



Canadian International
Trade Tribunal

Tribunal canadien du
commerce extérieur

CANADIAN
INTERNATIONAL
TRADE TRIBUNAL

Appeals

ORDER

Appeal No. AP-2011-027

Aluminart Products Limited

v.

President of the Canada Border
Services Agency

*Order issued
Tuesday, January 24, 2012*

IN THE MATTER OF an appeal filed by Aluminart Products Limited on July 29, 2011, pursuant to subsection 61(1) of the *Special Import Measures Act*, R.S.C. 1985, c. S-15;

AND IN THE MATTER OF a motion filed by Universal Consumer Products Inc. on January 13, 2012, for leave to intervene in the appeal pursuant to subsection 61(2) of the *Special Import Measures Act* and rule 39 of the *Canadian International Trade Tribunal Rules*, S.O.R./91-499.

BETWEEN

ALUMINART PRODUCTS LIMITED

Appellant

AND

**THE PRESIDENT OF THE CANADA BORDER SERVICES
AGENCY**

Respondent

ORDER

WHEREAS Universal Consumer Products Inc. (Universal) filed a motion with the Secretary of the Canadian International Trade Tribunal (the Tribunal) on January 13, 2012, for leave to intervene in the appeal pursuant to subsection 61(2) of the *Special Import Measures Act* and rule 39 of the *Canadian International Trade Tribunal Rules*, and has a direct interest in the subject matter of the appeal, which may not be adequately represented by the parties and whose intervention could assist the Tribunal in determining whether “kits” are goods in respect of which the Tribunal’s findings in Inquiry No. NQ-2008-003 apply;

WHEREAS the appeal is scheduled to be heard on February 2, 2012;

AND WHEREAS the disruption to the President of the Canada Border Services Agency and Aluminart Products Limited could be minimized by limiting Universal’s intervention to a written brief on the issue of “kits” and proceeding with the hearing on the originally scheduled day;

THE TRIBUNAL ORDERS as follows:

- By noon on January 27, 2012, Universal shall file with the Tribunal a written brief on the issue of “kits” and “finished goods” in relation to the goods in issue in the current appeal and shall forthwith serve the parties with copies.

- By end of day on February 1, 2012, the parties may file written replies to Universal's brief and shall forthwith serve Universal with copies. Alternatively, the parties may reserve their replies, if any, to oral argument at the hearing.

Diane Vincent

Diane Vincent
Presiding Member

Serge Fréchette

Serge Fréchette
Member

Jason W. Downey

Jason W. Downey
Member

Dominique Laporte

Dominique Laporte
Secretary