

**NOTICE 109 OF 2014****INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 01/2014**

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.*

#### **INCREASE IN THE RATE OF CUSTOMS DUTY ON:**

Vitreous enamels classifiable under tariff subheading 3207.20 from free of duty to 10% ad valorem by creation of an additional 8-digit tariff subheading, as follows:

*“3207.20.XX--- Vitriifiable enamels and similar preparations  
3207.20.XX--- Vitriifiable glazes, engobes (slips) and similar preparations.”*

#### **APPLICANT:**

Ferro Industrial Products (Pty) Ltd  
1 Atomic Road  
Vulcania Industrial Sites  
Brakpan  
1541

[File: 38/2013, Enquiries: Ms. Barbara Moeng, Tel: (012) 394 3623, Fax: (012) 394 3623, E-mail: [bmoeng@itac.org.za](mailto:bmoeng@itac.org.za) or Ms. Amina Varachia, Tel: 012 394 3732, Fax: (012) 394 4732, E-mail: [avarachia@itac.org.za](mailto:avarachia@itac.org.za)]

#### **REASONS FOR THE APPLICATION:**

The applicant, among other, submitted the following reasons for the application:

- *The applicant is experiencing increasing competition from imports predominantly from Turkey. These imports land at prices far below the local prices and in some cases below international prices.*
- *The applicant is running at a real risk of industry closure, because of continuous loss in market share. As the applicant is the sole producer of vitreous enamels locally the market will be forced to import their enamel requirements*

#### **PUBLICATION PERIOD:**

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