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WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

**NOTIS PEMULAAN KAJIAN SEMULA PENTADBIRAN DUTI
ANTI-LAMBAKAN MENGENAI IMPORT GESELUNG
GULUNGAN PANAS YANG BERASAL ATAU DIEKSPORT
DARI REPUBLIK RAKYAT CHINA
DAN REPUBLIK INDONESIA**

***NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW OF
AN ANTI-DUMPING DUTY WITH REGARD TO THE IMPORTS
OF HOT ROLLED COILS ORIGINATING OR EXPORTED FROM
THE PEOPLE'S REPUBLIC OF CHINA
AND THE REPUBLIC OF INDONESIA***

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

AKTA DUTI TIMBAL BALAS DAN ANTI-LAMBAKAN 1993

NOTIS PEMULAAN KAJIAN SEMULA PENTADBIRAN DUTI ANTI-LAMBAKAN
MENGENAI IMPORT GEDELUNG GULUNGAN PANAS YANG BERASAL ATAU
DIEKSPORT DARI REPUBLIK RAKYAT CHINA DAN REPUBLIK INDONESIA

(AR 01/18)

BERIKUTAN penyiaran Notis Penentuan Muktamad Afirmatif Penyiasatan Duti Anti-Lambakan mengenai Import Gedelung Gulungan Panas yang Berasal atau Dieksport dari Republik Rakyat China dan Republik Indonesia dalam P.U. (B) 38/2015 pada 13 Februari 2015, Kerajaan Malaysia telah menerima suatu permintaan bagi kajian semula pentadbiran terhadap pengenaan duti anti-lambakan bagi import gedelung gulungan panas yang berasal atau dieksport dari Republik Rakyat China dan Republik Indonesia (“dagangan subjek”) dan menurut perenggan 28(1)(a) 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 Malaysia memulakan suatu kajian semula pentadbiran.

Permintaan bagi kajian semula pentadbiran

1. Permintaan bagi kajian semula pentadbiran itu telah dibuat oleh—

PT Krakatau Steel (Persero) Tbk.
Jalan Industri Nomor 5 Cilegon,
Banten,
Indonesia,

pengeluar dan pengeksport luar negeri dagangan subjek.

Dagangan Subjek

2. Dagangan subjek yang dikatakan sedang dilambakkan adalah seperti berikut—

(a) keluaran gulungan rata aloi (selain besi tahan karat) dan bukan aloi, gedelung gulungan panas yang dikelaskan di bawah Kod Sistem yang

Diharmonikan (Kod H.S.) dan Tatanama Tarif Berharmonis ASEAN (AHTN) 7208.36.0000, 7208.37.0000, 7208.38.0000, 7208.39.1000, 7208.39.9000 dan 7225.30.9000;

- (b) keluaran gulungan rata bukan aloi, gegelung gulungan panas dengan corak sebagai ganti yang dikelaskan di bawah Kod Sistem yang Diharmonikan (Kod H.S.) dan Tatanama Tarif Berharmonis ASEAN (AHTN) 7208.10.0000; dan
- (c) keluaran gulungan rata bukan aloi, gegelung gulungan panas, dijeruk, yang dikelaskan di bawah Kod Sistem yang Diharmonikan (Kod H.S.) dan Tatanama Tarif Berharmonis ASEAN (AHTN) 7208.25.0000, 7208.26.0000, 7208.27.1100 dan 7208.27.1900.

Kod H.S. dan AHTN ini 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 bagi dagangan subjek ialah duti anti-lambakan definitif yang dikenakan oleh Perintah Kastam (Duti Anti-Lambakan) 2015 [*P.U. (A) 24/2015*].

Alasan bagi kajian semula pentadbiran

4. (1) Permintaan bagi kajian semula pentadbiran itu adalah berdasarkan alasan bahawa pempetisyen iaitu Megasteel Sdn. Bhd., yang merupakan pengeluar tunggal tempatan bagi gegelung gulungan panas, telah menghentikan pengeluaran pada 31 Mac 2016.

(2) Kerajaan Malaysia berpuas hati bahawa permintaan 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 mengenai import dagangan subjek, Kerajaan Malaysia memulakan kajian semula pentadbiran menurut perenggan 28(1)(a) Akta dan peraturan 34 Peraturan-Peraturan Duti Timbal Balas dan Anti-Lambakan 1994.

Soal selidik

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

(a) industri Malaysia;

(b) PT Krakatau Steel (Persero) Tbk., Benxi Beiyong Iron and Steel Group Imp. and Exp. Corp. Ltd., Benxi Iron and Steel (Group) Int'l Economic and Trading Co. Ltd., Rizhao Steel Wire Co. Ltd. dan Shanxi Taigang Stainless Steel Co. Ltd.;

(c) Kerajaan Republik Rakyat China dan Republik Indonesia.

(2) Dalam apa-apa keadaan, semua pihak berkepentingan yang tidak dihubungi oleh Kementerian Perdagangan Antarabangsa dan Industri (MITI) adalah diundang untuk menghubungi MITI melalui faksimili atau e-mel untuk mengetahui sama ada mereka disenaraikan dalam petisyen yang disebut dalam perenggan 1. Jika perlu, pihak berkepentingan itu boleh memohon bagi suatu salinan soal selidik itu dengan mengenal pasti sifat aktiviti perniagaan mereka yang berkaitan dengan kajian semula pentadbiran ini.

Pengumpulan maklumat

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

Had masa

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

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

Pengemukakan bertulis, maklum balas soal selidik dan surat-menyurat

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

Pengarah

Seksyen Amalan Perdagangan

Kementerian Perdagangan Antarabangsa dan Industri (MITI)

Tingkat 9, Menara MITI

No. 7, Jalan Sultan Haji Ahmad Shah

50480 Kuala Lumpur

Malaysia

Telefon : (603) 6208 4632/4636/4637

Faksimili : (603) 6211 4429

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 Malaysia boleh membuat penentuan berdasarkan fakta yang ada mengikut seksyen 41 Akta.

Bertarikh 13 Ogos 2018

[MITI:ID/(S)/AP/AD/045/37 Jld.34; PN(PU2)529/XVIII]

IGNATIUS DARELL LEIKING

Menteri Perdagangan Antarabangsa dan Industri

COUNTERVAILING AND ANTI-DUMPING DUTIES ACT 1993

NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW OF AN ANTI-DUMPING DUTY
WITH REGARD TO THE IMPORTS OF HOT ROLLED COILS
ORIGINATING OR EXPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA
AND THE REPUBLIC OF INDONESIA

(AR 01/18)

FOLLOWING the publication of a Notice of Affirmative Final Determination of an Anti-Dumping Duty Investigation with regard to the Imports of Hot Rolled Coils Originating or Exported from the People's Republic of China and Republic of Indonesia in P.U. (B) 38/2015 on 13 February 2015, the Government of Malaysia has received a request for an administrative review on the imposition of an anti-dumping duty on the imports of hot rolled coils originating or exported from the People's Republic of China and Republic of Indonesia ("subject merchandise") and pursuant to paragraph 28(1)(a) of the Countervailing and Anti-Dumping Duties Act 1993 [Act 504] and regulation 34 of the Countervailing and Anti-Dumping Regulations 1994 [P.U. (A) 233/1994], the Government of Malaysia initiates an administrative review.

Request for administrative review

1. The request for the administrative review was lodged by—

PT Krakatau Steel (Persero) Tbk.
Jalan Industri Nomor 5 Cilegon,
Banten,
Indonesia,

the foreign producer or exporter of the subject merchandise.

Subject merchandise

2. The subject merchandise allegedly being dumped is as follows—
 - (a) flat rolled products of alloy (other than stainless steel) and non alloy, hot rolled coils which are classified under the Harmonised System Code (H.S. Code) and ASEAN Harmonised Tariff Nomenclature (AHTN)

7208.36.0000, 7208.37.0000, 7208.38.0000, 7208.39.1000, 7208.39.9000 and 7225.30.9000;

- (b) flat rolled products of non alloy, hot rolled coils with patterns in relief which are classified under the Harmonised System Code (H.S. Code) and ASEAN Harmonised Tariff Nomenclature (AHTN) 7208.10.0000; and
- (c) flat rolled products of non alloy, hot rolled coils, pickled, which are classified under the Harmonised System Code (H.S. Code) and ASEAN Harmonised Tariff Nomenclature (AHTN) 7208.25.0000, 7208.26.0000, 7208.27.1100 and 7208.27.1900.

These H.S. Code and AHTN 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 are definitive anti-dumping duties imposed by Customs (Anti-Dumping Duties) Order 2015 [*P.U. (A) 24/2015*].

Ground for the administrative review

4. (1) The request for the administrative review is based on the ground that the petitioner Megasteel Sdn. Bhd., the sole local producer of hot rolled coils, has ceased production on 31 March 2016.

(2) The Government of Malaysia is satisfied that the request carries sufficient ground 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 import of subject merchandise, the Government of Malaysia initiates an administrative review pursuant to paragraph 28(1)(a) of the Act 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 of Malaysia will send questionnaires to—

- (a) the Malaysian industry;
- (b) PT Krakatau Steel (Persero) Tbk., Benxi Beiyang Iron and Steel Group Imp. and Exp. Corp. Ltd., Benxi Iron and Steel (Group) Int'l Economic and Trading Co. Ltd., Rizhao Steel Wire Co. Ltd. and Shanxi Taigang Stainless Steel Co. Ltd.;
- (c) the Governments of the People's Republic of China and the Republic of Indonesia.

(2) In any event, all interested parties not contacted by the Ministry of International Trade and Industry (MITI) are invited to contact MITI by facsimile or e-mail in order to find out whether they are listed in the petition referred to in paragraph 1. If necessary, such interested parties may request for a copy of the questionnaires by identifying the nature of their business activities in relation to this review.

Collection of information

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

Time limit

8. (1) All interested parties requesting 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.

Written submissions, questionnaires responses and correspondences

9. (1) All submissions of information, questionnaires responses and correspondences must be made in writing and sent by post or facsimile and 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 : (603) 6208 4632/4636/4637
Facsimile : (603) 6211 4429
E-mail : alltps@miti.gov.my

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

Dated 13 August 2018
[MITI:ID/(S)/AP/AD/045/37]ld.34; PN(PU2)529/XVIII]

IGNATIUS DARELL LEIKING
Minister of International Trade and Industry