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WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

NOTIS PENENTUAN MUKTAMAD AFIRMATIF
PENYIASATAN DUTI ANTI-LAMBAKAN MENGENAI
IMPORT FILEM-FILEM *BIAXIALLY ORIENTED
POLYPROPYLENE* YANG BERASAL ATAU DIEKSPORT
DARI *CHINESE TAIPEI*, THAILAND, REPUBLIK RAKYAT
CHINA, REPUBLIK INDONESIA DAN
REPUBLIK SOSIALIS VIET NAM

NOTICE OF AFFIRMATIVE FINAL DETERMINATION OF AN
ANTI-DUMPING DUTY INVESTIGATION WITH REGARD TO
IMPORTS OF BIAXIALLY ORIENTED POLYPROPYLENE
FILMS ORIGINATING OR EXPORTED FROM CHINESE
TAIPEI, THE KINGDOM OF THAILAND, THE PEOPLE'S
REPUBLIC OF CHINA, THE REPUBLIC OF INDONESIA AND
THE SOCIALIST REPUBLIC OF VIET NAM



DISIARKAN OLEH/
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AKTA DUTI TIMBAL BALAS DAN ANTI-LAMBAKAN 1993

NOTIS PENENTUAN MUKTAMAD AFIRMATIF PENYIASATAN DUTI ANTI-LAMBAKAN MENGENAI IMPORT FILEM-FILEM *BIAXIALLY ORIENTED POLYPROPYLENE* YANG BERASAL ATAU DIEKSPORT DARI *CHINESE TAIPEI*, THAILAND, REPUBLIK RAKYAT CHINA, REPUBLIK INDONESIA DAN REPUBLIK SOSIALIS VIET NAM

(AD 03/12)

PADA menjalankan kuasa yang diberikan oleh perenggan 25(4)(a) Akta Duti Timbal Balas dan Anti-Lambakan 1993 [*Akta 504*] dan peraturan 15 Peraturan-Peraturan Duti Timbal Balas dan Anti-Lambakan 1994 [*P.U. (A) 233/1994*], Kerajaan telah membuat penentuan muktamad di bawah subseksyen 25(1) bahawa—

- (a) suatu margin lambakan wujud berkenaan dengan filem-filem *biaxially oriented polypropylene* dengan ketebalan antara 13 sehingga 50 mikron dan khususnya mengecualikan filem-filem *printable shrink*, filem-filem *metallised* dan pita, yang dikelaskan di bawah Kod Sistem yang Diharmonikan (Kod H.S.) 3920.20.200 dan Tatanama Tarif Berharmonis ASEAN (AHTN) 3920.20.10.00 (“dagangan subjek”) yang berasal atau dieksport dari *Chinese Taipei*, Thailand, Republik Rakyat China, Republik Indonesia dan Republik Sosialis Viet Nam; 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 *Chinese Taipei*, Thailand, Republik Rakyat China, Republik Indonesia dan Republik Sosialis Viet Nam ke dalam Malaysia.

Sebab-sebab bagi penentuan

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

- (a) harga eksport dagangan subjek yang berasal atau dieksport dari *Chinese Taipei*, Thailand, Republik Rakyat China, Republik Indonesia dan Republik

Sosialis Viet Nam ke dalam Malaysia adalah kurang daripada nilai normalnya;

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

	Pengeluar/Pengeksport	Margin lambakan
(i)	<i>Chinese Taipei</i>	12.37%
(ii)	Thailand	
	A.J. Plast Public Company Limited	1.54%
	Thai Film Industries Public Company Limited	12.37%
	Lain-lain	12.37%
(iii)	Republik Rakyat China	
	Guangzhou Shunlung Industrial Corporation	-4.82%
	Zhejiang Kinlead Innovative Materials Co., Ltd.	-2.59%
	Lain-lain	12.37%
(iv)	Republik Indonesia	12.37%
(v)	Republik Sosialis Viet Nam	
	Formosa Industries Corporation	2.59%
	Lain-lain	12.37%

Duti anti-lambakan

3. Duti anti-lambakan yang dikenakan adalah sebagaimana yang dinyatakan dalam Jadual.

Sebab bagi duti anti-lambakan

4. Sebab bagi duti anti-lambakan di bawah perenggan 3 adalah untuk mencegah berlakunya kemudaratan kepada industri dalam negeri di Malaysia yang mengeluarkan keluaran serupa.

Tempoh pengenaan duti anti-lambakan

5. Duti anti-lambakan yang dikenakan di bawah perenggan 3 hendaklah terpakai bagi tempoh 5 tahun dari 23 April 2013.

JADUAL

[Perenggan 3]

DUTI ANTI-LAMBAKAN

Pengeluar/Pengeksport	Kadar duti [% daripada nilai Kos, Insurans dan Tambang (KIT)]
(i) <i>Chinese Taipei</i>	12.37%
(ii) Thailand	
A.J. Plast Public Company Limited	Nil
Thai Film Industries Public Company Limited	12.37%
Lain-lain	12.37%
(iii) Republik Rakyat China	
Guangzhou Shunlung Industrial Corporation	Nil
Zhejiang Kinlead Innovative Materials Co., Ltd.	Nil
Lain-lain	12.37%

(iv)	Republik Indonesia	12.37%
(v)	Republik Sosialis Viet Nam	
	Formosa Industries Corporation	2.59%
	Lain-lain	12.37%

Bertarikh 16 April 2013

[MITI:ID/(S)/AP/AD/045/26; PN(PU2)529/X]

DATO' SRI MUSTAPA BIN MOHAMED
Menteri Perdagangan Antarabangsa dan Industri

COUNTERVAILING AND ANTI-DUMPING DUTIES ACT 1993

NOTICE OF AFFIRMATIVE FINAL DETERMINATION OF AN ANTI-DUMPING DUTY
INVESTIGATION WITH REGARD TO IMPORTS OF BIAXIALLY ORIENTED
POLYPROPYLENE FILMS ORIGINATING OR EXPORTED FROM CHINESE TAIPEI, THE
KINGDOM OF THAILAND, THE PEOPLE'S REPUBLIC OF CHINA, THE REPUBLIC OF
INDONESIA AND THE SOCIALIST REPUBLIC OF VIET NAM

(AD 03/12)

IN exercise of the powers conferred by paragraph 25(4)(a) of the Countervailing and Anti-Dumping Duties Act 1993 [*Act 504*] and regulation 15 of the Countervailing and Anti-Dumping Duties Regulations 1994 [*P.U. (A) 233/1994*], the Government has made a final determination under subsection 25(1) that—

- (a) a dumping margin exists with respect to the biaxially oriented polypropylene films of thickness between 13 to 50 microns and specifically excluding the printable shrink films, metallised films and tape, classified under Harmonised System Code (H.S. Code) 3920.20.200 and ASEAN Harmonised Tariff Nomenclature (AHTN) 3920.20.10.00 (“subject merchandise”) originating or exported from Chinese Taipei, the Kingdom of Thailand, the People’s Republic of China, the Republic of Indonesia and the Socialist Republic of Viet Nam; 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 Chinese Taipei, the Kingdom of Thailand, the People’s Republic of China, the Republic of Indonesia and the Socialist Republic of Viet Nam into Malaysia.

Reasons for determination

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

- (a) the export price of the subject merchandise originating or exported from Chinese Taipei, the Kingdom of Thailand, the People’s Republic of China, the

Republic of Indonesia and the Socialist Republic of Viet Nam 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 Chinese Taipei, the Kingdom of Thailand, the People's Republic of China, the Republic of Indonesia and the Socialist Republic of Viet Nam into Malaysia; and
- (c) the dumping margin found to exist through the dumping activities by producers or exporters from Chinese Taipei, the Kingdom of Thailand, the People's Republic of China, the Republic of Indonesia and the Socialist Republic of Viet Nam are as follows:

	Producer/Exporter	Dumping margin
(i)	<i>Chinese Taipei</i>	12.37%
(ii)	Kingdom of Thailand	
	A.J. Plast Public Company Limited	1.54%
	Thai Film Industries Public Company Limited	12.37%
	Others	12.37%
(iii)	People's Republic of China	
	Guangzhou Shunlung Industrial Corporation	-4.82%
	Zhejiang Kinlead Innovative Materials Co., Ltd.	-2.59%
	Others	12.37%
(iv)	Republic of Indonesia	12.37%

(v)	Socialist Republic of Viet Nam	
	Formosa Industries Corporation	2.59%
	Others	12.37%

Anti-dumping duties

3. The anti-dumping duties to be imposed shall be as specified in the Schedule.

Reason for anti-dumping duties

4. The reason for the anti-dumping duties under paragraph 3 is to prevent the injury to the domestic industry in Malaysia producing the like product.

Period of imposition of anti-dumping duties

5. The anti-dumping duties imposed under paragraph 3 shall apply for a period of 5 years from 23 April 2013.

SCHEDULE

[Paragraph 3]

ANTI-DUMPING DUTIES

Producer/Exporter		Rate of duty [% of the Cost, Insurance and Freight (CIF) value]
(i)	<i>Chinese Taipei</i>	12.37%
(ii)	Kingdom of Thailand	
	A.J. Plast Public Company Limited	Nil
	Thai Film Industries Public Company Limited	12.37%
	Others	12.37%
(iii)	People's Republic of China	
	Guangzhou Shunlung Industrial Corporation	Nil

	Zhejiang Kinlead Innovative Materials Co., Ltd.	Nil
	Others	12.37%
(iv)	Republic of Indonesia	12.37%
(v)	Socialist Republic of Viet Nam	
	Formosa Industries Corporation	2.59%
	Others	12.37%

Dated 16 April 2013

[MITI:ID/(S)/AP/AD/045/26; PN(PU2)529/X]

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