



MINISTER OF FINANCE
OF THE REPUBLIC OF INDONESIA

COPY OF

REGULATION OF THE MINISTER OF FINANCE

NUMBER 32/PMK.011/2011

ON

IMPOSITION OF ANTI DUMPING IMPORT DUTY ON THE IMPORT OF *UNCOATED WRITING AND PRINTING PAPER* FROM THE REPUBLIC OF KOREA

BY THE GRACE OF GOD ALMIGHTY

THE MINISTER OF FINANCE,

- Considering
- a. that under the provisions in Article 2 of Government Regulation Number 34 Year 1996 on Anti Dumping Import Duty and Benefits Import Duty, the imported goods, in addition to being subject to Import Duty shall be subject to Anti Dumping Import Duty in the case that the export price of goods results in losses of domestic industries that produce similar goods;
 - b. that based on the results of re-investigation by Indonesian Anti Dumping Committee (KADI), it has been evidenced that there were imports of Uncoated Writing and Printing Paper in dumping from the Republic of Korea that resulted in losses (injuries) towards the domestic industries and causal link between dumping and losses encountered by the domestic industries, so it is necessary to impose Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper from the Republic of Korea;
 - c. that under the provision in Article 11 item 11.3 of Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994, as ratified by Act Number 7 of 1994 on Ratification of Agreement Establishing the World Trade Organization, the Ministry of Finance has stipulated Regulation of the Minister of Finance Number 26/PMK.011/2010 on Imposition of Anti Dumping Import Duty on Import of Uncoated Writing and Printing Paper that imposes Anti Dumping Import Duty on the import of goods in the form of Uncoated Writing and Printing Paper



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from Finland, the Republic of Korea, India and Malaysia;

- d. that the Regulation of Minister of Finance Number 26/PMK.011/2010 on Imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper as referred to in letter c expired on February 1, 2010;
- e. that before the expiry of Decision of the Minister of Finance Number 26/PMK.011/2010 on imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper as referred to letter 1o, through letter dated Number 1811/M-DAG/SD/12/2010 dated December 10, 2010, the Minister of Trade has proposed the imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper originating from the Republic of Korea;
- f. That having regard to letters a, b, c, d, and e above, and in order to implement the provision in Article 23D item (2) of Act Number 10 Year 1995 on Customs as amended by Act Number 17 year 2006, it is necessary to stipulate Regulation of the Minister of Finance concerning Imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper from the Republic of Korea;

In View of

- : 1. Act Number 7 Year 1994 on Ratification of Agreement Establishing the World Trade Organization (State Gazette of the Republic of Indonesia Year 1994 Number 57, Supplement to State Gazette of the Republic of Indonesia Number 3564);
- 2. Act Number 10 Year 1995 on Customs Affairs (State Gazette of the Republic of Indonesia Year 1995 Number 75, Supplement to State Gazette of the Republic of Indonesia Number 361.2), as amended by Act Number 17 of 2006 (State Gazette of the Republic of Indonesia Year 2006 Number 93, Supplement to State Gazette of the Republic of Indonesia Number 4661);
- 3. Government Regulation Number 34 Year 1996 on Anti Dumping Import Duty and Benefits Import Duty (State Gazette of the Republic of Indonesia Year 1996 Number 51, Supplement to State Gazette of the Republic of Indonesia Number 3539);
- 4. Presidential Decree Number 56/P Year 2010;
- 5. Regulation of the Minister of Finance Number 38/PMK.04/2005 on Procedures of Import Duty Return, Administrative Fine, and/or



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Interest;

- Regarding : 1. Letter of the Minister of Trade Number: 1811/M-DAG/SD/12/2010 dated December 10, 2010 on Proposal to Continue the Imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper from Finland, India, Malaysia and the Republic of Korea;
2. Report of Indonesian Anti Dumping Committee on Final Results of Investigation of Extension of Imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper;

DECIDES:

To stipulate : REGULATION OF THE MINISTER OF FINANCE ON IMPOSITION OF ANTI DUMPING IMPORT DUTY ON THE IMPORT OF UNCOATED WRITING AND PRINTING PAPER FROM THE REPUBLIC OF KOREA.

Article 1

- (1) The import of Uncoated Writing and Printing Paper shall be subject to Anti Dumping Import Duty.
- (2) Goods in the form of Uncoated Writing and Printing Paper as referred to item (1) shall include:
 - a. Printing paper, writing paper or other copy paper, and paper of a kind used for graphic purposes, with a weight of 40 gr/m² or more but not more than 150 gr/m², in rolls, except carbonizing base paper with a weight of 20 gr/m² or more, paper for printing of paper money, used in the manufacture of gypsum boards and cards, or computer paper, aluminum base paper, included in tariff heading 4802.55.90.00.
 - b. Printing paper, writing paper or other copy paper, and paper of a kind used for graphic purposes, in sheets with a weight of 40 gr/m² or more but not more than 150 g/m² with one side not exceeding 435 mm and other sides not exceeding 297 mm in unfolded state, except carbonizing base paper with a weight of 20 gr/m² or more, paper for printing of paper money, used in the manufacture of gypsum boards and cards, or computer paper, aluminum base paper, included in tariff heading 4802.56.90.00.
 - c. Printing paper, writing paper or other copy paper, and paper of a kind used for graphic purposes, non rolls and sheets of which



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one side exceeds 435 mm and other sides exceed 297 mm in unfolded state, with a weight of 40 gr/m² or more but not more than 150 gr/m², except carbonizing base paper with a weight of 20 gr/m² or more, paper for printing of paper money, used in the manufacture of gypsum boards and cards, and decorative cardboard including with watermarks, granitized felt finish, fibers or a blend of spec, and vellum ant que finish, included in tariff heading 4802.57.00.00.

Article 2

Names of company from the Republic of Korea producing and/or exporting goods subject to Anti Dumping Import Duty as referred to in Article 1, and the amount of Anti Dumping Import Duty shall be as follows.

No	Name of Company	Amount of Anti Dumping Import Duty in Percentage (%)
1.	Hansol Paper Co.	25
2.	Shin Moorim Paper MFG Co.Ltd.	25
3.	Shin Ho Paper MFG Co.Ltd	25
4.	Other Companies	25

Article 3

- (1) Imposition of Anti Dumping Import Duty as referred to in Article 1 shall be additional import duty levied based on Preferential Import Duty tariff scheme for exporters and/or manufacturers on the companies originating from countries that have trade cooperation with Indonesia.
- (2) In the case that the Preferential Import Duty tariff scheme as referred to in item (1) is not fulfilled, the Anti Dumping Import Duty as referred to in Article 1 shall be additional import duty levied under the General Import Duty/Most Favored Nation (MFN).

Article 4

The Anti Dumping Import Duty Tariff as referred to in Article 2 shall be applicable fully on the import of goods as referred to in Article 1 of which document of import customs notification has received customs registration number from the Customs Office overseeing the port of entry after the date



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of enactment of this Regulation of the Minister of Finance.

Article 5

Towards Anti Dumping Import Duty on the import of Uncoated Writing and Printing Paper levied under Regulation of the Minister of Finance Number 26/PMK.011/2010 on the Imposition of Anti Dumping Import Duty on the Import of Uncoated Writing and Printing Paper, the following provisions shall be applicable:

- a. The imports of Uncoated Writing and Printing Paper from Finland, India and Malaysia shall be returned entirely in accordance with applicable laws and regulations.
- b. The imports of Uncoated Writing and Printing Paper from the Republic of Korea shall be returned in part, namely in the amount of difference that has been levied under Article 2 of Regulation of the Minister of Finance Number 26/PMK.011/2010 on Imposition of Anti Dumping Duty on the Import of Uncoated Writing and Printing Paper and Article 2 of Regulation of the Minister of Finance.

Article 6

- (1) Return of Anti Dumping Import Duty on the import of Uncoated Writing and Printing Paper as referred to in Article 5 shall be granted after re-establishment by the Director General of Customs and Excise in accordance with Regulation of the Minister of Finance on procedures for determining the tariff, customs value, and administrative sanction, and establishment of the Director General of Customs and Excise or Customs and Excise Officers.
- (2) Re-establishment by the Director General of Customs and Excise as referred to in item (1) shall be implemented by conducting re-research on customs notification.
- (3) Re-research on customs notification as referred to in item (2) shall be made after the importer submits an application for re-research to the customs office overseeing the entry point of imported goods.
- (4) Re-research as referred to in item (3) shall be conducted by the Regional Office of the Directorate General of Customs and Excise or the Main Office of Customs and Excise.
- (5) Procedures for return of Anti Dumping Import Duty on the import of Uncoated Writing and Printing Paper as referred to in Article 5 shall be in accordance with regulations of the Minister of Finance on the procedures for return of import duty, administrative fine



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and/or interest

Article 7

1. This Regulation of the Minister of Finance shall come into force on the date of promulgation.
2. Regulation of the Minister of Finance shall be valid for one (1) year and its validity period shall start from the date of February 1, 2010. For public cognizance, this Regulation of the Minister of Finance shall be promulgated by placing it in State Gazette of the Republic of Indonesia.

Stipulated in Jakarta

On February 28, 2011

THE MINISTER OF FINANCE,

Sgd

AGUS D.W. MARTOWARDOJO

Promulgated in Jakarta

On February 28, 2011

THE MINISTER OF LAW AND HUMAN RIGHTS,

Sgd

PATRIALIS AKBAR

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2011 NUMBER 111

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HEAD OF THE GENERAL AFFAIRS BUREAU

represented by

HEAD OF THE MINISTERIAL ADMINISTRATIVE DIVISION

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