

NOTICE 901 OF 2009**INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATION****LIST 6/2009**

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 comments on these representations should be submitted to the Chief Commissioner, ITAC, Private Bag X753, Pretoria, 0001, within 4 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.

1. REBATE OF THE FULL DUTY ON:

Dried or crushed or ground fruits of the genus Capsicum for extraction of oleoresins of a kind used in the food industry, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the Commission is satisfied that the subject fruits are not available in the SACU region.

APPLICANT

Papriex (Pty) Ltd
P O BOX 25028
Monument Park
Brits
0105

[File No: (69/2008) Ms. M Masithela, Tel: (012) 394 3682, fax no: (012) 394 4682, E-mail: mmasithela@itac.org.za]

REASON FOR THE APPLICATION

The applicant stated that sufficient quantities of the dried or crushed or ground fruits of the genus *Capsicum*, according to the required specifications, are not available in the SACU.

2. INCREASE IN THE RATE OF DUTY ON:

Certain articles of apparel as listed in the schedule below, from 40% *ad valorem* to 45% *ad valorem*:

	<u>HS TARIFF SUBHEADING</u>	<u>DESCRIPTION</u>	<u>CURRENT GENERAL (MFN) RATE OF DUTY</u>	<u>PROPOSED RATE OF DUTY</u>
	6103.3	Jackets and blazers:		
1.	6103.31	Of wool or fine animal hair	40%	45%
2.	6103.32	Of cotton	40%	45%
3.	6103.33	Of synthetic fibres	40%	45%
4.	6103.39	Of other textile materials	40%	45%
	6103.4	Trousers, bib and brace overalls, breeches and shorts:		
5.	6103.41	Of wool or fine animal hair	40%	45%
6.	6103.42	Of cotton	40%	45%
7.	6104.43	Of synthetic fibres	40%	45%
8.	6104.49	Of other textile materials	40%	45%
	6104.3	Jackets and blazers:		
9.	6104.31	Of wool or fine animal hair	40%	45%
10.	6104.32	Of cotton	40%	45%
11.	6104.33	Of synthetic fibres	40%	45%
12.	6104.39	Of other textile materials	40%	45%
	6104.4	Dresses:		
13.	6104.41	Of wool or fine animal hair	40%	45%
14.	6104.42	Of cotton	40%	45%

15.	6104.43	Of synthetic fibres	40%	45%
16.	6104.44	Of artificial fibres	40%	45%
17.	6104.49	Of other textile materials	40%	45%
	6104.5	Skirts and divided skirts:		
18.	6104.51	Of wool or fine animal hair	40%	45%
19.	6104.52	Of cotton	40%	45%
20.	6104.53	Of synthetic fibres	40%	45%
21.	6104.59	Of other textile materials	40%	45%
	<u>HS TARIFF SUBHEADING</u>	<u>DESCRIPTION</u>	<u>CURRENT GENERAL (MFN) RATE OF DUTY</u>	<u>PROPOSED RATE OF DUTY</u>
	6104.6	Trousers, bibs and brace overalls, breeches and shorts:		
22.	6104.61	Of wool or fine animal hair	40%	45%
23.	6104.62	Of cotton	40%	45%
24.	6104.63	Of synthetic fibres	40%	45%
25.	6104.69	Of other textile materials	40%	45%
	61.05	Men's or boys' shirts, knitted or crocheted:		
26.	6105.10	Of cotton	40%	45%
27.	6105.20	Of man-made fibres	40%	45%
28.	6105.90	Of other textile materials	40%	45%
	61.06	Women's or girls' blouses, shirts and shirt-blouses, knitted or crocheted:		
29.	6106.10	Of cotton	40%	45%
30.	6106.20	Of man-made fibres	40%	45%
31.	6106.90	Of other textile materials	40%	45%
	6107.1	Underpants and briefs:		
32.	6107.11	Of cotton	40%	45%
33.	6107.12	Of man-made fibres	40%	45%
34.	6107.19	Of other textile materials	40%	45%
	6108.2	Briefs and panties:		
35.	6108.21	Of cotton	40%	45%

36.	6108.22	Of man-made fibres	40%	45%
37.	6108.29	Of other textile materials	40%	45%
	61.09	T-shirts, singlets and other vests, knitted or crocheted:		
38.	6109.10	Of cotton	40%	45%
39.	6109.90	Of other textile materials	40%	45%
	<u>HS TARIFF SUBHEADING</u>	<u>DESCRIPTION</u>	<u>CURRENT GENERAL (MFN) RATE OF DUTY</u>	<u>PROPOSED RATE OF DUTY</u>
	61.10	Jerseys, pullovers, cardigans, waistcoats and similar articles, knitted or crocheted:		
	6110.1	Of wool or fine animal hair:		
40.	6110.11	Of wool	40%	45%
41.	6110.12	Of Kashmir (cashmere) goats	40%	45%
42.	6110.19	Other	40%	45%
43.	6110.20	Of cotton	40%	45%
44.	6110.30	Of man-made fibres	40%	45%
45.	6110.90	Of other textile materials	40%	45%
	61.11	Babies' garments and clothing accessories, knitted or crocheted:		
46.	6111.20	Of cotton	40%	45%
47.	6111.30	Of synthetic fibres	40%	45%
48.	6111.90	Of other textile materials	40%	45%
	6112.1	Track suits:		
49.	6112.11	Of cotton	40%	45%
50.	6112.12	Of synthetic fibres	40%	45%
51.	6112.19	Of other textile materials	40%	45%
	6115.2	Other panty hose and tights:		
52.	6115.21	Of synthetic fibres, measuring per single yarn less than 67 dtex	20%	45%

53.	6115.22	Of synthetic fibres, measuring per single yarn 67 dtex or more	20%	45%
54.	6115.29	Of other textile materials	20%	45%
	<u>HS TARIFF SUBHEADING</u>	<u>DESCRIPTION</u>	<u>CURRENT GENERAL (MFN) RATE OF DUTY</u>	<u>PROPOSED RATE OF DUTY</u>
	6115.9	Other:		
55.	6115.94	Of wool or fine animal hair	40%	45%
56.	6115.95	Of cotton	40%	45%
57.	6115.96	Of synthetic fibres	40%	45%
58.	6115.99	Of other textile materials	40%	45%
	6201.1	Overcoats, raincoats, car-coats, capes, cloaks and similar articles:		
59.	6201.11	Of wool or fine animal hair	40%	45%
60.	6201.12	Of cotton	40%	45%
61.	6201.13	Of man-made fibres	40%	45%
62.	6201.19	Of other textile materials	40%	45%
	6201.9	Other:		
63.	6201.91	Of wool or fine animal hair	40%	45%
64.	6201.92	Of cotton	40%	45%
65.	6201.93	Of man-made fibres	40%	45%
66.	6201.99	Of other textile materials	40%	45%
	6202.1	Overcoats, raincoats, car-coats, capes, cloaks and similar articles:		
67.	6202.11	Of wool or fine animal hair	40%	45%
68.	6202.12	Of cotton	40%	45%
69.	6202.13	Of man-made fibres	40%	45%

70.	6202.19	Of other textile materials	40%	45%
	6202.9	Other:		
71.	6202.91	Of wool or fine animal hair	40%	45%
72.	6202.92	Of cotton	40%	45%
73.	6202.93	Of man-made fibres	40%	45%
74.	6202.99	Of other textile materials	40%	45%
	<u>HS TARIFF SUBHEADING</u>	<u>DESCRIPTION</u>	<u>CURRENT GENERAL (MFN) RATE OF DUTY</u>	<u>PROPOSED RATE OF DUTY</u>
	6203.1	Suits:		
75.	6203.11	Of wool or fine animal hair	40%	45%
76.	6203.12	Of synthetic fibres	40%	45%
77.	6203.19	Of other textile materials	40%	45%
	6203.3	Jackets and blazers:		
78.	6203.31	Of wool or fine animal hair	40%	45%
79.	6203.32	Of cotton	40%	45%
80.	6203.33	Of synthetic fibres	40%	45%
81.	6203.39	Of other textile materials	40%	45%
	6203.4	Trousers, bib and brace overalls, breeches and shorts:		
82.	6203.41	Of wool or fine animal hair	40%	45%
83.	6203.42	Of cotton	40%	45%
84.	6203.43	Of synthetic fibres	40%	45%
85.	6203.49	Of other textile materials	40%	45%
	6204.1	Suits:		
86.	6204.11	Of wool or fine animal hair	40%	45%
87.	6204.12	Of cotton	40%	45%
88.	6204.13	Of synthetic fibres	40%	45%

89.	6204.19	Of other textile materials	40%	45%
	6204.3	Jackets and blazers:		
90.	6204.31	Of wool or fine animal hair	40%	45%
91.	6204.32	Of cotton	40%	45%
92.	6204.33	Of synthetic fibres	40%	45%
93.	6204.39	Of other textile materials	40%	45%
	6204.4	Dresses:		
94.	6204.41	Of wool or fine animal hair	40%	45%
95.	6204.42	Of cotton	40%	45%
96.	6204.43	Of synthetic fibres	40%	45%
97.	6204.44	Of artificial fibres	40%	45%
98.	6204.49	Of other textile materials	40%	45%
	<u>HS TARIFF SUBHEADING</u>	<u>DESCRIPTION</u>	<u>CURRENT GENERAL (MFN) RATE OF DUTY</u>	<u>PROPOSED RATE OF DUTY</u>
	6204.5	Skirts and divided skirts:		
99.	6204.51	Of wool or fine animal hair	40%	45%
100.	6204.52	Of cotton	40%	45%
101.	6204.53	Of synthetic fibres	40%	45%
102.	6204.59	Of other textile materials	40%	45%
	6204.6	Trousers, bib and brace overalls, breeches and shorts:		
103.	6204.61	Of wool or fine animal hair	40%	45%
104.	6204.62	Of cotton	40%	45%
105.	6204.63	Of synthetic fibres	40%	45%
106.	6204.69	Of other textile materials	40%	45%

	62.05	Men's or boys' shirts:		
107.	6205.20	Of cotton	40%	45%
108.	6205.30	Of man-made fibres	40%	45%
109.	6205.90	Of other textile materials	40%	45%
	62.06	Women's or girls' blouses, shirts and shirt-blouses:		
110.	6206.10	Of silk or silk waste	40%	45%
111.	6206.20	Of wool or fine animal hair	40%	45%
112.	6206.30	Of cotton	40%	45%
113.	6206.40	Of man-made fibres	40%	45%
114.	6206.90	Of other textile materials	40%	45%
	6207.1	Underpants and briefs:		
115.	6207.11	Of cotton	40%	45%
116.	6207.19	Of other textile materials	40%	45%
	62.09	Babies' garments and clothing accessories:		
117.	6209.20	Of cotton	40%	45%
118.	6209.30	Of synthetic fibres	40%	45%
119.	6209.90	Of other textile materials	40%	45%
	6211.3	Other garments, men's or boys':		
	6211.32	Of cotton		
120.	6211.32.90	Other	40%	45%
	6211.33	Of man-made fibres:		
121.	6211.33.90	Other	40%	45%
	6211.39	Of other textile materials:		
122.	6211.39.90	Other	40%	45%
	6211.4	Other garments, women's or girls':		

	6211.41	Of wool or fine animal hair:		
123.	6211.41.90	Other	40%	45%
	6211.42	Of cotton:		
124.	6211.42.90	Other	40%	45%
	6211.43	Of other man-made fibres:		
125.	6211.43.90	Other	40%	45%
	6211.49	Of other textile materials:		
126.	6211.49.90	Other	40%	45%
127.	6212.10	Brassières	40%	45%

APPLICANT

Southern African Clothing and Textile Workers' Union
 3rd Floor, Industria House
 350 Victoria Road

[File No: (04/2009) Mr. Mzukisi Skenjana, Tel: (012) 394 3675, fax no: (012) 394 4675, E-mail: mkenjana@itac.org.za]

REASON FOR THE APPLICATION

- A significant increase in imports has taken and is taking place and/or very high levels of imports continue to flow into South Africa in these 35 product categories;
- Market disruptions to the SACU industry, that have resulted in large-scale factory closures and retrenchments and the ensuing massive social hardship, have been so severe that increased protection, in the form of higher duties, is needed; and
- The industry needs increased protection to assist it in its extensive efforts to restructure.

LIST 5/2009 WAS PUBLISHED UNDER NOTICE 622 OF 29 MAY 2009.