



New Zealand Gazette

CUSTOMS EDITION

WELLINGTON: TUESDAY, 11 MAY 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 CONCESSION (ADVERTISEMENT) NOTICE NO. 2004/17

Applications Advertised for Objection
Closing Date for Objections 1st June 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 1st June 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. |
|--|--|--|--------------|----------------|--------------------|
| 3808.90.00 | Nipacide range of industrial biocides | Nuplex Industries Ltd PO Box 12841 Penrose AUCKLAND | 99 | 300091F | A |
| 51.06 | Yarn, camel hair and merino wool – 2000kgs – wool, polyamide and silk – 2000kgs | Import Management Ltd PO Box 1167 AUCKLAND | 99 | 300083E | IM |
| 51.07 | Yarn, 100% merino wool yarn 17 to 22.5 micron – 30,000kgs | Import Management Ltd PO Box 1167 AUCKLAND | 99 | 300084C | IM |
| 60.01) 60.02) 60.03) 60.04) 60.05) 60.06) | Fabrics, viz: 1. Ref: TOP-02-5274 83% polyester, 10% rayon, 2% metallic, 5% spandex – 2000 metres 2. Ref: TOP-LKJ-0578 65% cotton, 30% nylon, 5% spandex – 4000 metres 3. Ref: NS-754-1 98% polyester, 2% spandex – 3000 metres 4. Ref: HS-12934 92% polyester, 8% spandex – 5000 metres 5. Ref: SJ-14365 75% polyester, 20% rayon, 5% spandex – 5000 metres 6. Ref: Ornament 75% polyester, 20% nylon, 5% spandex – 250 metres 7. Ref: Sugar 50% wool, 50% acrylic – 250 metres 8. Ref: Resille Calandee 100% polyester – 600 metres 9. Ref: Odino 220103 95% viscose, 5% elastane – 1000 metres 10. Ref: Odino 225803 95% viscose, 5% elastane – 1000 metres | Import Management Ltd PO Box 1167 AUCKLAND | 99 | 300085A | IM |
| 60.01) 60.02) 60.03) 60.04) 60.05) 60.06) | Fabrics, viz: 1. Ref: AV-33005 90% polyester, 10% spandex – 20,000 metres 2. Ref: YSH-800A 60% rayon, 40% polyester – 5000 metres 3. Ref: BG859-B1 86% polyester, 14% spandex – 3000 metres 4. Ref: 4408 Cardinello 50% wool, 50% polyamide – 300 metres 5. Ref: S-215 60% rayon, 40% wool – 500 metres 6. Ref: FCG/206 80% cotton, 20% elastane – 300 metres 7. Ref: Rombo 80% wool, 20% polyester – 800 metres 8. Ref: L10161 Des1284 100% polyester – 500 metres 9. Ref: L10207 Des1290 75% polyester, 25% cotton – 800 metres 10. Ref: L10207 Dis1324 75% polyester, 25% cotton – 500 metres 11. Ref: L8121 Des705 100% polyester – 300 metres 12. Ref: I2121 100% polyester – 1000 metres 13. Ref: 01711 Laque 90% acetate, 10% elastane – 8000 metres 14. Ref: NTM-100 94% polyester, 6% spandex – 20,000 metres 15. Ref: ITY-K236 90% polyester, 10% spandex – 1000 metres 16. Ref: Venus-MH76 90% polyester, 10% spandex – 1000 metres 17. Ref: Odino 127103 95% viscose, 5% elastane – 1000 metres 18. Ref: Odino 127203 95% viscose, 5% elastane – 1000 metres 19. Ref: ITY-K479 90% polyester, 10% spandex – 1000 metres 20. Ref: CK183A 93% tencel, 5% spandex, 2% polyester – 8000 metres | Import Management Ltd PO Box 1167 AUCKLAND | 99 | 300087H | IM |
| 60.01) 60.02) 60.03) 60.04) 60.05) 60.06) | 1. Ref: WH341 59% polyester, 30% rayon, 8% spandex, 3% lurex – 3000 metres 2. Ref: 9006-P 100% acrylic – 800 metres 3. Ref: 9232 72% acrylic, 20% metallic, 6% spandex, 2% angora – 3000 metres 4. Ref: 9234 86% acrylic, 5% wool, 5% angaro, 4% metallic – 3000 metres 5. Ref: LT50 44% wool, 43% polyacrylic, 13% polyester – 150 metres 6. Ref: JB-11119 95% polyester, 5% spandex – 3000 metres 7. Ref: Fanta/Screp 50% polyester, 50% polyurethane (PU) – 500 metres 8. Ref: 2309 dis L 70% wool, 30% polyamide – 1000 metres 9. Ref: 2344 70% wool, 25% polyamide, 5% OF – 800 metres 10. Ref: 4092 65% wool, 25% polyamide, 8% acrylic, 2% OF – 800 metres 11. Ref: CK-136 92% tencel, 8% spandex – 10,000 metres 12. Ref: 14336/70 100% wool – 100 metres | Import Management Ltd PO Box 1167 AUCKLAND | 99 | 300086K | IM |

Tariff Concession (Advertisement) Notice No. 2004/17 – *continued*

| Tariff Item | Description of Goods | Name and Address of Applicant | Part II Ref. | Appn. Ref. No. | *Category of Appn. |
|-------------|--|--|--------------|----------------|--------------------|
| | 13. Ref: MSM-762a Brush 60% rayon, 30% nylon, 10% spandex – 3000 metres 14. Ref: NEO2067C 100% rayon – 10,000 metres 15. Ref: NT2663 92% acetate, 8% spandex – 15,000 metres 16. Ref: NT-2689 69% rayon, 26% nylon, 5% spandex – 20,000 metres 17. Ref: NT-2689-B 56% rayon, 27% nylon, 13% polyester, 4% spandex – 5000 metres 18. Ref: NT-2689-D 67% rayon, 27% nylon, 4% spandex, 2% polyester – 3000 metres 19. Ref: 4408 Cardinello dis 1639 50% wool, 50% polyamide – 300 metres 20. Ref: YSH1113 85% rayon, 15% wool – 6000 metres | | | | |
| 6504.00.00 | Hats and other headgear, plaited or made by assembling strips of any material, whether or not lined or trimmed | Michael Pearcy Investments Ltd C/- SB Global Logistics CHRISTCHURCH | 99 | 300081J | A |
| 7010.90.37 | 200ml twist jars | ACI Glass Packaging C/- Schenker NZ Ltd PO Box 73012 AUCKLAND | 99 | 300082G | A |
| 72.09 | Cold rolled steel sheets/coil, extra deep drawing steel 1.6mm (KTU-X, NKUF-D or SSPD-X) JIS G3141 – 600 tonnes | Masport Ltd C/- Malcolm Total Logistics Ltd PO Box 53003 AUCKLAND AIRPORT | 99 | 300089D | IM |
| 72.14 | CURRENT APPROVAL: Hot rolled steel flat bars of the following sizes, viz: 25x3, 25x5, 25x6, 25x8, 25x10 40x3, 40x5, 40x6, 40x8, 40x12 50x3, 50x8, 50x16, 50x20, 50x25 75x6, 75x8, 75x10, 75x12, 75x25 150x8, 150x25 40x16, 65x5, 65x16, 65x20, 65x25, 100x5, 130x20, 150x5 | | 99 | 999622C | V |
| 72.14 | REQUESTED APPROVAL: Hot rolled steel flat bars of the following sizes, viz: 25x3, 25x5, 25x6, 25x8, 25x10 40x3, 40x5, 40x6, 40x12 50x3, 50x8, 50x16, 50x20, 50x25 75x6, 75x8, 75x10, 75x12, 75x25 150x8, 150x25 40x16, 65x5, 65x16, 65x20, 65x25, 100x5, 130x20, 150x5, | Vulcan Steel Ltd C/- Daniel Silva Ltd PO Box 305 AUCKLAND | 99 | 300090H | V |
| + | 50x19, 65x19 | | | | |
| 7305.31.19 | CURRENT APPROVAL: Welded steel pipe API 5L grade X52 and API 5L grade B | | 99 | 997970A | V |
| 7305.31.19 | REQUESTED APPROVAL: Welded steel pipe API 5L grade X52 and API 5L grade B or equivalent | Tuaropaki Power Co Ltd C/- Freight Traders Ltd PO Box 27107 AUCKLAND | 99 | 300079G | V |
| 7306.10 | ERW or saw carbon steel pipe to API 5L grade B or A-53 grade B all diameters up to 15.9" nominal OD | Tuaropaki Power Co Ltd C/- Freight Traders Ltd PO Box 27107 AUCKLAND | 99 | 300080L | A |
| 8414.59.09 | CURRENT APPROVAL: Tangential blowers | | 99 | 208474A | V |
| 8414.59.09 | REQUESTED APPROVAL: Tangential blowers with or without heater unit built in | Skopec Industries Ltd C/- Fliway International Ltd PO Box 7453 Sydenham CHRISTCHURCH | 99 | 300094L | V |
| 8424.89.18 | Microdermabrasion machines | Meehan Projects Ltd PO Box 4198 MOUNT MAUNGANUI SOUTH | 99 | 300092D | A |
| 8479.82.00 | Fish emulsion processing equipment | Independent Fisheries Ltd PO Box 19554 CHRISTCHURCH | 99 | 300093B | CE |

Tariff Concession (Advertisement) Notice No. 2004/17 – *continued*

| | | | |
|----------------------------|-----|---|---|
| * 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 6th day of May 2004

V.A. MANKS, Ministry of Economic Development.

Tariff Act 1988

TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 17) 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 | 6115.93 | Socks, acrylic, with individualised toes | Free | Free | 99 | 300029L | 3/04 | .. |
| X | 72.14) | Bars and rods of iron or steel, hot rolled, forged, extruded, cold formed or cold finished (including precision-made); hollow mining drill steel; | Free | Free | 99 | 992942J | 11/95 | .. |
| | 72.15) | EXCLUDING: Any that have a carbon content of less than 0.25% by weight and are; (1) Flat bars and rods, 25mm to 150mm wide by 3mm to 25mm thick inclusive, other than those which are 150mm wide by 25mm thick, 75mm wide x 25mm thick, 50mm wide x 16mm thick, 50mm wide x 20mm thick, 50mm wide x 25mm thick, or, (2) Hot rolled round bar up to 100mm in diameter or, (3) Those containing indentations, ribs, grooves or other deformations produced during the rolling process or twisted after rolling and of circular cross section | | | | | | |
| A | 7226.93.10 | Wire band, comprising flattened wires glued together, of a type used in the manufacture of staples, brads, etc | Free | Free | 99 | 300028B | 3/04 | .. |
| X | 8414.80.01 | Compressor outfits, other than vehicle drawn: EXCLUDING (1) Reciprocating types with a piston displacement from 56 litres/minute (2cfm) up to 1560 litres/minute (55cfm), with maximum pressure up to 1,100kPa (11 Bar or 160 psi) (2) Reciprocating types with a piston displacement from 1,200 litres/minute (42cfm) up to 12,000 litres/minute (424cfm) with maximum pressure above 1,500 kPa (15 bar or 218 psi) (3) Reciprocating types with a piston displacement up to 900 litres/minute (32cfm) with maximum pressures above 30,000 kPa (300 bar or 4,350 psi) Note: For the purposes of this concession, a "compressor outfit" consists of a motor connected to a pump (compressor) which pumps air or gas into a holding tank fitted with a regulator to automatically restrict the maximum discharge pressure | Free | Free | 99 | 990233D | 3/94 | .. |
| X | Chapter 89 | Parts for the service and repair of emergency life rafts, regardless of Tariff classification, as approved by the British Department of Transport, Local Government and Regions, or the Maritime Safety Authority of New Zealand. NOTE: Goods admitted under this concession must be entered under their substantive tariff items | Free | Free | 99 | 504873H | 1/88 | .. |

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 | 60.04) | Knitted fabrics, viz: | Free | Free | 99 | 300027D | 3/04 | 2/05 |
| | 60.05) | Ref: 4536 Naughty Minky 100% viscose – 10,000 metres | | | | | | |
| | 60.06) | Ref: 4540 Enamel 65% viscose, 30% nylon, 5% spandex – 10,000 metres | | | | | | |
| | | Ref: 6517 The Big Chill 82% acrylic, 10% poly, 5% nylon, 3% wool – 10,000 metres | | | | | | |
| | | Ref: 6528 Everest 70% acrylic, 15% wool, 15% polyester – 10,000 metres | | | | | | |
| | | Ref: 4152 Zapper 88% polyester, 8% spandex, 4% rayon – 10,000 metres | | | | | | |
| CE | 8479.89.00 | One only MDS ECON 1 doming machine | Free | Free | 99 | 300030D | 3/04 | 6/04 |

THIRD SCHEDULE
Concession Approvals Withdrawn

| | Tariff Item | Description of Goods | Rates of Duty | | Part II Ref. | Ref. No. | Effective | |
|--|-------------|-------------------------|---------------|-------|--------------|----------|-----------|----|
| | | | Normal | Pref. | | | From | To |
| | 72.14) | Bars ... section | .. | .. | .. | 992942J | .. | .. |
| | 72.15) | | | | | | | |
| | 8414.80.01 | Compressor ... pumping | .. | .. | .. | 990233D | .. | .. |
| | Chapter 89 | Parts ... items | .. | .. | .. | 504873H | .. | .. |
| | 9508.90.11 | Carrousel ... rides | .. | .. | .. | 995905L | .. | .. |
| | 9508.90.11 | Coin ... rides | .. | .. | .. | 996290F | .. | .. |
| | 9508.90.11 | Dodgem ... mechanisms | .. | .. | .. | 700095C | .. | .. |
| | 9508.90.11 | Fairground ... plane | .. | .. | .. | 992359E | .. | .. |
| | 9508.90.11 | Fairground ... costumes | .. | .. | .. | 988477H | .. | .. |

Tariff Concession Approvals, Withdrawals and Declines Notice No. 2004/17 – *continued*

| Tariff Item | Description of Goods | Rates of Duty | | Part II Ref. | Ref. No. | Effective | |
|----------------|---------------------------|---------------|-------|--------------------|-------------|-----------|----|
| | | Normal | Pref. | | | From | To |
| 9508.90.11 | Fairground ... Derby | .. | .. | .. | 989959G | .. | .. |
| 9508.90.11 | Fairground ... suits | .. | .. | .. | 987283D | .. | .. |
| 9508.90.11 | Inflatable ... structures | .. | .. | .. | 991472C | .. | .. |
| 9508.90.11 | Laser ... controls | .. | .. | .. | 991476F | .. | .. |
| 9508.90.11 | Passenger ... motion | .. | .. | .. | 820711K | .. | .. |
| 9508.90.11 | Single ... ride | .. | .. | .. | 988563D | .. | .. |
| 9508.90.11 | Swinger cabins | .. | .. | .. | 989768C | .. | .. |

FOURTH SCHEDULE
Applications for Concessions Declined

| Tariff Item | Description of Goods | Ref. No. |
|--|-----------------------------------|-------------|
| 3923.90.12) 3923.90.18) 3924.90.09) 3926.90.09) | Paint pails and disposable liners | 999986J |

| | | | |
|-----------------------|-----|---|---|
| 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 6th day of May 2004.

V.A. MANKS, Ministry of Economic Development.

Economic Development

Dumping and Countervailing Duties Act 1988

Final Determination of Dumping Investigation: Galvanised Wire from Malaysia

Pursuant to section 13 of the Dumping and Countervailing Duties Act 1988 (hereinafter referred to as "the Act"), I hereby give notice that on 27 April 2004 I 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

Country of Origin

Malaysia

Description of Subject Goods

Galvanised steel wire of high, medium and low tensile strength between (and including) 2mm and 4.5mm in diameter.

The goods are currently classified under Tariff Item 7217.20.10 and Statistical Keys 05L, 07G, 08E, 09C, 11E, 13A, 15H, 16F, 17D, 18B, 25E, 27A, 28K, 29H, 31K, 33F, 35B, 36L, 37J and 39E, and Tariff Item 7217.20.90 and Statistical Keys 05D, 07L, 08J, 09G, 11J, 13E, 15A, 16K, 17H and 18F 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 galvanised wire, imported or intended to be imported into New Zealand from Malaysia, shall be:

- A. For subject goods from the suppliers listed in the Third Schedule to this notice, for which the Chief Executive of the Ministry of Economic Development has established Normal Value (Value For Duty Equivalent) amounts.
- B. For subject goods from all other suppliers, the *ad valorem* percentage rate specified in the Third Schedule to this notice.

Third Schedule

| | Galvanised Wire diameter (in mm) | | | | | |
|--|----------------------------------|-------------|-------------|-------------|-------------|-------------|
| List of Suppliers | <u>2.00</u> | <u>2.24</u> | <u>2.50</u> | <u>3.15</u> | <u>3.55</u> | <u>4.00</u> |
| Southern Wire Industries (Malaysia) Sdn Bhd ¹ | * | * | * | * | * | * |
| Aspac Alliance Steel Sdn Bhd ¹ | ** | ** | ** | ** | ** | ** |
| <u>Other exporters (excluding RCI Wire Sdn Bhd):²</u> | | | | | | |
| – <i>Ad valorem</i> percentage | 9% | | | | | |
| – Normal Value (Value for Duty Equivalent) cap ³ | - | - | - | - | - | - |

*Normal Value (Value For Duty Equivalent) amount in Malaysian Ringgit per kilogram for Southern Wire Industries (Malaysia) Sdn Bhd.

**Normal Value (Value For Duty Equivalent) amount in Malaysian Ringgit per kilogram for Aspac Alliance Steel Sdn Bhd.

- Normal Value (Value For Duty Equivalent) amount in Malaysian Ringgit per kilogram.

¹The New Zealand Customs Service holds a confidential list of the Normal Value (Value for Duty Equivalent) amounts contained in the Third Schedule to this notice. Southern Wire Industries (Malaysia) Sdn Bhd and Aspac Alliance Steel Sdn Bhd also hold the confidential duty amounts relating to those companies.

²Other 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. Subject goods originating from RCI Wire Sdn Bhd are excluded from any anti-dumping duties.

³The duty payable by other exporters through the application of the specified *ad valorem* percentage rate cannot exceed the duty payable through the application of the Normal Value (Value for Duty Equivalent) amount. The cap would be the combination of the Normal Value (Value for Duty Equivalent) amounts calculated for Southern Wire Industries (Malaysia) Sdn Bhd and Aspac Alliance Steel Sdn Bhd, being the Normal Value (Value for Duty Equivalent) amounts for all sizes of galvanised wire imported. The New Zealand Customs Service holds these confidential Normal Value (Value for Duty Equivalent) amounts.

Dated at Wellington this 29th day of April 2004.

MARGARET WILSON, 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, Tariff Policy and Trade Rules Group, Ministry of Economic Development, P.O Box 1473, Wellington.

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