

Dr Rob Davies, MP
Minister of Trade and Industry
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Dear Minister

M07/2016: INCLUSION OF COMPONENTS FOR DUMPERS OF LESS THAN 50 TONS, CLASSIFIABLE UNDER TARIFF SUBHEADING 8704.10.25, UNDER THE AUTOMOTIVE PRODUCTION AND DEVELOPMENT PROGRAMME (APDP).

In accordance with the international classification of articulated dump trucks (ADTs) for off-highway use, certain ADTs of less than 50 tons are not included under the APDP although they are similar in construction to those ADTs designed for highway use. This anomaly was not intended and the Commission decided to recommend the following amendments to Schedule No. 1 and Schedule No. 3 to the Customs and Excise Act, to provide for the off-highway use dumpers of less than 50 tons in the APDP (The current legislative provisions are attached as **Annexure A**).

- a) The provision for smaller dumpers requires an amendment of item 9801.00.40 in Chapter 98, as follows:

9801.00.40	:	For motor vehicles for the transport of goods of heading 87.04, of a vehicle mass not exceeding 2 000 kg or of a G.V.M. not exceeding 3 500 kg per chassis fitted with a cab (excluding shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks; excluding tyres)
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b) Note 1(d) and (e) to the "specified motor vehicles" definition under rebate item 317.03 are to be amended, as follows:

Note 1 (d) : motor vehicles for the transport of goods of heading 87.04 of a vehicle mass not exceeding 2 000 kg or a G.V.M. not exceeding 3 500 kg or of a mass not exceeding 1 600 kg or of a G.V.M. not exceeding 3 500 kg per chassis fitted with a cab (excluding shuttle cars and low construction flame-proof vehicles for use in underground mines and off-the-road logging trucks);

Note 1 (e) : chassis fitted with engines of heading 87.06, of a mass not exceeding 1 600 kg or of a G.V.M. not exceeding 3 500 kg (excluding those for shuttle cars and low construction flame- proof vehicles, for use in underground mines and off-the-road logging trucks)

c) Note 1(f) to rebate Item 317.03 is to be deleted.

d) The definitions for specified motor vehicles in terms of rebate item 317.03 are to be amended, as follows:

317.03/98.01/06.04 : Original equipment components, for the manufacture of chassis fitted with engines of heading 87.06 of a mass not exceeding 1 600 kg or of a G.V.M. not exceeding 3 500 kg (excluding those for shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks)

e) Rebate item 317.03/98.01/07.04 is to be deleted.

f) Note 1(d) and (e) to the "heavy vehicles" definition under rebate item 317.07 are to be amended, as follows:

Note 1(c) : motor vehicles for the transport of goods of heading 87.04 of a vehicle mass exceeding 2 000 kg and a G.V.M. exceeding 3 500 kg or of a mass exceeding 1 600 kg and of a G.V.M. exceeding 3 500 kg per chassis fitted with a cab (excluding shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks);

Note 1(d) : chassis fitted with engines of heading 87.06, of a mass exceeding 1 600 kg and of a G.V.M. exceeding 3 500 kg (excluding those for shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks)

g) Note 1(e) to rebate item 317.07 is to be deleted.

Yours sincerely



Siyabulela Tsengiwe
Chief Commissioner
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