



29 November 2013
29 November 2013
P.U. (B) 479

WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

NOTIS PENENTUAN AWAL AFIRMATIF
PENYIASATAN DUTI ANTI-LAMBAKAN MENGENAI
IMPORT *CELLULOSE FIBRE REINFORCED CEMENT FLAT*
DAN *PATTERN SHEETS* YANG BERASAL ATAU DIEKSPORT
DARI THAILAND

*NOTICE OF AFFIRMATIVE PRELIMINARY DETERMINATION
OF AN ANTI-DUMPING DUTY INVESTIGATION WITH
RESPECT TO IMPORTS OF CELLULOSE FIBRE REINFORCED
CEMENT FLAT AND PATTERN SHEETS ORIGINATING OR
EXPORTED FROM 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 *CELLULOSE FIBRE REINFORCED CEMENT FLAT* DAN *PATTERN
SHEETS* YANG BERASAL ATAU DIEKSPORT DARI THAILAND

(AD 04/13)

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 *cellulose fibre reinforced cement flat* dan *pattern sheets* yang dikelaskan di bawah Kod Sistem yang Diharmonikan (Kod H.S.) 6811.82.100 dan 6811.82.900 dan Tatanama Tarif Berharmonis ASEAN (AHTN) 6811.82.9010 dan 6811.82.9090 (“dagangan subjek”) yang berasal atau dieksport dari Thailand; dan
- (b) kemudatan didapati wujud kerana industri dalam negeri di Malaysia yang mengeluarkan keluaran serupa telah mengalami kemudatan material disebabkan oleh pengimportan dagangan subjek itu yang berasal atau dieksport dari Thailand ke dalam Malaysia.

Sebab-sebab bagi penentuan

2. Sebab-sebab bagi penentuan awal afirmatif adalah seperti yang berikut:

- (a) harga eksport dagangan subjek yang berasal atau dieksport dari Thailand ke dalam Malaysia 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 itu yang berasal atau dieksport dari Thailand; dan

- (c) margin lambakan yang didapati wujud melalui kegiatan lambakan oleh pengeluaran atau pengeksport dari Thailand adalah seperti yang berikut:

Pengeluar/Pengeksport	Margin lambakan
Thailand	
Mahaphant Fibre-Cement Public Company Limited	21.35%
The Siam Fibre-Cement Co. Ltd.	13.96%
Conwood Co. Ltd.	16.12%
Lain-lain	63.10%

Langkah-langkah sementara yang terpakai

3. Langkah-langkah sementara yang terpakai adalah duti anti-lambakan sementara yang dinyatakan dalam Jadual.

Sebab bagi langkah-langkah sementara

4. Sebab bagi langkah-langkah sementara di bawah perenggan 3 adalah untuk mencegah dari berlakunya kemudaratan yang berterusan terhadap industri dalam negeri di Malaysia yang mengeluarkan keluaran serupa dalam tempoh penyiasatan.

Had masa bagi penentuan muktamad

5. Had masa bagi penentuan muktamad penyiasatan adalah seratus dua puluh hari dari 30 November 2013.

Rekod penyiasatan

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

Seksyen Amalan Perdagangan
Kementerian Perdagangan Antarabangsa dan Industri (MITI)
Tingkat 14, Blok 8
Kompleks Pejabat-Pejabat Kerajaan
Jalan Duta
50622 Kuala Lumpur

MALAYSIA

Nombor Telefon : (603) 6200 0111/0115/0586

Nombor Faksimili : (603) 6201 6394

JADUAL

[Perenggan 3]

DUTI ANTI-LAMBAKAN SEMENTARA

Pengeluar/Pengeksport	Kadar duti [% daripada nilai Kos, Insurans dan Tambang (KIT)]
Thailand	
Mahaphant Fibre-Cement Public Company Limited	21.35%
The Siam Fibre-Cement Co. Ltd.	13.96%
Conwood Co. Ltd.	16.12%
Lain-lain	63.10%

Bertarikh 22 November 2013

[MITI:ID/(S)/AP/AD/045/35; PN(PU2)529/XIII]

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 RESPECT TO IMPORTS OF CELLULOSE FIBRE
REINFORCED CEMENT FLAT AND PATTERN SHEETS ORIGINATING OR EXPORTED
FROM THE KINGDOM OF THAILAND

(AD 04/13)

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 respect to the cellulose fibre reinforced cement flat and pattern sheets classified under Harmonised System Code (H.S. Code) 6811.82.100 and 6811.82.900 and ASEAN Harmonised Tariff Nomenclature (AHTN) 6811.82.9010 and 6811.82.9090 (“subject merchandise”) originating or exported from the Kingdom of Thailand; and
- (b) injury is found to exist because the domestic industry in Malaysia producing the like product has suffered material injury by reason of the importation of the subject merchandise originating or exported from the Kingdom of Thailand into Malaysia.

Reasons for determination

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

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

- (c) the dumping margin found to exist through the dumping activities by producers or exporters from the Kingdom of Thailand are as follows:

Producer/Exporter	Dumping margin
Kingdom of Thailand	
Mahaphant Fibre-Cement Public Company Limited	21.35%
The Siam Fibre-Cement Co. Ltd.	13.96%
Conwood Co. Ltd.	16.12%
Others	63.10%

Provisional measures applicable

3. The provisional measures applicable shall be provisional anti-dumping duties as specified in the Schedule.

Reason for provisional measures

4. The reason for the provisional measures under paragraph 3 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.

Time limit for final determination

5. The time limit for the final determination of the investigation shall be one hundred and twenty days from 30 November 2013.

Record of investigation

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

Trade Practices Section
 Ministry of International Trade and Industry (MITI)
 Level 14, Block 8
 Government Offices Complex
 Jalan Duta
 50622 Kuala Lumpur

MALAYSIA

Telephone Number : (603) 6200 0111/0115/0586

Facsimile Number : (603) 6201 6394

SCHEDULE

[Paragraph 3]

PROVISIONAL ANTI-DUMPING DUTIES

Producer/Exporter	Rate of duty [% of the Cost, Insurance and Freight (CIF) value]
Kingdom of Thailand	
Mahaphant Fibre-Cement Public Company Limited	21.35%
The Siam Fibre-Cement Co. Ltd.	13.96%
Conwood Co. Ltd.	16.12%
Others	63.10%

Dated 22 November 2013

[MITI:ID/(S)/AP/AD/045/35; PN(PU2)529/XIII]

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