**COMMENTS QUESTIONNAIRE FOR**

**STAKEHOLDERS**

**REVIEW OF THE TARIFF STRUCTURE FOR POULTRY**

**MARK WITH AN X:**

|  |  |
| --- | --- |
| **CONFIDENTIAL** |  |
| **NON-CONFIDENTIAL** |  |

CONFIDENTIAL INFORMATION

Please note that in terms of Section 33 of the International Trade Administration Act, 71 of 2002, and Section 3 of the Tariff Investigations Regulations, if any information is considered to be confidential then a non-confidential version of the information must be submitted, simultaneously with the confidential version. It is imperative to consult *the Amended Tariff Investigations Regulations* in this regard for the detailed requirements on confidentiality, which apply to all parties and to all correspondence with and submissions to the Commission. Based on the *amended regulations*, parties must:

* Indicate each instance where confidential information has been omitted and the reasons why the omitted information is confidential; and
* Be in sufficient detail to permit other interested parties a reasonable understanding of the substance of the information submitted in confidence. The detailed summary of the confidential information may include, *inter alia,* the indexing of numerical data to enable interested parties to make meaningful representations on trends and methodology used to determine relevant factors; or
* In cases where information is not susceptible to summarisation or indexing, a sworn statement shall be provided explaining why the confidential information cannot be summarised. Merely reciting that the confidential information is of a “confidential nature” is not sufficient in this regard.

All correspondence with and submissions to the Commission unless clearly indicated to be confidential will be made available to other interested parties. (Confidential information should be clearly marked by writing “CONFIDENTIAL”) on the cover page of the document and every page that contains confidential information.

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 confidentiality requirements.

VERIFICATION

Please note that in terms of Section 8 of the Amended Tariff Investigations Regulations, the Commission retains the right to verify the accuracy of the information supplied to it by any party by conducting verifications.

GLOSSARY

**COMMISSION** The International Trade Administration Commission of South Africa established in terms of section 7 of the International Trade Administration Act, 2002 (Act No. 71 of 2002).

**CUSTOMS DUTY** Ordinary customs duties as contained in Part 1 of Schedule No. 1 to the Customs and Excise Act, 1964 (Act. No. 91 of 1964).

**SARS** South African Revenue Service

**PRODUCT**  The product that is the subject of the review

**COMPANY DETAILS**

* + - 1. State the full name of the company.
      2. State the postal and physical address.
      3. State the web address if available.
      4. State the Company’s registration number in terms of the Companies Act.
      5. Provide the contact details of the company:

Contact person………………………………..…………..Tel.…………..………….

Cell no…………………….……Email………………………………………………..

* + - 1. State the nature of the business conducted by the company.
      2. If applicable, provide the physical location of the factory(ies) and warehouse(s).
      3. It should be noted that in terms of section 26 (4) of the International Trade Administration Act, 2002, the Commission may, *inter alia*, require a stakeholder to provide additional information in respect to this submission.

**QUESTIONS RELATING TO POULTRY TARIFF STRUCTURE**

* + - 1. Do you support poultry customs duties expressed in *ad valorem* terms or as a specific duty? Please provide substantiation for your answer with reference to evidence and/or empirical research.
      2. Furthermore, viewpoints with regard to the introduction of either specific duties or *ad valorem* duties, should take the following into account:
* Present methodology that informed calculating a specific level of an *ad valorem* duty or converting of *ad valorem* custom duties to specific duties; and
* Which rate of the specific duties, if any, will provide effective or over protection to the domestic poultry industry.
  + - 1. Do you support or oppose the simplification of the tariff structure pertaining to poultry through the reduction in the number of tariff lines in Schedule 1 to the Customs and Excise Act, Act 91 of 1964, by way of operating at a 6-digit, 7-digit or 8-digit level? Please provide reasons for your answer.
      2. Should you support the proposed simplification of the tariff structure, please provide proposed tariff description as supplied by SARS. Include the actual communication from SARS confirming the wording of the proposed 6-digit, 7-digit or 8-digit tariff subheading.
      3. Do you support or oppose the principle of creating rebate provision/s pertaining to the poultry sector and its possible administrative implications? Please submit reasons for your answer.
      4. In terms of other measures for poultry, do you support or oppose the possible introduction of an entry price system? Support your response with reasons. If you support an entry price system, propose how it should work in your view
      5. If you are a domestic producers (upstream or downstream), please provide market, trade and financial data in relation to the products subject to the review as per the EXCEL template attached as **Annexure ‘A’**. Please ensure that information is populated in the spreadsheet, which is available on ITAC’s website: [www.itac.org.za](http://www.itac.org.za)
      6. If you are an importer, please provide market, trade and financial data in relation to the products subject to the review as per the EXCEL template attached as **Annexure ‘B’**. Please ensure that information is populated in the spreadsheet, which is available on ITAC’s website: [www.itac.org.za](http://www.itac.org.za)
      7. Please take note that your comments and information submitted to the Commission in relation to the scope of the review need not be limited to the extent of the questionnaire. Should you wish to submit further information, you are at liberty to include it in your response.
      8. Submit the following Affidavit by the Chief Executive Officer of the company concerned reflected on the company’s letterhead:

I,………..…………………………………………………………………………………..(Full name) with identity number,…………………………………….in my capacity as………………………………………..……….of………………………………………………………. hereby declare that the information furnished in this application is to the best of my knowledge true and correct.

SIGNATURE:……………….....................DATE:………………..…………………

I CERTIFY THAT THE DEPONENT HAS ACKNOWLEDGED THAT HE/SHE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, AND THAT HE/SHE HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH, AND THAT HE/SHE CONSIDERS THIS OATH TO BE BINDING ON HIS/HER CONSCIENCE.

SIGNED and SWORN to before me at ………………………..………………… on this ………. Day of …………………………………….. Year...........................

…………………………………………..

COMMISSIONER OF OATHS