

BECHUANALAND PROTECTORATE.

No. 28 OF 1943.

(Promulgated 6th August, 1943.)

PROCLAMATION

By HIS EXCELLENCY THE HIGH COMMISSIONER
Entitled the Bechuanaland Protectorate Customs
and Excise (Amendment) Proclamation, 1943.

Whereas it is expedient to increase certain Excise Duties and to amend certain Customs Duties in the Bechuanaland Protectorate:

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim and make known as follows:—

1. Section *two* of the Bechuanaland Protectorate Customs and Excise Duties Amendment Proclamation, 1922, is hereby amended by the addition thereto of the following new subsections:—

Amendment of section 2 of Proclamation No. 47 of 1922.

“(4) The duty specified in items 1 (1) and (2) of the Schedule shall be assessed in respect of each separate immediate container of cigarettes, and for the purpose of assessing such duty any number of cigarettes which is not a multiple of ten shall be deemed to be the multiple of ten which is nearest to but not less than such number.

(5) The High Commissioner may, by Notice in the *Gazette*, bring into operation as from a date specified in such Notice the whole or any part of a duty referred to as a suspended duty in the Schedule.”

2. Section *three* of the Cigarette Excise and Surtax (Bechuanaland Protectorate) Proclamation, 1911, is hereby amended by the addition at the end thereof of the following proviso:—

Amendment of section 3 of Proclamation No. 28 of 1911.

“Provided that the High Commissioner may, by Notice in the *Gazette*, direct that the whole or any portion of such excise duty shall, for a period specified in the Notice, be paid in cash.”

3. Section *four* of the Cigarette Excise and Surtax (Bechuanaland Protectorate) Proclamation, 1911, is hereby amended by the addition at the end thereof of the following proviso:—

Amendment of section 4 of Proclamation No. 28 of 1911.

“ Provided that the High Commissioner may, by Notice in the *Gazette*, direct that the whole or any portion of such surtax shall, for a period specified in the Notice, be paid in cash.”

Amendment of section 6 of Proclamation No. 28 of 1911.

4. Section *six* of the Cigarette Excise and Surtax (Bechuanaland Protectorate) Proclamation, 1911, is hereby amended by the addition thereto of the following new sub-section:—

“(3) No person shall manufacture for sale any cigarettes which weigh more than four and one half pounds per thousand cigarettes.”

Amendment of section 7 of Proclamation No. 28 of 1911.

5. Section *seven* of the Cigarette Excise and Surtax (Bechuanaland Protectorate) Proclamation, 1911, is hereby amended—

(a) by the substitution for paragraph (a) of sub-section (1) of the following paragraph:—

“(a) securely enclosed in an unbroken container holding in the case of cigarettes ten, twenty or fifty cigarettes; and”;

(b) by the insertion in paragraph (b) of sub-section (1), after the word “payable”, of the words “by means of such a stamp in terms of section *four*”.

Amendment of Third Schedule to Proclamation No. 52 of 1942.

6. The Third Schedule to the Bechuanaland Protectorate Customs Tariff and Excise Duties Amendment Proclamation, 1942, is hereby amended—

(a) by the substitution for the rates of duty £1 16 0, £3 3 0 and £3 3 0 [opposite items (1) (a), (b) and (c)] of the rates £2 14 0, £4 19 0 and £4 19 0 respectively.

(b) by the substitution for the rates of duty £0 15 0, £1 0 0, £1 5 0 and £1 5 0 [opposite items (2) (a), (b), (c) and (d)] of the rates £1 5 0, £1 10 0, £1 15 0 and £1 15 0 respectively.

Amendment of Schedule to Proclamation No. 47 of 1922.

7. The First Schedule to this Proclamation is hereby substituted for Parts II and III of the Schedule to the Bechuanaland Protectorate Customs and Excise Duties Amendment Proclamation, 1922.

Amendment of Fourth Schedule to Proclamation No. 53 of 1941.

8. The Second Schedule to this Proclamation is hereby substituted for the Fourth Schedule to the Bechuanaland Protectorate Customs and Excise Amendment Proclamation, 1941.

9. The First Schedule to the Bechuanaland Protectorate Customs and Excise (Amendment) Proclamation, 1942, is hereby amended by deleting the figures "£0 0 6" opposite item (1) (a) and substituting therefor the figures "£0 1 0".

Amendment of First Schedule to Proclamation No. 52 of 1942.

10. Section *ten* of the Bechuanaland Protectorate Customs Management Proclamation, 1914 (as amended by section *fifteen* of Proclamation No. 33 of 1923 and section *one* of Proclamation No. 44 of 1939), is hereby further amended by the addition of the following new paragraph:—

Amendment of section 10 of Proclamation No. 84 of 1914.

"(j) Cigarettes weighing more than four and one half pounds per thousand cigarettes."

11. The First and Second Schedules to the Customs Tariff and Excise Duties Amendment Proclamation, 1925 (as inserted by Proclamation No. 35 of 1940 and amended by section *three* of Proclamation No. 68 of 1940, section *seven* of Proclamation No. 53 of 1941 and section *six* of Proclamation No. 52 of 1942), are hereby further amended in the manner shown respectively in the Third and Fourth Schedules to this Proclamation.

Amendment of First and Second Schedules to Proclamation No. 20 of 1925.

12. If any person exports or attempts to export any goods in contravention of any law other than a law relating to customs, such goods shall be liable to forfeiture unless the law in question makes special provision for dealing with them in some other manner.

Exportation of prohibited goods.

13. This Proclamation may be cited as the Bechuanaland Protectorate Customs and Excise (Amendment) Proclamation, 1943, and shall be deemed to have had force and effect as follows:—

Short title and commencement.

Sections *one*, *six*, *seven*, *eight*, *nine* and *eleven*—as from the twenty-fourth day of February, 1943;

Sections *two*, *three*, *four*, *five* and *ten*—as from the twenty-first day of April, 1943.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Twenty-ninth day of July, One thousand Nine hundred and Forty-three.

WALTER C. HUGGARD,
High Commissioner.

By Command of His Excellency
the High Commissioner.

H. LESTER SMITH,
for Administrative Secretary.

FIRST SCHEDULE TO BECHUANALAND PROTECTORATE PROCLAMATION No. 28 OF 1943.

Article.	Rate of Duty.
	£ s. d.
1. Tobacco— (1) Cigarettes manufactured in the Territory— (a) weighing not more than 2½ lb. per thousand for every ten cigarettes.....	0 0 1¼ (to be collected by means of stamp labels).
(b) weighing more than 2½ lb. but not more than 3 lb. per thousand for every ten cigarettes.....	0 0 1¼ (to be collected by means of stamp labels).
(c) weighing more than 3 lb. per thousand for every ten cigarettes.....	0 0 3¼ (to be collected by means of stamp labels).
(2) Cigarettes manufactured in the Territory, in addition to the duties payable under item 1 (1)— (a) weighing not more than 3 lb. per thousand for every fifty cigarettes.....	0 0 2
(b) weighing more than 3 lb. per thousand for every fifty cigarettes.....	0 0 4
2. Cigarettes imported into the Territory and delivered for consumption therein, in addition to the duty payable under the customs laws— (a) weighing not more than 2½ lb. per thousand for every ten cigarettes.....	0 0 1¼
(b) weighing more than 2½ lb. per thousand but not more than 3 lb. per thousand for every ten cigarettes.....	0 0 1¼ (to be collected by means of stamp labels).
(c) weighing more than 3 lb. per thousand for every ten cigarettes.....	0 0 1¼ (to be collected by means of stamp labels).
3. Cigarette tobacco manufactured in the Territory for every two ounces nett weight or fraction thereof.....	0 0 3¼ (to be collected by means of stamp labels).
4. Cigarette tobacco imported into the Territory and delivered for consumption therein, in addition to the duty payable under the customs laws for every two ounces nett weight or fraction thereof.....	0 0 1¼ (to be collected by means of stamp labels).

SECOND SCHEDULE TO BECHUANALAND PROTECTORATE PROCLAMATION No. 28 OF 1943.

Article.	Rate of Duty.
	£ s. d.
1. Tobacco manufactured in the Territory per lb.— (a) in the form of cigarettes weighing not more than 2½ lb. per thousand; on the nett weight of the tobacco content, in addition to any excise duty payable under 1 (1) (a) and 1 (2) (a) of the First Schedule.....	0 0 5¼
(b) in the form of cigarettes weighing more than 2½ lb. per thousand; on the nett weight of the tobacco content, in addition to any excise duty payable under items 1 (1) (b) or (c) and 1 (2) (a) or (b) of the First Schedule.....	0 0 6
(c) ready for use in the making of cigarettes, in addition to any excise duty payable under item 3 of the First Schedule.....	0 5 2
plus a suspended duty of.....	0 8 4

THIRD SCHEDULE TO BEHUANALAND PROTECTORATE PROCLAMATION No. 28 OF 1943.
AMENDMENTS TO THE FIRST SCHEDULE OF THE CUSTOMS TARIFF AND EXCISE DUTIES AMENDMENT
PROCLAMATION, 1925, AS AMENDED.

Tariff item.	Article.	Minimum duty.	Inter-mediate duty.	Maximum duty.	
		£ s. d.	£ s. d.	£ s. d.	
11	By substituting for the item the following new item :— “ 11 (1) Chillies— (a) Fresh or green..... (b) Dried— (i) ground, crushed or rubbed..... (ii) other..... (2) Turnaieit— (a) ground..... (b) unground..... “ (2) Amyl and ethyl acetate. By substituting for the item the following new item :— “ 20. Fodder :— (a) Oil-cake and oil-cake meal, in bulk..... (b) Chaff, hay, hearse, oathay, and other fodder n.e.c..... By increasing in paragraph (a) the minimum, intermediate and maximum duties of 3s. 9d. per imperial gallon to 4s. 6d. per imperial gallon in each case By increasing in paragraph (b) the minimum duty of 3s. 3d. per imperial gallon to 4s. 6d. per imperial gallon in each case By increasing the minimum, intermediate and maximum duties of £2. 12s. 6d. per imperial proof gallon to £4. 2s. 6d. per imperial proof gallon in each case By increasing the minimum, intermediate and maximum duties of 6s. 6d. per lb. to 8s. per lb. in each case By increasing the minimum, intermediate and maximum duties of 6s. 6d. per lb. to 7s. per lb. in each case By substituting for the item the following new item :— “ 57. Tobacco, manufactured— (a) Cigarette..... (b) Other..... <i>Note</i> :— Cigarette tobacco means— (a) any tobacco cut into strips less than one-twenty-fifth of an inch in width ; or (b) any cut tobacco described or offered for sale as tobacco for making into cigarettes ; or (c) a mixture of any cut tobacco with tobacco as defined in paragraphs (a) or (b) of this <i>Note</i> .” By substituting for the item the following new item :— “ 59 (1) Bags n.e.c.— (a) lined or unlined lute, hemp or jessian bags..... (b) For flour, gram, maize, sugar, wool, coal and minerals, and for local produce or manufactures, but excluding those provided for in paragraph (a)..... (c) Other..... (2) Trunks, attache cases, hat boxes and suitcases, n.e.c..... (3) Cotton bag wrappers..... By inserting in the heading to the item before the word “ Blankets ” where it first appears the letter “ (a) ” ; By substituting in paragraph (b) and “ (b) ” occurring in paragraphs “ (1) ” and “ (2) ” respectively unpublished in the <i>Free</i> By adding to paragraph (b) the following new sub-paragraph :— (iii) Tails..... <td>ad valorem per lb. per lb. ad valorem ad valorem per 100 lb. per 100 lb.</td> <td>Free 0 0 2 0 0 2 0 0 2 Free Free 0 1 10 0 1 10</td> <td>5% 0 0 2 0 0 2 0 0 2 Free Free 0 2 0 0 2 0 0 7 0 0 7 0 0 6 0 0 6 0 Free Free 20% 20% Free 15%</td> <td>5% 0 0 2 0 0 2 0 0 2 5% 5% 0 2 0 0 2 0 0 7 0 0 7 0 0 6 0 0 6 0 5% 5% 20% 20% Free 15% 20% 20% 5%</td>	ad valorem per lb. per lb. ad valorem ad valorem per 100 lb. per 100 lb.	Free 0 0 2 0 0 2 0 0 2 Free Free 0 1 10 0 1 10	5% 0 0 2 0 0 2 0 0 2 Free Free 0 2 0 0 2 0 0 7 0 0 7 0 0 6 0 0 6 0 Free Free 20% 20% Free 15%	5% 0 0 2 0 0 2 0 0 2 5% 5% 0 2 0 0 2 0 0 7 0 0 7 0 0 6 0 0 6 0 5% 5% 20% 20% Free 15% 20% 20% 5%
18					
20					
48					
50					
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57					
59					
61					
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67					

Tariff item.	Article.	Mini- mum duty.	Inter- mediate duty.	Maxi- mum duty.
		£ s. d.	£ s. d.	£ s. d.
72	By substituting for the item the following new item:— “72 (a) Coated piece goods, namely imitation leather, bookbinders' cloth, leather cloth and similar materials used for upholstery, oil cloth and oil baize not being horecloth. (b) Window-blind cloth containing less than 50 per cent. by weight of fabric. (c) Other coated piece goods excluding canvas; and impregnated piece goods containing less than 50 per cent. by weight of fabric excluding that mentioned in paragraph (b). where it appears for the second time the words “piece goods” By inserting in paragraph (2) after the word “canvas” the following new sub-paragraphs:— “(ii) jute, hemp and hessian bagging and sacking, (iv) other. By inserting in paragraph (a) after the word “including” the words “crochet and” By substituting in paragraph (1) for the words “including copper” the words “copper or brass” and by inserting after the word “brushes” the words “woven wire screening for mining purposes,” By adding the following new note to paragraph (b):— “Note: For the purpose of paragraph (b) a battery and a lamp imported together shall be deemed to be a lamp if the two units form a single outfit when connected by an electric cable.” By substituting in sub-paragraph (iv) of paragraph (b) for the letters “u.c.c.” the word “other” By substituting for paragraph (a) the following new paragraph:— “(a) Aluminium and aluminium alloys— (i) in plain perforated or corrugated sheets, in strips, circles, pellets, or in extruded sections, not worked up in any way. (ii) in foil. (c) Tumbsten carbide tips. By adding the following new paragraph:— “(c) Packing and bagging for engines, machinery and piping, and packing for buildings, but excluding jute gasketing, white and red leads, zinc oxide, leather, rubber sheets and sheeting with or without insertion interplies, and other rubber, waxing, the word “fishing”, By inserting in paragraph (3) after the word “larvae” the words “laboratory incubators” By inserting in paragraph (4) after the word “fur” the words “but not including batteries” By deleting in the heading to the item the words “but not including batteries” By deleting paragraph (b), paragraph (c) then becoming paragraph (b) By inserting in paragraph (1) after the word “plates”, the word “discs,” By inserting in paragraph (2) after the word “Dry” the words “or mixed with or ground in water.” By adding the following new paragraph:— “(3) White spirit. By deleting in paragraph (c) the words “excluding white spirit” By substituting for the word “perthemy” the word “perthemy” By deleting in paragraph (2) the following words “loopings, bindings, trimmings,” and “and toe canvas” and “bottom fillings, solutions, crayons” By inserting in paragraph (7) before the word “goat” the word “kid,” and after the word “goat” the word “lamb” By substituting in paragraph (a) for the words “and members” the words “; their households, and of members” and by substituting for the word “staff” the word “stuffs” By inserting in paragraph (1) before the word “trusses” the words “surgical suture, including umbilical tape, surgical ligatures.”	Free Free 15%	Free Free 10%	5% 5% 20%
75		Free		
76		Free 5%	Free 10%	5% 15%
80				
111				
116				
119				
120		Free Free	Free Free	Free Free
126				
131		Free	Free	Free
134				
143				
154				
155				
168				
192				
193				
205				
226				
250A				
255		Free	Free	5%
317				
329		20%	20%	25%

Tariff item.	Article.	Duty rebated as under.
338	By substituting for the word "putties," the words "putties and" and by inserting after the word "cements" the words "(including solutions)";	
341	By inserting after the word "shippers," the words "loopings, bindings, trimmings, toe canvas, bottom fillings, and crayons";	
342	By deleting the words "and potassium iodide";	
343	By inserting in paragraph (1) after the word "syrup," the word "molasses,"	
350	By deleting the words "whale oil," and "stora," and "pyrethrum powder and extract," and by inserting after the word "flowers" the words "and powder," and by substituting for the word "lanoline" the words "wool grease";	
352	By substituting in paragraph (3) for the words "use as battery cloth" the words "recovery of gold";	
353	By deleting in paragraph (3) the words "carbon disulphide,"	
	By substituting in paragraph (1) for the words "leads, white and red, dry" the words "white lead, dry or mixed with or ground in water" and for the words "synthetic, including white spirit" the words "synthetic; white spirit"; and by deleting the words "lithopone;" and "oleic acid";	
356	By substituting in paragraph (3) for the word "lanoline" the words "wool grease";	
	By deleting in paragraph (1) the words "and printers' bronze powder" and "and aluminium";	
	By deleting in paragraph (2) the words "Nitrate of silver,"	
	By deleting in paragraph (3) the words "imitation leather,"	
358	By deleting paragraph (16)	
360	By deleting in paragraph (1) the words "pigments;" and "dye-stuffs";	
371	By substituting for the word "lanoline" the words "wool grease";	
384	By substituting paragraph (5)	
387	By substituting for the words "synthetic, including white spirit" the words "synthetic; white spirit,"	
392	By deleting the item	
401	By deleting the words "red lead."	

By substituting for paragraph (8) of the General Note the following new paragraph:—
 "(8) Piece goods which bear an indication by selvedge, scarring, pattern, marking or in any other manner, as to where they should be cut to form separate articles, are dutiable at the rates leviable on piece goods or at the rates leviable on the articles into which the material is capable of being cut up, whichever rates yield the higher duty."

FOURTH SCHEDULE TO BECHUANALAND PROTECTORATE PROCLAMATION No. 28 OF 1943.
 AMENDMENTS TO THE FIRST SCHEDULE OF THE CUSTOMS TARIFF AND EXCISE DUTIES AMENDMENT
 PROCLAMATION, 1925, AS AMENDED.

Tariff item.	Article.	Minimum duty.	Intermediate duty.	Countries whose products are admissible at minimum rates of duty.
		£ s. d.	£ s. d.	
48	By increasing in paragraph (b) the minimum duty of 3s. 3d. per imperial gallon to 4s. per imperial gallon and the intermediate duty of 3s. 9d. per imperial gallon to 4s. 6d. per imperial gallon			
119	By substituting in sub-paragraph (iv) of paragraph (b) for the letters "n.e.c." the word "other"			
134	By inserting in paragraph (3) after the word "lavatory" the word "flushing"			
154	By deleting in the heading to the item the words "and not including batteries"			
192	By inserting in paragraph (e) after the word "Dry" the words "or mixed with or ground in water"			