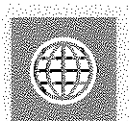


Report No. 263

EXCLUSION OF ALUMINIUM FOIL PRODUCTS FROM THE EXISTING ANTI-DUMPING DUTIES APPLICABLE TO HOLLOWWARE FOR TABLE OR KITCHEN USE (EXCLUDING BUCKETS), OF ALUMINIUM, ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) AND EGYPT.

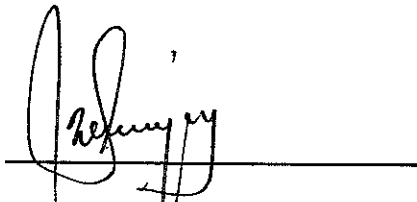
enabling



FAIR TRADE

The International Trade Administration Commission of South Africa (ITAC) herewith presents its Report No 263:

EXCLUSION OF ALUMINIUM FOIL PRODUCTS FROM THE EXISTING ANTI-DUMPING DUTIES APPLICABLE TO HOLLOWWARE FOR TABLE OR KITCHEN USE (EXCLUDING BUCKETS), OF ALUMINIUM, ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) AND EGYPT.

A handwritten signature in black ink, appearing to read 'Siyabulela Tsengiwe', is written over a horizontal line.

**Siyabulela Tsengiwe
CHIEF COMMISSIONER**

PRETORIA
13 / 03 / 2008

REPUBLIC OF SOUTH AFRICA

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH AFRICA

REPORT NO. 263

EXCLUSION OF ALUMINIUM FOIL PRODUCTS FROM THE EXISTING ANTI-DUMPING DUTIES APPLICABLE ON HOLLOWWARE FOR TABLE OR KITCHEN USE (EXCLUDING BUCKETS), OF ALUMINIUM, ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) AND EGYPT.

1. An investigation into the alleged dumping of hollowware for table or kitchen use (excluding buckets), of aluminium was conducted during 1996/1997 and definitive anti-dumping duties were imposed on these products with effect from 7 February 1997.
2. These anti-dumping duties have subsequently been reviewed in sunset reviews and are currently still in place. The duty applicable to the PRC amounts to 1 584 cents per kilogram.
3. An application was received from The Baking Tin (Pty) Ltd (the Applicant), an importer of aluminium foils products, used primarily for the baking and heating of foods, to exclude aluminium foil products with a thickness of less than 150 microns from the existing anti-dumping duties.
4. These foil products imported by the Applicant are classified as "hollowware for table or kitchen use (excluding buckets), of aluminium" by the South African Revenue Service (SARS) and therefore also attract the anti-dumping duties

imposed on hollowware for table or kitchen use (excluding buckets), of aluminium.

5. During the original investigation, it was never the intention for these aluminium foil products to be subject to the anti-dumping duties, as the products covered in the original investigation were pots and pans, for kitchen use, similar to those manufactured by the SACU manufacturers
6. The SACU manufacturers of the domestic products, being like products to those subject to the existing anti-dumping duties, were requested to indicate whether they have any objection to the exclusion of aluminium foil products from the description of the products subject to the anti-dumping duties. No response has been received. However, the SACU manufacturer of foil products (Hulamin Containers) through the Aluminium Federation of South Africa (AFSA) indicated that it has no objection to the removal of the anti-dumping duties on aluminium foil products with a thickness of less than 150 microns.
7. SARS indicated that it would be able to administer the anti-dumping duties if the description of the product subject to anti-dumping duties, is amended.

RECOMMENDATION

8. The Commission decided to recommend to the Minister of Trade and Industry that the description of the products subject to the anti-dumping duties on hollowware for table or kitchen use (excluding buckets), of aluminium, originating in or exported from the PRC and Egypt, be amended, with retrospective effect from 7 February 1997, to exclude aluminium foil products with a thickness of less than 150 microns.