

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION**NOTICE 1295 OF 2022****INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 09/2022**

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 comment 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.

1. INCREASE IN THE GENERAL RATE OF CUSTOMS DUTY ON:

Rock drilling or earth boring tools, including parts thereof, classifiable under tariff subheadings 8207.13 and 8207.19, from free of duty and 15% *ad valorem* to the WTO bound of 20% *ad valorem*, as follows:

- An increase in the rate of customs duty on bits, classifiable under tariff subheading 8207.13.25, from 15% *ad valorem* to the WTO bound of 20% *ad valorem*;
- An increase in the rate of customs duty on parts of bits, classifiable under tariff subheading 8207.19.10, from 15% *ad valorem* to the WTO bound of 20% *ad valorem*;
- An increase in the rate of customs duty on “Other” tools, classifiable under tariff subheading 8207.13.90, from free of duty to the WTO bound of 20% *ad valorem*;
- An increase in the rate of customs duty on “Other” parts, classifiable under tariff subheading 8207.19.90, from free of duty to the WTO bound of 20% *ad valorem*;
- By way of creating an additional 8-digit tariff subheading for “Conical shaped cutter picks, with tungsten carbide”, classifiable under tariff subheading 8207.13.30, from free of duty to the WTO bound of 20% *ad valorem*; and
- By way of creating an additional 8-digit tariff subheading for “Conical shaped cutter picks, without tungsten carbide tips inserts”, classifiable under tariff subheading 8207.19.20, from free of duty to the WTO bound of 20% *ad valorem*.

APPLICANT:**Daltron Forge (Pty) Ltd**

52 Paul Smit Street

Anderbolt

BOKSBURG

1508

Enquiries: ITAC Ref: **06/2022**. Mr. Njabulo Mahlalela/ Mr. Pfarelo Phaswana. Tel: 012 394 3684/3628 or email nmahlalela@itac.org.za/pphaswana@itac.org.za.

REASONS FOR THE APPLICATION:

As reasons for the application, the applicant cited, amongst others, the following:

- The downstream steel industry has been under distress for some time, largely due to low priced import competition experienced from China and other Asian countries;
- An increase in duty on the subject product will not only be essential to substantially improve the domestic industry's price-competitive position in the face of fierce lower-priced competition from abroad, but it would go a long way in ensuring that current employment levels in the industry are retained; and
- Increasing the duty will assist in resolving the duty anomaly wherein the imported finished product carries no import duty whereas the imported steel raw material carries a 10% import duty.

PUBLICATION PERIOD:

Representations should be made within **four (4) weeks** of the date of notice.