

BECHUANALAND PROTECTORATE.

Cancelled see
No. 48 of 1946
(Promulgated 1st November, 1946.)
Proc 68/56

PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER
Entitled the Bechuanaland Protectorate Customs
Amendment Proclamation, 1946.

Whereas it is expedient to amend the law relating to Customs and to repeal the Bechuanaland Protectorate Flour and Meal Importation Restriction Proclamation, 1931 (No. 11 of 1931);

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

1. Section *sixty-two* of the Bechuanaland Protectorate Customs Proclamation, 1944 (hereinafter referred to as the principal law), is hereby amended by the insertion, after the words "*fifty-nine*" of the words "or a special duty imposed under section *sixty-four A*" and by the insertion after the word "dumping", where it occurs for the second time, of the words "or special".

2. The principal law is hereby amended by the insertion after section *sixty-four* of the following section:—

64A. (1) Whenever the High Commissioner is satisfied, in respect of goods which are of a class or kind produced or manufactured in the Territory or the Union, that such goods have been or are being or are likely to be exported to the Territory or the Union at an export price and in quantities which may lead to the discontinuance of the production or manufacture in the Territory or the Union of goods of that class or kind, and that it would be in the public interest to impose in respect of such goods a temporary special duty, he may by notice in the *Gazette* notify—

- (a) the class or kind of goods;
- (b) the rate of the special duty, which may be either a percentage of the value for duty purposes, or a

"Imposition of temporary special duties."

Amendment of section 62 of Proclamation No. 51 of 1944.
Insertion of section 64A in Proclamation No. 51 of 1944.

Sec. 2 Proc 24/48

specific rate per unit of quantity, volume or weight, or the amount by which an export price specified in the notice, exceeds the actual export price to the importer in the Territory or the Union;

(c) the period during which it shall operate; and

(d) the export price at or above which such goods may be imported into the Territory or the Union without any liability for the special duty;

Substituted
by Sec 2 Procl 24/48

and from the date of publication of such notice in the *Gazette* such special duty shall, in addition to any other duty which may be payable thereon, be paid on such goods on their importation into the Territory, during the period mentioned, at a price below an export price so notified: Provided that—

(i) any such special duty shall not be leviable on goods shipped or otherwise dispatched to the Territory or the Union prior to the date of publication of such notice;

(ii) any such special duty together with any other duty (excepting a duty imposed under section *fifty-five* or sections *fifty-nine* to *sixty-four*) which may be payable on such goods shall not exceed one-half of the value for duty purposes as defined in section *sixty-five*.

(2) The provisions of this section shall lapse after a period of two years from the seventh day of June, 1946."

Amendment of section 6 of Proclamation No. 68 of 1940.

3. Section *six* of the Bechuanaland Protectorate Customs and Excise Additional Taxation Proclamation, 1940, as amended by Proclamation No. 52 of 1942, relative to the rate of excise duty on motor fuel, is hereby amended by the substitution of the word "threepence" for the words "sixpence and one halfpenny".

Amendment of First Schedule to Proclamation No. 28 of 1943.

4. The First Schedule to the Bechuanaland Protectorate Customs and Excise (Amendment) Proclamation, 1943, is hereby amended—

(i) by the insertion in item 2 after the word "laws" of the words "except cigarettes admissible free of customs duty

under items 312 (1) and (2) and 317 (a) of the First Schedule to the Bechuanaland Protectorate Customs Proclamation, 1944 ”;

(ii) by the insertion in item 4 after the word “ laws ” of the words “ except cigarette tobacco admissible free of customs duty under items 312 (1) and (2) and 317 (a) of the First Schedule to the Bechuanaland Protectorate Customs Proclamation, 1944 ”.

5. Part B of the Schedule to the Bechuanaland Protectorate Customs Duties (Spirits, Beer and Wines) Proclamation, 1946, is hereby amended by the deletion of the figures “ £1. 16s. 0d. ”, “ £3. 3s. 0d. ” and “ £3. 3s. 0d. ” opposite items (a), (b) and (c), and the substitution therefor of the figures “ £2. 14s. 0d. ”, “ £4. 19s. 0d. ” and “ £4. 19s. 0d. ” respectively.

Amendment of Schedule to Proclamation No. 29 of 1946.

6. The First Schedule to the principal law is hereby amended to the extent set out in the Schedule to this Proclamation.

Amendment of First Schedule to Proclamation No. 51 of 1944.

7. The Bechuanaland Protectorate Flour and Meal Importation Restriction Proclamation, 1931, is hereby repealed.

Repeal of Proclamation No. 11 of 1931.

8. This Proclamation may be cited as the Bechuanaland Protectorate Customs Amendment Proclamation, 1946, and shall be deemed to have had force and effect as follows:—

Short title and date of effect.

Section *three*, and the amendments set out in the Schedule in respect of items 195 (1) and 353 (4) of the First Schedule to the principal law as from the eighteenth day of March, 1946;

Section *four* as from the twenty-eighth day of April, 1942;

Section *five* as from the first day of April, 1946;

and otherwise as from the date of publication in the *Gazette*.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Twenty-second day of October, One thousand Nine hundred and Forty-six.

H. E. PRIESTMAN,
High Commissioner.

By Command of His Excellency
the High Commissioner.

A. G. T. CHAPLIN,
Acting Administrative Secretary.

SCHEDULE.

AMENDMENTS TO THE FIRST SCHEDULE TO THE BECHUANALAND PROTECTORATE CUSTOMS PROCLAMATION, 1944,
AS AMENDED.

Tariff Item.	Article.	Minimum Duty.	Inter-mediate Duty.	Maximum Duty.
		£ s. d.	£ s. d.	£ s. d.
122	By substituting for paragraph (i) the following paragraph :— “(i) Shovel and spade plates, shaped but otherwise in the rough— (i) with solid sockets..... (ii) other..... By decreasing in paragraph (1) the minimum intermediate and maximum duties of 11½d. per imperial gallon to 8d. per imperial gallon in each case. By inserting in the heading to the item after the words “(natural and synthetic)” the words “, including those containing fixatives”; By substituting for the item the following item :— “268. Cork (compressed or otherwise) and corkwood :— (a) Corks, plain ; floats for fishing nets..... <i>ad valorem</i> (b) Cork and corkwood in plain sheets, blocks, bricks and slabs..... (c) Granulated cork in bulk..... (d) Manufactures of cork and corkwood, n.e.e..... <i>ad valorem</i> By inserting before the word “Staves” the figure “(1)”; By adding the following paragraph :— “(2) Bungs, wooden..... <i>ad valorem</i> ”	Free Free	Free Free	Free Free 5% Free Free 20% Free 5%
195		Free	Free	Free
197		Free	Free	Free
268		Free	Free	5%
277		Free	Free	20%
		Free	Free	5%

Tariff Item.	Article.	Duty Rebated as under.
338	By deleting the words “cork sheets,”	
347	By deleting the words “, cork in sheets.”	
353	By decreasing in paragraph (4) the rebate of 6d. per imperial gallon to 2½d. per imperial gallon.	
371	By inserting the following paragraph :— “(5) Sodium, carbonate excluding soda crystals, in bulk, for such industries as may be approved by the Resident Commissioner..... By deleting in paragraph (1) the word “canvas.”	
378	By deleting the words “Corkwood in sheets ;”	
388	By inserting after the word “bulk” the words “; sheets of cork (compressed or otherwise) and of corkwood, other than plain, for the manufacture of linings for screw caps for bottles and jars.”	The whole duty.”
395		