

NOTICE 1098 OF 2005
INTERNATIONAL TRADE ADMINISTRATION COMMISSION
OF SOUTH AFRICA

REVIEW OF THE POLICY ON DAIRY PRODUCTS IMPORTED IN TERMS OF
REBATE ITEM 470.03

The International Trade Administration Commission of South Africa (ITAC) has a policy not to issue duty rebate **permits** in terms of the provisions of item **470.03** on dairy products. The policy was implemented on the basis of strong evidence that **imports** in terms of item **470.03** were utilized in a way which disrupted the interaction of supply and demand on the domestic market and due to problems experienced with respect to **the** control of **permits**.

Exporters *can* claim a drawback of the duty on dairy products imported for use in the manufacture, processing, finishing, equipment or packing of products exported.

Woodlands **Dairy**, Humansdorp, has applied for the withdrawal of **this** policy, which will allow **470.03** rebate **permits** to be issued in respect of applications for *dairy* products. The applicant indicated that that the system is long winded, generates cash **flow** problems, major currency risk which only makes SA *dairy* products less competitive in the export market and can only be seen **as** discriminatory when compared to other industries.

Comments should be submitted to the Chief Commissioner, ITAC, Private Bag **X753**, **Pretoria, 0001**, within six weeks of the date of **this** notice.

[ITAC Ref T5/2/4/1, **Ms.** R Theart, Tel: **(012) 394 3674** Fax: **(012) 394 4674** Email: rtheart@itac.org.za]

CONFIDENTIAL INFORMATION

Please note that **i** 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 following rules are strictly applicable and parties must indicate:

- o** where confidential information **has** been omitted and the nature **of** such information;
- o** A **summary of** the confidential information which permits a reasonable understanding of the substance **of** the confidential information; and
- a** 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 indicated to be confidential and filed together with a non-confidential version, will be made available to other interested parties.

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.