**COMMENTS QUESTIONNAIRE FOR**

**STAKEHOLDERS**

**Ministerial Directive to investigate the creation of a temporary rebate provision on meat and edible offal, fresh, chilled or frozen of fowls of the species *Gallus Domesticus*, classifiable under HS0207.1**

**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. 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 investigation

**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 RELATED TO INVESTIGATING THE CREATION OF A TEMPORARY REBATE PROVISION FOR POULTRY**

* + - 1. **Questions for Domestic Producers:**
	1. Has the recent outbreak of bird flu affected your poultry production? If yes, when did you start experiencing this impact?
	2. Have you implemented any measures to cope with the reduced chicken supply? Please describe.
	3. How has the bird flu outbreak affected your production costs and revenue?
	4. How have you historically adjusted chicken prices in response to supply disruptions or disease outbreaks like bird flu?
	5. Are you considering any specific price adjustment strategies in light of the current bird flu outbreak and potential changes in import dynamics?
	6. What is the current inventory of chicken products that you currently have in stock, and what is your facility's freezing capacity for storing additional quantities of chicken?
	7. Please provide market, trade and financial data in relation to the subject products per the EXCEL template attached as **Annexure ‘A’**.
		+ 1. **Questions for Importers:**
	8. Have you noticed any changes in demand for chicken since the bird flu outbreak?
	9. Are you anticipating or experiencing challenges in meeting the increased demand for chicken?
	10. How has the bird flu outbreak impacted your poultry imports, both in terms of quantity and cost?
	11. Are there any logistical or supply chain challenges you are facing due to the bird flu outbreak?
	12. What is the current inventory of chicken products that you currently have in stock, and what is your facility's freezing capacity for storing additional quantities of chicken?
	13. Please provide market, trade and financial data in relation to the subject products as per the EXCEL template attached as **Annexure ‘B’**.
		+ 1. **General Questions for Both Producers and Importers:**
	14. 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.
	15. What is your opinion on the potential impact of the rebate provision on the domestic chicken market?
	16. Are there any concerns or suggestions you have regarding the implementation of the rebate provision?
	17. Is there any additional information or comments you would like to provide regarding the bird flu outbreak and its impact on poultry imports?
		+ 1. Please take note that your comments and information submitted to the Commission in relation to the scope of the investigation 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.

* + - 1. 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