



MINISTER
TRADE AND INDUSTRY
REPUBLIC OF SOUTH AFRICA

Private Bag X274, PRETORIA, 0001 • the dti Campus, 77 Meintjies Street, Sunnyside PRETORIA • Tel: (012) 394 1480 Fax: (012) 394 0337 • www.thedti.gov.za

Private Bag X9047, CAPE TOWN, 8000 • Tel: (021) 461 7191/2/3 Fax: (021) 465 1291

Mr Musa Nhlanhla Nene, MP
Deputy Minister of Finance
40 Church Square
PRETORIA
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BY HAND

Dear Colleague

International Trade Administration Commission Report No.343: Termination of the Anti-Dumping Duties on Hexagon Nuts of Iron or Steel Originating in or Imported from Chinese Taipei

A copy of the above-mentioned report submitted to me by the International Trade Administration Commission of South Africa, is attached.

I have approved the Commission's recommendation and hereby request that you, in terms of section 56 of the Customs and Excise Act, 1964, amend Schedule No. 2 to the Act in order to give effect to the recommendation.

Yours sincerely

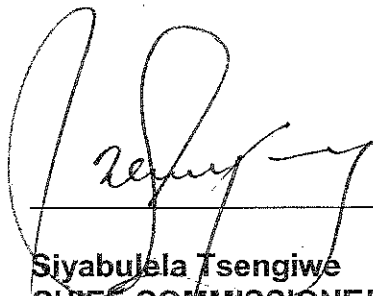
Dr Rob Davies, MP
Minister of Trade and Industry

21 / 5 /2010

Report No. 343

**TERMINATION OF THE ANTI-DUMPING DUTIES ON HEXAGON
NUTS OF IRON OR STEEL ORIGINATING IN OR IMPORTED
FROM CHINESE TAIPEI**

The International Trade Administration Commission of South Africa
herewith presents its Report No. 343: Termination of the anti-dumping
duties on hexagon nuts of iron or steel originating in or imported from
Chinese Taipei



Siyabulela Tsengiwe
CHIEF COMMISSIONER

PRETORIA
20/05/ 2010

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH AFRICA

Report No. 343

SUNSET REVIEW OF THE ANTI-DUMPING DUTIES ON HEXAGON NUTS OF IRON OR STEEL ORIGINATING IN OR IMPORTED FROM CHINESE TAIPEI

1. In accordance with the provisions of Article 11.3 of the World Trade Organisation Agreement on the Implementation of Article VI of the General Agreement on Tariffs and Trade, any definitive anti-dumping duty shall be terminated on a date not later than five years from the date of imposition, unless the authorities determine, in a review initiated before that date on their own initiative or upon a duly substantiated request made by or on behalf of the domestic industry within a reasonable period of time prior to that date, that the expiry of the duty would likely lead to the continuation or recurrence of dumping and injury.
2. On 26 June 2009, ITAC published a notice in the Government Gazette indicating that the anti-dumping duties on nuts of iron or steel originating in or imported from Chinese Taipei that were imposed on 03 June 2005, would expire on 02 June 2010, unless a substantiated request was made indicating that the expiry of the anti-dumping duties would likely result in the recurrence of injurious dumping and material injury.
3. The trade representative of Chinese Taipei was notified and provided with a copy of the Government Gazette notice.
4. All known manufacturers of the subject product in the SACU, as well as their representative associations were notified and informed that, unless a

request to review the anti-dumping duties was made by or on behalf of the domestic industry before 2 December 2009, the Commission would recommend to the Minister of Trade and Industry that the duties be terminated at the five year expiry date of the duties.

5. On 02 December 2010, a response to the Commission's sunset review questionnaire was received from ITS Trade, on behalf of the South African Fasteners Manufacturers Association (SAFMA), indicating that the expiry of the anti-dumping duties on nuts of iron and steel originating in or imported from Chinese Taipei would likely lead to the continuation or recurrence of dumping and injury.
6. On 19 April 2010, after the applicant had addressed all deficiencies that were identified, an updated response to the Commission's review questionnaire was received, and the applicant's information was verified on 03 and 04 May 2010.
7. After careful consideration of the information submitted by the applicant, the Commission found that the applicant did not submit *prima facie* information to show the likelihood of recurrence or continuation of dumping, should the duties be removed.

RECOMMENDATION

The Commission, therefore, decided to recommend to the Minister of Trade and industry that the anti-dumping duties on hexagon nuts of iron or steel originating in or imported from Chinese Taipei be withdrawn on 2 June 2010, the five-year expiry date of the duty.