

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NOTICE 780 OF 2022

INTERNATIONAL TRADE ADMINISTRATION COMMISSION

CUSTOMS TARIFF APPLICATIONSLIST 01/2022

The International Trade Administration Commission (herein after referred to as ITAC or the Commission) has received the following applications concerning the Customs Tariff. Any objection to or comment on these representations should be submitted to the Chief Commissioner, ITAC, Private Bag X753, Pretoria, 0001. Attention is drawn to the fact that the rate of duty mentioned in these applications is that requested by the applicant and that the Commission may, depending on its findings, recommend a lower or higher rate of duty.

CONFIDENTIAL INFORMATION

The submission of confidential information to the Commission in connection with customs tariff applications is governed by section 3 of the Tariff Investigations Regulations, which regulations can be found on ITAC's website at <http://www.itac.org.za/documents/R.397.pdf>.

These regulations require that if any information is considered to be confidential, then a non-confidential version of the information must be submitted, simultaneously with the confidential version. In submitting a non-confidential version the regulations are strictly applicable and require parties to indicate:

- ❑ Each instance where confidential information has been omitted and the reasons for confidentiality;*
- ❑ A summary of the confidential information which permits other interested parties a reasonable understanding of the substance of the confidential information; and*
- ❑ In exceptional cases, where information is not susceptible to summary, reasons must be submitted to this effect.*

This rule applies to all parties and to all correspondence with and submissions to the Commission, which unless clearly indicated to be confidential, will be made available to other interested parties.

The Commission will disregard any information indicated to be confidential that is not accompanied by a proper non-confidential summary or the aforementioned reasons.

If a party considers that any document of another party, on which that party is submitting representations, does not comply with the above rules and that such deficiency affects that party's ability to make meaningful representations, the details of the deficiency and the reasons why that party's rights are so affected must be submitted to the commission in writing forthwith (and at the latest 14 days prior to the date on which that party's submission is due).

Failure to do so timeously will seriously hamper the proper administration of the investigation, and such party will not be able to subsequently claim an inability to make meaningful representations on the basis of the failure of such other party to meet the requirements.

1. CORRECTION NOTICE

The following Notice replaces Item No. 2 in Notice No. 725 of 2021, which appeared in Government Gazette No. 45649 of 17 December 2021:

AMENDMENT OF REBATE ITEMS 316.01 AND REBATE ITEM 316.09 TO ALLOW FOR THE INCLUSION OF ADDITIONAL COMPONENTS FOR COOKING AND COOLING APPLIANCES, AS FOLLOWS:

- With regards to Rebate Item 316.01/8302.10/01.06, by insertion of the phrase *“refrigerators and freezers of headings 84.18 and”*.....and by deletion of the word *“heading”*;
- With regards to Rebate Item 316.01/8418.99/01.06, by deletion of the word *“evaporators”*; the insertion of the phrase *“Parts classified under tariff subheadings 8418.99.20 and 8418.90.40”*; by deletion of the word *“condensers”*; and the insertion of the phrase *“and freezers classifiable in tariff heading 84.18”*;
- With regards to Rebate Item 316.01/8516.80/01.06, by deletion of the word *“and”*, by insertion of the phrase *“and stoves, ovens and hobs”* of headings 84.14, 84.50 and *“85.16”*;
- With regards to Rebate Item 316.09/8302.10/01.06, by deletion of the words *“electric”* and *“heading”* and by insertion of the phrase *“headings 73.21 and”*;
- With regards to Rebate Item 316.09/8516.80/01.06, by insertion of the phrases *“and solid-plate”*, by deletion of phrase *“ glass-top”*, by insertion of the phrase *“solid-plate tabletop cookers”*; ... by deletion of the word *“heading”*, and by insertion of the phrase *“headings 73.21 and”*;
- The deletion of Rebate Item 316.09/8516.80/03.06 from Schedule 3 of the Customs and Excise Act, 1964; and
- Rebate Item 316.09/8516.90/01.06, by deletion of the words *“glass top”* and insertion of the word *“, ovens”*.

APPLICANT:**Defy Appliances (Pty) Ltd**

135 Teakwood Road

Jacobs

DURBAN

Enquiries: ITAC Ref: 14/2021, Enquires: Ms. Diphetogo Rathete and Mr. Njabulo Mahlalela. They can be contacted by e-mail at drathete@itac.org.za / nmahlalela@itac.org.za.

REASONS FOR THE APPLICATION:

As motivation for the application, the applicant cited, *inter alia*, the following:

- There is currently no local manufacturer of the various components for which a rebate is being sought; and
- The duty on the imported components, varying from 5% *ad valorem* to 20% *ad valorem*, has a cost-raising effect on the manufacture of the domestic appliances manufactured by the applicant.

PUBLICATION PERIOD:

Written representations must be submitted within **four (4) weeks** of the date of this notice.

2. APPLICATION FOR THE CREATION OF A TEMPORARY REBATE PROVISION FOR THE IMPORTATION OF:

Sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements excluding those that are cold-rolled (cold-reduced), classifiable under tariff subheading 7301.10.

APPLICANT:

Macsteel Service Centres (Pty) Ltd

7 Brook Road

Lilianton

Boksburg

1459

ITAC Ref 16/2021, Enquiries: Mr Maxwell Madida / Ms Ndivhudzannyi Mokou, Tel: 012 394 3714/3627 or email mmadida@itac.org.za/nramphabana@itac.org.za.

REASONS FOR THE APPLICATION AS STATED BY THE APPLICANT:

- 1) The subject products are currently not manufactured in the SACU region; and
- 2) The applicable duties have an unnecessary cost-raising effect for the end users of the products.

PUBLICATION PERIOD:

Representations should be submitted within **four (4) weeks** of the date of this notice.