

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 366 OF 2016

INTERNATIONAL TRADE ADMINISTRATION COMMISSION

CUSTOMS TARIFF APPLICATIONS

LIST 04/2016

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.

REBATE OF THE DUTY ON:

Single yarn (excluding sewing thread) containing 85 per cent or more by mass of polyester staple fibres, not up for retail sale, measuring 160 dtex or more but not exceeding 330 dtex, classifiable in tariff subheading 5509.21, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit for the manufacture of knitted fabrics of a mass exceeding 100/m², classifiable under tariff heading 60.06.

[Ref: (01/2016) Enquiries Ms T Morale, Tel: (012) 394 3694, Fax: (012) 394 4694 Email: tmorale@itac.org.za; Chris Sako Tel No (012) 394 3669, Fax no: (012) 394 4669 Email: csako@itac.org.za.]

APPLICANT:

DesleeMattex (Pty) Ltd
DesleeMattex Building
Coleman Street
Elsies River
7490

THE FOLLOWING IS A SUMMARY OF THE REASONS AS STATED BY THE APPLICANT:

- The applicant has tried using local supply from local yarn spinners but ended up with significant reject fabric due to Barre lines and holes due to yarn quality inconsistency, and as such, were forced due to no other alternatives to import the yarn from reputable suppliers in the East.
- The applicant's challenge is to be competitive against imported fabrics which are coming into the country and even if the local yarn spinners could get the quality consistently in line with imports, it is currently not competitively priced.

- As part of DesleeClama, an International group, the applicant must use standardised yarns from the same supplier to gain colour consistency, if it is to supply big branded mattress brands from any of the plants around the world.

PUBLICATION PERIOD:

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