



# New Zealand Gazette

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**CUSTOMS EDITION**

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WELLINGTON: TUESDAY, 24 MARCH 1998

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## **TARIFF CONCESSION NOTICES**

(INCLUDING OTHER NOTICES UNDER THE  
TARIFF ACT 1988 AND THE CUSTOMS AND EXCISE ACT 1996)

## TARIFF INDUSTRY ASSISTANCE (ADVERTISEMENT) NOTICE NO. 1998/10

Applications Advertised for Objection  
Closing Date for Objections 14th April 1998

- 1 Notice is hereby given that the following applications have been made in respect of the goods advertised in the Schedule to this notice. Any person wishing to lodge an objection should do so in writing, to the Ministry of Commerce, PO Box 1473, Wellington, Fax 0-4-474-2843 indicated by the reference number, before 14th April 1998. All submissions should include:
- the Tariff Industry Assistance (Advertisement) Notice number;
  - the Tariff item; and
  - Reference number.
- 2 All submissions from local manufacturers should include:
- the range of alternative goods made locally;
  - the grounds on which objection is made (including reasons why the local product is a suitable alternative);
  - present and potential output;
  - details of factory cost in terms of materials, labour, overheads, including the proportion of domestic and imported content.
- 3 All submissions objecting to a request for the withdrawal of a concession should include:
- reasons why the local product on which protection is sought is not a suitable alternative;
  - full technical details of the goods against which tariff protection is sought.
- 4 Where further information is required in order to make a submission an objector should contact the applicant in writing and refer a copy of the enquiry to the Ministry of Commerce quoting the details in paragraph 1 above.

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
3402.13.00	Liponox series of non-ionic surface active agents being ethoxylated nonyl and alkyl phenol non-ionic surfactants, viz: Uponox NC-10, NC-20, NG38, NC-50, NC-60, NC-70, NC-80, NC-86, NC-95, NC-100, NC-110, NC-120, NC-130, NC-140, NC-150, NC-200, NC-250, NC-300, NC-400, NC-400F, NC-500, NC-500F, NA-86-25, NA-95-25, NA-300-25, NA-350-70, BC-140, DC-150, OC-20, OC-30C, OC-100, OC-110, OC-220C	Chemcolour Industries (NZ) Ltd PO Box 100-145 North Shore Mail Centre AUCKLAND	99	996062H	A
4418.90.00) 7308.90.00)	Componentry for fully demountable, 45 degree multi tiered seating systems viz: subframes, safety barriers, steps, seating frames, bonded phenolic resin walkways	Event Seating Ltd C/- Hellmann International Forwarders Ltd PO Box 59220 Mangere Bridge AUCKLAND	99	996061K	A
56.03	<b>CURRENT APPROVAL:</b> Spun bonded polypropylene not exceeding 150 grams per square metre		99	601656B	V
56.03	<b>REQUESTED APPROVAL:</b> Spun bonded polypropylene	Du Pont New Zealand Limited C/- Schenker International Limited PO Box 73-012 AUCKLAND AIRPORT	99	996051B	V
5702.41.11	<b>CURRENT APPROVAL:</b> Shag pile flokati rugs not exceeding 7.2m <sup>2</sup> in area		99	993501A	V
5702.41.11) 5702.41.19)	<b>REQUESTED APPROVAL:</b> Shag pile flokati rugs not exceeding 7.2m <sup>2</sup> in area	Signature Rug & Cork Co C/- Bax Global NZ Ltd PO Box 97088 SOUTH AUCKLAND MAIL CENTRE	99	996048B	V
6002.93.09	Viscose/metallic fancy knit – 1600 metres only	Charles Parsons (NZ) Ltd PO Box 38 AUCKLAND	99	996052L	IM
7007.11.09) 7007.21.09)	Glass curved or flat for motor vehicles viz: Explorer windscreen Part No. F5727803100A Escort Ghia windscreen Part No. 95ABA03102FC Escort van windscreen Part No. 95VBA003102DB to DC	Ford Motor Company of NZ Ltd Private Bag 76 912 Manukau City AUCKLAND	99	996047D	A
7010.92.50) 7010.93.70)	Cubica 200ml bottles – 50,000 units Dessert 250ml bottles – 50,000 units STD – 375ml bottles – 50,000 units	Wild Appetite C/- A J Brown & Co Ltd PO Box 53-036 AUCKLAND AIRPORT	99	996053J	IM
7210.49.31	Hot dipped galvanised steel coil 0.55mm x 750mm, 0.55 x 915mm, 0.55 x 749mm or 0.55 x 914mm SGCD1 – ZSCX to JISG – 330294 drawing grade soft A grade quantity: 120 tonnes, 3/98 to 3/99	D J Agencies Ltd C/- PO Box 1167 AUCKLAND	99	996049L	IM
7308.90.00	Interlocking framework of a kind used for outdoor advertising, incorporating slide fasteners for attaching/detaching advertising panels	Omiographics Ltd C/- PO Box 53004 AUCKLAND AIRPORT	99	996063F	A

Tariff Industry Assistance (Advertisement) Notice No. 1998/10 – *continued*

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
8305.20.00	88/18 staples being 18mm galvanised staples with 11.9mm outside crown, 4/98 to 4/99	Jambro Ltd C/- PO Box 4118 AUCKLAND	99	996050D	IM
8509.80.19	Electronic lice comb	BJ's Distribution Ltd C/- Union Transport (NZ) Ltd PO Box 1296 AUCKLAND	99	996059H	A
9401.71.00) 9401.79.00)	Multiple tiered powered telescopic seating systems	Balsam Pacific Pty Ltd C/- Anglo Pacific International PO Box 14-107 CHRISTCHURCH	99	996059H	A
9401.79.00	45 degree, fully demountable, multi tiered corner seating units, with or without their sub frames	Event Seating Limited C/- Hellmann International Forwarders Ltd PO Box 59220 Mangere Bridge AUCKLAND	99	996060A	A

## \* Category of Application:

A	-	General Approval
CE	-	Capital Equipment
IM	-	Inputs to Manufacturing – Inability to Supply
IP	-	Inadequate Production
MS	-	Manufacturers' Samples
RUC	-	Revocation of Unused Concession
S	-	Shortfall
SS	-	Special Situation
V	-	Variation of Existing Concession
W	-	Withdrawal of Concession
+	-	Denotes amendment or addition

Dated at Wellington this 19th day of March 1998.

V.A. MANKS, Ministry of Commerce.

Tariff Act 1988

## TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 10) 1998

I, Vincent Anthony Manks, Executive Officer, Ministry of Commerce, acting pursuant to section 8 of the Tariff Act 1988 under delegated authority hereby:

- (a) In accordance with Part II of the Tariff approve in respect of the entry of goods listed in the First Schedule to this notice the rates of duty or exemptions from duty specified in that Schedule with effect from the first day of the month so specified; and
- (b) In accordance with Part II of the Tariff approve in respect of the entry of goods listed in the Second Schedule to this notice the exemptions from duty specified in that Schedule with effect from the first day of the month so specified subject however to such purposes and conditions which I prescribe; and
- (c) Withdraw with effect fourteen days from the date of this *Gazette*, or otherwise at the date so specified, the approvals granted in respect of the entry of goods listed in the Third Schedule to this notice; and
- (d) Decline to approve in respect of the goods listed in the Fourth Schedule to this notice concessions for which application was made.

**FIRST SCHEDULE**  
Concessions Approved

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
A 1901.90.09	Pellets, extruded, uncooked, of a predominantly flour based preparation, viz: multigrain pellet MGPO201	Free	Free	99	995672H	11/97	..
X 2201.90.09	Plastic laundry ball containing structured water	Free	Free	99	995297H	8/97	..
A 2918.90.01	Carboxylic acids, viz: 2-methyl-4-chlorophenoxyacetic acid (MCPA), 2, 4-dichlorophenoxyacetic acid (2,4-D), 2-methyl-4-chlorophenoxybutyric acid (MCPB); salts and esters of the foregoing	Free	Free	99	995900K	1/98	..
V 3402.11.00	Organic surface active agents, viz: Ufaryl DL85, DL90C, DL90CW, Ungerol LES 3-70, Ufacid K, Ungerol N 2-70	Free	Free	99	995901H	1/98	..
A 3402.13.00	Organic surface active agents, viz: Ufanon KDS	Free	Free	99	995898D	1/98	..
V 3907.91.09	Novolac vinyl ester resin (Derakane 470)	Free	Free	99	995888G	1/98	..
A 3909.50.09	Adiprene BL-16 liquid urethane prepolymer	Free	Free	99	995889E	1/98	..
X 3921.90.01)	Polyester draughting film	Free	Free	99	560715K	1/88	..
	3921.90.19)						
V 3924.90.09	Picture and similar frames of polyester resin, whether or not silver coated	Free	Free	99	994320L	11/96	6/98
A 4202.92.09	Mace holders of multilayered webbing material, being holsters designed for holding spray cans	Free	Free	99	995906J	12/97	..
A 4302.19.01	Iberian Peninsula merino or entrefino tanned lambskin, dyed or undyed, double faced, of a type used in the production of apparel	Free	Free	99	995665E	10/97	..
A 4602.90.09	Handmade 'paper straw' bags of plaited paper	Free	Free	99	995893C	1/98	..
X 5407.71.01	Polyethylene liner of a kind used in the manufacture of motor vehicle tyres	Free	Free	99	995866F	12/97	..
A 5702.10.00	Hand-woven "Schumacks" of natural fibres	Free	Free	99	995907G	1/98	..
X 6801.00.00	Flamed, split or rusticated natural stone setts, header strips, kerbstones, flagstones and porphyries	Free	Free	99	995641H	11/97	..
A 7007.11)	Ferrari automotive glass	Free	Free	99	995884D	12/97	..
	7007.21)						
X 7019.90.29)	Filters of reinforced glass fibre	Free	Free	99	908964A	1/88	..
	7020.00.19)						
V 7308.90.00	Roll threaded high tensile steel prestressed bars and end anchorage assemblies	Free	Free	99	995909C	1/98	..
X 8302.42.00	Gas assisted static pistons and accessories of a kind used for fold down beds	Free	Free	99	995814C	12/97	..
A 8419.89.09	Rotating auto-clave sterilizer with spare chamber liners, suited for use in the decontamination of quarantine waste	Free	Free	99	995859C	12/97	..
X 8425.42.29)	Hoists designed for raising vehicles no more than 410mm	Free	Free	99	995686H	12/97	..
	8425.49.29)						
A 8474.20.00	Concrete crushing system of a type used on thicknesses up to 500mm	Free	Free	99	995903D	1/98	..
A 8474.80.09	Cold isostatic press for moulding ceramics	Free	Free	99	995904B	1/98	..
A 8479.89.00)	Coin acceptance mechanism and front plate assembly, and parts	Free	Free	99	995902F	1/98	..
	8479.90.09)						
A 8516.79.19	Domestic wine cellars capable of controlling both temperature and humidity	Free	Free	99	995897F	1/98	..
X 85.44	Inductance conductor, of a type suitable for use in the manufacture of high voltage ignition cable, with or without spirally wound wire, capable of operating at 40KV and above	Free	Free	99	995337L	5/97	..
X 8544.20.00	Co-axial cable with power rating of 3500 RMS	Free	Free	99	982082F	3/90	..
A 8708.92	Ferrari exhaust systems	Free	Free	99	995886L	12/97	..
X 8716.80.09	Four wheeled cart with twin-sheet thermoformed body of high-density polyethylene, fully nestable, including swivel casters and webbed nylon doors, of a type suitable for laundry, warehouse or mail distribution centres	Free	Free	99	995703A	12/97	..
V Chapter 89	Spare and service parts of the following vessels (regardless of tariff classifications), excluding consumable items (e.g., those items which are not permanently fixed to or form part of the vessel. NB: where there is any doubt in this regard confirmation should be sought from the local Collector of Customs): Fast ferry Albayzin F.Vs. Amaltal Columbia, Amaltal Mariner, Amaltal Voyager, Amaltal Explorer, Amaltal Endeavour, Amaltal Atlantis F.V. Dorada F.V. Giljanes and Pacific Bounty F.V. Labrador, Aquila, Awior, Amarel, Rehua, Aoraki, Taimania F.V. Pacific Pride F.V. Sea Hunter F.V. Taharaki	Free	Free	99	995895K	1/98	..

## Tariff Concession Approvals, Withdrawals and Declines Notice No. 1998/10—continued

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
	Milburn Carrier II, M.V. Westport, Cement King, M.V. Golden Bay M.T. Kotuku, Kuaka, Taiko, Toanui Offshore support vessels engaged in the servicing of the oil exploration/ production industry Quickcat II Royal New Zealand Navy vessels Seaflyte Spirit of Freedom, Spirit of Competition, Spirit of Progress, Spirit of Vision						
A 9406.00.09	Universal enclosure being a walk in outside housing for cable TV equipment	Free	Free	99	995896H	1/98	..
A 9508.00.01	Carrousel 28 foot, fitted with animal and/or vehicles, suited for entertainment rides	Free	Free	99	995905L	11/97	..

## SECOND SCHEDULE

## Concession Approvals Subject to Prescribed Purposes and Conditions

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
IM 3909.10.09	35 metric tonnes beetle resin BE665	Free	Free	99	995892E	1/98	12/98
IM 4010.12.00	72 metres only heat resistant conveyor belt (HR-100 grade, M-edge) 1200mm x 3 ply (EP150) x 4 x 2mm	Free	Free	99	995890J	1/98	3/98
IM 4302.19.01	Lamb fur skin, entrefino, 6800 square feet	Free	Free	99	995820H	10/97	4/98
X 5111.30.08	Wool 60%, polyester 28%, elastane 2%, other 10% – 500m <sup>2</sup>	Free	Free	99	995880A	12/97	9/98
	5111.30.08 Wool 65%, polyester 25%, other 10% – 900m <sup>2</sup>						
	5111.30.08 Wool 80%, polyamide 20% – 750m <sup>2</sup>						
	5112.11.08 Wool 100% – 1000m <sup>2</sup>						
	5112.19.00 Wool 100% – 3000m <sup>2</sup>						
	5112.19.00 Wool 100% – 4500m <sup>2</sup>						
	5515.13.29 Trevira 55%, wool 45% – 1250m <sup>2</sup>						
IM 5112.30.08	Wool 50%, polyamide 48%, lycra 2% – 300m <sup>2</sup>	Free	Free	99	995984L	1/98	9/98
IM 6002.93	100% viscose fabric – 168m <sup>2</sup>	Free	Free	99	995908E	12/97	12/98
	100% polyamide fabric – 187m <sup>2</sup>						
IM 6002.93.09	Knitted fabric article 2703.O.F 66% acrylic, 21% polyester, 13% DF – 240 metres	Free	Free	99	995911E	12/97	12/98
X Chapter 84	Catalogued or identifiable parts of machinery for 350mw power station known as Taranaki Combined Cycle Power Plant (imported under parent concession 993422H Tariff chapters 39, 44, 68, 69, 73, 82, 84, 85, 87 and 90), regardless of tariff classification EXCLUDING: 1. Parts of general use 2. Any part which is the subject of a specific Determination of the Minister 3. Electric motors 4. Fans and blowers 5. Parts of machines approved for entry under Part II concessions 60, 70, 80, 81 6. Buckets, shovels and grabs and parts thereof 7. Hydraulic hoses with fittings attached 8. Articles of needleloom felt 9. Interchangeable tools, e.g., tool bits, saw blades, grinding wheels 10. Tyres and tubes 11. Electric accumulators 12. Electric filament or discharge lamps and tubes 13. Knives and cutting blades 14. Engines 15. Transmission shafts – flexible 16. Computer printer, typewriter, calculator, cash register and similar machine ribbons 17. Oil, air and fuel filters for internal combustion engines except those filters qualifying for Part II concession listed under Tariff Heading 84.21	Free	Free	99	996054G	12/96	..
CE 8419.89.09	Second hand vacuum cooler suited for the treatment of flowers and vegetables	Free	Free	99	995838L	12/97	3/98
SS 87.03	Mercedes Benz ambulance	Free	Free	99	995885B	12/97	5/98

## THIRD SCHEDULE

## Concession Approvals Withdrawn

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
3402.11.00	Organic ... DL80CW	..	..	..	989167G	..	..
3402.20.00	Plastic ... water	..	..	..	995297H	..	..
3907.30.09)	Novolac ... 470)	..	..	..	521535J	..	..
3909.30.09)							

## Tariff Concession Approvals, Withdrawals and Declines Notice No. 1998/10—continued

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
3921.69.09	Polyester ... film	..	..	..	560715K	..	..
3924.90.09	Picture ... coated	..	..	..	994320L	..	..
5111.30.08)	Wool 60% ..1250m2	..	..	..	995880A	..	..
5112.19.00)							
5515.13.29)							
5407.71.01	Polyethylene liner	..	..	..	995866F	..	..
6801.00.00	Flamed, ... porphyry's	..	..	..	995641H	..	..
7020.00.19	Filters ... fibre	..	..	..	908964A	..	..
7308.90.00	"Macalloy" ... VSL	..	..	..	929008H	..	..
8302.42.00	Gas ... beds	..	..	..	995814C	..	..
8425.42.29	Pneumatic ... 410mm	..	..	..	995686H	..	..
85.44	Inductance ... above	..	..	..	995337L	..	..
8716.80.19	Four ... centres	..	..	..	995703A	..	..
Chapter 89	Spare ... vision	..	..	..	995223D	..	..

## FOURTH SCHEDULE

## Applications for Concessions Declined

Tariff Item	Description of Goods	Ref. No.
3925.90.00	Wallboards of fibreglass reinforced polyester in sheets	995899B
6305.32.90	Flexible intermediate bulk containers	995917D
6505.90.00)	Headwear suitable for use by highland bands or groups viz: glengarries,	995910G
6506.99.00)	balmorals, and tam-o-shanters	
8433.90.05	Pull behind mower deck, with self contained 4 cycle engine, multi positioning hitch for offset mowing, 48" cutting width suitable for cutting stem thicknesses up to 1", height adjustable to 6.5", of a type used with all terrain vehicles	995821F

* Category of Approval:	A	—	General Approval
	CE	—	Capital Equipment
	GT	—	Goods in Transit
	IM	—	Inputs to Manufacturing — Inability to Supply
	IP	—	Inadequate Production
	MS	—	Manufacturers' Samples
	RUC	—	Revocation of Unused Concession
	S	—	Shortfall
	SS	—	Special Situation
	V	—	Variation of Existing Concession
X	—	Administrative Amendment	

## NOTE

The concessions approved subject to prescribed purposes and conditions as listed in the Second Schedule to this notice and declined applications for concessions as listed in the Fourth Schedule to this notice will not be published in the Consolidated List of Approvals.

Dated at Wellington this 19th day of March 1998.

V.A. MANKS, Ministry of Commerce

**AUSTRALIA-NEW ZEALAND CLOSER ECONOMIC RELATIONS TRADE AGREEMENT****RULES OF ORIGIN - DETERMINATION OF IMPORTED MATERIALS****NOTICE 1998/1**

In terms of Regulation 33(1)(b)(i) of the Customs and Excise Regulations 1996, "Goods Wholly Manufactured in Australia", the following materials have been determined:

**Yarn, nylon 6, polyamide continuous filament, untextured, yarn count NOT exceeding 167 decitex BUT excluding all synthetic and artificial monofilament yarn;**

**Yarn, nylon 6.6, polyamide continuous filament, untextured, yarn count NOT exceeding 167 decitex BUT excluding all synthetic and artificial monofilament yarn.**

This determination is effective from 4 March 1998.

Dated at Wellington this 17th day of March 1998

G.W. Ludlow  
Comptroller of Customs

**AUSTRALIA-NEW ZEALAND CLOSER ECONOMIC RELATIONS TRADE AGREEMENT****Application for the Approval of Goods as Determined****Imported Materials – Notice 1998/2**

Notice is hereby given that application has been made for the approval of the goods, described in the Schedule hereto, as determined import materials in accordance with the rules governing the origin of “wholly manufactured” goods.

Any person wishing to lodge an objection to New Zealand determining the goods described in the following schedule, should do so in writing on or before 14th April 1998. Submissions should include a reference to the application number, tariff item, and description of goods concerned, be addressed to the Regional Collector of Customs, Central Region, PO Box 2218, Wellington, for the attention of The National Tariff Advisory Unit, and be supported by information as to the quality, range, supply, etc., of the goods or suitable alternatives produced in New Zealand.

**SCHEDULE**

Application Number	Tariff Item	Goods
2.1	7307.23.01	Stainless steel elbows, buttweld, to ANSI B16.9
2.2	7304.49.09	Stainless steel tubes to UNS S32750

Dated at Wellington this 12th day of March 1998.

G.W. Ludlow  
**Comptroller of Customs**



## **CONCESSIONS FOR LOW VALUE APPAREL AND PARTS OF APPAREL WHICH ARE SUBJECT TO SPECIFIC TARIFFS**

The Minister of Commerce has agreed that a new category of concession be introduced to deal with the problem of the application of specific tariffs on exceptionally low value articles of apparel and the excessive duties which they consequently attract. The following policy has been approved.

In line with the thrust of Government's economic reforms and the associated tariff reduction programme, applications for tariff concessions will be considered for apparel items which are subject to alternative specific rates of duty where the goods are of such low value that the resultant duty payable is manifestly excessive.

The goods which will be considered under this concession category will be parts of apparel for use as manufacturing inputs or disposable articles of apparel classified in the plastics/textile apparel chapters of the Tariff. In all cases the goods must be identifiable as having an intrinsically low value for which the specific rate of duty was not designed. Each application will be considered on merit but applications will definitely not be accepted under this policy in respect of low value "wardrobe" type garments or complete articles which are not manufacturing inputs and which are designed [intended] to be worn more than once.

The goods will be those which have failed or are likely to fail to qualify for duty free entry under normal concession policy because there are suitable alternative products available from New Zealand manufacturers. (If there is no New Zealand manufacturer then a concession would be considered under normal Part II concession policy).

Should a concession be approved under the above policy, the concessionary rate of duty will be the alternative ad-valorem rate applicable to the tariff item under which the article is classified .

The tariff concession processing fee is payable and the applications will be advertised in the normal manner.

**CHANGE OF ADDRESS AND FAX NUMBER**

The Tariff Concession Unit is now located on the first floor of The Bowen State Building, Bowen Street, Wellington.

Please note that the fax number of the Unit is now 0-4-474 2843.

The Telephone number 0-4-472 0030 is unchanged.

## Commerce

### Dumping and Countervailing Duties Act 1988

#### Final Determination of Dumping Investigation: Canned Peaches From Greece

Pursuant to section 13 of the Dumping and Countervailing Duties Act 1988 ("the Act"), I hereby give notice that I have made a determination that, in relation to the importation or intended importation of the goods specified in the First Schedule to this notice, ("the subject goods")—

- (a) The subject goods are being dumped; and
- (b) By reason thereof material injury to the New Zealand canned peaches industry has been or is being caused.

Notice is also hereby given that, acting pursuant to subsections 14 (1) and 14 (4) of the Act, I have determined the amount of anti-dumping duty to be imposed on the subject goods to be the amount set out in the Second Schedule to this notice and detailed in the Third, Fourth and Fifth Schedules to this notice.

#### FIRST SCHEDULE

##### Goods Subject to Determination

##### Country of Origin

Greece.

##### Description of Goods

Peaches (halves, slices and pieces) packed in retail sized cans.

The goods are currently classified under Tariff Item and Statistical Key 2008.70.09 00L of the Tariff of New Zealand, which classification is provided for convenience and Customs purposes only, the written description being dispositive.

#### SECOND SCHEDULE

##### Amount of Anti-Dumping Duty

The amount of anti-dumping duty to be paid on demand in respect of each importation of canned peaches, imported or intended to be imported into New Zealand from Greece, shall be:

A. For subject goods from the suppliers and exporters listed in the Third Schedule to this notice, for which the Secretary of Commerce has established Normal Value (Value For Duty Equivalent)<sup>1</sup> amounts, the amount by which the Normal Value (Value For Duty Equivalent) amount exceeds the New Zealand Value For Duty of the goods when entered for home consumption.<sup>2</sup>

B. For subject goods from the suppliers and exporters listed in the Third Schedule to this notice, for which the Secretary of Commerce has not established a Normal Value (Value For Duty Equivalent) amount, the rate of duty represented by the weighted average dumping margin established from the Normal Value (Value For Duty Equivalent) amounts by the Secretary of Commerce for that supplier or exporter.<sup>2</sup>

C. For subject goods from the suppliers and exporters listed in the Fourth Schedule to this notice, a rate of duty of 0 percent *ad valorem*.

D. For all other subject goods, a rate of duty as set out in the Fifth Schedule to this notice, being the weighted average margin of dumping established by the Secretary of Commerce for those suppliers and exporters listed in the Third Schedule to this notice.<sup>3</sup>

#### THIRD SCHEDULE

##### List of Suppliers and Exporters

Suppliers and Exporters for which Normal Value (Value For Duty Equivalent) amounts, have been established for types of the subject goods, are:

Vermion Naoussa Food Processing Factory.

#### FOURTH SCHEDULE

##### List of Suppliers and Exporters

Suppliers and Exporters determined not to have been dumping:

Association of Co-operatives (AL.M.ME).

#### FIFTH SCHEDULE

##### Rate of duty for other suppliers

The rate of duty established for the type of goods in this category is:

17 percent *ad valorem*.

<sup>1</sup> The Normal Value (Value For Duty Equivalent) is the sum of the Normal Value established in the investigation, and any relevant adjustments made in accordance with section 4 (1) (a) of the Act in order to establish the export prices.

<sup>2</sup> The New Zealand Customs Service holds a confidential list of the Normal Value (Value For Duty Equivalent) amounts and weighted average dumping margins for importation purposes, for the suppliers and exporters listed in the Third Schedule to this notice.

Amended lists of Normal Value (Value For Duty Equivalent) amounts may be issued from time to time by the Secretary of Commerce.

<sup>3</sup> Suppliers and exporters for which Normal Value (Value For Duty Equivalent) amounts have not been established, may lodge a request, backed by the necessary supporting evidence, that Normal Value (Value For Duty Equivalent) amounts be established.

Similarly, the exporters and suppliers listed in the Third Schedule to this notice may request the establishment of additional Normal Value (Value For Duty Equivalent) amounts.

Dated at Wellington this 9th day of March 1998.

JOHN LUXTON, Minister of Commerce.

#### Note:

*Normal Value (Value For Duty Equivalent) amounts established by the Secretary of Commerce following the types of requests outlined in footnote<sup>3</sup> of the above notice, will be advised to exporters or suppliers concerned, and to the New Zealand Customs Service.*

*Public notice of the establishment of additional or updated Normal Value (Value For Duty Equivalent) amounts will be given as necessary by notice in the New Zealand Gazette.*

*A copy of the non-confidential version of the Final Report which contains details of the investigation and the conclusions reached, is available from the Manager, Trade Remedies Group, Ministry of Commerce, P.O. Box 1473, Wellington.*

**Final Determination of Dumping Investigation:  
Canned Peaches From South Africa, Amendment  
No. 2, Duty Reassessment**

Pursuant to section 14 of the Dumping and Countervailing Duties Act 1988 ("the Act"), the Minister of Commerce, having carried out a reassessment of the rate or amount of anti-dumping duty in respect of imports into New Zealand of canned peaches from South Africa and having determined a new rate or amount of anti-dumping duty applicable to those goods, gives the following notice.

**Notice**

**1. Title and commencement**—(1) This notice may be cited as the Final Determination of Dumping Investigation: Canned Peaches From South Africa, Amendment No. 2, and shall be read together with and deemed part of the notice entitled "Final Determination of Dumping Investigation: Canned Peaches From South Africa" dated 2 August 1996 and published in the *New Zealand Gazette* of 8 August 1996.

(2) The reassessed anti-dumping duty, set out in the Schedule to this notice, shall apply to imports of the goods specified in the said Schedule with effect from 25 March 1997 being the date of initiation of the reassessment of anti-dumping duty.

**2. Amendment to anti-dumping duty applicable**—The principal notice (as amended by the notice in the *New Zealand Gazette* of 9 January 1997 entitled "Final Determination of Dumping Investigation: Canned Peaches From South Africa, Amendment No. 1, Duty Reassessment" is hereby amended by omitting the Second Schedule and substituting the Schedule to this notice.

**"Schedule**

**SECOND SCHEDULE**

**Amount of Anti-dumping Duty**

The amount of anti-dumping duty to be paid on demand in respect of each importation of canned peaches, imported or intended to be imported into New Zealand from South Africa, shall be:

A. For can sizes and product types exported by Langeberg Foods International for which Normal Value (Value for Duty Equivalent) amounts have been established, the amount by which the Normal Value (Value for Duty Equivalent)<sup>1</sup> exceeds the free-on-board value (being the "customs value" as defined in section 2 (1) of the Customs & Excise Act 1996) of the goods when entered for home consumption.<sup>2</sup>

B. For any imports of subject goods from exporters other than Langeberg Foods International, the rate of duty shall be the weighted average margin of dumping established by the Minister of Commerce. The rate established for the type of goods in this category is 3 percent *ad valorem*.<sup>3</sup>

<sup>1</sup> The Normal Value (Value for Duty Equivalent) is the sum of the Normal Value established in the investigation, and any relevant adjustments made in accordance with section 4 (1) (a) of the Act in order to establish the export prices.

<sup>2</sup> The New Zealand Customs Service holds a confidential list of the Normal Value (Value for Duty Equivalent) amounts for importation purposes, for the subject goods from South Africa.

<sup>3</sup> Where Normal Value (Value for Duty Equivalent) amounts have not been established, a supplier may lodge a

request, backed by the necessary supporting evidence, that a Normal Value (Value for Duty Equivalent) be established."

Dated at Wellington this 9th day of March 1998.

JOHN LUXTON, Minister of Commerce.

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**Final Determination of Dumping Investigation:  
Canned Apricots From South Africa,  
Amendment No. 1, Duty Reassessment**

Pursuant to section 14 of the Dumping and Countervailing Duties Act 1988 ("the Act"), the Minister of Commerce, having carried out a reassessment of the rate or amount of anti-dumping duty in respect of imports into New Zealand of canned apricots from South Africa and having determined a new rate or amount of anti-dumping duty applicable to those goods, gives the following notice.

**Notice**

**1. Title and commencement**—(1) This notice may be cited as the Final Determination of Dumping Investigation: Canned Apricots From South Africa, Amendment No. 1, and shall be read together with and deemed part of the notice entitled "Final Determination of Dumping Investigation: Canned Apricots From South Africa" dated 16 October 1996 and published in the *New Zealand Gazette* of 24 October 1996 (hereinafter referred to as the principal notice).

(2) The reassessed anti-dumping duty, set out in the Schedule to this notice, shall apply to imports of the goods specified in the said Schedule with effect from 25 March 1997 being the date of initiation of the reassessment of anti-dumping duty.

**2. Amendment to anti-dumping duty applicable**—The principal notice is hereby amended by omitting the Second Schedule and substituting the Schedule to this notice.

**"Schedule**

**SECOND SCHEDULE**

**Amount of Anti-dumping Duty**

The amount of anti-dumping duty to be paid on demand in respect of each importation of canned apricots, imported or intended to be imported into New Zealand from South Africa, shall be:

A. For canned apricots supplied by Ashton Canning Company (Pty) Limited, Del Monte International Inc or Langeberg Foods Limited for which Normal Value (Value for Duty Equivalent)<sup>1</sup> amounts have been established, the amount by which the Normal Value (Value For Duty Equivalent) amount exceeds New Zealand Value For Duty of the goods when entered for home consumption.<sup>2</sup>

B. For canned apricots supplied by Ashton Canning Company (Pty) Limited, Del Monte International Inc or Langeberg Foods Limited for which Normal Value (Value for Duty Equivalent) amounts have not been established, a rate of duty of 0 percent *ad valorem*.

C. For any imports of subject goods from exporters other than Ashton Canning Company (Pty) Limited, Del Monte International Inc or Langeberg Foods International Inc, the rate of duty shall be the weighted average margin of dumping previously established by the Minister of Commerce. The rate established for goods in this category is 4 percent *ad valorem*.

Extract from *New Zealand Gazette*, 19 March 1998, No. 42, pages 969–971

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<sup>1</sup> The Normal Value (Value for Duty Equivalent) is the sum of the Normal Value established in the investigation, and any relevant adjustments made in accordance with section 4 (1) (a) of the Act in order to establish the export prices.

<sup>2</sup> The New Zealand Customs Service holds a confidential list of the Normal Value (Value for Duty Equivalent)

amounts for importation purposes, for the subject goods from South Africa.”

Dated at Wellington this 9th day of March 1998.

JOHN LUXTON, Minister of Commerce.

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