duty	Duty method
Kuiburi Fruit Canning Co., Ltd and Kuiburi Fruit Cup Co., Ltd	-8.1%	0%	floor price duty method
Prime Products Industry Co., Ltd.	-11.7%	0%	floor price duty method
Siam Food Products Public Co., Ltd.	2.6%	2.6%	combination fixed and variable duty method
Tipco Pineapple Co., Ltd.	0%	0%	floor price duty method
Uncooperative and all other exporters	16.8%	16.8%	combination fixed and variable duty method

To preserve confidentiality, details of the revised variable factors such as ascertained export price, ascertained normal value and ascertained non-injurious price will not be published.

The floor price set for each exporter is also confidential. Genuine importers who wish to know the floor price relevant to the determination of interim dumping duties, should contact the Anti-Dumping Commission (the Commission) on 132846 or +61 2 6213 6000 or at [clientsupport@adcommission.gov.au](mailto:clientsupport@adcommission.gov.au) for further information regarding the actual duty liability calculation in their particular circumstance.

Interested parties may seek a review of this decision by lodging an application with the Anti-Dumping Review Panel ([www.adreviewpanel.gov.au](http://www.adreviewpanel.gov.au)) in accordance with the requirements in Division 9 of Part XVB of the Act, within 30 days of the publication of this notice.

The Anti-Dumping Review Panel can be contacted by mail, phone, fax or email:

Anti-Dumping Review Panel  
 c/o Legal, Audit and Assurance Branch  
 Department of Industry, Innovation and Science  
 10 Binara Street  
 CANBERRA CITY  
 ACT 2601  
 AUSTRALIA

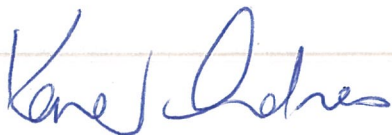
Phone: +61 2 6276 1781  
 Fax: +61 2 6213 6821  
 Email: [ADRP@industry.gov.au](mailto:ADRP@industry.gov.au)

REP 478 has been placed on the Commission's public record. The public record may be examined at [www.adcommission.gov.au](http://www.adcommission.gov.au). Alternatively, the public record may be examined at the Commission's office during business hours by contacting the case manager on the details provided below.

---

Enquiries about this notice may be directed to the case manager on telephone number +61 3 8539 2437, fax number +61 3 8539 2499 (outside Australia) or email [Investigations3@adcommission.gov.au](mailto:Investigations3@adcommission.gov.au).

Dated this 18<sup>th</sup> day of February 2019.



KAREN ANDREWS  
Minister for Industry, Science and Technology