



New Zealand Gazette

CUSTOMS EDITION

WELLINGTON: TUESDAY, 5 OCTOBER 1999

TARIFF CONCESSION NOTICES

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

TARIFF INDUSTRY ASSISTANCE (ADVERTISEMENT) NOTICE NO. 1999/37

Applications Advertised for Objection

Closing Date for Objections 26th October 1999

- 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 26th October 1999. 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.
3926.90.69	CURRENT APPROVAL: Automatic dry pet food dispenser		99	990478G	V
3926.90.69	REQUESTED APPROVAL: Automatic pet food dispenser	Brooklands Aquarium Ltd C/- Alpha Customs Services Ltd PO Box 360 NEW PLYMOUTH	99	997433E	V
6002.43.09	Knitted, spacemaster polyester yarn fabric, weight 197-230 gsm	Beyer Silks Ltd PO Box 37127 Parnell AUCKLAND	99	997438F	A
7010.93.70	Flint 200ml Borduno Ref 06761, quantity 150,000	Newpro Industries Ltd PO Box 21-197 Henderson AUCKLAND	99	997437H	IM
89.03	CURRENT APPROVAL: Marine motors (transported with, but not installed) for pleasurecraft, viz: stern drive motors complete, and outboard motors		99	996613H	V
89.03	REQUESTED APPROVAL: Marine motors (transported with, but not installed) for pleasurecraft	Kiwi Mura Leisure Ltd C/- 5A Holiday Road Milford AUCKLAND	99	997435A	V
9503.90.19	CURRENT APPROVAL: Plastic playtents		99	983370G	V
9503.90.19	REQUESTED APPROVAL: Plastic or nylon playtents	The Warehouse Limited C/- Bax Global (NZ) Limited PO Box 97088 SOUTH AUCKLAND MAIL CENTRE	99	997434C	V

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

Tariff Act 1988

TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 37) 1999

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.
- (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 6114.20.09)	Sleeveless type garments, with shoulder straps, having an underbust band and designed principally as undergarment wear, usually known as crop tops. This concession does not include brassieres of any type	each 35c	CA 35c less 7.5	99	997342H	7/99	..
6114.30.09)							
A 7324.90.00	Porcelain enamelled, steel shower trays	Free	Free	99	997367C	8/99	..
X 8302.20.00)	Component parts for castors over 500mm	Free	Free	99	996089K	3/98	..
X 8716.90.09)							
X 8529.10.19	Satellite dishes ranging from 40cm to 1.2 metres in diameter	Free	Free	99	994406A	12/96	..
X 9505.10.00	Christmas decorations, crackers and Christmas tree decorations, excluding tinsel, articles of tinsel, Zametta icicles, and artificial Christmas trees	Free	Free	99	996653G	9/98	..

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 5111.20.08	70% wool, 30% polyester – 1500m ²	Free	Free	99	997424F	8/99	8/00	
IM 60.01)	1. Ref: Punchaw 93%, polyamide, 7% elasthan – 300 metres 2. Ref: 5655/2032 63% polyester, 34% viscose, 3% elastane – 300 metres 3. Ref: Organza 100% polyamide – 150 metres 4. Ref: Particolare 87% polyamide, 13% elastomero – 260 metres 5. Ref: 3705-A 100% polyester – 3144 metres 6. Ref: 12037 100% polyester crushed crepe – 3012 metres 7. Ref: J2222 49% acrylic, 22% nylon, 29% wool – 1206 metres 8. Ref: 73132/1155 80% polyamide, 20% elastan – 1088 metres 9. Ref: 73132 80% polyamide, 20% elastan – 896 metres	Free	Free	99	997363L	6/99	6/00	
IM 60.02)								
IM 70.10		Glass bottles and jars viz:	Free	Free	99	997371A	3/99	3/00
		200ml clear oval bottle – 15,000						
		200ml clear round essence bottle – 20,000						
		215ml clear dressing bottle – 30,000						
		240ml clear round jar – 5,000						
		250ml clear hexagonal sauce – 120,000						
		250ml clear sauce bottle – 5,000						
	250ml clear tall square jar – 100,000							
	270ml clear round sauce bottle – 40,000							
	285ml clear honey bear jar – 1,000							
	370ml clear honey jar – 2,000							
	296ml one way bottle – 150,000							

THIRD SCHEDULE

Concession Approvals Withdrawn

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective		
		Normal	Pref.			From	To	
6114.20.01)	Sleeveless ... type	..	..	..	996415A	..	..
6114.20.09)								
6114.30.01)								
6114.30.09)	Component ... 500mm	..	..	..	996089K	..	..
8302.20.00								
8529.10.19		Reflector antennae	994406A
9505.10.00		Christmas ... trees	996653G

Tariff Concession Approvals, Withdrawals and Declines Notice No. 1999/37 – *continued*

FOURTH SCHEDULE
Applications for Concessions Declined

Tariff Item	Description of Goods	Ref. No.
2009.70.01)	Apple juice concentrate	997368A
2009.70.09)		
3926.10.90	Copy holders, plastic	997354A
6002.43.09	Knitted polyethylene bird netting	996903K

* 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 30th day of September 1999.

V.A. MANKS, Ministry of Commerce

Commerce

Dumping and Countervailing Duties Act 1988

Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 7 (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 anti-dumping duty in respect of imports into New Zealand of certain plasterboard from Thailand and having determined a new 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: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 7 (Duty Reassessment)", and shall be read together with and deemed part of the notice entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand" dated 21 December 1989 and published in the *Gazette* of 11 January 1990 (hereinafter referred to as the first principal notice), and of the notice entitled "Final Determination of Dumping Investigation: Certain Other Plasterboard from Thailand" dated 29 March 1996 and published in the *Gazette* of 4 April 1996 (hereinafter referred to as the second principal notice), and of the notice entitled "Final Determination of Dumping Investigation: 10 mm Plasterboard from Thailand" dated 23 July 1996 and published in the *Gazette* of 8 August 1996 (hereinafter referred to as the third principal notice).

(2) Pursuant to section 14(6) of the Act, the reassessed anti-dumping duty, set out in the Second Schedule to this notice, shall apply to imports of the goods specified in the First Schedule to the principal notice with effect from 25 August 1997, being the date of initiation of the duty reassessment. In accordance with section 14(10) of the Act, the Collector is required to refund the difference between the duty paid and any lower duty specified in the Second Schedule to this notice. Where there is a difference between the duty paid and any higher duty specified in the Second Schedule, there will be no liability for the payment of this difference.

2. Amendment to anti-dumping duty applicable—The first principal notice (as amended by the notice in the *Gazette* of 8 March 1990 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 1" and by the notice in the *Gazette* of 18 April 1991 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 2 (Duty Reassessment)", and by the notice in the *Gazette* of 11 May 1995 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 3 (Duty Reassessment)", and by the notice in the *Gazette* of 7 March 1996 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 4 (Duty Reassessment)", and by the notice in the *Gazette* of 4 July 1996 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 5 (Duty Reassessment)", and by the notice in the *Gazette* of 16 January 1997 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)") is hereby amended by omitting the Second Schedule and substituting the Schedule to this notice. The second principal notice (as amended by the notice in the *Gazette* of 4 July 1996

entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 5 (Duty Reassessment)", and by the notice in the *Gazette* of 16 January 1997 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)") is hereby amended by omitting the Second Schedule and substituting the Schedule to this notice. The third principal notice (as amended by the notice in the *Gazette* of 16 January 1997 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)") is hereby amended by omitting the Second Schedule and substituting the Schedule to this notice.

3. Consequential revocation—The notice entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)", and published in the *Gazette* of 16 January 1997, is hereby revoked.

Schedule

New Schedules to Principal Notices

Second Schedule

Amount of Anti-dumping Duty

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

- A. For subject goods from the suppliers and exporters listed in the Third Schedule to this notice, the amount per square metre by which the weighted average Normal Value Equivalent amount¹ exceeds the Thai producer value.²
- B. For all other suppliers of subject goods, the rate of duty set out in the Fourth Schedule to this notice.³

Third Schedule

List of Thai Producers

Thai producers, being suppliers and exporters, for which Normal Value Equivalent amounts have been established for the subject goods, are:

SCT Co Ltd

Thai Gypsum Products Public Company Limited

Fourth Schedule

Rate of duty for other suppliers

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

99 percent ad valorem of the Thai Producer Value.

¹ The New Zealand Customs Service holds a confidential list of the weighted average Normal Value Equivalent amounts, established for the suppliers and exporters listed in the Third Schedule to this notice.

² The Thai producer value of the goods is the price when sold at arm's length by the Thai producer on an FOB basis, exclusive of any costs, charges, and expenses incurred in preparing the goods for shipment to New Zealand that are additional to those costs, charges, and expenses generally incurred on sales for home consumption, and any costs, charges and expenses resulting from the exportation of the goods, or arising after their shipment from the country of export.

³ Suppliers and exporters for which Normal Value Equivalent amounts have not been established, may lodge a request for a reassessment, backed by the necessary supporting evidence, that Normal Value Equivalent amounts be established.

Dated at Wellington this 23rd day of September 1999.

MAX BRADFORD, Minister for Enterprise and Commerce.

Note:

Where an interested party considers that there has been a change in relevant values of the factors used in calculating Normal Value Equivalents, an application may be made for a reassessment. If the reassessment establishes that the anti-

dumping duties paid exceeded the margin of dumping, then refunds of the additional amount of duty paid may be made.

Public notice of the establishment of additional or updated weighted average Normal Value 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 Trade Remedies Group, Competition and Enterprise Branch, Ministry of Commerce, P.O. Box 1473, Wellington.

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