

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION**GENERAL NOTICE 1922 OF 2023****INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 04/2023**

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. MINISTERIAL DIRECTIVE TO REVIEW THE CUSTOM DUTY ON FROZEN MIXED VEGETABLES CLASSIFIABLE UNDER TARIFF SUBHEADING 0710.90

Entity:

The Department of Trade, Industry and Competition (DTIC)

77 Meintjies Street

Sunnyside

Pretoria

0001

Ref: 03/2022 **Enquiries:** Ms Khosi Mzinjana, Email: kmzinjana@itac.org.za; Mrs. Amina Varachia, Email: avarachia@itac.org.za, and Mrs Dolly Ngobeni, Email: dngobeni@itac.org.za.

Subsequent to the Minister of Trade, Industry and Competition's decision to reject a recommendation to increase the customs duty on frozen mixed vegetables from 10% *ad valorem* to 37% *ad valorem*, the Minister directed the International Trade Administration Commission of South Africa, in terms of section 16(1)(d)(ii) of the International Trade Administration Act (ITA Act), Act 71 of 2002, to review the custom duty on frozen mixed vegetables classifiable under tariff subheading 0710.90. This is owing to the Minister's acknowledgement that circumstances in the context of high food prices that affect both poor and middle-class consumers and continuing pressures on household incomes from external shocks to the economy, may change in the future, given that the current geo-political tensions may subside and food prices stabilise as the global economy recovers from the impact of COVID-19.

PUBLICATION PERIOD:

Representation should be submitted to the above ITAC officials within **four (4) weeks** of the date of this notice.

Note: Comments must be provided in the format of a questionnaire obtainable on ITAC's website at www.itac.org.za, link: **Services - Tariff investigations - Government Gazette Notices – Other publication notices**

2. AMENDMENT AND RENUMBERING OF REBATE ITEMS 316.17/00.00/01.00, 316.17/00.00/02.00, AND 316.17/00.00/03.00, USED FOR THE IMPORTATION OF OTHER ELECTRIC CONDUCTORS FOR A VOLTAGE NOT EXCEEDING 1 000 V, FITTED WITH CONNECTORS, CLASSIFIABLE UNDER TARIFF SUBHEADING 8544.42, AS FOLLOWS:

- Amendment and renumbering of Rebate item 316.17/00.00/01.00, as follows:

Renumbered to **316.17/00.00/04.00** –

“Goods of any description (excluding mounted or populated circuit boards, picture tubes fitted with components other than the deflection coil and cabinets fitted with components and any apparatus classifiable in tariff heading 85.28 **and other electric conductors, for a voltage not exceeding 1 000 V, fitted with conductors classifiable in tariff subheading 8544.42**), for the manufacturing of reception apparatus for television incorporating a cathode-ray tube (CRT) classifiable in tariff heading 8528.72.20 and 8528.73.20, whether or not combined in the same housing with radio-broadcasting receivers or sound or video recording or reproducing apparatus”

- Amendment and renumbering of Rebate item 316.17/00.00/02.00, as follows:

Renumbered to **316.17/00.00/05.00** –

“Goods of any description (excluding mounted or populated circuit boards and display panels, irrespective of their degree of completion and any apparatus classifiable in heading 85.28 **and other electric conductors, for a voltage not exceeding 1 000 V, fitted with conductors classifiable in tariff subheading 8544.42**), at such times, in such quantities and under such conditions as the International Trade Administration Commission may allow by specific permit, for the manufacture of reception apparatus for television incorporating a display other than a cathode-ray tube (CRT) classifiable in subheadings 8528.72.90 and 8528.73.90, whether or not combined in the same housing with radio-broadcasting receivers or sound or video recording or reproducing apparatus”

- Amendment and renumbering of Rebate items 316.17/00.00/03.00, as follows:

Renumbered to **316.17/00.00/06.00** –

“Goods of any description (excluding goods of heading 85.28, mounted or populated circuit boards **and other electric conductors, for a voltage not exceeding 1 000 V, fitted with conductors classifiable in tariff subheading 8544.42**), used in the manufacture of reception apparatus for television not designed to incorporate a video display or screen, classifiable in tariff subheading 8528.71, at such times, in such quantities and subject to such conditions as the International Trade Administration Commission may allow by specific permit”

APPLICANT:

Apex Cordset Technologies (Pty) Ltd

11-12 Apex Road

Apex Industrial Sites

Benoni

1540

REASONS FOR THE APPLICATION:

As reasons for the application, the applicant cited, amongst others, the following reasons:

- Apex Cordset Technologies (Pty) Ltd is a manufacturer, supplier and exporter of a wide range of cables and cordsets for use in various electrical appliances and as such a significant contributor to the SACU economy;
- Over the years the company has increasingly come under pressure from low priced imported insulated electrical cables/conductors (subject products) originating from China. Sales and production volumes have, as a result, declined over the years;
- The company has discovered that the subject products are imported from China through rebates that were created in the past which have had unintended consequences through market distortion;
- Although these rebates were created as part of duty relief on materials and components for the manufacture of several products including monitors and set top boxes, there is sufficient domestic capacity to meet local demand of these electric cables;
- The rebates therefore serve no purpose when there is a local producer and the withdrawal from rebate of these materials is needed in order to level the playing field and ensure long term viability of the domestic cable industry manufacturing the subject products; and
- This will help support the growth and development of our domestic industry, create new jobs and stimulate economic growth within the country.

PUBLICATION PERIOD:

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

Enquiries: ITAC Ref: **01/2023**. Mr. Pfarelo Phaswana/Mr. Pardon Hadzhi. Tel: 012 394 3628/3634 or email pphaswana@itac.org.za/phadzhi@itac.org.za.