



24 Disember 2020
24 December 2020
P.U. (A) 377

WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

PERINTAH KASTAM (DUTI ANTI-LAMBAKAN SEMENTARA) (NO. 2) 2020

CUSTOMS (PROVISIONAL ANTI-DUMPING DUTIES) (NO. 2) ORDER 2020

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

AKTA DUTI TIMBAL BALAS DAN ANTI-LAMBAKAN 1993
DAN
AKTA KASTAM 1967

PERINTAH KASTAM (DUTI ANTI-LAMBAKAN SEMENTARA) (NO. 2) 2020

PADA menjalankan kuasa yang diberikan oleh subseksyen 24 Akta Duti Timbal Balas dan Anti Lambakan 1993 [*Akta 504*] dan subseksyen 11(1) Akta Kastam 1967 [*Akta 253*], Menteri membuat perintah yang berikut:

Nama dan permulaan kuat kuasa

1. (1) Perintah ini bolehlah dinamakan **Perintah Kastam (Duti Anti-Lambakan Sementara) (No. 2) 2020**.

(2) Perintah ini berkuat kuasa bagi tempoh mulai 26 Disember 2020 hingga 24 April 2021.

Duti anti-lambakan sementara

2. Duti anti-lambakan sementara hendaklah dilevi terhadap dan dibayar oleh pengimport berkenaan dengan barang-barang yang dinyatakan dalam ruang (1) dan (2) Jadual yang dieksport dari negara yang dinyatakan dalam ruang (3) ke dalam Malaysia oleh pengeluar atau pengeksport yang dinyatakan dalam ruang (4) pada kadar yang dinyatakan dalam ruang (5).

Cagaran

3. Duti anti-lambakan sementara yang dilevi di bawah Perintah ini hendaklah dijamin oleh suatu cagaran yang sama amaunnya dengan amaun duti yang dilevi.

Penjenisan barang-barang

4. (1) Penjenisan barang-barang yang dinyatakan dalam Jadual hendaklah mematuhi Rukun-Rukun Tafsiran dalam Perintah Duti Kastam 2017 [*P.U. (A) 5/2017*].

(2) Nombor kepala atau subkepala yang dinyatakan dalam ruang (1) Jadual diperuntukkan bagi kemudahan rujukan dan tidak mempunyai kesan mengikat terhadap penjenisan barang-barang yang diperihalkan dalam ruang (2).

Kesan terhadap duti import dan cukai jualan

5. Pengenaan duti anti-lambakan sementara di bawah Perintah ini tidaklah menjejaskan pengenaan dan pemungutan—

(a) duti import di bawah Akta Kastam 1967; dan

(b) cukai jualan di bawah Akta Cukai Jualan 2018 [Akta 806].

JADUAL

[Perenggan 2]

DUTI ANTI-LAMBAKAN SEMENTARA

(1)	(2)	(3)	(4)	(5)
Nombor Kepala/ Subkepala mengikut Kod H.S. [Kod AHTN]	Perihal Barang-Barang	Negara	Pengeluar/Pengeksport	Kadar Duti [Peratusan (%) daripada Nilai Kos, Insurans dan Tambang (KIT)]
3907.61.00 00	<i>Polyethylene</i> dengan kelikatan intrinsik 0.70 desiliter/gram atau lebih	Republik Rakyat China	i. Far Eastern Industries (Shanghai) Ltd.	2.84%
3907.69.10 00			ii. Jiangyin Xingtai New Material Co., Ltd.	Nil
dan			iii. Jiangyin Xinyu New Material Co., Ltd.	Nil
3907.69.90 00			iv. Lain-lain	29.18%
		Republik Indonesia	i. Semua pengeluar/pengeksport	57.75%
		Republik Korea	i. SK Chemicals Co., Ltd. ii. Lain-lain	15.49% 15.49%
		Republik Sosialis Viet Nam	i. Far Eastern Polytex (Vietnam) Limited	3.38%

ii.	Formosa Industries Corporation	Nil
iii.	Lain-lain	21.25%

Dibuat 22 Disember 2020

[SULIT KE.HT(96)669/12-249 Klt.9 SK.5; Perb. MOF.TAX (S)700-4/1/671(6); PN(PU2)338D/IV]

DATO' SRI TENGKU ZAFRUL BIN TENGKU ABDUL AZIZ
Menteri Kewangan

[Akan dibentangkan di Dewan Rakyat menurut subseksyen 11(2) Akta Kastam 1967]

COUNTERVAILING AND ANTI-DUMPING DUTIES ACT 1993
AND
CUSTOMS ACT 1967

CUSTOMS (PROVISIONAL ANTI-DUMPING DUTIES) (NO. 2) ORDER 2020

IN exercise of the powers conferred by subsection 24 of the Countervailing and Anti-Dumping Duties Act 1993 [*Act 504*] and subsection 11(1) of the Customs Act 1967 [*Act 235*], the Minister makes the following order:

Citation and commencement

1. (1) This order may be cited as the **Customs (Provisional Anti-Dumping Duties) (No. 2) Order 2020**.

(2) This Order has effect for the period from 26 December 2020 to 24 April 2021.

Provisional anti-dumping duties

2. Provisional anti-dumping duties shall be levied on and paid by the importers in respect of the goods specified in columns (1) and (2) of the Schedule exported from the countries specified in column (3) into Malaysia by the producers or exporters specified in column (4) at the rates specified in column (5).

Security

3. The provisional anti-dumping duties levied under this Order shall be guaranteed by a security which amount is equal to the amount of duties levied.

Classification of goods

4. (1) The classification of goods specified in the Schedule shall comply with the Rules of Interpretation in the Customs Duties Order 2017 [*P.U. (A) 5/2017*].

(2) The heading or subheading numbers specified in column (1) of the Schedule are provided for ease of reference and have no binding effect on the classification of goods described in column (2).

Effect on import duties and sales tax

5. The imposition of provisional anti-dumping duties under this Order is without prejudice to the imposition and collection of —

- (a) import duties under the Customs Act 1967; and
- (b) sales tax under the Sales Tax Act 2018 [*Act 806*].

SCHEDULE

[Paragraph 2]

PROVISIONAL ANTI-DUMPING DUTIES

(1)	(2)	(3)	(4)	(5)
Heading/ Subheading according to H.S. Code [AHTN Code]	Description of Goods	Country	Producer/Exporter	Rate of Duty [Percentage (%) of the Cost, Insurance and Freight (CIF) Value]
3907.61.00 00 3907.69.10 00 and 3907.69.90 00	Polyethylene terephthalate with intrinsic viscosity of 0.70 decilitres/ gram or more	The People's Republic of China	i. Far Eastern Industries (Shanghai) Ltd. ii. Jiangyin Xingtai New Material Co., Ltd. iii. Jiangyin Xinyu New Material Co., Ltd. iv. Others	2.84% Nil Nil 29.18%
		Republic of Indonesia	i. All producers/ exporters	57.75%
		Republic of Korea	i. SK Chemicals Co., Ltd. ii. Others	15.49% 15.49%
		Socialist Republic of Viet Nam	i. Far Eastern Polytex (Vietnam) Limited	3.38%

ii.	Formosa Industries Corporation	Nil
iii.	Others	21.25%

Made 22 December 2020

[SULIT KE.HT(96)669/12-249 Klt. SK.5; Perb. MOF.TAX (S)700-4/1/671(6); PN(PU2)338D/IV]

DATO' SRI TENGKU ZAFRUL BIN TENGKU ABDUL AZIZ
Minister of Finance

[To be laid before the Dewan Rakyat pursuant to subsection 11(2) of the Customs Act 1967]