

NOTICE 72 OF 2011**INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 02/2011**

The International Trade Administration Commission (herein after referred to as ITAC or the Commission) has received the following application concerning the Customs Tariff. Any objection to or comments on this representation should be submitted to the Chief Commissioner, ITAC, Private Bag X753, Pretoria, 0001. Attention is drawn to the fact that the rate of duty mentioned in this 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:

"Goods, entered for home consumption before 31 December 2012, in such times and conditions as the International Trade Administration Commission of South Africa may allow by specific permit, for the installation of fuel pipeline systems used by pipeline operators registered in the republic to distribute fuel".

APPLICANT:

Transnet Limited
P O BOX 72501
Parkview
Johannesburg
2122

ITAC reference: (42/2010); [Enquiries: Mr C. Sako Tel: (012) 394 3669;
Fax: 394 4669, E-MAIL: csako@itac.org.za]

REASONS FOR THE PUBLICATION:

Transnet has revised the schedule for the construction of the NMPP's 24-inch trunk line. The trunk will be completed during the third quarter of 2011 and will be operational by the last quarter of the same year.

The revised schedule has effectively moved the completion date for the construction of the New MultiProduct Pipeline to 31 December 2012 for most of the assets in the total pipeline system.

The delivery dates for the equipment and materials has now been amended to match the revised construction schedule and activities. As such, the revised schedule will now result in goods being imported beyond 31 December 2011.

Other factors which have had a significant impact include:

- i. Substantial delays in the acquisition of land and in obtaining the required statutory approvals such as environmental impact assessments;

- ii. Change of location for the coastal terminal and pump stations due to conditions imposed by Environmental Authorisations;
- iii. Complex and protracted coastal terminal land lease negotiations; and
- iv. National Key Points Act and security of supply requirements.

PUBLICATION PERIOD:

Representations should be submitted to the above address within **four (4) weeks** of the date of this notice.

LIST 01/2011 WAS PUBLISHED UNDER NOTICE 47 OF 28 JANUARY 2011