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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION**NOTICE 608 OF 2020****INTERNATIONAL TRADE ADMINISTRATION COMMISSION****CUSTOMS TARIFF APPLICATIONS****LIST 10/2020**

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 comment 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 ON BOTH ORDINARY CUSTOMS AND

**SAFEGUARD DUTIES APPLICABLE ON CERTAIN HOT ROLLED COILS,
CLASSIFIABLE UNDER TARIFF SUBHEADINGS 7208.27, 7208.39 AND 7225.30, AS
FOLLOWS:**

- “Flat-rolled products of other non-alloy steel, of a width of 600 mm or more, in coils, not further worked than hot-rolled, pickled, of a thickness of 1.80 mm or more but less than 3 mm, classifiable in tariff subheading 7208.27, for use in the manufacture of products classifiable in tariff headings 7210.49, 7210.61, 7210.70 and 7210.90, by reducing the thickness to less than 1.8 mm through cold rolling (cold-reducing) of the imported products before coating them, in such quantities, at such times and subject to such quantities as the International Trade Administration Commission may allow by specific permit, provided the goods are not available in the SACU market;
- Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, in coils, not further worked than hot-rolled, of a thickness of 1.80 mm or more but less than 3 mm, classifiable in tariff subheading 7208.39, for use in the manufacture of products classifiable in tariff headings 7209.16, 7209.17 and 7209.18, by descaling and reducing the thickness to less than 1.8 mm through cold rolling (cold-reducing) of the imported products and thereafter putting it through an annealing and tempering process transforming the product from a yield strength of 500 Mpa to a yield strength not more than 280 Mpa, in such quantities, at such times and subject to such quantities as the International Trade Administration Commission may allow by specific permit, provided the goods are not available in the SACU market;
- Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, in coils, not further worked than hot-rolled, of a thickness of 1.80 mm or more but less than 3 mm, classifiable in tariff subheading 7208.39, for use in the manufacture of products classifiable in tariff headings 7210.49, 7210.61, 7210.70 and 7210.90, by descaling and reducing the thickness to less than 1.8 mm through cold rolling (cold-reducing) of the imported products before coating them, in such quantities, at such times and subject to such quantities as the International Trade Administration Commission may allow by specific permit, provided the goods are not available in the SACU market; and
- Flat-rolled products of other alloy steel, not further worked than hot-rolled, in coils, of a thickness of 1.80 mm or more but less than 3 mm, classifiable in tariff subheading 7225.30, for use in the manufacture of products classifiable in tariff subheading 7225.92, by descaling and reducing the thickness to less than 1.8 mm through cold rolling (cold-reducing) of the imported products before coating them, in such quantities, at such times and subject to such quantities as the International Trade Administration Commission may allow by specific permit, provided the goods are not available in the SACU market”.

APPLICANT:**Duferco Steel Processing (Pty) Ltd**

1 Potassium Street
Industrial Park
Saldanha.

Enquiries: ITAC Ref: **15/2020**, Enquires: Mr. Pfarelo Phaswana and/or Mr. Njabulo Mahlalela,

Tel: 012 394 3628/3684 or email: pphaswana@itac.org.za/nmahlalela@itac.org.za

REASONS FOR THE APPLICATION:

- The closure of AMSA's Saldanha Steel Works, which came into effect during the first quarter of 2020, presents a major threat to Duferco's future operations and economic stability. The only alternative source of supply is AMSA Vanderbijlpark, situated in Gauteng;
- When AMSA Vanderbijlpark is not able to fulfill the supply needs of the applicant, importing is the only alternative available; and
- In the event of the applicant having to import the raw material, the ordinary customs and safeguard duties will render such an alternative economically unviable, which will impact negatively on the applicant's efficiency and its competitiveness in the export market, resulting in job losses.

PUBLICATION PERIOD:

Written submissions must be received within **two (2) weeks** of the date of this notice.

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