

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 943 OF 2016

INTERNATIONAL TRADE ADMINISTRATION COMMISSION
CUSTOMS TARIFF APPLICATIONS

LIST 09/2016

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.

CREATION OF A REBATE PROVISION FOR:

“Bangles, of base metal, whether or not plated with precious metal, classifiable in tariff subheading 7117.19, in an unfinished state, for the manufacture of imitation jewellery incorporating leather, classifiable in tariff subheading 7117.19”

APPLICANT:

Zawadi Gems and Curios CC

Units 3 and 4
Storage Park, Meubel Street
Industrial Area
Knysna

Enquiries: ITAC Ref: 15/2016, Enquires: Mr. Tshepiso Sejamoholo/ Mr Daniel Thwala, Tel: 012 394 1605/5162 or email tsejamoholo@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 cannot sell metal blanks as jewellery of any nature as they are incomplete. They are purely blank zinc components and should not be considered as jewellery in this state. The value added in the processing of this jewellery plus packaging is approximately 56 per cent and the value of the blanks amount to 44 per cent of the total production.
- II. The company currently employs four employees directly involved in the manufacturing and quality control process of the subject product with the possibility of more employment in the near future should the rebate be granted.
- III. Locally sourced materials such as ostrich leather, glues and other chemicals are used in the production of the final product.
- IV. The subject product cannot be made competitively in South Africa and must be imported.

PUBLICATION PERIOD:

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