



Canadian International
Trade Tribunal

Tribunal canadien du
commerce extérieur

CANADIAN
INTERNATIONAL
TRADE TRIBUNAL

Appeals

ORDER

Appeal No. AP-2003-036

Roche Vitamins Canada Inc.

v.

Commissioner of the Canada
Customs and Revenue Agency

*Order issued
Wednesday, November 10, 2004*

IN THE MATTER OF an appeal filed on September 19, 2003, under section 67 of the *Customs Act*, R.S.C. 1985 (2d Supp.), c. 1;

AND IN THE MATTER OF a motion by the Canada Border Services Agency, filed on July 13, 2004, pursuant to subrule 17(2) of the *Canadian International Trade Tribunal Rules*, S.O.R./91-499, for an order dismissing the appeal on the basis of mootness.

BETWEEN

ROCHE VITAMINS CANADA INC.

Appellant

AND

**THE COMMISSIONER OF THE CANADA CUSTOMS AND
REVENUE AGENCY**

Respondent

ORDER OF THE TRIBUNAL

The motion by the Canada Border Services Agency (formerly the Canada Customs and Revenue Agency) is dismissed.

Pierre Gosselin
Pierre Gosselin
Presiding Member

Zdenek Kvarda
Zdenek Kvarda
Member

Ellen Fry
Ellen Fry
Member

Hélène Nadeau
Hélène Nadeau
Secretary