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Contents

<i>No.</i>	<i>Gazette No.</i> <i>Page No.</i>
GENERAL NOTICES • ALGEMENE KENNISGEWINGS	
Trade, Industry and Competition, Department of/ Handel, Nywerheid en Kompetisie, Departement van	
8	International Trade Administration Commission: Customs Tariff Applications: List 01/2021 44075 3

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NOTICE 8 OF 2021

INTERNATIONAL TRADE ADMINISTRATION COMMISSION

CUSTOMS TARIFF APPLICATIONS

LIST 01/2021

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 comment 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.

**INCREASE IN THE RATE OF CUSTOMS DUTY ON PEANUT BUTTER,
CLASSIFIABLE UNDER TARIFF HEADING 2008.11.1**

APPLICANT:

RCL Foods Consumer Proprietary Limited
2 Desert Road
Homelake Ext
RANDFONTEIN
1759

Ref: 07/2020 **Enquiries:** Ms. Manini Masithela, at Tel: (012) 394-3682, Email: mmasithela@itac.org.za, Mr. J Mtimkulu, at Tel: (012) 394 3691, Email: jmtimkulu@itac.org.za or Mr Oatlotse Madito, at Tel: (012) 394-3692, Email: mmadito@itac.org.za.

REASONS AS STATED BY THE APPLICANT:

- Low cost imports of peanut butter are undercutting the prices of peanut butter produced in SACU and are placing the SACU industry in distress.
- These imports originate primarily from India. In addition, these imports adversely affect the SACU groundnut growers, whose farming production is reduced by a factor of 1.09:1 for each kilogram of imported peanut butter i.e. peanut butter imports serve to circumvent the existing tariff protection on raw peanut production.

PUBLICATION PERIOD:

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

- 1. AN INCREASE IN THE RATE OF CUSTOMS DUTY ON ROASTED
GROUNDNUTS, CLASSIFIABLE UNDER TARIFF HEADING 2008.11.20 AND
2008.11.90 FROM 0.99C/KG TO 20 PER CENT AD VALOREM.**

APPLICANT:

C. Steinweg Bridge (Pty) Ltd
1 Bridge Close
City Deep
JOHANNESBURG
Gauteng, South Africa

Ref: 12/2020 **Enquiries:** Ms. Khosi Mzinjana, at Tel: (012) 394-3664, Email: kmzinjana@itac.org.za, at Tel: (012) 394-3664, Email: Ms. Amina Varachia at Tel: (012) 394 3732, Email: avarachia@itac.org.za and Mr Oatthotse Madito, at Tel: (012) 394-3692, Email: omadito@itac.org.za.

REASONS AS STATED BY THE APPLICANT:

Low cost roasted groundnut imports are undercutting the prices of the like product produced in SACU, thus placing the SACU industry in distress. These imports originate primarily from Argentina, Brazil, and India. In addition, these imports adversely affect the SACU groundnut growers, whose farming production is reduced by a factor of 1:1,15 for each kilogram of imported roasted groundnuts i.e. a SACU peanut farmer loses 1 ton of production for every 850kg of roasted groundnuts imported. Roasted peanut imports thus effectively circumvent the existing tariff protection on raw peanut production.

PUBLICATION PERIOD:

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

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