

## BECHUANALAND PROTECTORATE.

No. 26 of 1948.

(Promulgated 25th June, 1948.)

### PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER

Entitled the Bechuanaland Protectorate Customs  
Amendment Proclamation, 1948.

Whereas it is expedient to amend the Bechuanaland Protectorate Customs Proclamation, 1944 (No. 51 of 1944), hereinafter referred to as the principal law :

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

1. Section *fifty-three* of the principal law is hereby amended—

(a) by the substitution for paragraph (c) of the following paragraph:—

“(c) one party to the agreement shall—

(i) pay over to the other party the customs duties paid in respect of goods which having been imported into its territory are removed to the territory of the other party; and

(ii) collect on behalf of the other party and pay over to such other party the difference between the duties paid in respect of goods imported into its territory and removed to the territory of the other party, and the duties which would have been payable if such goods had been imported direct into the territory of the other party: Provided that where the difference in the tariff rates applicable in the respective territories in respect of the importation of any goods does not exceed a mutually agreed percentage the parties may agree

Amendment of section 53 of Proclamation No. 51 of 1944 as substituted by section 1 of Proclamation No. 58 of 1947.

to dispense with such collection and payment in respect of those goods;”

(b) by the insertion, in paragraph (d), after the words “ other party ” where they appear for the first time, of the words “ and pay over to such other party ”;

(c) by the addition thereto of the following paragraph:—

“(g) one party to the agreement shall from time to time pay to the other party either a mutually agreed amount or a mutually agreed percentage of the total revenue derived from customs and excise duties in the territory of that party, instead of the payments referred to in paragraphs (b), (c) and (d);”.

Substitution of section 64A of Proclamation No. 51 of 1944 as inserted by section 2 of Proclamation No. 48 of 1946.

2. The following section is hereby substituted for section *sixty-four* A of the principal law:

“ Imposition of temporary special duties. 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, that such goods have been or are being or are likely to be exported to the Territory at an export price and in quantities which may seriously prejudice the production or manufacture in the Territory 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, the High Commissioner may, by notice in the *Gazette* ~~notify~~ *impose such duty and*

*Proc. 27/53* (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 specific rate per unit of quantity, volume or weight; and

(c) the period during which it shall operate; 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; Provided that—

(i) any such special duty shall not be leviable on goods shipped or otherwise dispatched to the Territory 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 three years from the date of commencement of the Customs Amendment Proclamation, 1948 "the 27th June, 1951"

and by Proc. 24/53

3. Section *one hundred and twenty-one* of the principal law is hereby amended by the deletion in paragraph (i) of sub-section (1) of the word "South".

Amendment of section 121 of Proclamation No. 51 of 1944.

4. The First Schedule to the principal law is hereby amended—

(a) to the extent set out in the Schedule to this Proclamation; and

(b) by substituting the words "Resident Commissioner" for the word "Minister" where it occurs in Item 6 (2).

5. This Proclamation shall be called the Short title. Bechuanaland Protectorate Customs Amendment Proclamation, 1948.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Sixteenth day of June, One thousand Nine hundred and Forty-eight.

E. BARING,  
High Commissioner.

By Command of His Excellency  
the High Commissioner.

H. E. PRIESTMAN,  
Administrative Secretary.

SCHEDULE.

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

Tariff Item.	Article.	Minimum Duty.		Intermediate Duty.		Maximum Duty.	
		£	s. d.	£	s. d.	£	s. d.
73	By substituting for paragraph (1) the following paragraph:— “(1) Millinery, drapery, haberdashery, and textile articles of furnishing and napery, n.e.c.:— (a) (i) Handkerchiefs, table cloths, serviettes, traced napery, bed-spreads, bedsheets, pillowcases, dusters, collars, face cloths, scarves, hairbows, neckwear, and cot covers..... (ii) Elastic, tape, braid, webbing and ribbon..... (iii) Braces, suspenders and belts (not leather). (iv) Embroidered household linens..... (v) Bindings..... (vi) Sanitary pads..... (vii) Towels, sanitary and other..... (viii) Cloth labels and tabs with woven inscriptions..... (ix) Coat hangers..... (x) Combs..... (xi) Embroidered badges..... (b) Other..... By inserting in paragraph (b) after the word “parquet” the words “and laminated.”	10% 10% 15% 10% 10% 10% 10% 25% 10% 10% 25% 10% 25% Free	15% 15% 15% 15% 15% 15% 15% 15% 15% 15% 15% 15% 15% Free	20% 20% 15% 20% 20% 20% 20% 25% 20% 20% 25% 20% 25% 5%”			
279	By inserting in paragraph (b) after the word “parquet” the words “and laminated.”						
296	By substituting for paragraph (f) the following paragraph:— “(f) (i) Cloth labels and tabs..... (ii) Labels and tickets, n.e.c., and address tags or tabs, flat or in rolls..... or per lb. whichever duty shall be the greater	25% 30% 0 0 4	25% 40% 0 0 6	25% 40% 0 0 6	25% 40% 0 0 6	25% 40% 0 0 6	25% 40% 0 0 6
320	By inserting in paragraph (b) after the words “the South African Bureau of Standards” the words “, for the Fishing Industry Research Institute”.						
	Article.						
	Duty rebated as under.						
353	By substituting in paragraph (4) for the words “kd. per imperial gallon” the words “The whole duty”						
359	By deleting the words “; woven labels and tabs”						
362	By deleting in paragraph (4) the words “Woven labels and tabs;”						
365	By deleting the words “, woven labels and tabs”						
378	By deleting in paragraph (1) the words “, woven labels and tabs”						
403	By substituting for the item the following new item:— “403 <i>Binding Manufacturing Industry</i> —Materials in the piece for the manufacture of bias, straight cut or folded bindings, excluding trouser bands and collar and cuff canvases, for supply to manufacturers registered under the Factories, Machinery and Building Work Act, No. 22 of 1941, and to wholesalers..... The whole duty.						
	Note.—The width of the completed binding manufactured from materials which have been admitted under rebate of duty under this item shall not exceed six inches.”						