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WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

NOTIS PEMULAAAN KAJIAN SEMULA PENTADBIRAN
DUTI ANTI-LAMBAKAN BERKENAAN DENGAN IMPORT
KELULI ALOI DAN BUKAN ALOI GEGELUNG GULUNGAN
SEJUK YANG BERASAL ATAU DIEKSPORT DARI
REPUBLIK KOREA DAN REPUBLIK SOSIALIS VIET NAM

*NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW OF
ANTI-DUMPING DUTIES WITH REGARD TO IMPORTS OF
COLD ROLLED COILS OF ALLOY AND NON-ALLOY STEEL
ORIGINATING OR EXPORTED FROM THE REPUBLIC OF
KOREA AND THE SOCIALIST REPUBLIC OF VIET NAM*

DISIARKAN OLEH/
PUBLISHED BY
JABATAN PEGUAM NEGARA/
ATTORNEY GENERAL'S CHAMBERS

AKTA DUTI TIMBAL BALAS DAN ANTI-LAMBAKAN 1993

NOTIS PEMULAAAN KAJIAN SEMULA PENTADBIRAN
DUTI ANTI-LAMBAKAN BERKENAAN DENGAN IMPORT KELULI ALOI DAN BUKAN ALOI
GEGELUNG GULUNGAN SEJUK YANG BERASAL ATAU DIEKSPORT DARI REPUBLIK
KOREA DAN REPUBLIK SOSIALIS VIET NAM

(AD03/15 – AR02/22)

BERIKUTAN penyiaran Notis Penentuan Muktamad Afirmatif bagi Kajian Semula Pentadbiran Duti Anti-Lambakan Berkenaan dengan Import Keluli Aloi dan Bukan Aloi Gegelung Gulungan Sejuk yang Berasal atau Dieksport dari Republik Rakyat China, Republik Korea Dan Republik Sosialis Viet Nam [*P.U. (B) 499/2021*] pada 8 Oktober 2021, Kerajaan telah menerima suatu permintaan dan mendapat maklumat bagi kajian semula pentadbiran terhadap pengenaan duti anti-lambakan berkenaan dengan import keluli aloi dan bukan aloi gegelung gulungan sejuk yang berasal atau dieksport dari Republik Korea dan Republik Sosialis Viet Nam (“dagangan subjek”) dan menurut perenggan 28(1)(a) dan (f) Akta Duti Timbal Balas dan Anti-Lambakan 1993 [*Akta 504*] dan peraturan 34 Peraturan-Peraturan Duti Timbal Balas dan Anti-Lambakan 1994 [*P.U. (A) 233/1994*], Kerajaan memulakan suatu kajian semula pentadbiran.

Permintaan bagi kajian semula pentadbiran

1. Permintaan kajian semula pentadbiran itu telah dibuat oleh—

POSCO Vietnam Co. Ltd.

Lot 1, Phu My Industrial II Zone

Phu My Ward, Phu My Town, Ba Ria – Vung Tau Province, Viet Nam

pengeluar atau pengeksport luar negeri dagangan subjek.

Dagangan subjek

2. (1) Dagangan subjek yang dikatakan sedang dilambakkan ialah keluli aloi dan bukan aloi gegelung gulungan sejuk yang mempunyai ketebalan antara 0.20 milimeter hingga 2.60 milimeter dan kelebaran antara 700 milimeter hingga 1,300 milimeter tidak termasuk plat hitam kilang timah dan diimport bagi maksud penggunaan akhir automotif

daripada semua gred dan spesifikasi yang dikelaskan di bawah Kod Sistem yang Diharmonikan (Kod H.S.) dan Tatanama Tarif Berharmonis ASEAN (AHTN) 7209.15.00 00, 7209.16.10 00, 7209.16.90 00, 7209.17.10 00, 7209.17.90 00, 7209.18.99 00, 7225.50.10 00 dan 7225.50.90 00.

(2) Kod H.S. dan AHTN yang dinyatakan dalam subperenggan (1) diberikan hanya untuk makluman dan tidak mempunyai kesan mengikat terhadap penjenisan dagangan subjek.

Duti anti-lambakan sedia ada

3. Duti anti-lambakan yang berkuat kuasa pada masa ini ke atas dagangan subjek ialah duti anti-lambakan definitif di bawah Perintah Kastam (Duti Anti-Lambakan) (Kajian Semula Pentadbiran) (No. 3) 2021 [*P.U. (A) 384/2021*].

Alasan bagi kajian semula pentadbiran

4. (1) Permintaan bagi kajian semula pentadbiran itu adalah berdasarkan alasan bahawa margin lambakan telah berubah secara substansial bagi import dagangan subjek oleh POSCO Vietnam Co. Ltd.

(2) Kerajaan telah mendapat maklumat bagi kajian semula pentadbiran dijalankan demi kepentingan awam dan berdasarkan alasan bahawa margin lambakan telah berubah secara substansial bagi import dagangan subjek dari Republik Korea dan Republik Sosialis Viet Nam.

(3) Kerajaan berpuas hati bahawa permintaan dan maklumat itu mengandungi alasan yang mencukupi untuk memulakan suatu kajian semula pentadbiran.

Tatacara

5. Setelah menentukan bahawa keterangan yang mencukupi wujud untuk mewajarkan suatu kajian semula pentadbiran duti anti-lambakan berkenaan dengan import dagangan subjek, Kerajaan memulakan kajian semula pentadbiran menurut perenggan 28(1)(a) dan (f) Akta Duti Timbal Balas dan Anti-Lambakan 1993 dan peraturan 34 Peraturan-Peraturan Duti Timbal Balas dan Anti-Lambakan 1994.

Soal selidik

6. (1) Bagi maksud mendapatkan maklumat yang disifatkan perlu bagi kajian semula pentadbiran itu, Kerajaan akan menghantar soal selidik kepada—

- (a) industri Malaysia dan mana-mana persatuan pengeluar di Malaysia;
- (b) POSCO Vietnam Co. Ltd;
- (c) pengeluar dan pengeksport dagangan subjek di Republik Korea dan Republik Sosialis Viet Nam;
- (d) pengimport dan mana-mana persatuan pengimport; dan
- (e) Kerajaan Republik Korea dan Republik Sosialis Viet Nam.

(2) Dalam apa-apa keadaan, semua pihak berkepentingan yang tidak dihubungi oleh Kementerian Perdagangan Antarabangsa dan Industri (MITI) dijemput untuk menghubungi MITI secara bertulis, melalui pos, faksimile, e-mel atau serahan tangan, untuk mengetahui sama ada mereka disenaraikan dalam permintaan kajian semula pentadbiran ini.

(3) Jika perlu, pihak berkepentingan itu boleh memohon bagi salinan soal selidik itu dengan mengenal pasti jenis aktiviti perniagaan mereka yang berkaitan dengan kajian semula pentadbiran ini.

Pengumpulan maklumat

7. Semua pihak berkepentingan dijemput untuk memberikan pandangan mereka secara bertulis, khususnya, dengan menjawab soal selidik yang dialamatkan kepada mereka dan dengan mengemukakan keterangan sokongan.

Had masa

8. (1) Mana-mana pihak berkepentingan yang berhasrat untuk memohon soal selidik hendaklah berbuat demikian tidak lewat daripada lima belas hari selepas penyiaran notis ini dalam *Warta*.

(2) Semua pihak berkepentingan hendaklah menyatakan pandangan mereka secara bertulis dan mengemukakan jawapan soal selidik dalam masa tiga puluh hari dari tarikh penyiaran notis ini dalam *Warta* sekiranya pandangan dan jawapan itu hendak diambil kira semasa kajian semula pentadbiran, melainkan jika dinyatakan sebaliknya.

Pengemukakan maklumat, jawapan soal selidik dan surat-menyurat

9. (1) Semua pengemukakan maklumat, jawapan soal selidik dan surat-menyurat hendaklah dibuat secara bertulis dan dihantar melalui pos, faksimile, e-mel atau serahan tangan dan dengan jelas menyatakan nama, alamat, alamat e-mel, nombor telefon dan faksimile pihak berkepentingan itu kepada—

Pengarah
Seksyen Amalan Perdagangan
Kementerian Perdagangan Antarabangsa dan Industri (MITI)
Aras 9, Menara MITI
No. 7, Jalan Sultan Haji Ahmad Shah
50480 Kuala Lumpur
Malaysia

Nombor telefon : (603) 6208 4632/4635/4660
Nombor faksimile : (603) 6211 4429
Alamat e-mel : alltps@miti.gov.my

(2) Sekiranya pihak berkepentingan tidak memberikan maklumat yang perlu atau maklumat dan pandangan itu tidak diterima dalam bentuk yang memadai dalam had masa yang dinyatakan, Kerajaan boleh membuat penentuan berdasarkan fakta yang ada mengikut seksyen 41 Akta.

Bertarikh 28 Disember 2022
[MITI.S:600-2/2/21; PN(PU2)529/JLD. 31]

TENGGU DATUK SERI UTAMA ZAFRUL BIN TENGGU ABDUL AZIZ
Menteri Perdagangan Antarabangsa dan Industri

COUNTERVAILING AND ANTI-DUMPING DUTIES ACT 1993

NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW OF ANTI-DUMPING DUTIES
WITH REGARD TO IMPORTS OF COLD ROLLED COILS OF ALLOY AND
NON-ALLOY STEEL ORIGINATING OR EXPORTED FROM
THE REPUBLIC OF KOREA AND THE SOCIALIST REPUBLIC OF VIET NAM

(AD03/15 – AR02/22)

FOLLOWING the publication of the Notice of Affirmative Final Determination of Administrative Review of Anti-Dumping Duty with regard to Imports of Cold Rolled Coils of Alloy and Non-Alloy Steel Originating or Exported From the People's Republic of China, the Republic of Korea and the Socialist Republic of Viet Nam [*P.U. (B) 499/2021*] on 8 October 2021, the Government has received a request and obtained information for an administrative review on the imposition of an anti-dumping duty with regard to imports of cold rolled coils of alloy and non-alloy steel originating or exported from the Republic of Korea and the Socialist Republic of Viet Nam ("subject merchandise") and pursuant to paragraphs 28(1)(a) and (f) of the Countervailing and Anti-Dumping Duties Act 1993 [*Act 504*] and regulation 34 of the Countervailing and Anti-Dumping Duties Regulations 1994 [*P.U. (A) 233/1994*], the Government initiates an administrative review.

Request for administrative review

1. The request for administrative review was lodged by—

POSCO Vietnam Co. Ltd.

Lot 1, Phu My Industrial II Zone

Phu My Ward, Phu My Town, Ba Ria – Vung Tau Province, Viet Nam

the foreign producer and exporter of the subject merchandise.

Subject merchandise

2. (1) The subject merchandise allegedly being dumped is cold rolled coils of alloy and non-alloy steel of a thickness between 0.20 millimetres to 2.60 millimetres and width between 700 millimetres to 1,300 millimetres excluding tin mill black plate and

imported for the purpose of automotive end-usage of all grades and specifications which is classified under the Harmonised System Code (H.S. Code) and ASEAN Harmonised Tariff Nomenclature (AHTN) 7209.15.00 00, 7209.16.10 00, 7209.16.90 00, 7209.17.10 00, 7209.17.90 00, 7209.18.99 00, 7225.50.10 00 and 7225.50.90 00.

(2) The H.S. Code and AHTN specified in subparagraph (1) are given only for information and have no binding effect on the classification of the subject merchandise.

Existing anti-dumping duties

3. The anti-dumping duties currently in force on the subject merchandise is definitive anti-dumping duties imposed under the Customs (Anti-Dumping Duties) (Administrative Review) (No. 3) Order 2021 [*P.U. (A) 384/2021*].

Grounds for administrative review

4. (1) The request for administrative review is based on the grounds that there is a substantial change in the dumping margin for the imports of subject merchandise by POSCO Vietnam Co. Ltd.

(2) The Government has obtained information for an administrative review to be conducted in the public interest and based on the grounds that the dumping margin has changed substantially for the imports of subject merchandise from the Republic of Korea and Socialist Republic of Viet Nam.

(3) The Government is satisfied that the request and the information obtained carries sufficient grounds to initiate an administrative review.

Procedure

5. Having determined that there is sufficient evidence exists to warrant an administrative review of the anti-dumping duties with regard to the imports of subject merchandise, the Government initiates an administrative review pursuant to paragraphs 28(1)(a) and (f) of the Countervailing and Anti-Dumping Duties Act 1993 and regulation 34 of the Countervailing and Anti-Dumping Regulations 1994.

Questionnaires

6. (1) In order to obtain information deemed necessary for the administrative review, the Government will send questionnaires to—

- (a)* the Malaysian industry and any association of producers in Malaysia;
- (b)* POSCO Vietnam Co. Ltd;
- (c)* the producers and exporters of subject merchandise in the Republic of Korea and the Socialist Republic of Viet Nam;
- (d)* the importers and any association of importers; and
- (e)* the Government of the Republic of Korea and the Socialist Republic of Viet Nam.

(2) In any event, all interested parties not contacted by the Ministry of International Trade and Industry (MITI) are invited to contact MITI in writing, by post, facsimile, e-mail or by hand, in order to find out whether they are listed in this administrative review.

(3) If necessary, such interested parties may request for a copy of the questionnaires by identifying the nature of their business activities related to the administrative review.

Collection of information

7. All interested parties are invited to make their views known in writing, in particular, by responding to the questionnaires addressed to them and by providing supporting evidence.

Time limit

8. (1) Any interested party who desires to request for a questionnaire shall do so not later than fifteen days after the publication of this notice in the *Gazette*.

(2) All interested parties must present their views in writing and submit questionnaire responses within thirty days of the date of publication of this notice in the *Gazette* if such views and responses are to be taken into consideration during the administrative review, unless otherwise specified.

Submission of information, questionnaire responses and correspondences

9. (1) All submissions of information, questionnaire responses and correspondences must be made in writing and to be sent by post, facsimile, e-mail or by hand with clear indication of the name, address, e-mail address, telephone and facsimile numbers of the interested parties to—

Director
Trade Practices Section
Ministry of International Trade and Industry (MITI)
Level 9, Menara MITI
No. 7, Jalan Sultan Haji Ahmad Shah
50480 Kuala Lumpur
Malaysia

Telephone number : (603) 6208 4632/4635/4660
Facsimile number : (603) 6211 4429
E-mail address : alltps@miti.gov.my

(2) If the interested parties do not provide the necessary information or the information and views are not received in an adequate form within the specified time limit, the Government may make its determination on the basis of the facts available in accordance with section 41 of the Act.

Dated 28 December 2022

[MITI:600-2/2/21; PN(PU2)529/JLD. 31]

TENGGU DATUK SERI UTAMA ZAFRUL BIN TENGGU ABDUL AZIZ
Minister of International Trade and Industry