

NOTICE 1041 OF 2006

**INTERNATIONAL TRADE ADMINISTRATION COMMISSION
OF SOUTH AFRICA****CUSTOMS TARIFF APPLICATIONS****LIST 10/2006**

The International Trade Administration Commission of South Africa (herein after referred to as ITAC or the Commission) has received the following applications concerning the Customs ~~Tariff~~ Any objection to or comment on these representations should be submitted to the Chief Commissioner, ITAC, Private Bag X753, Pretoria, 0001, within ~~six~~ weeks of the date of this notice. Attention is drawn to the fact that the rate of duty mentioned in the application is that requested by the applicant ~~and~~ that the Commission may, depending on its findings, recommend a lower or higher rate of duty.

CONFIDENTIAL INFORMATION

The submission of confidential information to the Commission in connection with customs tariff applications is governed by section 3 of the Tariff Investigations Regulations, which regulations can be found on ITAC's website at <http://www.itac.org.za/documents/R.397.pdf>.

These regulations require 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 regulations are strictly applicable and require parties to indicate:

- Each instance where confidential information has been omitted and the reasons for confidentiality;*
- A summary of the confidential information which permits other interested parties a reasonable understanding of the substance of the confidential*

information; and

- *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 clearly indicated to be confidential, will be made available to other interested parties. The Commission will disregard any information indicated to be confidential that is not accompanied by a proper non-confidential summary or the aforementioned reasons.

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.

REBATE OF THE DUTY ON:

1. "Sodium hydroxide (caustic soda) of tariff subheading 2815.1 for the manufacture of soaps and organic surface-active products and preparations, in the form of bars, cakes, moulded pieces or shapes classifiable under tariff subheading 3401.1"

Ref: 47/2005 Enquiries: Mr Nkulana Phenya, Tel: (012) 394 3677 Fax: (012) 394 4677 Email: jphenya@itac.org.za

Applicant

Unilever South Africa Home and Personal Care (Pty) Ltd
P O Box 1396
UMHLANGA ROCKS
4320

Reason for the application: The applicant stated that there is a shortage of Membrane cell grade of Caustic soda in the SACU.

2. “Goods of any description for use in construction of the infrastructure known as the Gautrain Rapid Rail Link, at such times and in such quantities as the International Trade Administration Commission may allow by specific permit”

For example:

The following is the list of materials, components and equipment that will be used for the construction and development of the Gautrain:

(Coaches related equipment, Brakes, Couplers, Under-frame, Aluminium conductor bay for centenary, Track laying, tamping, rail machines, Maintenance vehicles, the dynamic track stabilizer, the maintenance of the switches and crossings and the ballast regulator, Automatic fare collection, i.e. fare gates, bus card processors, card validator, ticket office machine, Telecoms telephone systems being receptionist console, control room phone, admin phone and emergency phone, Depot equipment, ~~Parts~~ of a power supply substation, Coaches related equipment being the under frame, roof, body sides, doors, seats, cabs, Telecoms telephone system, signalling and radio equipment, Supervision control and data acquisition, control room, public address and passenger information system, Materials: steel under various forms, cement, Mechanical and Electrical: transformer and switchboards, panel board, power generator, power supply, cables electrical, LV equipment (lights, switches, cable trays, cabling), external lighting, burglar or fire alarms and networks, pipes, heating, ventilation in tunnel, pumps, plumbing, fire doors, emergency vehicles, fans, Television circuit and associated equipment, Earthwork plant: dumpers, loaders, bulldozers, excavators, crushers, grader, compactor, Tunnel and station plant: tunnel boring machine, associated wagons, locomotives, conveyor, water pumping and treatment, air production, compressor, mobile cranes, jumbos, gantry cranes, tower cranes, telescopic boom lifts, generators, compressors, concrete pump, group fabrication plant, power production robots, Viaducts plants: bridge crane, hydraulic motor, gantry crane, segment loader)

[ITAC reference: T/5/2/18/1(02) Enquiries Mr. D.L. Smith/Miss V. Zita, Tel: 012 394-3684/ 3740, Fax: 012 394 05 16/4740, Email: dsmith@itac.org.za/
vzita@itac.org.za]

Applicant:

Bombela (**Pty**) Ltd,
211 Fox Street,
JOHANNESBURG
2001

Reason for application: "Some of the products applied for are not manufactured within SACU".

GENERAL:

- (a) Amendment of the descriptions of tariff subheading 9801.00.45, 9801.00.50 and 9801.00.55 to read as follows:

9801.00.45: For motor vehicles for the transport of goods of heading 87.04, of a vehicle mass exceeding 2 000 kg and a G.V.M. exceeding 3 500 kg, or of a mass exceeding 1 600 kg and of a G.V.M. exceeding 3 500 kg per chassis fitted with a cab (excluding dumpers designed for off highway use, dumpers with articulated chassis with a GVM exceeding 5 tonnes, shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks)

9801.00.55 For chassis fitted with engines of heading 87.06, of a mass exceeding 1 600 kg and a G.V.M. exceeding 3 500 kg (excluding those for dumpers designed for ~~off~~ highway use, dumpers with articulated chassis with a GVM exceeding 5 tonnes, shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks)

- (b) Amendment of rebate item 3 17.02:

- (i) Amendment of 317.02/00.00/05.00:

Goods of any description (excluding two-wheeled tractors and trailers whether **or** not presented together and excluding chassis fitted with engines) for the manufacture of dumpers of subheading 8704.10.

- (ii) By the creation of a rebate provision for:

Goods of any description (excluding two wheeled tractors and trailers whether **or** not presented together and excluding chassis fitted with engines) for the manufacture of dumpers with articulated chassis of a GVM exceeding 5 tonnes of tariff subheadings 8704.22.90 and 8704.23.90.

(c) Amendment of Note 1 to rebate item 317.07 to read **as** follows:

1. "Heavy vehicles: means –

- (a) road tractors for semi-trailers of subheading 8701.20 of a vehicle mass exceeding 1 600 kg;
- (b) motor vehicles for the transport of ten or more persons, including the driver, of heading 87.02, of a vehicle mass exceeding 2 000 kg (excluding those of subheading 8702.10.10);
- (c) motor vehicles for the transport of goods of heading 87.04, of a vehicle mass exceeding 2 000 kg and a G.V.M. exceeding 3 500 kg, or of a mass exceeding 1 600 kg and of a G.V.M. exceeding 3 500 kg per chassis fitted with a cab (excluding dumpers designed for off highway use, dumpers with articulated chassis of a GVM exceeding 5 tonnes, shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks); and
- (d) chassis fitted with engines of heading 87.06, of a mass exceeding 1 600 kg and a G.V.M. exceeding 3 500 kg (excluding those for dumpers designed for off highway use, dumpers with articulated chassis of a GVM exceeding 5 tonnes, shuttle cars and low construction flame-proof vehicles, for use in underground mines and off-the-road logging trucks).

(d) Amendment of the description of item 460.17/87.04/0 **1.04** to read **as** follows:

- 460.17/87.04/01.04: Motor vehicles for the transport of goods (excluding motor vehicles of subheading 8704.10 and dumpers with articulated chassis ~~of~~ a GVM exceeding 5 tonnes)
- 460.17/87.06/01.04: Chassis fitted with engines for motor vehicles of headings 87.01 to 87.05 (excluding those for vehicles of heading 8704.10 and those for dumpers with articulated chassis of a **GVM** exceeding 5 tonnes)

(e) Amendment of the description of item 537.00/87.04/01.04 to read as follows:

- 537.00/87.04/01.04 Motor vehicles for the transport ~~of~~ goods (excluding motor vehicles of subheading 8704.10 and dumpers with articulated chassis of a GVM exceeding 5 tonnes)
- 537.00/87.06/01.06: Chassis fitted with engines for motor vehicles of headings 87.01 to 87.05 (excluding those for vehicles ~~of~~ heading 8704.10 and those for dumpers with articulated chassis of a **GVM** exceeding 5 tonnes)

Applicant:

The Department of Trade and Industry
Private Bag X84
PRETORIA
0001

(ITAC Ref:12/2006, investigating officer Mrs I Metz, tel 012 **394 3736**, fax 012 **394 4736** or imetz@itac.org.za)

(Note: The application is handled on an urgent basis. Comments should reach the Commission within four weeks of the date of the publication. **The** participation of articulated dumpers in the MIDP has impacted on South Africa's international trade obligations. The rebate provision for articulated dumpers will reduce the cost of manufacture of these vehicles to the industry and improve the competitiveness of the industry manufacturing articulated dumpers.)

LIST 9/2006 WAS PUBLISHED UNDER GENERAL NOTICE NO. 868 OF 7 JULY 2006.