

NOTICE 284 OF 2014**INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 03/2014**

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.

WITHDRAWAL OF THE APPLICATION FOR AN INCREASE IN THE RATE OF DUTY ON:

Roasted Chicory classifiable under tariff subheading 2101.30.10, from 9.2 cents per kilogram (ad valorem equivalent of 1.5%) to 37% ad valorem.

APPLICANT

Chicory South Africa Limited
P O Box 41
Alexandria
6185

[File: 17/2013 Enquiries: Ms Barbara Moeng, at Fax (012) 394 4677, email: bmoeng@itac.org.za]

THE FOLLOWING ARE EXTRACTS FROM THE APPLICANT'S REASONS FOR THE WITHDRAWAL:

"As stated in the application for an increase in the tariff on Roasted Chicory, almost 98% of Chicory SA's sales of the product concerned over the last two financial years were to only two customers...

Since the publication of the investigation in the Government Gazette on the 23 August 2013, significant pressure has been exerted by these companies, requesting Chicory SA to withdraw the said application. Unfortunately, to ensure the survival of the local industry, Chicory SA has no alternative but to request the withdrawal of the tariff application."

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