



International Trade Administration Commission of South Africa

Report No. 3

Rebate of the anti-dumping duties on plates, sheets, film, foil, tape and strip of polymers of vinyl chloride for the manufacture of lampshades and table-cloths

The International Trade Administration Commission of South Africa herewith presents its
**Report No 3: REBATE OF THE ANTI-DUMPING DUTIES ON PLATES, SHEETS, FILM,
FOIL, TAPE AND STRIP, OF POLYMERS OF VINYL CHLORIDE, FOR THE
MANUFACTURE OF LAMPSHADES AND TABLE-CLOTHS**


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**CHIEF COMMISSIONER: International
Trade Administration Commission of
South Africa**

PRETORIA

...08/08/.....2003

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH AFRICA

REBATE OF THE ANTI-DUMPING DUTIES ON PLATES, SHEETS, FILM, FOIL, TAPE AND STRIP OF POLYMERS OF VINYL CHLORIDE FOR THE MANUFACTURE OF LAMP SHADES AND TABLE-CLOTHS

SYNOPSIS

Applications for the rebate of the anti-dumping duties on plates, sheets, film, foil, tape and strip, of polymers of vinyl chloride (PVC based roll goods) for the manufacture of lampshades and rebate of the anti-dumping duties on plates, sheets, film, foil, tape and strip, of polymers of vinyl chloride (PVC based roll goods) for the manufacture of table-cloths, were received from Wire World and Cowie Trading, respectively. PVC based roll goods, originating in or imported from Germany, India, Thailand and the Netherlands, classifiable under tariff subheading 3920.40, are subject to anti-dumping duties which were imposed on 22 February 2002.

The applicants requested that provision for rebate of the duty be created for these products, as they are not presently manufactured in Southern African Customs Union (SACU). As the SACU industry confirmed that these products are not manufactured by it, these applications were not published in the *Government Gazette* for comment.

The Board on Tariffs and Trade (Board) considered these and decided to recommend to the Minister of Trade and Industry that provision for rebate of the full anti-dumping duties on PVC based roll goods, for the manufacturing of lampshades and table-cloths, be created.

BACKGROUND

1. On 9 November 2001 the Commissioner for South African Revenue Service (SARS) imposed provisional payments on plates, sheets, film, foil, tape and strip, of polymers of vinyl chloride (PVC based roll goods), originating in or imported from Germany, India, Thailand and the Netherlands, after the Board on Tariffs and Trade (the Board) made a preliminary determination that these products were dumped on the SACU market, causing injury to the SACU industry.
2. After the preliminary payments were imposed, the Board received requests from importers that they be exempted from these payments, as the products imported by them, were not manufactured in the SACU. The Board, therefore, recommended the creation of a provision for rebate of the provisional payments, which was published in Notice No. 49 in *Government Gazette* 23042 on 18 January 2002.
3. On 22 February 2002, final anti-dumping duties were imposed on plates, sheets, film, foil, tape and strip, of polymers of vinyl chloride (PVC based roll goods), originating in or imported from Germany, India, Thailand and the Netherlands. The Board, however, excluded most of the products not manufactured in the SACU from these anti-dumping duties, by way of thickness.

APPLICATION

4. On 1 April 2003, an application for rebate of the anti-dumping duty on PVC based roll goods, classifiable under tariff subheading 3920.40, used in the manufacture of lampshades, was received from Wire World (Pty) Ltd, the largest

SACU manufacturer of lampshades. In its application, Wire World supplied a letter from the only SACU manufacturer of PVC based rolled goods, Renolit Ltd, to confirm that the specific product, imported by it, is not manufactured in the SACU. The product is presently imported from Leuchtzubehor & Lampenchirmmaterial, Germany.

5. An application was also received from Cowie Trading (Pty) Ltd for the rebate of the anti-dumping duty on the imports of PVC based printed rolls which are cut and used as table-cloths. The rolls are imported under tariff subheading 3920.4 from Apex Textiles, Thailand. Cowie Trading also supplied a letter in which Renolit stated that it does not manufacture this product.

TARIFF CLASSIFICATION AND DUTIES APPLICABLE

6. Plates, sheets, film, foil, tape and strip, of polymers of vinyl chloride (PVC based roll goods) are classifiable under tariff subheading 3920.40, and are subject to the following anti-dumping duties:

Tariff Heading	Code	Description.	Imported from or originating in	Rate of anti-dumping duty
3920.40	01.05	Plates sheets, film, foil, tape and strip of polymers of vinyl chloride, non cellular non cellular and not reinforced, laminated or similarly combined with other materials, of a thickness of 0,07 or more but not exceeding 1mm, which can, without fracturing, be bent mutually around a cylinder of a diameter of 18 cm, at a temperature between 15°C and 30°C	India	157%
3920.40	02.05	Plates sheets, film, foil, tape and strip of polymers of vinyl chloride, non cellular non cellular and not reinforced, laminated	Netherlands	2.3%

		or similarly combined with other materials, of a thickness of 0,07 or more but not exceeding 1mm, which can, without fracturing, be bent mutually around a cylinder of a diameter of 18 cm, at a temperature between 15°C and 30°C imported from Solvay Draka BV		
3920.4	3.05	Plates sheets, film, foil, tape and strip of polymers of vinyl chloride, non cellular non cellular and not reinforced, laminated or similarly combined with other materials, of a thickness of 0,07 or more but not exceeding 1mm, which can, without fracturing, be bent mutually around a cylinder of a diameter of 18 cm, at a temperature between 15°C and 30°C (excluding that imported from Solvay Draka BV)	Netherlands	56,9%
3920.4	4.05	Plates sheets, film, foil, tape and strip of polymers of vinyl chloride, non cellular and not reinforced, laminated or similarly combined with other materials, of a thickness of 0,07 or more but not exceeding 1mm, which can, without fracturing, be bent mutually around a cylinder of a diameter of 18 cm, at a temperature between 15°C and 30°C, imported from CCPC Decorative Products (Pty) Ltd	Thailand	6,9%
3920.4	5.05	Plates sheets, film, foil, tape and strip of polymers of vinyl chloride, non cellular and not reinforced, laminated or similarly combined with other materials, of a thickness of 0,07 or more but not exceeding 1mm, which can, without fracturing, be bent mutually around a cylinder of a diameter of 18 cm, at a temperature between 15° C and 30° C (excluding that imported from CCPC Decorative Products (Pty) Ltd)	Thailand	54,9%
3920.4	6.05	Other plates sheets, film, foil, tape and strip of polymers of vinyl chloride, non cellular and not reinforced, laminated or similarly combined with other materials, of a thickness of 0,07 or more but not exceeding 1mm, which can, without fracturing, be bent mutually around a cylinder of a diameter of 18 cm, at a temperature between 15° C and 30°C	Germany	24%

CONSIDERATION

7. The Customs and Excise Act 91 of 1964, Chapter 1, defines “customs duty” as, “any duty leviable under Schedule No.1 or No 2 on goods imported into the Republic.”. Anti-dumping duties are covered under Schedule 2 of the Customs and Excise Act. Provision for rebate of the duty is created in Schedule 3 of the Customs and Excise Act.
8. On the 23 April 2003 the Board, after deliberation and taking all the facts into consideration, decided to recommend to the Minister of Trade and Industry that provisions for rebate of the full anti-dumping duties on PVC based roll goods, for the manufacture of lampshades and table-cloths, be created on the basis that these products are not manufactured in the SACU.

RECOMMENDATION

9. The Board decided to recommend to the Minister of Trade and Industry that provisions for rebate of the full anti-dumping duties on plates, sheets, film, foil and strip of polymers of vinyl chloride, classifiable under tariff subheadings 3920.40, for the manufacture of lampshades and table-cloths be created in Schedule 3 to the Customs and Excise Act, 1964.