

中華民國常駐世界貿易組織代表團 函

受文者：經濟部國際貿易署

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密等及解密條件或保密期限：

附件：Indonesia (G-SG-N-8-IDN-23-Suppl 1件，Indonesia (G-SG-N-8-IDN-20-Suppl 1件，Indonesia (G-SG-N-6-IDN-28-Suppl 1件
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1723560867_Indonesia、(G-SG-N-8-IDN-20-Suppl. 2). pdf、
1723560867_Indonesia、(G-SG-N-6-IDN-28-Suppl. 2). pdf)

主旨：印尼通知世貿組織（WTO）延長對「棉織、長纖及短纖等布料」（Fabrics）及「陶磁鋪面磚、貼面磚、爐面磚和牆面磚」（Ceramic flags and paving, hearth or wall tiles）之防衛措施，敬請查照。

說明：

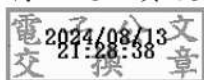
- 一、依WTO秘書處本（2024）年8月12日公布之第G/SG/N/8/IDN/23/Suppl. 2號通知（如附件一）及第G/SG/N/8/IDN/20/Suppl. 2號通知（如附件二）辦理。相關文號：本團111年8月16日世貿字第1114340843號函、110年5月11日世貿字第11043404130號函及同年7月19日世貿字第11043406860號函。
- 二、有關「棉織、長纖及短纖等布料」，根據說明一本團111年8月16日前函，印尼在同年8月11日通知WTO其調查機關

(KPPI) 已做成有必要延長防衛措施，以防止其國內產業遭受嚴重損害之結論；延長將自2022年11月9日起生效，至2025年11月8日止。印方本次是依防衛協定相關條款，正式通知延長本措施（附件一）。受本措施限制之產品稅則號列如通知之第B節；延長期間各號列產品之從量稅率如第C節第1段之稅率表；豁免於本措施之開發中會員如第C節第2段之名單。我國雖列入名單，惟僅短纖布料（Staple Fabrics）獲得豁免。

- 三、有關「陶磁鋪面磚、貼面磚、爐面磚和牆面磚」：（一）根據說明一本團110年相關前函，印方分別在當年5月7日通知WTO對是否延長防衛措施展開調查，及在同年7月15日通知其調查機關已建議延長本措施。印方並在同年11月18日正式通知WTO自該日起延長本措施3年，至2024年11月17日止。（二）印方曾在本年6月22日通知WTO就是否再次延長本措施展開調查（如附件三，G/SG/N/6/IDN/28/Suppl. 2）。印方本次是通知其調查結果（附件二），表示其調查機關（KPPI）已建議自本年11月18日起再延長本措施2年，至2026年11月17日止，受限產品之稅則號列如通知之第3節。根據通知第5節，實施方式是課徵從量稅（specific duty）；惟查其第9節之稅率表，應係從價稅，分別為第1年之12.72%及第2年之12.43%。

正本：經濟部國際貿易署

副本：行政院經貿談判辦公室、外交部、駐印尼代表處經濟組（均含附件）





24 June 2024

(24-4665)

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Committee on Safeguards

Original: English

**NOTIFICATION ON INITIATION OF INVESTIGATION PURSUANT TO
ARTICLE 7.2 AND ARTICLE 12.1(A) REGARDING THE
EXTENSION OF SAFEGUARD MEASURES**

INDONESIA

Ceramic flags and paving, hearth or wall tiles

Supplement

The following communication, dated and received on 22 June 2024, is being circulated at the request of the delegation of Indonesia.

Pursuant to Article 7.2 and Article 12.1(a) of the WTO Agreement on Safeguards, the Republic of Indonesia hereby wishes to notify the Committee on Safeguards that the Indonesian Safeguards Committee (*Komite Pengamanan Perdagangan Indonesia/KPPI*) hereinafter referred as "the Investigating Authority" has initiated an investigation on the extension of Safeguard Measures on importation of ceramic flags and paving, hearth or wall tiles under HS. Codes 6907.21.91, 6907.21.92, 6907.21.93, 6907.21.94, 6907.22.91, 6907.22.92, 6907.22.93, 6907.22.94, 6907.23.91, 6907.23.92, 6907.23.93 and 6907.23.94.

1. THE DATE OF INITIATION OF SAFEGUARD INVESTIGATION

The investigation regarding the extension of the safeguard measures initiated on 21 June 2024.

2. PRODUCT UNDER INVESTIGATION

Ceramic flags and paving, hearth or wall tiles under HS. Codes 6907.21.91, 6907.21.92, 6907.21.93, 6907.21.94, 6907.22.91, 6907.22.92, 6907.22.93, 6907.22.94, 6907.23.91, 6907.23.92, 6907.23.93 and 6907.23.94.

**3. REFERENCE TO THE WTO DOCUMENT CONTAINING THE MOST RECENT
ARTICLE 12.1 (C) NOTIFICATION**

The WTO Document containing the most recent Article 12.1(c) notification is [G/SG/N/10/IDN/20/Suppl.3](#) - [G/SG/N/11/IDN/17/Suppl.2](#), dated 19 November 2021.

4. REASONS FOR INITIATION OF INVESTIGATION PROCEDURE

- (i) The Investigating Authority initiated an investigation on the extension of safeguard measures following an evaluation of the application documents filed by the Applicant, which constitutes a major proportion of the total domestic production of the subject goods in Indonesia.

- (ii) The non-confidential summary of the application can be found at the internet address below, following the link:

<https://kppi.kemendag.go.id/penyelidikan/penyelidikan-berjalan/perpanjangan-kedua-ubin-keramik>

5. POINT OF CONTACT FOR THE INVESTIGATION

The contact information of the Investigating Authority for correspondence is:

**INDONESIAN SAFEGUARDS COMMITTEE
(KOMITE PENGAMANAN PERDAGANGAN INDONESIA/KPPI)**

Jl. M.I. Ridwan Rais No. 5, Building I, 5th Floor, Jakarta 10110

Telephone / Facsimile: (6221) 385 7758

Email: kppi@kemendag.go.id

Website: <https://kppi.kemendag.go.id>

6. DEADLINES AND PROCEDURES TO PRESENT EVIDENCE AND VIEWS BY INTERESTED PARTIES

- (i) Those having substantial interest and wishing to be considered as interested parties in this investigation should submit written request not later than 1 July 2024. All submissions and request made by interested parties must be sent both in written letter and in electronic format, and must indicate the name, address, email address, telephone and fax number of the interested parties.
- (ii) In Accordance with article 3.1 WTO Agreement on Safeguard, the Investigating Authority will conduct a public hearing in order to provide opportunities for interested parties to present their evidence and views.
- (iii) The Public Hearing is scheduled to be held on Tuesday, 9 July 2024 at 10.00-12.00 am. All interested parties, who wish to participate in the hearing and all written evidence and views, should be submitted to the Investigating Authority not later than 1 July 2024. Registration on the day of the hearing will start at 09.00 am and only authorized representatives will have access to the hearing.
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Committee on Safeguards

**NOTIFICATION UNDER ARTICLE 12.1(B) OF THE AGREEMENT ON
SAFEGUARDS ON FINDING A SERIOUS INJURY OR THREAT
THEREOF CAUSED BY INCREASED IMPORTS**

INDONESIA

Ceramic flags and paving, hearth or wall tiles

Supplement

The following communication, dated and received on 9 August 2024, is being circulated at the request of the delegation of Indonesia.

Pursuant to Article 7.2 and Article 12.1(b) of the WTO Agreement on Safeguards, the Government of the Republic of Indonesia, hereby notifies the Committee on Safeguards of the investigation findings concerning the extension of a safeguard measure against the importation of Ceramic flags and paving, hearth or wall tiles.

1 EVIDENCE THAT THE SAFEGUARD MEASURE CONTINUES TO BE NECESSARY TO PREVENT OR REMEDY SERIOUS INJURY OR THREAT THEREOF AND THAT THE INDUSTRY CONCERNED IS ADJUSTING

The Government of the Republic of Indonesia initiated an investigation on the extension of a safeguard measure on 21 June 2024 ([G/SG/N/6/IDN/28/Suppl.2](#)). The scope of the investigation was to decide whether the safeguard measure should be extended or not.

To determine whether the safeguard measure continues to be necessary to prevent or remedy serious injury or threat thereof and whether the industry is adjusting, the Investigating Authority (*Komite Pengamanan Perdagangan Indonesia/KPPI*) undertook a comprehensive analysis of a broad set of data from multiple sources: the evidence provided by the Applicant's member industries in their questionnaire replies and written submissions, the information provided by interested parties (importers, exporters, and other interested parties) in their written submissions, as well as information available to the Investigating Authority including statistical databases and relevant publications.

1.1 Economic performance of the Applicant

To assess the economic performance of the Applicant, the developments of imports, and other relevant data included in its assessment, the Investigating Authority assessed the data for the period 2021-2023 ("the investigation period").

Description	Unit	Year			Changes (%)		Trend (%)
		2021	2022	2023	21-22	22-23	21-23
Production	Index	100	98	91	(2.21)	(7.44)	(4.86)
Domestic Sales	Index	100	95	92	(5.08)	(3.60)	(4.34)
Productivity	Index	100	96	92	(3.97)	(4.26)	(4.11)
Utilization Capacity	Index	100	98	86	(2.21)	(12.42)	(7.46)
Profit	Index	100	113	75	12.90	(33.45)	(13.32)
Employment	Index	100	102	98	1.84	(3.32)	(0.78)
Inventory	Index	100	135	139	35.26	3.12	18.10

Source: Verification Result

- a) During the period of 2021-2023, domestic sales experienced a downward trend of 4.34%. Along with the downward trend in domestic sales, the Applicant's production also experienced a downward trend of 4.86%, due to in 2023 the Applicant has not been able to increase their production and sales significantly. Meanwhile, the domestic market is still flooded with imported goods.
- b) During the period of 2021-2023, inventory experienced an increasing trend of 18.10%. This was due to the trend of domestic sales and production experiencing a decline. In 2022, inventory increased by 35.26% compared to 2021, from 100 index points to 135 index points. Subsequently in 2023, inventory increased by 3.12% compared to 2022, from 135 index points to 139 index points.
- c) During the investigation period, the Applicant's productivity experienced a downward trend of 4.11%. This was due to a greater decline in the trend of production volume compare to the trend of employment with amount 4.86% and 0.78% respectively. In 2022, the Applicant's productivity decreased by 3.97% compared to 2021, and in 2023 the Applicant's productivity continue decreased by 4.26% compared to 2022.
- d) Domestic sales experienced a downward trend of 4.34% during the investigation period. In 2022, domestic sales decreased by 5.08% compared to 2021, from 100 index points to 95 index points. In 2023, domestic sales continue decreased by 3.60% compared to 2022. The decline in domestic sales caused a decrease in profits during 2021-2023 with a trend of 13.32%.

Description	Unit	Year			Changes (%)		Trend (%)
		2021	2022	2023	21-22	22-23	21-23
National Consumption	Index	100	95	91	(5.34)	(4.28)	(4.81)
Market Share of Imports	Index	100	89	92	(6.49)	9.14	1.03
Market Share of Domestic Industries	Index	100	102	99	1.78	(2.30)	(0.28)

Source: Verification Result

During the investigation period, the imports market share increased with a trend of 1.03%. This effect to the domestic industry market share decreasing with a trend of 0.28%. The decline in the domestic industry market share also occurred in 2023 compared to 2022, which was 2.30%. On the other hand, the import market share increased by 9.14% in the same year.

1.2 Evidence that the industry concerned is adjusting

The domestic industry has conducted adjustment plans aiming at increasing its product innovation, installing new machinery production, and increasing employment skills. The realization of the structural adjustment program that has been carried out by the Applicant is as follows:

Description	Target	Realization
The Structural Adjustment Program	100%	90.10%

Source: Verification Result

Thus far, the structural adjustments program has been realized with an average of 90.10%. Therefore, the Applicant still needs time to complete the entire structural adjustment program.

2 INFORMATION ON WHETHER THERE IS AN ABSOLUTE INCREASE IN IMPORTS OR AN INCREASE IN IMPORTS RELATIVE TO DOMESTIC PRODUCTION

Description	Unit	Year			Changes (%)		Trend (%)
		2021	2022	2023	21-222	22-23	21-23
Volume of Imports	Ton	1,520,658	1,346,053	1,406,265	(11.48)	4.47	(3.83)
National Production	Index	100	97	90	(3.2)	(6.9)	(5.1)
Imports Relative to National Production	Index	100	91	92	(8.51)	12.17	1.30

Source: Statistics Indonesia, and Verification Result

Based on the table above, imports in absolute terms decreased with a trend of 3.83%, however in 2023 the volume of imports increased by 4.47% compared to 2022. Furthermore, the imports in relative terms to the national production experienced an increase during the period of 2021-2023, with trend of 1.30%.

3 PRECISE DESCRIPTION OF THE PRODUCT INVOLVED

The Subject Goods under investigation is "Ceramic flags and paving, hearth or wall tiles" under HS Codes 6907.21.91, 6907.21.92, 6907.21.93, 6907.21.94, 6907.22.91, 6907.22.92, 6907.22.93, 6907.22.94, 6907.23.91, 6907.23.92, 6907.23.93 and 6907.23.94 under Indonesia Customs Tariff Book (BTKI) 2022.

4 IF THE FINAL MEASURE IS EXTENDED, A MEMBER IS ENCOURAGED TO PROVIDE A WRITTEN DESCRIPTION OF ANY PART OF THE IMPORTED PRODUCT THAT WILL NO LONGER BE SUBJECT TO THE MEASURE

Not applicable at this stage.

5 DESCRIPTION OF THE PROPOSED MEASURE

The proposed measure is in the form of a specific duty.

6 PROPOSED DATE OF INTRODUCTION OF THE MEASURE

The proposed extension of the safeguard measure expected into effect on 18 November 2024.

7 EXPECTED DURATION OF THE MEASURE

The expected duration of the proposed extension of the safeguard measure is two years.

8 PROPOSED DATE FOR THE REVIEW

Not Applicable.

9 EXPECTED TIMETABLE FOR PROGRESSIVE LIBERALIZATION OF THE MEASURE

The measure will continue being progressively liberalized, at regular intervals, at the beginning of each period of application as follows:

Period	Safeguard Duty
1 st Year (18 November 2024 - 17 November 2025)	12.72%
2 nd Year (18 November 2025 - 17 November 2026)	12.43%

10 IF THE NOTIFICATION RELATES ONLY TO A FINDING OF SERIOUS INJURY OR THREAT THEREOF, AND DOES NOT RELATE TO A DECISION TO APPLY OR EXTEND A SAFEGUARD MEASURE

Pursuant to Article 7.2 and Article 12.1(b) of the WTO Agreement on Safeguards, The Government of the Republic of Indonesia hereby notifies the investigation findings concerning the extension of safeguard measures against the importation of Ceramic flags and paving, hearth or wall tiles. This notification is made only for the findings of the investigation. Once the decision to extend the safeguard measure is made, it will be notified under Article 12.1(c) of the Agreement on Safeguards.

11 INFORMATION RELATING TO THE EXTENSION OF A SAFEGUARD MEASURE

11.1 Evidence that the industry concerned is adjusting and that the safeguard measure continues to be necessary to prevent or remedy threat of serious injury

Based on the explanation provided in item 1.1 and 1.2 above, it can be concluded as follows:

- a. The Applicant's economic performance shows a threat of serious injury as evidenced by the downward trend in several indicators such as production volume, domestic sales volume, capacity utilization, productivity, profit, and the number of employment as well as an increase in inventory.
- b. The Applicant has carried out several structural adjustment programs as stated in the initial investigation (original case). However, the Applicant still needs additional time to be able to complete the structural adjustment optimally.

It is considered that the necessary conditions within the scope of the Agreement have been met for the extension of the safeguard measure applied against the import of the product under investigation. The removal of an existing measure would jeopardize the continuity of the prosperity of industry and would make the industry enter the serious injury phase.

11.2 Reference to the WTO document that notified the initial application of the measure

Pursuant to Article 12.1(c) of the WTO Agreement on Safeguards, on 5 October 2018, the Government of the Republic of Indonesia notified the Committee on Safeguards regarding the decision to impose safeguard measures on the imports of Ceramic flags and paving, hearth or wall tiles ([G/SG/N/10/IDN/20/Suppl.1](#) - [G/SG/N/11/IDN/17](#)).

11.3 Duration of the measure from initial application till the date at which it will be extended

The initial definitive safeguard measure is imposed for 3 years, from 12 October 2018 until 11 October 2021 and has been extended for 3 years from 18 November 2021 until 17 November 2024. The extension of the safeguard measure is proposed to be imposed for another 2 years, from 18 November 2024 until 17 November 2026.

11.4 Precise description of the measure in place prior to the date of extension

The notification of the prior extension measure was circulated on 19 November 2021 under document number [G/SG/N/10/IDN/20/Suppl.3](#) - [G/SG/N/11/IDN/17/Suppl.2](#).

12 INFORMATION RELATING TO EXPORTING MEMBERS THE MAJOR EXPORTING MEMBERS OF IMPORTS OF THE PRODUCT INVOLVED

The main exporting countries of the product concerned are People's Republic of China and India.

Exporting Countries	2023	
	Volume (Ton)	Share of Imports (%)
People's Republic of China	1,245,576	88.57
India	121,747	8.66
Others	38,942	2.77

Source: Statistics Indonesia

12.1 If there are any exporting Members to which the measure does not apply for any reason other than the application of Article 9.1, the names of such exporting Members and reasons for non-application of the measure

Not applicable at this stage.

13 INVITATION OF CONSULTATIONS

Members who have a substantial interest in the Subject Goods shall submit a written request of consultation within a period of 7 days from the date of circulation of this notification. All written requests must be sent both in a written letter and in electronic format and must indicate the name, address, e-mail address, phone, and fax number of the Members.

In accordance with Article 12.3 WTO Agreement on Safeguards the Government of the Republic of Indonesia is open for consultation in order to provide opportunities for those Members, consultation is scheduled to be held virtually.

The contact information for correspondence is:

DIRECTORATE OF WORLD TRADE ORGANIZATION NEGOTIATIONS, MINISTRY OF TRADE

Jl. M.I. Ridwan Rais No. 5, Building 2, 9th Floor, Jakarta 10110

Phone: (62-21) 3840139

Fax: (62-21) 3840139

E-mail: dit.multilateral.ppi@kemendag.go.id

14 MEMBERS ARE ENCOURAGED TO ATTACH, IN AN ELECTRONIC FORM, PUBLICLY AVAILABLE DOCUMENT(S) CONTAINING THE RELEVANT DECISION(S) MADE BY THE COMPETENT AUTHORITY

The non-confidential version of the Final Report of this investigation can be found on the website of the Indonesian Safeguard Committee: <https://kppi.kemendag.go.id/penyelidikan/penyelidikan-berjalan>