

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 826 OF 2017

INTERNATIONAL TRADE ADMINISTRATION COMMISSION
CUSTOMS TARIFF APPLICATIONS
LIST 12/2017

The International Trade Administration Commission (herein after referred to as ITAC or the Commission) has received the following application concerning the Customs Tariff. Any objection to or comments on this representation 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 this application 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. CREATION OF TEMPORARY REBATE PROVISIONS ON ORDINARY CUSTOMS AND SAFEGUARD DUTIES APPLICABLE TO:

Flat-rolled products of other alloy steel of a width of 600mm or more, other, classifiable in tariff subheading 7225.99, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available on the SACU market'

APPLICANT:

Leong Jin Special Steel (Africa) (Pty) Ltd
CX48 Industrial Park,
8 Ossewa Street,
Chloorkop,
Kempton Park
1619

Enquiries: ITAC Ref: **13/2017**, Enquiries: Diphetogo Rathete/Njabulo Mahlalela, Tel: 012 394 3683/3684 or email: drathete@itac.org.za/nmahlalela@itac.org.za.

REASONS FOR THE APPLICATION:

- There are no manufacturers of the subject product in the SACU region; and
- The customs duty currently imposed on the subject product has an unnecessary cost raising effect on the domestic downstream fabrication and manufacturing industry. As a result, current investments are on hold and the domestic industry is unable to increase employment.

PUBLICATION PERIOD:

Written representations must be submitted within **two (2) weeks** of the date of this notice.

2. THE CREATION OF A TEMPORARY REBATE PROVISION ON SAFEGUARD DUTY FOR THE IMPORTATION OF CERTAIN HOT ROLLED STEEL CLASSIFIABLE UNDER TARIFF HEADINGS 72.08 AND 72.25, AS FOLLOWS:

Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled, of a thickness of 2 mm or more but not exceeding 160 mm, with a yield strength of 550 MPa or more but not exceeding 960 MPa and having an impact strength of 27 Joules or more but not exceeding 69 Joules at -20°C or less but not less than -60°C, classifiable in tariff subheading 7208.5, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of other alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled, of a thickness of 2 mm or more but not exceeding 160 mm, with a yield strength of 550 MPa or more but not exceeding 960 MPa and having an impact strength of 27 Joules or more but not exceeding 69 Joules at -20°C or less but not less than -60°C, classifiable in tariff subheading 7225.40, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled, of a thickness of 2 mm or more but not exceeding 160 mm, with a Brinell hardness of 400 HBW or more but not exceeding 700 HBW and having an impact strength of 15 Joules or more but not exceeding 95 Joules at -40°C, classifiable in tariff subheading 7208.5, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of other alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled, of a thickness of 2 mm or more but not exceeding 160 mm, with a Brinell hardness of 400 HBW or more but not exceeding 700 HBW and having an impact strength of 15 Joules or more but not exceeding 95 Joules at -40°C, classifiable in tariff subheading 7225.40, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled and of a thickness of 40 mm or more but not exceeding 160 mm, with a Brinell hardness of 350 HBW and having an impact strength of 95 Joules at -40°C, classifiable in tariff subheading 7208.5, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of other alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled and of a thickness of 40 mm or more but not exceeding 160 mm, with a Brinell hardness of 350 HBW and having an impact strength of 95 Joules at -40°C, classifiable in tariff subheading 7225.40, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled and of a thickness of 5 mm or more but not exceeding 50 mm, with a Brinell hardness of 350 HBW and having an impact strength of 60 Joules at -40°C, classifiable in tariff subheading 7208.5, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of other alloy steel, of a width of 600 mm or more, not in coils, not further worked than hot-rolled and of a thickness of 5 mm or more but not exceeding 50 mm, with a Brinell hardness of 350 HBW and having an impact strength of 60 Joules at -40°C, classifiable in tariff subheading 7225.40, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of other alloy steel, of a width of 600 mm or more, not further worked than hot-rolled, not in coils, with a thickness of 2 mm or more but not exceeding 100 mm, with a nickel content of 1.8 per cent by mass or more but not exceeding 3 per cent, a molybdenum content of 0.7 per cent by mass or more but not exceeding 0.8 per cent and a chrome content of 1.0 per cent by mass or more but not exceeding 2.0 per cent, with a Brinell hardness of 260 HBW or more but not exceeding 640 HBW, classifiable in tariff subheading 7225.40, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market;

Flat-rolled products of other alloy steel, of a width of 600 mm or more, not further worked than hot-rolled, not in coils, with a thickness of 2 mm or more but not exceeding 20 mm, with a copper content of 0.25 per cent by mass or more but not exceeding 0.40 per cent and a chromium content of 1.0 per cent by mass or more but not exceeding 2.0 per cent, with a yield strength of 550 MPa or more but not exceeding 960 MPa, classifiable in tariff subheading 7225.40, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the products are not available in the SACU market.

APPLICANT:

SSAB South Africa (Pty) Ltd
P. O Box 1391
Alberton
1450

Enquiries: ITAC Ref: **14/2017**, Mr. Tshepiso Sejamoholo and/or Ms. Lufuno Maliaga,
Tel: 012 394 1605/3835 or email: tsejamoholo@itac.org.za/lmaliaga@itac.org.za.

REASONS FOR THE APPLICATION:

- i. The subject products are currently not manufactured in the SACU region;
- ii. The safeguard duty has resulted in increased production cost for various downstream steel products; and
- iii. The safeguard duty will result in the reduction of the competitive position of domestically manufactured downstream steel products in the export market.

PUBLICATION PERIOD:

Written submissions should be made within two (2) **weeks** of the date of this notice.

3. CREATION OF REBATE PROVISIONS ON ORDINARY CUSTOMS AND SAFEGUARD DUTIES APPLICABLE ON PRIMARY FLAT STEEL NOT MANUFACTURED LOCALLY, CLASSIFIABLE UNDER CHAPTER 72

INITIATED BY:**International Trade Administration Commission of South Africa ("ITAC")**

Private Bag X 753

Pretoria

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Reason for the initiation:

- The ordinary customs duty imposed on primary steel products and the safeguard duty imposed on hot-rolled primary steel products not manufactured in the SACU region have an unnecessary cost raising effect on the downstream industry.

AMSA submitted an indicative list of products not manufactured by the domestic industry. Please note that the list may not be exhaustive.

Cold rolled product range	
Grade/Quality	Dimension/Specification
SAE 1022	0.5 mm - 1 mm
SAE 1055 (C55)	0.3 mm - 1.6mm
SAE 1065 (C65)	0.3 mm - 1.6mm
SAE 1075 (C75)	0.3 mm - 1.6mm
SAE 1085 (C85)	0.3 mm - 1.6mm
Plate product range	
Dimension/Specification	
All steel plate with a thickness above 100mm	
All steel plate with a steel grade specification equal to S690 QL	
All steel plate with a steel grade specification equal to 500 BHN	

All steel plate with a steel grade specification equal to 450 BHN		
All steel plate with steel grade specification equal to 400 BHN and thickness above 25 mm		
Hot rolled coil product range		
Product Range	Generic Name	
2mm - 12mm	S550 MC	
2mm - 10mm	S700 MC	
2mm - 10mm	S700 MC	
2mm - 8mm	Wear resistant	
2mm - 6.5mm	Armoured	
Galvanised coating steel		
Grade specification	Coat/material type	Surface
CR DC06 BO	Cold Rolled coil (CR)	Improved Surface Finish (ISF)
SP121 AQ (ISF)	CR	ISF
DC04 BO (IMP ISF)	CR	ISF
SP121AQ	CR	ISF
SPC270DX-G	CR	ISF
SPC270D	CR	
SPC270D-G	CR	
SPC590DU	CR	
SPC590	CR	
SPC980DU	CR	
CR210150-190ISFMATT	CR	ISF

Description for the rebate provisions for primary steel products not manufactured locally must be solicited from SARS and thereafter be submitted to ITAC. The relevant contact person is Ms Laetitia Culbert. She can be contacted at telephone number +27 12 422 4912 or alternatively by email at lculbert@sars.go.za.

Enquires: ITAC Ref: 16/2017, contact Lufuno Maliaga, Daniel Thwala and Pfarelo Phaswana, Tel: 012 394 3835/5162/3628 or email lmaliaga@itac.org.za/dthwala@itac.org.za/pphaswana@itac.org.za

Note: The relevant application form can be obtained from ITAC's website.

Written representations should be made within **four (4) weeks** from the date of this notice.