

August 31, 2026

Re: Notice of Conclusion of Expiry Review

On Friday, August 28, 2026, the Canadian Border Services Agency (CBSA) has determined that the expiry of the order is likely to result in the continuation or resumption of dumping of such goods originating in or exported from United States, for use or consumption in the province of British Columbia. This is the finding we expected and means that the Canadian International Trade Tribunal (CITT) will now conduct an inquiry to determine whether the expiry of its order is likely to result in injury to the domestic industry and has announced that it will issue its order by February 4, 2027.

Based on the CITT's previously released calendar for this expiry review, we expect that storage crop agencies and certain producers of potatoes will be contacted by email, likely today (Monday August 31, 2026), with a request to complete a questionnaire. Those of you that we expect to be asked to do so have already been contacted by the BCVMC and will be given the support that they need to complete their submissions. The BCVMC will also complete an industry association questionnaire, and we expect that a number of American exporters and other Canadian and American organizations or associations will also be participating in the CITT's open, fair, and robust process of gathering input from all industry participants.

If you do not get a questionnaire and expected to receive one, or if you have any other questions about this matter, please contact Jerome Lengkeek at jlengkeek@bcveg.com or call the Commission office.

The full text of the notice we received is attached here, and if you wish to read the CITT's notice of initiating the expiry review it is posted on their website here <[Tribunal Initiates Expiry Review—Certain Whole Potatoes from the United States - Canadian International Trade Tribunal](#)>



POT 2026 ER

BY EMAIL:

Canadian Association

August 28, 2026

To Whom It May Concern:

On April 1, 2026, the Canadian International Trade Tribunal (CITT), pursuant to subsection 76.03(1) of the Special Import Measures Act (SIMA), initiated an expiry review of its order made on June 2, 2021, in inquiry NQ-2020-002, concerning the dumping of certain whole potatoes imported from the United States of America (United States), for use or consumption in the province of British Columbia (subject goods).

As a result of the CITT's expiry review, on April 2, 2026, the Canada Border Services Agency (CBSA) initiated an expiry review investigation to determine, pursuant to paragraph 76.03(7)(a) of SIMA, whether the expiry of the order is likely to result in the continuation or resumption of dumping of the subject goods.

The expiry review investigation has now been completed and today, pursuant to paragraph 76.03(7)(a) of SIMA, the CBSA has determined that the expiry of the order is likely to result in the continuation or resumption of dumping of such goods originating in or exported from United States, for use or consumption in the province of British Columbia.

A *Statement of Reasons* that contains additional details concerning the determination made by the CBSA will be issued within 15 days and will be posted on the CBSA's [website](#).

Any person directly affected by this determination may make an application to the Federal Court of Appeal, pursuant to section 96.1 of SIMA, to review the CBSA's determination. The term "persons directly affected" includes Canadian producers, exporters, and importers of the subject goods. The grounds for requesting a judicial review are outlined in the attached **Appendix**.

The CITT will now conduct an inquiry to determine whether the expiry of its order is likely to result in injury to the domestic industry and has announced that it will issue its order by February 4, 2027. Anti-dumping duties will continue to be applicable on the subject goods until that date.

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The CITT will conduct its inquiry in the manner set forth in the *Notice of Expiry Review of Order* concerning heavy plate as previously provided to interested persons. A copy of this notice and the schedule of the CITT's inquiry are also available on the CITT's [website](#).

If the CITT determines that the expiry of the order is not likely to cause injury, the order will be rescinded. If the CITT determines that the expiry of the order is likely to cause injury, it will continue the order, with or without amendment.

Questions concerning the CITT's future actions should be directed to the CITT, at the following address:

The Registrar
Canadian International Trade Tribunal
Standard Life Centre
333 Laurier Avenue West, 17th Floor
Ottawa, ON K1A 0G7

Telephone: 613-993-3595
Email: citt-tcce@tribunal.gc.ca

Should you have any questions regarding the CBSA's determination, please contact Jacob Saulnier at 613-691-4432 or by email at Jacob.Saulnier@cbsa-asfc.gc.ca.

Yours truly,



Jordan Harris
a/ Assistant Director
Trade Remedies Investigations Division
Trade Programs and Operations Directorate

Attachment:
Appendix

APPENDIX

GROUND FOR REQUESTING A JUDICIAL REVIEW UNDER THE *SPECIAL IMPORT MEASURES ACT*

The grounds for requesting a review by the Federal Court of Appeal of a determination made pursuant to paragraph 76.03(7)(a) of the *Special Import Measures Act* are that the President of the Canada Border Services Agency (President), in making the determination:

- (a) acted without jurisdiction, acted beyond the jurisdiction of the President or refused to exercise that jurisdiction;
- (b) failed to observe a principle of natural justice, procedural fairness or other procedure that the President was required by law to observe;
- (c) erred in law in making a decision, whether or not the error appears on the face of the record;
- (d) based a decision on an erroneous order of fact that the President made in a perverse or capricious manner or without regard for the material before the President;
- (e) acted or failed to act, by reason of fraud or perjured evidence; or
- (f) acted in any other way that was contrary to law.