



New Zealand Gazette

CUSTOMS EDITION

WELLINGTON: TUESDAY, 13 JANUARY 2004

TARIFF CONCESSION NOTICES

(INCLUDING OTHER NOTICES UNDER THE
TARIFF ACT 1988, THE DUMPING AND COUNTERVAILING DUTIES ACT 1988
AND THE CUSTOMS AND EXCISE ACT 1996)

TARIFF INDUSTRY ASSISTANCE (ADVERTISEMENT) NOTICE NO. 2004/01

Applications Advertised for Objection
Closing Date for Objections 3rd February 2004

- 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 Economic Development, PO Box 1473, Wellington, Fax 0-4-474-2843 indicated by the reference number, before 3rd February 2004. 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 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 Economic Development 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.
2106.90.99	Dietary supplements, multi-vitamin, in either sucrose based jelly bean form, or gelatin/apple pectin based bear-shaped form	R A Plews PO Box 38272 Howick AUCKLAND	99	999911G	A
3506.91.00	Solvent free polyurethane pre polymer hot melt adhesive	Bostik C/- Owens Global Freight PO Box 4144 WELLINGTON	99	999912E	A
3917.40.00	Tube and pipe fittings 175mm and over nominal bore	Marley NZ Ltd C/- M S International Ltd PO Box 59150 Mangere Bridge AUCKLAND	99	999928A	A
3923.10.09) 3923.90.18)	CURRENT APPROVAL: Plastic cosmetic compacts		99	640511J	V
3923.10.09) 3923.90.18) 4823.90.19) 7326.90.09) 7616.99.90)	REQUESTED APPROVAL: Cosmetic compacts with or without mirrors and/or magnets; godets (pans) thereof	Living Nature C/- Custom Clearances Ltd PO Box 521 KERIKERI	99	999929K	V
3926.90.69	Container liner prefabricated open-ended liner manufactured from clear film not less than 6m in width blown at a gauge of 250 micron (NZS 7651 1976)	Agpac Plastics Ltd PO Box 4575 CHRISTCHURCH	99	999930C	A
51.07	100% merino wool yarn, 17 to 22.5 microns – 20,000kgs	Import Management PO Box 1167 AUCKLAND	99	999922B	IM
60.01) 60.02) 60.03) 60.04) 60.05) 60.06)	Fabrics, viz: 1. Ref: Amhot 100% wool – 500 metres 2. Ref: TK7804 90% tactel, 6% spandex, 2% nylon, 2% polyester – 500 metres 3. Ref: WG989 76% acrylic, 17% mohair, 7% polyestrer – 2000 metres 4. Ref: WH200 79% acrylic, 21% polyester – 2300 metres 5. Ref: TW03640 83% acrylic, 17% polyester – 2000 metres 6. Ref: NZ2787 92% polyester, 8% spandex – 2500 metres 7. Ref: Jennifer 96% viscose, 4% elastane – 750 metres 8. Ref: Starlette 93% viscose, 7% elasthane – 1200 metres 9. Ref: Pups 29 95% acetate, 5% elastane – 400 metres 10. Ref: 4-1095 82% polyester, 18% cotton – 700 metres 11. Ref: 8879 95% polyester, 5% spandex – 1000 metres 12. Ref: 8539 95% polyester, 5% spandex – 500 metres	Import Management Ltd PO Box 1167 AUCKLAND	99	999923L	IM
6002.90.22	96% polyester, 4% spandex bedford knit – 15,000 lineal metres	MacJay Clothing C/- Aironaut Customs Brokers PO Box 37712 Parnell AUCKLAND	99	999924J	IM
6004.10.17	Cotton spandex circular knitted fabric – 15,000 metres	Designer Textiles C/- PO Box 53004 AUCKLAND AIRPORT	99	999926E	IM
6004.10.17	92% acetate, 8% elastane knitted fabric, imported on import entry 44273286, total 831 metres	Verge Sportwear C/- Hellmann Worldwide Logistics PO Box 59220 Mangere Bridge AUCKLAND	99	999925G	IM
6307.90.28	Aluminium woven prefabricated liners for climate control in transit of goods	Agpac Plastics Ltd PO Box 4575 CHRISTCHURCH	99	999927C	A

Tariff Industry Assistance (Advertisement) Notice No. 2004/01 – *continued*

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
6307.90.28	Bio-filtration mats of a type used in water treatment applications	TCL Marketing Ltd C/- PO Box 9063 Newmarket AUCKLAND	99	999919B	A
7320.20.29) 7320.90.29)	CURRENT APPROVAL: Springs, pocket unit, sizes: King 750mm (W) x 1920mm (L) x 125mm (D) 780mm (W) x 1920mm (L) x 125mm (D) Queen 690mm (W) x 1920mm (L) x 125mm (D) 715mm (W) x 1920mm (L) x 125mm (D) and wire type, suited for the use in the manufacture of mattresses		99	999224D	V
7320.20.29	REQUESTED APPROVAL: Springs, pocket unit, sizes (with variance +/- 10%) King 750mm (W) x 1920mm (L) x 125mm (D) 780mm (W) x 1920mm (L) x 125mm (D) + 750mm (W) x 1920mm (L) x 130mm (D) Queen 690mm (W) x 1920mm (L) x 125mm (D) 715mm (W) x 1920mm (L) x 125mm (D) + 690mm (W) x 1920mm (L) x 130mm (D) and wire type, suited for the use in the manufacture of mattresses	Design Mobil C/- PO Box 73021 AUCKLAND AIRPORT	99	999918D	V
7604.29.09	Aluminium extruded profiles with diagonal dimensions between 220 and 230mm, being cowl and fascia sections of a type used in the manufacture of automatic door operators	Patrick International Freight PO Box 97851 SOUTH AUCKLAND MAIL CENTRE	99	999917F	A
8428.10.00	Personal water craft lifts	Coastline Solutions Ltd C/- Independent Customs & Freight Brokers Ltd PO Box 5155 Papanui CHRISTCHURCH	99	999931A	A
8716.20.00	Ledwell aluminium auger tri axle semi trailer	Truck & Bus Wholesale 369 Withells Road Avonhead CHRISTCHURCH	99	999933H	A
8903.92	Two only Nautique water ski boats conforming to approved International Federation tow boat criteria, of a type for use at world ranking water ski tournaments – imported on import entry 63766427	Leask Motors C/- APC Logistics (NZ) Ltd PO Box 73054 AUCKLAND AIRPORT	99	999932K	SS
8903.92	Three only Nautique water ski boats, conforming to approved International Federation tow boat criteria, of a type for use at world ranking water ski Tournaments imported on import entry 96661096	Leask Motors C/- APC Logistics (NZ) Ltd PO Box 73054 AUCKLAND AIRPORT	99	999915K	SS
9506.29.00	Inflatable body boards incorporating handles and removable bladder, with or without accessories	Pro-Dive NZ Ltd C/- K A Hobbs Customs Agents Ltd PO Box 53027 AUCKLAND AIRPORT	99	999916H	A

* Category of Application:	A	–	General Approval
	CE	–	Capital Equipment
	IM	–	Inputs to Manufacturing – Inability to Supply
	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 8th day of January 2004.

V.A. MANKS, Ministry of Economic Development.

Tariff Act 1988

TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 01) 2004

I, Vincent Anthony Manks, Executive Officer, Ministry of Economic Development, 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
- (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 1704.90.00	Halva, being a crushed sesame seed based confection, from the Mediterranean region	Free	Free	99	999864A	10/03	..
A 3402.12.00	Catigene 888	Free	Free	99	999866H	11/03	..
A 3917.40.00	Flexible conduit fittings with push-in connectors	Free	Free	99	999858G	10/03	..
X 3925.30.01)	Components of roller blinds and pleated blinds, viz: Cord lock, cleat rivet, end cap	Free	Free	99	840186B	10/88	..
A 4202.12.00)	Insulated bags of polyester, with foam padding, zipper top and attached carrying strap	Free	Free	99	999860J	10/03	..
V 5703.20.09)	Tufted olefin, tufted polypropylene, tufted nylon, tufted acrylic or tufted cotton floor mats, printed or plain with nitrile or latex rubber backing	Free	Free	99	999855B	10/03	..
A 6307.90.28	Support harnesses and accessories for the restraint of physically or intellectually disabled children in a motor vehicle	Free	Free	99	999880C	11/03	..
V 7608.20.00	Extruded aluminium round tube of alloy 6061 or 6101, 75-250mm diameter	Free	Free	99	999861G	11/03	..
A 8477.80.00	Precured rubber tread grinding machine	Free	Free	99	999863C	10/03	..
A 8543.89.90	MHz feeder line equalisers	Free	Free	99	999865K	10/03	..
X Chapter 89	Spare and service parts of the following vessels (regardless of tariff classification), 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 National Tariff Advisory Unit, New Zealand Customs Service, Wellington): Fast ferry Albayzin F.Vs: Alexander Buryachenko, Aleksey Slobodchikov, Altair II, Amaltal Atlantis, Amaltal Columbia, Amaltal Endeavour, Amaltal Enterprise, Amaltal Explorer, Amaltal Mariner, Amaltal Voyager, Amarel, Aoraki, Aorere, Aquila, Atria, Avro Chieftan, Awior, Cheung Shing, Chiyo Maru No. 3, Dalmor II, Dorada, Giljanes, Gudni Olafsson, Ivan Golubets, Janas, Kapitan Rusak, Kiwa, Labrador, Mainstream, Malakov Kurgan, Meridian, MJ Souza, Nova 97, Ocean Ranger, Ocean Reward, Otakou, Pacific Bounty, Pacific Challenger, Pacific Pride, Paerangi, Pakura, Professor Mikhaylo Aleksandrov, Rehua, Sea Hunter, Sokolnoe, Sonrisa, Taharaki, Taimania, Tasman Viking, Thomas Harrison, Willwatch Milburn Carrier II, M.V. Westport, Cement King, M.V. Golden Bay M.T. Taiko, M.T. Toanui, M.T. Kakariki 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, Spirit of Resolution, Spirit of Enterprise Tugs: Godley, Purau and Lyttelton III	Free	Free	99	999845E	10/03	..
A 8903.99.00	Catalogued parts for RS400 class sailing dinghies, regardless of Tariff classification, excluding parts of general use	Free	Free	99	999859E	10/03	..
A 9401.90.19	Bed settee mechanisms with polypropylene decks	Free	Free	99	999867F	10/03	..

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 5107.10.00	Yarn of 90% wool, 10% cashmere, 8,000kgs, 230 metric, 19.5 micron with a landed value for duty exceeding NZ\$45.00 per kg	Free	Free	99	999850A	10/03	9/04
IM 5107.10.00	100% fine merino wool yarn 26/2 Nm, 20.8 micron – 4000kgs	Free	Free	99	999851K	10/03	9/04
IM 5107.10.00	100% fine merino wool yarn 44/2 Nm, 20.8 micron – 1000kgs	Free	Free	99	999852H	10/03	9/04
X 5111.30.08	50% wool, 16% polyamide, 12% alpaca, 12% mohair, 10% polyester – 5,000m ²	Free	Free	99	999804H	8/03	4/04
5111.30.08	65% wool, 20% polyester, 15% cashmere – 16,000m ²						
5111.30.08	80% wool, 20% polyester – 6,500m ²						
5112.11.08	100% wool – 10,000m ²						
5112.19.00	96% wool, 4% polyester – 1,500m ²						
5112.19.00	100% wool – 1,000m ²						
5112.19.00	100% wool – 16,000m ²						
5515.13.29	50% wool, 50% polyester – 1,000m ²						

Tariff Concession Approvals, Withdrawals and Declines Notice No. 2004/01 – continued

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
IM	5112.11.02 100% wool – 1000m ²	Free	Free	99	999879K	11/03	7/04
	5112.11.08 55% polyester, 45% wool – 2400m ²						
	5112.11.08 95% wool, 5% polyester – 1100m ²						
	5112.11.08 98% wool, 2% polyester – 1500m ²						
	5112.11.08 100% wool – 1800m ²						
	5112.19.00 85% wool, 15% viscose – 300m ²						
	5112.19.00 92% wool, 6% viscose, 2% polyester – 2200m ²						
	5112.19.00 100% wool – 1500m ²						
	5112.19.00 100% wool – 1500m ²						
	5112.19.00 100% wool – 2000m ²						
X	5112.19.00 100% wool – 200m ²	Free	Free	99	999721A	7/03	3/04
	5112.19.00 100% wool – 1500m ²						
	5112.20.08 60% wool, 40% polyester – 110m ²						
	5112.20.08 70% wool, 30% polyester – 200m ²						
	5112.30.08 65% wool, 35% viscose – 160m ²						
	5515.13.29 50% wool, 50% polyester – 100m ²						
	5515.13.29 55% polyester, 45% wool – 100m ²						
	5515.13.29 62% polyester, 35% wool, 3% lycra – 22,500m ²						
IM	5112.30.08 80% wool, 20% polyester – 500m ²	Free	Free	99	999885D	11/03	7/04
	5112.30.08 80% wool, 20% polyester – 2500m ²						
	5112.30.08 80% wool, 20% polyester – 3300m ²						
	5515.13.29 53% polyester, 43% new wool, 4% lycra – 8250m ²						
	5515.13.29 53% polyester, 43% new wool, 4% lycra – 8250m ²						
	5515.13.29 53% polyester, 43% new wool, 4% lycra – 13,200m ²						
	5515.13.29 55% polyester, 45% wool – 420m ²						
X	60.01) Fabrics, viz:	Free	Free	99	999681J	6/03	5/04
	60.02) 1. Ref: Ashanti Dis 214502 100% polyester knit – 400 metres						
	60.03) 2. Ref: 21234 on LH1246-1 92% polyester, 8% spandex – 1000 metres						
	60.04) 3. Ref: Odino dis 218002 95% viscose, 5% elastaine – 400 metres						
	60.05) 4. Ref: Odino dis 219402 95% viscose, 5% elastaine – 400 metres						
	60.06) 5. Ref: Odino Des No798 95% viscose, 5% elastaine – 500 metres						
	6. Ref: TK-330 63% acrylic, 27% wool, 10% nylon – 5000 metres						
	7. Ref: 460 Des No D1618 94% viscose, 6% elastaine – 1000 metres						
	8. Ref: 460 Des No. D038 94% viscose, 6% elastaine – 1000 metres						
	9. Ref: Top-02-3509 92% polyester, 8% spandex velvet – 5000 metres						
	10. Ref: TWK-9600 98% polyester, 2% spandex – 8000 metres						
	11. Ref: TWK-4004 80% cotton, 20% polyester – 6000 metres						
	12. Ref: WW-26193 95% polyester, 5% spandex – 500 metres						
	13. Ref: WW-25068 100% polyester – 500 metres						
	14. Ref: TOP-KMJ-0039 95% cotton, 3% polyester, 2% spandex – 1000 metres						
	15. Ref: Devore 46% polyamide, 46% polyester, 8% elastane – 500 metres						
	16. Ref: NT2301 100% acetate – 8000 metres						
	17. Ref: 50327 97% viscose, 3% elastane – 1500 metres						
	18. Ref: 50351 97% viscose, 3% elastane – 1500 metres						
	19. Ref: TK 237 96% tactel, 4% spandex – 500 metres						
	20. 2799/629 Plasma 92% acetate, 8% spandex – 15,000 metres						
IM	60.05) Knitted fabrics, viz:	Free	Free	99	999873L	11/03	10/04
	60.06) Ref: B0237T Berillo, 100% wool						
	Ref: 1348 100% wool						
	Ref: 1357 100% wool						
	Ref: V0471JB Varese 62% modal, 23% polyamide, 15% polyester						
	Ref: S0565J Sorrento 70% viscose, 18% wool, 12% polyamide						
	Ref: A0498J Aprilia 100% cotton						
	Ref: A0498J Asso 65% cotton, 35% polyamide						
	Ref: S0550J Salerno 53% viscose, 47% polyamide						

THIRD SCHEDULE
Concession Approvals Withdrawn

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
3925.30.09	Components ... chain	..	..	..	840186B	..	..
5703.20.09)	Tufted ... backing	..	..	..	999052G	..	..
5703.30.09)							
5703.90.09)							
7608.20.00	Extruded ... diameter	..	..	..	999746G	..	..
Chapter 89	Spare ... Lyttelton III	..	..	..	999473E	..	..

Tariff Concession Approvals, Withdrawals and Declines Notice No. 2004/01 – *continued*

FOURTH SCHEDULE
Applications for Concessions Declined

Tariff Item	Description of Goods	Ref. No.
5107.10.00	Yarn, containing 85% or more by weight of wool, 15,000kgs only	999878A
5107.10.00	100% worsted wool yarn	999802A
5509.52.00	Yarn, 55% polyester, 45% wool – 5,000kgs	999877C

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

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 8th day of January 2004.

V.A. MANKS, Ministry of Economic Development.

Extract from *New Zealand Gazette*, 18 December 2003, No. 173, pages 4762, 4763

Economic Development

Dumping and Countervailing Duties Act 1988

Dumping Investigation in Respect of Canned Peaches From Greece, 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 canned peaches from Greece and having determined a new amount of anti-dumping duty applicable to those goods, gives the following notice.

Notice

Title and commencement—(1) This notice may be cited as the "Dumping Investigation in Respect of Canned Peaches from Greece, Duty Reassessment" and shall be read together with the notices entitled "Final Determination of Dumping Investigation: Canned Peaches From Greece" dated the 9th day of March 1998 and published in the *New Zealand Gazette*, 19 March 1998, page 969, and "Final Determination of Dumping Investigation: Canned Peaches From Greece, Amendment No. 1 Duty Reassessment", dated the 16th day of April 2000 and published in the *New Zealand Gazette*, 20 April 2000, page 935.

(2) Pursuant to section 14 (6) of the Act, the reassessed anti-dumping duty applicable to canned peaches, set out in the Second Schedule to this notice, shall apply to imports of the goods specified in the First Schedule to this notice with effect from the date of this notice. In accordance with section 14 (10) of the Act, I require the Collector of Customs to refund the difference between the duty paid and any lower duty specified in the Second Schedule to this notice, with effect from 8 January 2003, being the date of the initiation of the review that preceded the duty reassessment.

(3) The existing rate or amount of anti-dumping duty applying to imports of canned peaches into New Zealand from Greece shall cease to have effect from the date of this notice.

Schedules

New Schedule to Principal 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 for subject goods from the exporter listed in the Third Schedule to this notice, for which the Chief Executive of the Ministry of Economic Development has established

Reference Price amounts¹, the amount by which the Reference Price amount exceeds the New Zealand Value For Duty of the goods when entered for home consumption.

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 for subject goods from all other suppliers shall be the *ad valorem* percentage rate specified in the Third Schedule to this notice.

Third Schedule

List of Suppliers and Ad Valorem Percentage Rates

Can Size	410	820	A10
Venus Growers Co-operative	**	*	**
Other exporters <i>ad valorem</i> percentage rate ²	23%	23%	23%
Other exporters reference price cap ³	*	*	*
Alternative Duty***:			
Venus Growers Co-operative	*		*

*Reference price in euros per kilogram

**Reference price in NZ\$ per kilogram

***Note: The alternative duty rate takes effect when exchange rates are such that the alternative duty is lower than the normal duty, and only where the normal duty is a lesser duty.

¹The New Zealand Customs Service holds a confidential list of the Reference Price amounts for the exporter covered by the Third Schedule to this notice. Venus Growers Co-operative also holds the confidential Reference Price amounts relating to that firm.

²Exporters for whom separate Reference Price amounts have not been established may lodge a request, backed by the necessary supporting evidence, that Reference Price amounts be established.

³The duty payable by other exporters through the application of the specified *ad valorem* percentage rates cannot exceed the duty payable through the application of these Reference Price amounts. The New Zealand Customs Service holds a confidential list of such Reference Price amounts.

Dated at Wellington this 15th day of December 2003.

LIANNE DALZIEL, Minister of Commerce.

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

go8451

Subsidy Investigation in Respect of Canned Peaches From the European Union, 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 countervailing duty in respect of imports into New Zealand of canned peaches from the European Union and having determined a new amount of countervailing duty applicable to those goods, gives the following notice.

Notice

Title and commencement—(1) This notice may be cited as the “Subsidy Investigation in Respect of Canned Peaches from the European Union, Duty Reassessment” and shall be read together with the notices entitled “Final Determination of Subsidy Investigation: Canned Peaches From the European Union” dated the 9th day of January 1998 and published in the New Zealand Gazette, 22 January 1998, page 131, and “Final Determination of Subsidy Investigation: Canned Peaches From the European Union, Amendment No. 1 Duty Reassessment”, dated the 16th day of April 2000 and published in the New Zealand Gazette, 20 April 2000, page 935.

(2) Pursuant to section 14 (6) of the Act, the reassessed countervailing duty applicable to canned peaches, set out in the Second Schedule to this notice, shall apply to imports of the goods specified in the First Schedule to this notice with effect from the date of this notice. In accordance with section 14 (10) of the Act, I require the Collector of Customs to refund the difference between the duty paid and any lower duty specified in the Second Schedule to this notice, with effect from 8 January 1998, being the date of the initiation of the review that preceded the duty reassessment.

(3) The existing rate or amount of countervailing duty applying to imports of canned peaches into New Zealand from the European Union shall cease to have effect from the date of this notice.

Schedules

New Schedule to Principal Notice

First Schedule

Goods Subject to Determination

Countries of Origin

Member states of the European Union

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 Countervailing Duty

The amount of countervailing duty to be paid on demand in respect of each importation of canned peaches, imported or intended to be imported into New Zealand from the European Union, shall be for subject goods from the exporters listed in the Third Schedule to this notice, for which the Chief Executive of the Ministry of Economic Development has established Reference Price amounts¹, the amount by which the Reference Price amount exceeds the New Zealand Value For Duty of the goods when entered for home consumption.

The amount of countervailing duty to be paid on demand in respect of each importation of canned peaches, imported or

intended to be imported into New Zealand from the European Union for subject goods from all other suppliers shall be the *ad valorem* percentage rates specified in the Third Schedule to this notice.

Third Schedule

List of Suppliers

Can Size	410	820	A10
<i>Greece</i>			
Venus Growers Co-operative	**	*	**
Other exporters <i>ad valorem</i> percentage rate ²	11%	11%	11%
Other exporters reference price cap ³	*	*	*
<i>Spain</i>			
Manuel Garcia Campoy SA	**	*	**
Other exporters <i>ad valorem</i> percentage rate ²	12%	12%	12%
Other exporters reference price cap ³	*	*	*
<i>Other EU Countries²</i>			
<i>Ad valorem</i> percentage rate	11%	11%	11%
Other exporters reference price cap ³	*	*	*
Alternative Duty***			
<i>Greece</i>			
Venus Growers Co-operative	*		*
<i>Spain</i>			
Manuel Garcia Campoy SA	*		*

*Reference price in euros per kilogram

**Reference price in NZ\$ per kilogram

***Note: The alternative duty rate takes effect when exchange rates are such that the alternative duty is lower than the normal duty, and only where the normal duty is a lesser duty.

¹The New Zealand Customs Service holds a confidential list of the Reference Price amounts for the exporters covered by the Third Schedule to this notice. Venus Growers Co-operative and Manuel Garcia Campoy SA also hold the confidential Reference Price amounts relating to those firms.

²Exporters for whom separate Reference Price amounts have not been established may lodge a request, backed by the necessary supporting evidence, that Reference Price amounts be established.

³The duty payable by other exporters through the application of the specified *ad valorem* percentage rates cannot exceed the duty payable through the application of these Reference Price amounts. The New Zealand Customs Service holds a confidential list of such Reference Price amounts.

Dated at Wellington this 15th day of December 2003.

LIANNE DALZIEL, Minister of Commerce.

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

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Economic Development

Dumping and Countervailing Duties Act 1988

List of Products Subject to Anti-Dumping Action

Final Anti-dumping Duties

Canned Peaches originating from South Africa.
Canned Peaches originating from Greece.
Galvanised Wire originating from South Africa.
Hog Bristle Paint Brushes originating from China.
Plasterboard originating from Thailand.
Refrigerators and Refrigerator-Freezers originating from Korea.
Washing Machines originating from Korea.

List of Products Subject to Countervailing Action

Final Countervailing Duties

Canned Peaches originating from the European Union.
Full details of the products covered and the applicable amount of anti-dumping or countervailing duty are available upon request to the:

Trade Remedies Group
Ministry of Economic Development
P.O. Box 1473
Wellington
Telephone: (04) 472 0030
Facsimile: (04) 499 8508
Email: traderem@med.govt.nz

This information can also be accessed via the Ministry of Economic Development web site:

<http://www.med.govt.nz>

Dated at Wellington this 24th day of December 2003.

MARTIN GARCIA, Team Leader, Investigations, Trade Remedies Group.

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