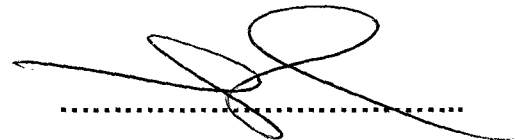


Report No. 194

Amendment of rebate item 310.01/2815.12/03.06

The International Trade Administration Commission herewith presents its
Report No. 194: Amendment of Rebate Item 310.01/2815.12/03.06.



**ITUMELENG MASEGE
ACTING CHIEF COMMISSIONER**

PRETORIA

31 | 08 | -----2006

REPUBLIC OF SOUTH AFRICA
INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF
SOUTH AFRICA
REPORT NO. 194

AMENDMENT OF REBATE ITEM 310.01/2815.12/03.06

Synopsis

The Commission considered an application for an amendment to the wording on rebate item 310.01/2815.12/03.06 with retrospective effect from 10 September 2001.

This rebate provision was created due to the fact that caustic soda which is used as an input material for the manufacture of certain paper products by the applicant, is not available in sufficient quantities.

As reason for the application, the applicant stated that the wording of the current rebate provision has imposed restrictions on the applicant's end product, defeating the intended purpose behind the rebate provision.

The Commission therefore recommended that the wording of the rebate provision be amended as follows:

"With effect from 10 September 2001:

By the insertion of rebate code 03.06 in respect of tariff heading 2815.12 to rebate 310.01:

Sodium hydroxide (caustic soda), in aqueous solution, in such quantities and at such times as the International Trade Administration Commission of South Africa may allow by specific permit, for the manufacture

Uncoated paper and paperboard, of a kind used for writing, printing or other graphic purposes, in rolls or rectangular (including square) sheets, of any size, (excluding paper of heading 48.01 or 48.03) not containing fibres obtained by a mechanical or chemi-mechanical process or of which not more than 10 % by mass of the total fibre content consists of such fibres;

Toilet or facial tissue stock, towel or napkin stock and similar paper of a kind for household or sanitary purposes, cellulose wadding and webs of cellulose fibres, whether or not creped, crinkled, embossed, perforated, surface-coloured, surface-decorated or printed, in rolls or sheets; and

Paper and paperboard, coated on one or both sides with kaolin (China clay) or other inorganic substances, with or without a binder, and with no other coating, whether or not surface-coloured, surface-decorated or printed, in rolls or rectangular (including square) sheets, of any size, used for writing, printing or other graphic purposes, not containing fibres obtained by a mechanical or chemi-mechanical process or of which not more than 10 % by weight of the total fibre content consists of such fibres”.

1. The Application

- 1.1 The Commission considered an application from Sappi Fine Paper (Pty) Ltd, for an amendment of the wording of rebate item 310.01/2815.12/03.06. The application was published in Government Gazette No.28899 of 09 June 2006. No objections to the change in wording were received from interested parties.
- 1.2 This rebate provision was created due to the fact that caustic soda which is used as an input material for the manufacture of certain paper products by the applicant, is not available in sufficient quantities.
- 1.3 The applicant argued that the wording of the current rebate provision has imposed restrictions on the applicant's end product, defeating the intended purpose of the rebate provision.

- 1.4 Due to the wrong wording of the rebate provision, all the benefits to the applicant linked to retrospectivity were compromised.

2. Consideration

- 2.1 The Commission considered that a correction to the wording as recommended below would accurately reflect the intentions behind its original recommendation to introduce a rebate provision for caustic soda.

3. Recommendation

- 3.1 The Commission recommends that the wording of rebate provision for caustic soda be amended as follows:

“With effect from 10 September 2001:

By the insertion of rebate code 03.06 in respect of tariff heading 2815.12 to rebate 310.01:

Sodium hydroxide (caustic soda), in aqueous solution, in such quantities and at such times as the International Trade Administration Commission of South Africa may allow by specific permit, for the manufacture

Uncoated paper and paperboard, of a kind used for writing, printing or other graphic purposes, in rolls or rectangular (including square) sheets, of any size, (excluding paper of heading 48.01 or 48.03) not containing fibres obtained by a mechanical or chemi-mechanical process or of which not more than 10 % by mass of the total fibre content consists of such fibres;

Toilet or facial tissue stock, towel or napkin stock and similar paper of a kind for household or sanitary purposes, cellulose wadding and webs of cellulose fibres, whether or not creped, crinkled, embossed, perforated, surface-coloured, surface-decorated or printed, in rolls or sheets; and

Paper and paperboard, coated on one or both sides with kaolin (China clay) or other inorganic substances, with or without a binder, and with no other coating, whether or not

surface-coloured, surface-decorated or printed, in rolls or rectangular (including square) sheets, of any size, used for writing, printing or other graphic purposes, not containing fibres obtained by a mechanical or chemi-mechanical process or of which not more than 10 % by weight of the total fibre content consists of such fibres”.