



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

COPY

REGULATION OF THE FINANCE MINISTER

NUMBER 89/ PMK.011 / 2009

ON

THE IMPOSITION OF PROVISIONAL ANTI DUMPING DUTIES ON THE
IMPORTS OF BI-AXIALLY ORIENTED POLYPROPYLENE FILM FROM
THAILAND

THE FINANCE MINISTER OF THE REPUBLIC OF INDONESIA,

Having considered:

- a. that based on the preliminary result of the investigation of Indonesian Anti Dumping Committee, there is preliminary evidence of dumping on the imports of Bi-Axially Oriented Polypropylene Film from Thailand which causes an injury to the domestic industry;
- b. that in order to prevent the injury during the investigation, it is deemed necessary to impose the Provisional Anti Dumping Duties on the Imports of Bi-Axially Oriented Polypropylene Film from Thailand;
- c. based on the considerations as referred to in letter a, letter b, and in order to implement of Article 23D paragraph (2) of Law Number 10 of 1995 on Customs as amended by Law Number 17 of 2006, it is necessary to enact the Regulation of the Finance Minister on the Imposition of Provisional Anti Dumping Import Duties on the Imports of Bi-Axially Oriented Polypropylene Film from Thailand;

Having observed :

1. Law Number 7 of 1994 on the Ratification of the Agreement Establishing The World Trade Organization (State Gazette of the Republic of Indonesia Number 57 of 1994, Supplement to State Gazette of the Republic of Indonesia Number 3564);
2. Law Number 10 of 1995 on Customs (State Gazette of the Republic of Indonesia Number 75 of 1995, Supplement to State Gazette of the Republic of Indonesia Number 3612) as amended by Law Number 17 of 2006 (State Gazette of the Republic of Indonesia Number 93 of 2006, Supplement to State Gazette of the Republic of Indonesia Number 4661);
3. Government Regulation Number 34 of 1996 on Anti Dumping Duties and Countervailing Duties (State Gazette of the Republic of Indonesia Number 51 of 1996, Supplement to State Gazette of the Republic of Indonesia Number 3539);
4. Presidential Decree Number 20/P of 2005;
5. Regulation of the Finance Minister Number 125/PMK.010/2006 on the Imposition of Import Duty Rates on Imported Goods Within the Common Effective Preferential Tariff (CEPT) Scheme.

Having reviewed :

1. Letter of the Minister of Trade Number 1712/M-DAG/12/2008 dated 17 December 2008 on the Proposal of the Imposition of Provisional Anti Dumping Duties on the Imports of Bi-Axially Oriented Polypropylene Film from Thailand;
2. Temporary Result Report of Indonesian Anti Dumping Committee over the investigation concerning anti dumping in the Imports of Bi-Axially Oriented Polypropylene Film from Thailand



FINANCE MINISTER
THE REPUBLIC OF INDONESIA
HAS DECIDED:

To enact :

REGULATION OF THE FINANCE MINISTER THE IMPOSITION OF ANTI-DUMPING DUTIES ON
THE IMPORT OF BI-AXIALLY ORIENTED POLYPROPYLENE FILM FROM THAILAND

Article 1

On the Import of Bi-Axially Oriented Polypropylene Film (HS code: 3920.20.00.10) from Thailand, Provisional Anti Dumping Duties shall be imposed.

Article 2

The names of companies/producers of goods which shall be subject to the Provisional Anti Dumping Duties and the Provisional Anti Dumping Duties as referred to in Article 1 shall be as follows:

Name of Company/Producer	Provisional Anti Dumping Duties (%)
A.J. Plast Public Co. Ltd	10
Thai Film Industries Public Co. Ltd	15
Other Companies	15

Article 3

- (1) The Imposition of Provisional Anti Dumping Duties as referred to in Article 1 shall constitute additional Import Duty assessed pursuant to the Common Effective Preferential Tariff (CEPT) Scheme.
- (2) In the event the provision under the Common Effective Preferential Tariff (CEPT) Scheme is not fulfilled, the imposition of Provisional Anti Dumping Duties as referred to in Article 1 shall constitute additional General Duty/Most Favoured Nation (MFN).

Article 4

The provision on the imposition of Provisional Anti Dumping Duties as referred to in Article 2 shall apply to the import of goods whose Import Customs Declaration obtains a Registration Number from the port of entry since the date this Regulation of the Finance Minister becomes in effect.

Article 5

- (1) This Regulation of the Finance Minister shall be effective as of the date of its enactment.



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(2) This Regulation of the Finance Minister shall be effective for 4 (four) months calculated since the date this Regulation of the Finance Minister is effective as referred to in paragraph 1.

In order that this Regulation is known to the general public, it is hereby ordered that this Regulation be promulgated in the Official Gazette of the Republic of Indonesia.

Enacted in Jakarta

On 8 May 2009

FINANCE MINISTER

(signed)

SRI MULYANI INDRAWATI