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WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

NOTIS PENENTUAN AWAL AFIRMATIF
PENYIASATAN DUTI ANTI-LAMBAKAN MENGENAI
IMPORT KELULI TAHAN KARAT GULUNGAN SEJUK
DALAM BENTUK GEGELUNG, KEPINGAN ATAU APA-APA
BENTUK LAIN YANG BERASAL ATAU DIEKSPORT DARI
REPUBLIK RAKYAT CHINA, REPUBLIK KOREA,
CHINESE TAIPEI DAN THAILAND

*NOTICE OF AFFIRMATIVE PRELIMINARY DETERMINATION
OF AN ANTI-DUMPING DUTY INVESTIGATION WITH
REGARD TO THE IMPORTS OF COLD ROLLED STAINLESS
STEEL IN COILS, SHEETS OR ANY OTHER FORM
ORIGINATING OR EXPORTED FROM THE PEOPLE'S
REPUBLIC OF CHINA, THE REPUBLIC OF KOREA,
CHINESE TAIPEI AND THE KINGDOM OF THAILAND*

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

AKTA DUTI TIMBAL BALAS DAN ANTI-LAMBAKAN 1993

NOTIS PENENTUAN AWAL AFIRMATIF PENYIASATAN DUTI ANTI-LAMBAKAN
MENGENAI IMPORT KELULI TAHAN KARAT GULUNGAN SEJUK DALAM BENTUK
GEGELUNG, KEPINGAN ATAU APA-APA BENTUK LAIN YANG BERASAL ATAU
DIEKSPORT DARI REPUBLIK RAKYAT CHINA, REPUBLIK KOREA,
CHINESE TAIPEI DAN THAILAND

(AD 01/17)

PADA menjalankan kuasa yang diberikan oleh subseksyen 23(3) Akta Duti Timbal Balas dan Anti Lambakan 1993 [*Akta 504*] dan peraturan 12 Peraturan-Peraturan Duti Timbal Balas dan Anti-Lambakan 1994 [*P.U. (A) 233/1994*], Kerajaan telah membuat penentuan awal bahawa—

- (a) suatu margin lambakan wujud mengenai import keluli tahan karat gulungan sejuk dalam bentuk gegelung, kepingan atau apa-apa bentuk lain dengan ketebalan tidak lebih daripada 6.5 milimeter dan kelebaran tidak lebih daripada 1,600 milimeter yang dikelaskan di bawah Kod Sistem yang Diharmonikan (Kod H.S.) dan Tatanama Tarif Berharmonis ASEAN (AHTN) 7219.31.00 00, 7219.32.00 00, 7219.33.00 00, 7219.34.00 00, 7219.35.00 00, 7220.20.10 00 dan 7220.20.90 00 yang berasal atau diekspor dari Republik Rakyat China, Republik Korea, *Chinese Taipei* dan Thailand (“dagangan subjek”); dan
- (b) kemudatan didapati wujud kerana industri dalam negeri di Malaysia yang mengeluarkan keluaran serupa telah mengalami kemudatan material disebabkan oleh pengimportan dagangan subjek ke dalam Malaysia.

Sebab bagi penentuan awal afirmatif

1. Sebab bagi penentuan awal afirmatif adalah seperti yang berikut:

- (a) harga eksport dagangan subjek adalah kurang daripada nilai normalnya;

- (b) industri dalam negeri di Malaysia yang mengeluarkan keluaran serupa telah mengalami kemudatan material yang boleh dengan semunasabahnya dikaitkan dengan pengimportan dagangan subjek ke dalam Malaysia; dan
- (c) margin lambakan didapati wujud melalui kegiatan lambakan oleh pengeluar atau pengeksport dari Republik Rakyat China, Republik Korea, *Chinese Taipei* dan Thailand seperti yang berikut:

	<i>Negara</i>	<i>Pengeluar/Pengeksport</i>	<i>Margin Lambakan</i>
(i)	Republik Rakyat China	Shanxi Taigang Stainless Steel Co., Ltd.	14.64%
		Lain-lain	23.95%
(ii)	Republik Korea	Hyundai BNG Steel Co., Ltd.	-43.82%
		Hyundai Steel Company	0.70%
		POSCO	-6.02%
		Lain-lain	7.27%
(iii)	<i>Chinese Taipei</i>	Chia Far Industrial Factory Co., Ltd.	19.78%
		Chien Shing Stainless Steel Co., Ltd.	52.17%
		D&S Global Limited	44.38%
		Tang Eng Iron Works Co., Ltd.	31.88%
		Walsin Lihwa Corporation	13.77%
		Yieh United Steel Corporation	21.15%
		Lain-lain	52.17%
(iv)	Thailand	POSCO-Thainox	24.88%
		Lain-lain	111.61%

Langkah sementara yang terpakai

2. Langkah sementara yang terpakai hendaklah dalam bentuk duti anti-lambakan sementara sebagaimana yang dinyatakan dalam Jadual.

Sebab bagi langkah sementara

3. Sebab bagi langkah sementara di bawah perenggan 2 adalah untuk mencegah kemudatan yang ditanggung oleh industri dalam negeri di Malaysia yang mengeluarkan keluaran serupa daripada berlaku secara berterusan semasa tempoh penyiasatan.

Tempoh bagi membuat penentuan muktamad

4. Penentuan muktamad berhubung dengan penyiasatan hendaklah dibuat dalam tempoh seratus dua puluh (120) hari mulai 12 Oktober 2017.

Rekod penyiasatan

5. Salinan rekod penyiasatan boleh didapati oleh orang awam di—

Bahagian Amalan Perdagangan

Kementerian Perdagangan Antarabangsa dan Industri (MITI)

Aras 2, Menara MITI

No. 7, Jalan Sultan Haji Ahmad Shah

50480 Kuala Lumpur

Malaysia

Nombor Telefon: (603) 6208 4631/4632/4635/4640

Nombor Faksimili: (603) 6211 4429

E-mel: alltps@miti.gov.my

JADUAL

[Perenggan 2]

DUTI ANTI-LAMBAKAN SEMENTARA

	<i>Negara</i>	<i>Pengeluar/Pengeksport</i>	<i>Kadar Duti (Peratusan (%)) daripada Nilai Kos, Insurans dan Tambang (KIT))</i>
(i)	Republik	Shanxi Taigang Stainless Steel Co., Ltd.	14.64%
	Rakyat	Lain-lain	23.95%
	China		
(ii)	Republik	Hyundai BNG Steel Co., Ltd.	Nil
	Korea	Hyundai Steel Company	Nil
		POSCO	Nil
		Lain-lain	7.27%
(iii)	<i>Chinese Taipei</i>	Chia Far Industrial Factory Co., Ltd.	19.78%
		Chien Shing Stainless Steel Co., Ltd.	52.17%
		D&S Global Limited	44.38%
		Tang Eng Iron Works Co., Ltd.	31.88%
		Walsin Lihwa Corporation	13.77%
		Yieh United Steel Corporation	21.15%
		Lain-lain	52.17%
(iv)	Thailand	POSCO-Thainox	24.88%
		Lain-lain	111.61%

Bertarikh 9 Oktober 2017
[MITI.600-2/2/1; PN(PU2)529/XXII]

DATO' SRI MUSTAPA BIN MOHAMED
Menteri Perdagangan Antarabangsa dan Industri

COUNTERVAILING AND ANTI-DUMPING DUTIES ACT 1993

NOTICE OF AFFIRMATIVE PRELIMINARY DETERMINATION OF AN ANTI-DUMPING DUTY INVESTIGATION WITH REGARD TO THE IMPORTS OF COLD ROLLED STAINLESS STEEL IN COILS, SHEETS OR ANY OTHER FORM ORIGINATING OR EXPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA, THE REPUBLIC OF KOREA, CHINESE TAIPEI AND THE KINGDOM OF THAILAND

(AD 01/17)

IN exercise of the powers conferred by subsection 23(3) of the Countervailing and Anti-Dumping Duties Act 1993 [*Act 504*] and regulation 12 of the Countervailing and Anti-Dumping Duties Regulations 1994 [*P.U. (A) 233/1994*], the Government has made a preliminary determination that —

- (a) a dumping margin exists with regard to the imports of cold rolled stainless steel in coils, sheets or any other form with the thickness of not more than 6.5 millimetres and width of not more than 1,600 millimetres classified under the Harmonised System Code (H.S. Code) and ASEAN Harmonised Tariff Nomenclature (AHTN) 7219.31.00 00, 7219.32.00 00, 7219.33.00 00, 7219.34.00 00, 7219.35.00 00, 7220.20.10 00 and 7220.20.90 00 originating or exported from the People's Republic of China, the Republic of Korea, Chinese Taipei and the Kingdom of Thailand ("subject merchandise"); and
- (b) an injury is found to exist because the domestic industry in Malaysia producing the like product has suffered a material injury by reason of the importation of the subject merchandise into Malaysia.

Reasons for affirmative preliminary determination

1. The reasons for the affirmative preliminary determination are as follows:

- (a) the export price of the subject merchandise is less than its normal value;
- (b) the domestic industry in Malaysia producing the like product has suffered a material injury that can be reasonably linked to the importation of the subject merchandise into Malaysia; and

- (c) the dumping margin is found to exist through the dumping activities by producers or exporters from the People's Republic of China, the Republic of Korea, Chinese Taipei and the Kingdom of Thailand are as follows:

	<i>Countries</i>	<i>Producers/Exporters</i>	<i>Dumping Margin</i>
(i)	People's Republic of China	Shanxi Taigang Stainless Steel Co., Ltd.	14.64%
		Others	23.95%
(ii)	Republic of Korea	Hyundai BNG Steel Co., Ltd.	-43.82%
		Hyundai Steel Company	0.70%
		POSCO	-6.02%
		Others	7.27%
(iii)	Chinese Taipei	Chia Far Industrial Factory Co., Ltd.	19.78%
		Chien Shing Stainless Steel Co., Ltd.	52.17%
		D&S Global Limited	44.38%
		Tang Eng Iron Works Co., Ltd.	31.88%
		Walsin Lihwa Corporation	13.77%
		Yieh United Steel Corporation	21.15%
		Others	52.17%
(iv)	Kingdom of Thailand	POSCO-Thainox	24.88%
		Others	111.61%

Provisional measures applicable

2. The provisional measures applicable shall take the form of provisional anti-dumping duties as specified in the Schedule.

Reason for provisional measures

3. The reason for the provisional measures under paragraph 2 is to prevent the injury sustained by the domestic industry in Malaysia producing the like product from continuing to occur during the period of investigation.

Period for making final determination

4. A final determination in relation to the investigation shall be made within the period of one hundred and twenty (120) days from 12 October 2017.

Record of investigation

5. Copies of the record of investigation are available to the public at —

Trade Practices Division
Ministry of International Trade and Industry (MITI)
Level 2, Menara MITI
No. 7, Jalan Sultan Haji Ahmad Shah
50480 Kuala Lumpur
Malaysia
Telephone Number: (603) 6208 4631/4632/4635/4640
Facsimile Number: (603) 6211 4429
E-mail: alltps@miti.gov.my

SCHEDULE

[Paragraph 2]

PROVISIONAL ANTI-DUMPING DUTIES

	<i>Countries</i>	<i>Producers/Exporters</i>	<i>Rate of Duties (Percentage (%) of the Cost, Insurance and Freight (CIF) value)</i>
(i)	People's Republic of China	Shanxi Taigang Stainless Steel Co., Ltd.	14.64%
		Others	23.95%
(ii)	Republic of Korea	Hyundai BNG Steel Co., Ltd.	Nil
		Hyundai Steel Company	Nil
		POSCO	Nil
		Others	7.27%
(iii)	Chinese Taipei	Chia Far Industrial Factory Co., Ltd.	19.78%
		Chien Shing Stainless Steel Co., Ltd.	52.17%
		D&S Global Limited	44.38%
		Tang Eng Iron Works Co., Ltd.	31.88%
		Walsin Lihwa Corporation	13.77%
		Yieh United Steel Corporation	21.15%
		Others	52.17%
(iv)	Kingdom of Thailand	POSCO-Thainox	24.88%
		Others	111.61%

Dated 9 October 2017
[MITI.600-2/2/1; PN(PU2)529/XXII]

DATO' SRI MUSTAPA BIN MOHAMED
Minister of International Trade and Industry