

Tariff and Development Board Notice No. 328—Inquiry Concerning Protection Affecting the New Zealand Industry Producing Certain Chemicals of Types Used as Agricultural Chemicals, Fungicides, etc., or for Use in the Manufacture of Agricultural Chemicals, etc.—Public Hearing

1. Following receipt by the Minister of Customs of a report from the Emergency Protection Authority, on the subject of protection for the New Zealand industry producing MCPB and 2,4-DB weedkillers, the Minister notified the Board, in a letter dated 22 March 1972, that Government has accepted the recommendations of the Authority that a temporary protective duty of 20% *ad valorem* be imposed in respect of imports from all sources on the compounds of Tariff item 29.16.099, and for the fully formulated products of Tariff item 38.11.039, that the "C" allocation relating to item code 38.120 of the Import Licensing Schedule be continued and administered on the basis of a policy that licences should not be issued for these weedkillers unless imports are proved to be absolutely necessary. To give effect to the Authority's duty recommendations MCPB and 2,4-DB (in compound form) were separately provided for in Tariff item 29.16.031 and the temporary additional duties became effective on 24 March 1972.

2. In accordance with the provisions of the Tariff and Development Board Act, the Minister of Customs has requested the Board to undertake an inquiry and report on the nature and degree of protection, if any, it considers necessary to protect the New Zealand industry producing MCPB and 2,4-DB classified in Tariff items 29.16.099 (now 29.16.031) and 38.11.039.

3. In two further letters to the Board, dated 13 March and 17 April 1972, the Minister of Customs referred to the Board for inquiry and report the question of the nature and extent of the protection, if any, which it considers appropriate for New Zealand industry in respect of the importation of various goods including the chemicals of Tariff items 29.07.009, 29.16.021, 29.16.029, 29.16.031, 29.16.098, 38.11.011, 38.11.019, 38.11.021, 38.11.022, Ex 38.11.023, Ex 38.11.029, 38.11.031, 38.11.033, 38.11.039, 38.11.041, 38.11.042, 38.11.049, Ex 38.11.099, 38.19.231, 38.19.232, 38.19.239. Subsequent to the receipt of these references and after discussions with representatives of the agricultural chemicals industry, the Board recommended the Minister to include the goods of Tariff items 29.19.000, 29.21.000, 29.25.000, 29.26.009, 29.31.000, 29.34.000 and 29.35.009. In a letter, dated 9 January 1973, the Minister asked the Board to add these items to its terms of reference.

4. The Board has incorporated all of the items referred to it—as set out in paragraphs 1–3 above—into a single inquiry. The current Tariff position in respect of the goods is set out in the Schedule to this notice.

5. For the purpose of taking evidence the Board will hold a public hearing commencing at 2.00 p.m. on Monday, 14 May 1973, in the Hearing Room, Eighth Floor, Cumberland House, Upper Willis Street, Wellington.

6. Parties intending to make representations or requests about appropriate rates of customs duty are asked to take into account the statement by the Minister of Overseas Trade of 6 September 1972 about changes in the New Zealand Customs Tariff. Copies of this statement can be obtained from the undersigned. Parties intending to make representations or requests about the exemption from import licensing of goods at present not so exempt are asked to take into account the statement in the 1972 Financial Statement (page 19) that "the Government has also decided that where the industry is to be exempted from import licensing there should be provision in appropriate cases for a phase-out period which in general will be for up to three years".

7. Any person who intends to tender evidence should lodge, in typewritten form, 14 copies of public evidence and 12 copies of confidential evidence, to be presented under oath at the public hearing at the Board's office no later than Thursday, 19 April 1973. In preparing this evidence the "Notes for Information and Guidance of Interested Parties" prepared by the Board may be of assistance. Copies of these notes may be obtained from the Board's office.

Dated at Wellington this 30th day of January 1973.

C. H. S. RODDEN, Secretary, Tariff and Development Board.

P.O. Box 27046, Wellington.

SCHEDULE

Number	Description	BP	Rates of Duty MFN	GEN
29.07	Halogenated, sulphonated, nitrated or nitrosated derivatives of phenols or phenol-alcohols:			
29.07.009	Other	Free	20%	25%
29.16	Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides, and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives:			
	2,4-dichlorophenoxyacetic acid, 2,4,5-trichlorophenoxyacetic acid; salts and esters of the foregoing:			
29.16.021	As may be determined by the Minister	12½%*	..	22½%*
29.16.029	Other	Free	..	10%
†29.16.031	2-methyl-4-chlorophenoxybutyric acid, 2,4-dichlorophenoxybutyric acid; salts and esters of the foregoing	20%	40%	45%
†29.16.098	Other kinds	Free	20%	25%
29.19.000	Phosphoric esters and their salts, including lactophosphates, and their halogenated, sulphonated, nitrated or nitrosated derivatives	Free	10%	25%
			DC Free	
29.21.000	Other esters of mineral acids (excluding halides) and their salts, and their halogenated, sulphonated, nitrated or nitrosated derivatives	Free	10%	25%
			DC Free	
29.25.000	Carboxamide-function compounds; amide-function compounds of carbonic acid	Free	10%	25%
			DC Free	
29.26	Carboxyimide-function compounds (including ortho-benzoic sulphimide and its salts) and imine-function compounds (including hexamethylene-tetramine and trimethylene-trinitramine):			
29.26.009	Other	Free	10%	25%
			DC Free	
29.31.000	Organo-sulphur compounds	Free	10%	25%
			DC Free	
29.34.000	Other organo-inorganic compounds	Free	20%	25%
29.35	Heterocyclic compounds; nucleic acids:			
29.35.009	Other	Free	10%	25%
38.11	Disinfectants, insecticides, fungicides, weed-killers, anti-sprouting products, rat poisons and similar products, put up in forms or packings for sale by retail or as preparations or as articles (for example, sulphur-treated bands, wicks, and candles, fly-papers):			
	Insecticides and fungicides:			
	Sheep dip:			
38.11.011	As may be determined by the Minister	12½%*	..	22½%*
38.11.019	Other	Free	..	10%

*Or such lower rate of duty as the Minister may in any case direct.

†Effective 24.3.72 (E.P.A.)