



# New Zealand Gazette

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## **CUSTOMS EDITION**

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WELLINGTON: TUESDAY, 25 JANUARY 2005

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## **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 CONCESSION (ADVERTISEMENT) NOTICE NO. 2005/02**

Applications Advertised for Objection  
Closing Date for Objections 15th February 2005

- 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 0-4-499 8508 indicated by the reference number, before 15th February 2005. 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.
3921.90.19	Waterproofing membranes being a composite of HDPE film, a pressure sensitive adhesive and a protective coating	Nuplex Industries Ltd PO Box 12841 AUCKLAND	99	300415F	A
60.01) 60.02) 60.03) 60.04) 60.05) 60.06)	Fabrics, viz: 1. Ref: 1332 60% polyamide, 40% elastane – 500 metres 2. Ref: 4092 65% wool, 25% polyamide, 8% polyacrylic, 2% AF – 500 metres 3. Ref: Resille Calandree 100% polyester – 5000 metres 4. Ref: 2344 70% wool, 25% polyamide, 5% AF – 1000 metres	Import Management Ltd PO Box 1167 AUCKLAND	99	300406G	IM
7304.31.09	Casing joiners, bits and shoes	Construction Plant (HPL) Ltd C/- PO Box 9063 Newmarket AUCKLAND	99	300407E	IM
8415.81.00	Air conditioning units	York New Zealand Ltd PO Box 100510 North Shore Mail Centre AUCKLAND	99	300408C	A
8428.39.00	Conveyor system of a kind used for the transportation of shopping carts between building levels	Panalpina World Transport PO Box 53109 AUCKLAND AIRPORT	99	300411C	A
8705.90.00	One only Intertruck 7400 mobile dental unit	Ronald McDonald House Charities NZ PO Box 6644 Wellesley Street AUCKLAND	99	300414H	SS
8716.90.09	Mudflap hangers	Steel Brothers Ltd C/- LEP International (NZ) Ltd PO Box 16559 Hornby CHRISTCHURCH	99	300412A	A
Chapter 89	<b>CURRENT APPROVAL:</b> 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		99	999845E	V

Tariff Concession (Advertisement) Notice No. 2005/02 – *continued*

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
Chapter 89	<b>REQUESTED APPROVAL:</b> 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, Giljanas, 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, Sokolinoe, 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 Tugs: Sir Robert, Te Matua and Kaimai				
+					
8903.92.00	One only Mastercraft X-2 tournament style wakeboard towboat	B M Patterson PO Box 101123 North Shore Mail Centre AUCKLAND	99	300410E	SS
8907.90.00	Waterway security and debris boom	Contact Energy Ltd C/- DCB International Ltd PO Box 1257 DUNEDIN	99	300413K	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 20th day of January 2005.

V.A. MANKS, Ministry of Economic Development.

Tariff Act 1988

**TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 02) 2005**

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.

**FIRST SCHEDULE**  
Concessions Approved

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
A 4202.92.09	Marine safety grab bag, water resistant and buoyant	Free	Free	99	300333H	11/04	..
A 73.21	Gas barbecues and parts thereof, of base metals	Free	Free	99	300339G	11/04	..
A 7324.90.00	Sink waste fittings	Free	Free	99	300336B	11/04	..
V 7326.90.09)	Metal enclosures of a kind used for electrical apparatus, complying to IP55 and greater, and catalogued parts	Free	Free	99	300342G	11/04	..
A 8538.10.00)	Frying systems with built in filtration units, computer controlled	Free	Free	99	300337L	11/04	..
V 8419.81.00	Invalid carriages, manually pushed/operated, including parts and accessories thereof	Free	Free	99	300347H	11/04	..
V 8713.10.00)							
V 8714.20.00)							
X Chapter 89	Catalogued or identifiable parts of jet skis regardless of tariff classification, excluding parts of general use	Free	Free	99	300219F	6/04	..

**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
SS 2402.20.10	Quest low, extra low and nicotine free cigarettes, 24,300 packets only, not for resale, for use in medical research only	Free	Free	99	300334F	9/04	12/05
IM 3923.29.15	Welded seam, laminated, plastic stand up pouch with screw cap	Free	Free	99	300335D	11/04	4/05
IM 5112.19	100% wool – 3260m <sup>2</sup>	Free	Free	99	300366D	11/04	7/05
IM 5112.30	58% wool, 32% acrylic, 10% nylon – 6000m <sup>2</sup>						
IM Chapter 51)	100% Merino wool 1/70Nm 1,000 kg	Free	Free	99	300341J	11/04	10/05
IM Chapter 54)	100% Merino wool 1/60Nm 1,000 kg						
IM Chapter 55)	100% Merino wool 2/56Nm 500 kg						
	100% Merino wool 2/48Nm 1,000 kg						
	100% Merino wool 1/50Nm 3,000 kg						
	100% Merino wool 1/40Nm 5,000 kg						
	100% Merino wool 1/33Nm 8,000 kg						
	100% Merino wool 2/32Nm 500 kg						
	100% Merino wool 2/28Nm 8,500 kg						
	100% Merino wool 2/27Nm 500 kg						
	50% wool, 50% silk 1/70Nm 200 kg						
	50% wool, 50% silk 1/60Nm 200 kg						
	50% wool, 50% silk 1/50Nm 200 kg						
	85% wool, 15% nylon 2/40Nm 40,000 kg						
	95% wool, 5% nylon 2/29Nm 9,000 kg						
	80% wool, 20% nylon 1/29Nm 1,500 kg						
	80% wool, 20% nylon 2/18Nm 15,000 kg						
	80% wool, 20% nylon 1/18Nm 5,000 kg						
	55/25/20 wool/acr/poly 2/16Nm 3,000 kg						
	50/50 cotton/wool 1/50Nm 5,000 kg						
	50/50 cotton/wool 2/50Nm 5,000 kg						
	40/40/20 cotton/wool/angora 1/50Nm 1,000 kg						
	70/30 cotton/wool 1/50Nm 3,000 kg						
	50/50 cotton/wool 1/25Nm 2,000 kg						
IM 7010.90.28	640ml returnable Amber beer bottles, 20,000 units	Free	Free	99	300343E	11/04	2/05
IM 7607.20.00	Printed aluminium foil, 12-15 micron, laminated to heat seal lacquer coated polyester film, of reel width 362mm	Free	Free	99	300340L	11/04	10/05
CE Section XVI	Machinery and equipment for use in upgrade of poultry processing plant viz: Spiral freezer, impingement freezer, coating and cooking line (fryer)	Free	Free	99	300345A	12/03	12/04
SS 8703.33.10	One only motor home, exceeding 9 metres in length	Free	Free	99	300344C	11/04	11/05

Tariff Concession Approvals, Withdrawals and Declines Notice No. 2005/02 – *continued*

**THIRD SCHEDULE**  
Concession Approvals Withdrawn

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
7326.90.09) 8538.10.00)	Metal ... greater	..	..	..	997862D	..	..
8713.10.00) 8714.20.00)	Invalid ... packaging	..	..	..	989798E	..	..
Chapter 89	Catalogued ... use	..	..	..	300219F	..	..

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 will not be published in the Consolidated List of Approvals.

Dated at Wellington this 20th day of January 2005.

V.A. MANKS, Ministry of Economic Development.

Extract from *New Zealand Gazette*, 20 January 2005, No. 22, page 509

## Economic Development

### Dumping and Countervailing Duties Act 1988

#### Final Determination of Dumping Investigation: Oil Filters From China, Indonesia, Korea and Thailand

Pursuant to section 13 of the Dumping and Countervailing Duties Act 1988 (hereinafter referred to as "the Act"), I hereby give notice that I have made a final 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 industry has been caused.

Notice is 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 Schedule to this notice.

#### First Schedule

##### Goods Subject to Determination

##### Countries of Origin

China, Indonesia, Korea and Thailand.

##### Description of Goods

Lubricating oil filters (including cartridge/element type) for use on internal combustion engines, including off-road, commercial and industrial applications but EXCLUDING:

- hydraulic oil filters.
- cartridge/element type filters having dimensions greater than 467mm in length or 400mm in outside diameter.
- spin-on type filters having dimensions greater than 300mm in length or 123mm in outside diameter.
- lubricating oil filters (including cartridge/element type) solely manufactured for use on:
  - (a) motorcycles; and
  - (b) aircraft.

The goods are currently classified under Tariff Item and Statistical Key 8421.23.00.01B 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 oil filters, imported or intended to be imported into New Zealand from China, Indonesia, Korea and Thailand shall be:

- A. For those subject goods identified by part numbers from the suppliers listed in the Third Schedule to this notice, for which the Chief Executive of the Ministry of Economic Development has established Non-Injurious-Free-On-Board or Normal Value (Value For Duty Equivalent) amounts<sup>1</sup>, the amount by which the Non-Injurious-Free-On-Board amount or Normal Value (Value For Duty Equivalent) amount exceeds the New Zealand Value For Duty of the goods when entered for home consumption.
- B. For all subject goods other than those identified by part numbers from the suppliers listed in the Third Schedule, the *ad valorem* percentage rate specified for each of those suppliers in the Third Schedule to this notice.
- C. For subject goods from all other suppliers, the *ad valorem* percentage rate specified in the Third Schedule to this notice.

#### Third Schedule

##### List of Suppliers

<i>Country/Company Name</i>	<i>Part No.</i>	<i>NIFOB or NV(VFDE) Amount</i>	<i>Ad Valorem Percentage</i>
<b>China</b>			
Bengbu Filter Co. Ltd	2	1	38%
– Alternative Duty*	2	1	
Golden Haiye Auto Parts	Not Applicable	Not Applicable	414%
Zhejiang Universe Filter Co. Ltd	Not Applicable	Not Applicable	85%
<b>Indonesia</b>			
PT Selamat Sempurna Tbk – where PT Selamat Sempurna Tbk is the exporter and the country of export is Indonesia	2	1	43%
PT Selamat Sempurna Tbk – where Filter Sales Australia Ltd is the exporter and the country of export is Indonesia	2	1	43%
– Alternative Duty*	2	1	

PT Selamat Sempurna Tbk – where Filter Sales Australia Ltd is the exporter and the country of export is Australia	2	1	43%
– Alternative Duty*	2	1	
PT Andhi Chandra Auto – where a specified company <sup>3</sup> is the exporter and the country of export is Australia	2	1	119%
PT Panata Jaya Mandiri – where Donaldson Australasia Pty Ltd is the exporter and the country of export is Australia	2	1	60%
<b>Korea</b>			
June Heung Filter Co. Ltd	2	1	12%
Kang Nam Filter Co. Ltd	2	1	54%
Shin Sung Industrial Ltd	2	1	15%
Yuil Air Filter Co. Ltd	2	1	155%
– Alternative Duty*	2	1	
<b>Thailand</b>			
MAHLE Siam Filter Systems Co. Ltd	2	1	19%
CT Industry Co. Ltd	2	1	Nil
Denso International Thailand	Nil	Nil	Nil
Other Exporters <sup>4</sup>			
<b>China</b>			185%
<b>Indonesia</b>			43%
<b>Korea</b>			12%
<b>Thailand</b>			19%

\*Note: The alternative Normal Value (Value For Duty Equivalent) duty amount takes effect when exchange rates are such that it is lower than the Non-Injurious-Free-On-Board amount.

<sup>1</sup>The New Zealand Customs Service holds a confidential list of the Non-Injurious-Free-On-Board and Normal Value (Value for Duty Equivalent) amounts for the exporters covered by the Third Schedule to this notice. The suppliers listed also hold the confidential duty amounts relating to those companies. Non-Injurious-Free-On-Board amounts are set in NZ dollars and Normal Value (Value for Duty Equivalent) amounts are set in the currencies of the countries of origin of the goods, *i.e.*, either Chinese yuan, Indonesian rupiah, Korean won or Thai baht.

<sup>2</sup>The New Zealand Customs Service holds a confidential list of the part numbers for which Non-Injurious-Free-On-Board and Normal Value (Value for Duty Equivalent) amounts have been established. The suppliers listed also hold the confidential part numbers relating to those companies.

<sup>3</sup>The New Zealand Customs Service holds the confidential name of this exporter. PT Andhi Chandra Auto also holds the confidential name of this exporter.

<sup>4</sup>Exporters for whom separate rates of duty have not been established may lodge a request, backed by the necessary supporting evidence, that separate rates of duty be established.

Dated at Wellington this 14th day of January 2005.

PETE HODGSON, Minister of Commerce.

*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 Economic Development, P.O. Box 1473, Wellington.*

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