



New Zealand Gazette

CUSTOMS EDITION

WELLINGTON: TUESDAY, 28 NOVEMBER 2000

TARIFF CONCESSION NOTICES

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

TARIFF INDUSTRY ASSISTANCE (ADVERTISEMENT) NOTICE NO. 2000/45

Applications Advertised for Objection
Closing Date for Objections 19th December 2000

- 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 19th December 2000. 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 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.
3923.21.01	Polyethylene thermal insulated bags incorporating an aluminium inner and a plastic snap lock handle	L M Wright C/- Express International PO Box 53-037 AUCKLAND AIRPORT	99	998217F	A
4805.60.09	Embroidery cap backing paper, 95.177mm (3 ¾ inches) in width, 125g/m ² , in roll form	Geoffrey E MacPherson NZ Ltd 5/18 Moselle Avenue Henderson AUCKLAND	99	998215K	A
6002.93.09	CURRENT APPROVAL: Polyester wickable, moisture transmutable pique		99	997134D	V
6002.43.09) 6002.93.09)	REQUESTED APPROVAL: Polyester wickable, moisture transmutable fabric	Charles Parsons (NZ) Ltd PO Box 38 AUCKLAND	99	998218D	V
Chapter 89	CURRENT APPROVAL: 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. Altair II, Atria, Dalmor II, Ivan Golubets, Mainstream, Sokolnoe F.Vs. Amaltal Columbia, Amaltal Mariner, Amaltal Voyager, Amaltal Explorer, Amaltal Endeavour, Amaltal Atlantis F.V. Aorere, Otakou, Thomas Harrison, Alexander Buryachenko, Aleksey Slobodchikov, Meridian, Tasman Viking, Pakura, Cheung Shing, Janas, Sonrisa 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, Sapun Gora, Nova 97, Kapitan Rusak F.V. Taharaki 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		99	997773C	V
Chapter 89	REQUESTED APPROVAL: 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. Altair II, Atria, Dalmor II, Ivan Golubets, Mainstream, Sokolnoe F.Vs. Amaltal Columbia, Amaltal Mariner, Amaltal Voyager, Amaltal Explorer, Amaltal Endeavour, Amaltal Atlantis F.V. Aorere, Otakou, Thomas Harrison, Alexander Buryachenko, Aleksey Slobodchikov, Meridian, Tasman Viking, Pakura, Cheung Shing, Janas, Sonrisa	Pacifica Shipping (1985) Ltd C/- Beacon Customs Brokers Ltd PO Box 1295 CHRISTCHURCH	99	998216H	V

Tariff Industry Assistance (Advertisement) Notice No. 2000/45 – *continued*

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
	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, Sapun Gora, Nova 97, Kapitan Rusak F.V. Taharaki 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				
94.05	CURRENT APPROVAL: Light/fluorescent tube, 12 volt, flexible or fixed of a type suitable for use in motor vehicles		99	988686K	V
94.05	REQUESTED APPROVAL: Lights and fluorescent tubes, 12 and 24 volt, flexible or fixed of a type suitable for use in motor vehicles	Serada Marine & Leisure Ltd C/- PO Box 3986 AUCKLAND	99	998219B	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

Dated at Wellington this 23rd day of November 2000.

V.A. MANKS, Ministry of Economic Development.

Tariff Act 1988

TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 45) 2000

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; 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 3921.90.11	Continuous produced laminate (CPL) unprinted or printed, 0.2mm – 0.8mm thick, in rolls or sheet 650mm – 1310mm width	Free	Free	99	998128E	9/00	..
A 3926.90.69	Self inflating camping mats	Free	Free	99	998126J	8/00	..
A 6002.93.09	Nylon/lurex/spandex metallic lacquer printed knit	Free	Free	99	998131E	9/00	..
A 61.17) 62.17)	Backless bra straps, bra extenders, bra strap adjusters	Free	Free	99	998130G	7/00	..
X 6203.43.01	Pants, protective, specially designed for roller hockey players	Free	Free	99	998085H	8/00	..
X 6505.90.00	Babies or infants (aged from three months to five years) headwear not exceeding 51.5cm internal head circumference	Free	Free	99	209788F	1/88	..
X 6505.90.00	Sets comprising babies or infants (aged from three months to five years) headwear not exceeding 51.5cm internal head circumference and infants gloves and mittens	Free	Free	99	620685K	1/88	..
V 8481.80.19	Ball valves, 3 piece	Free	Free	99	998127G	9/00	..
V 8907.90.00	Internal floating roof system seals and catalogued parts thereof, regardless of tariff classification	Free	Free	99	998123D	9/00	..

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 5112.11.08	Wool 95%, lycra 5% – 10,000m ²	Free	Free	99	998186B	10/00	6/01
	Wool 97%, lycra 3% – 10,000m ²						
	Wool 100% – 500m ²						
	Wool 100% – 800m ²						
	Wool 100% – 1600m ²						
	Wool 100% – 2000m ²						
	Wool 100% – 10,000m ²						
	Wool 100% – 200m ²						
	Wool 70%, polyamide 20%, cashmere 10% – 2500m ²						
	Polyester 55%, wool 45% – 5000m ²						
IM 5112.11.08	Wool 100% – 150m ²	Free	Free	99	998182K	10/00	6/01
	Wool 100% – 150m ²						
	Wool 100% – 200m ²						
	Wool 100% – 250m ²						
	Wool 100% – 250m ²						
IM 5112.11.08	Wool 100% – 200m ²	Free	Free	99	998185D	10/00	6/01
	Wool 95%, cashmere 5% – 200m ²						
	Wool 100% – 400m ²						
	Wool 100% – 600m ²						
	Wool 100% – 1000m ²						
	Wool 100% – 2000m ²						
	Wool 100% – 2400m ²						
	Wool 100% – 3200m ²						
	Polyester 55%, wool 45% – 3800m ²						
	Polyester 55%, wool 45% – 4000m ²						
IM 5112.19.00	Wool 90%, nylon 10% – 200m ²	Free	Free	99	998184F	10/00	6/01
	Wool 100% – 150m ²						
	Wool 100% – 150m ²						
	Wool 100% – 150m ²						
	Wool 100% – 150m ²						
	Wool 100% – 250m ²						
	Wool 100% – 750m ²						
	Wool 100% – 10,000m ²						
	Wool 80%, nylon 20% – 2500m ²						
	Wool 59%, cotton 27%, polyester 11%, polyurethane 3% – 500m ²						
IM 5112.20.08	Wool 83%, polyamide 14%, lycra 3% – 300m ²	Free	Free	99	998183H	10/00	6/01
	Wool 69%, polyester 28%, elastane 3% – 5000m ²						
	Wool 50%, polyester 30%, cotton 20% – 8000m ²						
	Polyester 45%, wool 30%, nylon 15%, other fabrics 10% – 4000m ²						
	Polyester 55%, wool 45% – 500m ²						
5515.13.29	Polyester 60%, wool 30%, other fibres 10% – 2500m ²						

Tariff Concession Approvals, Withdrawals and Declines Notice No. 2000/45 – *continued*

	Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
			Normal	Pref.			From	To
IM	6002.30.12	87% polyamide and 13% elastam knitted fabric – 220 metres only	Free	Free	99	998125L	7/00	7/01
	6002.43.09	100% polyester knitted fabric – 600 metres only						

THIRD SCHEDULE
Concession Approvals Withdrawn

	Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
			Normal	Pref.			From	To
	6203.43.01	Pants, ...players	..	..	..	998085H	..	..
	6505.90.00	Babies ... circumference	..	..	..	209788F	..	..
	6505.90.00	Sets ... mittens	..	..	..	620685K	..	..
	8481.80.19	Ball ... – 150mm	..	..	..	995372J	..	..
	8907.90.00	Internal ... seals	..	..	..	995842J	..	..

FOURTH SCHEDULE
Applications for Concessions Declined

	Tariff Item	Description of Goods		Ref. No.
	3917.31.00	Three layer puncture resistant, post pasturisable shrink tubing		998120K
	3917.32.08	Three layer co-extruded tubing		998122F
	3917.32.08	Three layer puncture resistant, post pasturisable, sealable, non-shrink tubing		998121H

* 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

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 23rd day of November 2000.

V.A. MANKS, Ministry of Economic Development.

Extracts from *New Zealand Gazette*, 23 November 2000, No. 157, pages 4046 and 4047

Economic Development

Dumping and Countervailing Duties Act 1988

Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 8 (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. 8 (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 *New Zealand 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 *New Zealand Gazette* of 4 April 1996 (hereinafter referred to as the second principal notice), and of the notice entitled "Final Determination of Dumping Investigation: 10mm Plasterboard from Thailand" dated 23 July 1996 and published in the *New Zealand 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 30 September 1999, being the date of initiation of the review that preceded the duty reassessment. In accordance with section 14 (10) of the Act, Customs 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 *New Zealand 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 *New Zealand 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 *New Zealand 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 *New Zealand 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 *New Zealand 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 *New Zealand Gazette* of 16 January 1997

entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)", and by notice in the *New Zealand Gazette* of 30 September 1999 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 7 (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 *New Zealand 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 *New Zealand Gazette* of 16 January 1997 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)", and by notice in the *New Zealand Gazette* of 30 September 1999 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 7 (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 *New Zealand Gazette* of 16 January 1997 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 6 (Duty Reassessment)", and by notice in the *New Zealand Gazette* of 30 September 1999 entitled "Final Determination: Dumping Investigation in Respect of Plasterboard from Thailand, Amendment No. 7 (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. 7 (Duty Reassessment)", and published in the *New Zealand Gazette* of 30 September 1999, 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:

- For subject goods from the suppliers and exporters listed in the Third Schedule to this notice, the amount per square metre by which the Non-Injurious-Free-On-Board amount or Normal Value Equivalent amount¹ exceeds the Thai Producer Value.²
- 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 Non-Injurious-Free-On-Board and Normal Value Equivalent amounts have been established for the subject goods, are:

SCT Co Limited.

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:

58 percent *ad valorem* of the Thai Producer Value.

¹ The Non-Injurious-Free-On-Board amount for exports by SCT Co Limited is NZ\$1.71 per square metre for imports by Sigma Agencies Limited.

The Normal Value Equivalent amount for imports from SCT Co Limited by importers other than Sigma Agencies Limited is confidential. The New Zealand Customs Service holds the Normal Value Equivalent amount established for imports from SCT Co Limited by importers other than Sigma Agencies Limited.

The Non-Injurious-Free-On-Board amount for exports by Thai Gypsum Products Limited is NZ\$2.84 per square metre.

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 agent's or reseller's fees, margins or commissions or other similar charges.

³ Suppliers and exporters for which a specific duty amount has not been established, may lodge a request for a reassessment, backed by the necessary supporting evidence, that either Non-Injurious-Free-On-Board or Normal Value Equivalent amounts be established.

Dated at Wellington this 19th day of November 2000.

HON PAUL SWAIN, Minister of Commerce.

Note:

Where an interested party considers that there has been a change in relevant values of the factors used in calculating either Non-Injurious-Free-On-Board or Normal Value Equivalent amounts, 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 Non-Injurious-Free-On-Board and 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 reassessment and the conclusions reached, is available from the Trade Remedies Group, Competition and Enterprise Branch, Ministry of Economic Development, P.O. Box 1473, Wellington.

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Imposition of Anti-Dumping Duties

On 27 September 2000, pursuant to section 13 of the Dumping and Countervailing Duties Act 1988 ("the Act"), 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"), that the subject goods were dumped and by reason thereof material injury to the New Zealand industry was being threatened.

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, with effect from 28 September 2000, on the subject goods to be the amount set out in the Second Schedule to this notice and detailed in the Third and Fourth Schedules to this notice.

First Schedule

Goods Subject to Determination

Country of Origin

Thailand

Description of Goods

Standard plasterboard with dimensions of a nominal thickness from but not including 6mm and up to but not including 12mm of any width or length (other than those dimensions already subject to anti-dumping duty).

The goods are currently classified under Tariff Item and Statistical Key 6809.11.00 10D 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 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 Non-Injurious-Free-On-Board amount or 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 Non-Injurious-Free-On-Board and Normal Value Equivalent amounts have been established for the subject goods, are:

SCT Co Limited.

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:

58 percent *ad valorem* of the Thai Producer Value.

¹ The Non-Injurious-Free-On-Board amount for exports by SCT Co Limited is NZ\$1.71 per square metre for imports by Sigma Agencies Limited.

The Normal Value Equivalent amount for imports from SCT Co Limited by importers other than Sigma Agencies Limited is confidential. The New Zealand Customs Service holds the Normal Value Equivalent amount established for imports from SCT Co. Limited by importers other than Sigma Agencies Limited.

The Non-Injurious-Free-On-Board amount for exports by Thai Gypsum Products Limited is NZ\$2.84 per square metre.

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 agent's or reseller's fees, margins or commissions or other similar charges.

³ Suppliers and exporters for which a specific duty amount has not been established, may lodge a request for a reassessment, backed by the necessary supporting evidence, that either Non-Injurious-Free-On-Board or Normal Value Equivalent amounts be established.

Dated at Wellington this 19th day of November 2000.

HON PAUL SWAIN, Minister of Commerce.

A copy of the non-confidential version of the Final Report which contains details of the investigation and the conclusions reached, and a separate report on the level and

amount of anti-dumping duty, are available from the Manager, Trade Remedies Group, Competition and Enterprise Branch, Ministry of Economic Development, P.O. Box 1473, Wellington.

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