



MINISTER OF FINANCE
OF THE REPUBLIC OF INDONESIA

COPY OF

REGULATION OF THE MINISTER OF FINANCE OF THE REPUBLIC OF
INDONESIA NUMBER 175/PMK.011/2011

CONCERNING

IMPOSITION OF ANTI DUMPING DUTY ON IMPORTED CAVENDISH BANANA
FROM PHILIPPINES

BY THE GRACE OF GOD ALMIGHTY

THE MINISTER OF FINANCE,

- Considering : a. that under Article 2 paragraph (1) of Government Regulation Number 34 Year 2011 concerning Antidumping Measure, Countervailing Measure, and Safeguard Measure, to the imported goods besides subject to Import Duty may be subject to Anti Dumping Duties, if the Export Price of imported goods is lower than the Normal Value and caused injury;
- b. that based on the investigation result of Indonesian Anti Dumping Committee (KADI) there is evidence of dumping goods in the form of Cavendish Banana imported from the Philippines which caused injury to the domestic industrial and causal link between imported dumping goods from Philippines with the injury suffered by the domestic industry;
- c. that based on the investigation result of KADI as referred to in point b, Minister of Trade through Letter Number: 1188/M-DAG/SD/8/2011 dated August 15, 2011, submit proposals to the Minister of Finance to re-impose Anti Dumping Import Duty to imported Cavendish Banana from the Philippines;
- d. that based on the consideration as referred to in point a, b and c, and in order to implement provisions of Article 23D paragraph (2) of Act Number 10 Year 1995 concerning Customs as amended by Act Number 17 Year 2006, it is necessary to stipulate Regulation of the Minister of Finance on the Imposition of Anti Dumping Import Duty to imported Cavendish Banana from the Philippines;
- In View of : 1. Act Number 7 Year 1994 concerning 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 concerning Customs (State Gazette of the Republic of Indonesia Year 1995 Number



MINISTER OF FINANCE
OF THE REPUBLIC OF INDONESIA

- 2 -

75, Supplement to State Gazette of the Republic of Indonesia Number 3612), as amended by Act Number 17 Year 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 2011 concerning Antidumping Measure, Countervailing Measure, and Safeguard Measure (State Gazette of the Republic of Indonesia Year 2011 Number 66, Supplement to State Gazette of the Republic of Indonesia Number 5225);
4. Presidential Decree Number 56/P Year 2010 ;

- Observing
- : 1. Letter of the Minister of Trade Number: 1188M-DAG/SD/8/2011 dated August 15, 2011 concerning Proposal of re-imposition of Anti Dumping Import Duty to imported Cavendish Banana from the Philippines;
 2. Report of Indonesian Anti Dumping Committee on Final Disclosure of Sunset Review of Imposition of Anti Dumping Import Duty to imported Cavendish Banana Tariff Lines 0803.00.90.00 from the Philippines;

DECIDES:

- To stipulate
- : REGULATION OF THE MINISTER OF FINANCE CONCERNING IMPOSITION OF ANTI DUMPING DUTY ON IMPORTED CAVENDISH BANANA FROM PHILIPPINES

Article 1

On imported goods in the form of Cavendish Banana which are included in the tariff line ex. 0803.00.90.00 from Philippines imposed Anti Dumping Import Duty of 35% (thirty five percent).

Article 2

- (1) Imposition of Anti Dumping Import Duty as referred to in Article 1 is additional import duty levied based on scheme of the Preference Import Duty Tariff for the exporter and / or manufacturers in companies that comes from countries which having trade cooperation with Indonesia.
- (2) In terms of Preference Import Duty tariff scheme as referred to in paragraph (1) not met, Anti Dumping Import Duty as referred to in Article 1 shall mean additional import duty levied by General Duty / Most Favoured Nation (MFN).

Article 3



MINISTER OF FINANCE
OF THE REPUBLIC OF INDONESIA

- 3 -

Anti Dumping Import Duty Tariff as referred to in Article 2 applies solely to imported goods as referred to in Article 1 in which the import customs notification has obtained registration number from the Customs Office of entry port from the effective date of this Regulation.

Article 4

1. This Regulation of the Minister of Finance shall be valid for 5 (five) years from the effective date of this Regulation.
2. This Regulation of the Minister of Finance shall come into force on the date of its promulgation.

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 November 17, 2011
MINISTER OF FINANCE
Signed,
AGUS D.W. MARTOWARDOJO

Promulgated in Jakarta
On November 17, 2011
MINISTER OF LAW AND HUMAN RIGHTS
Signed
AMIR SYAMSUDDIN

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2011 NUMBER 721