

NOTICE 962 OF 2007**INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 5/2007**

The International Trade Administration Commission (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 CUSTOMS DUTY ON:

Partially orientated yarns (POY) of nylon or other polyamides, single, untwisted or with a twist not exceeding 50 turns per metre, classifiable under tariff subheading 5402.45 for the manufacture of textured yarn measuring per single yarn not more than 200 dtex classifiable under tariff subheading 5402.31.

APPLICANT

Proyarns (Pty) Ltd
Cnr Neil Hare and Josias Blanckenberg road
Atlantis
7349

[ITAC Ref. (14/2007), Enquiries Mr. C Grobbelaar, Tel (012) 394 3672 and fax: (012) 394 4672]

Reason for the application: The applicant stated that this yarn is not manufactured in South Africa.

GENERAL

Amendment of the description of rebate item 311.12 to read as follows:

311.12/52.08/01.04 Woven fabrics of cotton, containing 85% or more by mass of cotton, of a mass not exceeding 200g/m², for the manufacture of impregnated or coated textile fabrics in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit.

APPLICANT

Textile Federation of South Africa
P.O. Box 53

BRUMA
2026

[ITAC reference T5/2/11/9/1- 20/2007; Enquiries: Coert Grobbelaar tel: (012)394 3672; Fax: (012) 394 4672]

Reasons for the application:

The description of the rebate provision contributes to abuse by those importers that do not add value to the final product.

Textile manufacturers in South Africa are able to manufacture all products classifiable under tariff heading 52.08

There are users of the rebate item concerned and therefore the provision need to be maintained in the third Schedule of the Customs and Excise Act to ensure control by SARS.

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