

[Public Record]

Ref. No.: 03/Y&C/VII/2021

Jakarta, 5 July 2021

To:

**Director, Investigations 3**

**Anti-Dumping Commission**

Department of Industry, Science, Energy and Resources

Australian Government

**Re: Case No. 575 - Continuation of Anti-Dumping Measures on Clear Float Glass exported from the People's Republic of China, the Republic of Indonesia and the Kingdom of Thailand ("AD Investigation")**

Dear Sirs,

We, Law office Yang & Co., in this matter representing PT Asahimas Flat Glass, Tbk ("**AMG**") and AGC Asia Pacific Pte Ltd ("**AAP**"), convey our response submission to AD Investigation by Oceania Glass Pty Ltd in the investigation initiation of a continuation inquiry No. 575 into Anti-Dumping Measures on Clear Float Glass initiated by Australian Anti-Dumping Commission ("**ADC**"), as follows:

1. We have conveyed our response to the AD Investigation through our Letter No. No. 47/Y&C/IV/2021 dated 29 April 2021 ("**First Submission**") to ADC. This response letter to ADC is an integral part of our submission to ADC.
2. **The Petitioner Import CFG**

We refer to the submission submitted by Guardian Zoujaj International Float Glass Co. LLC ("**Guardian RAK**") dated 3 June 2021 (as **Attachment**) on the AD Investigation No. 582 published on the ADC's website as public record. Guardian RAK submits as attachment 2 letter from Petitioner's CEO regarding glass supply update dated February 2021 ("**Letter from Petitioner's CEO dated February 2021**"). The Letter from Petitioner's CEO dated February 2021, clearly stipulated the description of CFG imported and sold by the Petitioner.

Further, we refer to our First Submission, based on the Letter from the CEO of Petitioner on 4 June 2020. It is also confirmed that Petitioner is also an importer of CFG, and selling the imported products to customers. It is, therefore, reasonable to allege that the Petitioner has been importing big volumes from Malaysia. The Petitioner as the importer of the Goods Under Consideration shall be considered as self-injury, *i.e.* injury caused by their own action.

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We request ADC to verify the import of CFG not only conducted by the Petitioner but also import of CFG from related companies of the Petitioner namely Viridian Glass.

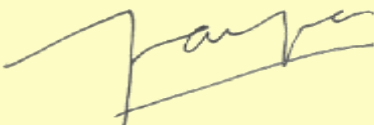
3. **AMG export is negligible to cause injury to the Petitioner.**

The Indonesia CFG import to Australia during the period of investigation is [OFFICIAL: Sensitive] while AMG's export during the period of investigation was negligible, which was only [OFFICIAL: Sensitive] or only [OFFICIAL: Sensitive]. Then, the Indonesian import of CFG mainly supplied by the other Indonesian importers, namely PT Muliaglass. Further, based on the Verification Report of PT Muliaglass published on the ADC's website dated 02 July 2021, the dumping margin of CFG exported to Australia by PT Muliaglass during the period of investigation is negative 2,6%. Therefore, it is clear that the imports of CFG from Indonesia during the period of investigation did not cause injury to the Petitioner.

4. We argue that the public record version of the AD Investigation petition contains extensive deletion which makes it also not clear and would prevent the related parties from responding to the public record version of the AD Investigation petition.

Thank you for your kind attention.

Kind Regards,  
**Law Office Yang & Co**



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**Christian Jaya, SH, LL.M**

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