

NOTICE 342 OF 2006

**INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF
SOUTH AFRICA****REBATE ITEM 460.11/60.00/01.04: USED OVERCOATS CLASSIFIABLE
UNDER TARIFF SUBHEADING 6309.00.13****1. PURPOSE**

To invite new importers of used overcoats to submit applications for 2006. **It's crucial that new importers demonstrate Black Economic Empowerment credentials.**

2. GUIDELINES

It is imperative that new importers familiarise themselves with attached interim guidelines before applying for permit.

3. APPLICATION FORMS/QUESTIONNAIRE

Questionnaire is attached as **Annexure A**.

Completed questionnaire should be submitted to the Chief Commissioner, ITAC, Private Bag X753, Pretoria, 0001, within four weeks of the date of this notice. **Please Note: This will be once off application for 2006. No applications will be considered after this period.**

Enquires: Z Ntsangani, Tel (012) 394 3662, Fax (012) 394 4662 or e-mail: zntsangani@itac.org.za and C Grobbelaar, Tel (012) 394 3672, Fax (012) 3944672 or e-mail: cgrobbelaar@itac.org.za



International Trade Administration Commission of South Africa

**INTERIM GUIDELINES FOR NEW IMPORTERS REGARDING APPLICATIONS
FOR PERMITS IN TERMS OF THE PROVISION UNDER REBATE ITEM
460.11/60.00/01.01 FOR REBATE OF THE DUTY ON USED OVERCOATS**

I. GENERAL INFORMATION

- 1.1 Applications for permits must be addressed to the International Trade Administration Commission, Private Bag X 753, Pretoria or delivered by hand to the DTI Campus, (Block E) 77 Meintjies Street, Sunnyside, Pretoria, 0002.
- 1.2 Applications for permits must be submitted according to the requirements of the attached application form (**See Annexure A**). If the space provided in the application form is insufficient, please use the format of the application form to submit the requested information.
- 1.3 If all the information requested in the application form is not submitted, the application will not be considered, and the applicant will be notified of the deficiencies in the application.
- 1.4 Used overcoats are subject to Import Control Regulations and Import Control permits will be issued in cases where rebate permits are issued.
- 1.5 Each rebate permit issued defines the period during which the goods concerned can be cleared with rebate using the permit, and the period shall be for a calendar year, starting from the date on which the permit was issued, or as decided upon by the International Trade Administration Commission (ITAC).

1.7 Permits will be issued once a year.

2. CONDITIONS OF THE PERMIT

2.1 Rebate permits and import control permits issued will be subject to the following conditions:

2.1.1 The applicant must not have business relationship with the permit holders or users of rebate item 460.11/60.00/01.01.

2.1.2 If the applicant is a company or close corporation the applicant must submit certified copies of company registration.

2.1.3 If the applicant is a partner, subsidiary of another company, or close corporation the names of business partners, members, or directors must be submitted.

2.1.4 **The** applicant must demonstrate Black Economic Empowerment credentials.

2.1.5 Rebate permits and import control permits may not be transferred in any manner by the holder thereof, to any other person, or **be used** to the benefit of any person, not named in the permits.

2.1.6 The applicant must have his own warehouse, which must be separate from any other business activities, and if possible it must be located **on** the applicants registered premises. Should the warehouse be located on another premises details should **be** provided on the location of the warehouse.

2.1.7 The Senior Manager: Import and Export Control, and Tariff Investigations must be notified in writing by the permit holder of the date of the arrival of consignments of imported used coats at its premises, at least two weeks before the date of arrival. The contact details are as **follows**: Import and Export Control: Telephone number (012) 394 3590 and Fax number (012) 394 4590; Tariff Investigations: Telephone number (012) 394 3672 and Fax number (012) 394 4672.

Such notification shall specify:

- The permit number of the relevant rebate permit
- The port of entry where the goods concerned will be cleared
- The mass and f.o.b. value of the consignment

2.1.8 Containers may only be opened if an inspector from Import and Export Control Section of ITAC is present.

2.1.9 Records, as required by SARS, must be kept in respect of used coats cleared with rebate of the duty.

2.1.10 Records of any used coats obtained from SACU should be kept and must be made available during inspection or when requested by ITAC. These records will be invoices, which will clearly show:

- The name, postal address, e-mail address and telephone number of the firm or person from whom the used overcoats was purchased.
- The date of the purchase.
- The mass (kg) and sales value (R) of the used overcoats.

2.1.11 Bill of entry for import, commercial invoice, and bill of lading must be kept. These records must provide a clear documentation trail from the point of order to the actual receiving of the goods.

2.1.12 Records of all sold used coats must be kept and be made available during the inspection or when requested by ITAC.

2.1.13 All records stated above must be kept for at least five years and be made available for inspection and investigation purposes.

- 2.1.14 International Trade Administration Commission investigators may visit permit holders, or applicant to verify information, inspect, or investigate any matter that warrant investigation.
- 2.1.15 Non-compliance to any condition ~~of~~ this permit, can lead to withdrawal of the permit concerned and/or rejection of future applications for permits. Furthermore consignment could ~~be~~ seized ~~by~~ ITAC, and criminal charges instituted.



International Trade Administration Commission of South Africa

ANNEXURE A

**APPLICATION FOR A PERMIT IN TERMS OF REBATE ITEM
460.11/60.00/01.01**

CONFIDENTIAL INFORMATION

Please note that if 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:

- ❑ Where confidential information has been omitted and the nature of such information;
- ❑ A summary of the confidential information which permits a reasonable understanding of **the** substance of the confidential information; and
- ❑ In 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.

**INFORMATION REQUIRED IN SUPPORT OF AN
APPLICATION FOR A PERMIT IN TERMS OF REBATE ITEM
460.11/60.00/01.01**

1. Details of applicant:

- 1.1** Name:
- 1.2** Trading Name: (if different from above)
- 1.3** Form of enterprise:
- 1.4** Date of establishment:
- 1.5** Name of direct holding company if part of a group
- 1.6** Street address:
.....
.....
- 1.7** If the warehouse is not in the same premises please give
details (Street address):
.....
- 1.8** Postal address:
.....
.....
- 1.9** Telephone no:
- 1.10** E-mail address:
- 1.11** Name of contact person:
- 1.12** Customs and Excise code number

2. Details of product in respect of which a rebate permit is required:

2.1 Quantity in kg:

2.2 F.o.b. Value in R:

2.3 Country of origin:

2.4 Planned date of import or period during which it is planned
to import:

2.5 Port of entry:

3. Submit certified copies of company registration.

4. Submit the names of business partners, members or directors of your company.

5. Complete the following declaration:

DECLARATION IN RESPECT OF AN APPLICATION FOR A PERMIT IN
TERMS OF REBATE PROVISION 460.11/60.00/01/01 OF SCHEDULE 4 TO
THE CUSTOMS **AND** EXCISE ACT, 1964

NB: The obligation to complete and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the claimant

I, (full names)
with identity number, in my capacity as –
managing director/chief executive (in respect of a company) or senior member/

person with management responsibility (close corporation, partnership or individual) being duly authorized thereto

(Delete whichever is not applicable)

of

(hereinafter referred to as the applicant) hereby declare that –

- a) The applicant is not in any way business related to any holder or user of a rebate permit issued in terms of rebate permit item 460.11/60.00/01.01 or any new applicant in terms of this rebate item
- b) I have satisfied myself that the preparation of the application has been done in conformity with the interim guidelines and requirements in respect of the above-mentioned rebate provision, with which I have fully acquainted myself and to which I unconditionally agree to;
- c) I accept that the decision by the Chief Commissioner: International Trade Administration will be final and conclusive and that the said Chief Commissioner may at any time conduct or order that an investigation to verify information furnished in the application form, be conducted;
- d) The information furnished in this application is true and correct;
- e) The applicant, or any one **of** its associates, or related **party** is not subject of an investigation by either the South African Police, the Office for Serious Economic Offences, International Trade

Administration, or the Commissioner for Customs and Excise into previous claims or other related matters.

NAME : **DESIGNATION:**

SIGNATURE: **DATE AND YEAR:**

I CERTIFY THAT THE DEPONENT HAS ACKNOWLEDGED THAT HE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, AND THAT HE HAS **NO** OBJECTION TO TAKING THE PRESCRIBED OATH, **AND** THAT HE CONSIDERS THIS OATH TO BE BINDING ON HIS CONSCIENCE.

SIGNED and SWORN to before me **at** on thisDay of Year.

.....
COMMISSIONER OF OATHS

FULL NAMES:

CAPACITY:

BUSINESS ADDRESS:

.....

AREA: