

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 129 OF 2017

INTERNATIONAL TRADE ADMINISTRATION COMMISSION
CUSTOMS TARIFF APPLICATIONS

LIST 01/2017

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. Attention is drawn to the fact that the rate of duty mentioned in these applications 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. CREATION OF A REBATE PROVISION FOR:

“Motor cars and other motor vehicles principally designed for the transport of persons (excluding commercial vehicles or buses) including station wagons and racing cars classifiable under tariff subheading 87.03, which were manufactured 40 years prior to the date of importation or such motor cars of any age which is determined to be an International collector’s vehicle by the International Trade Administration Commission (ITAC) and subject to the issuing of an ITAC import permit (and subject to import control conditions) authorising the importation of the particular vehicle, under such conditions as ITAC may allow by specific rebate permit”

APPLICANT:

Franschhoek Motor Museum (Pty) Ltd

L’O Marans Estate
R45 Wine Route
Franchhoek
7690

Enquiries: ITAC Ref: 23/2016, Enquires: Ms. Pateka Busika, Ms. Mukeliwe Manyoni and/or Mr. Daniel Thwala, Tel: 012 394 3595/3676/5162 or alternatively email pbusika@itac.org.za / mmanyoni@itac.org.za / dthwala@itac.org.za.

REASONS FOR THE APPLICATION:

The applicant submitted *inter alia*, the following reasons for the application:

- I. The company conducts its museum on a global platform whereby it promotes to and attracts visitors from around the world;
- II. The company actively promotes its vintage and/or internationally collectible motor vehicles to the general public by restoring, maintaining and putting them on display and providing detailed technical and historical information on them and thereby promoting cultural awareness and creation of employment;
- III. The current customs duties on the subject product negatively impacts on the attempts to collect, safeguard and promote vintage and/or internationally collectible motor vehicles of significant historical and cultural value into South Africa as these duties add a substantial additional cost to the vehicle, decreasing the Museum’s buying power and making it uncompetitive; and
- IV. The motor vehicles are not imported for general automotive use and do not compete with the locally manufactured vehicles.

PUBLICATION PERIOD:

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

2. REDUCTION IN THE RATE OF CUSTOMS DUTY ON:

“Rack and pinion steering assemblies (excluding power-assisted types and those of subheading 8708.94.10) classifiable under tariff subheading 8708.94.20 from 20% ad valorem to free of duty”

APPLICANT:

Masterparts (Pty) Ltd
24 Warrington Road
Kenilworth
Cape Town

Enquiries: ITAC Ref: 21/2016, Enquires: Mr. Mashudu Lukhwareni/ Mr Daniel Thwala,
Tel: 012 394 3661/5162 or email mlukhwareni@itac.org.za/dthwala@itac.org.za.

REASONS FOR THE APPLICATION:

The applicant submitted, the following reason(s) for the application:

- I. There is no longer a local manufacturer of the subject products in the SACU region and the current duty only serves as an unnecessary cost raising effect.

PUBLICATION PERIOD:

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