

BECHUANALAND PROTECTORATE.

No. 74 OF 1948.

(Promulgated 24th December, 1948.)

PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER

Entitled the Bechuanaland Protectorate Geneva
General Agreement on Tariffs and Trade Procla-
mation, 1948.

Whereas it is expedient to approve of the General Agreement on Tariffs and Trade concluded at Geneva on the thirtieth day of October, 1947; to make provision for the carrying out of the said agreement, and for matters incidental thereto.

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

1. In this Proclamation the "Customs Definitions. Proclamation" means the Bechuanaland Protectorate Customs Proclamation, 1944 (No. 51 of 1944), and any expression to which a meaning has been assigned in the Bechuanaland Protectorate Customs Proclamation shall, when used in this Proclamation, have the same meaning unless the context otherwise indicates.

2. The general agreement on tariffs and trade (hereinafter referred to as the agreement) concluded at Geneva on the thirtieth day of October, 1947, by the Governments of the Commonwealth of Australia, the Kingdom of Belgium, the United States of Brazil, Burma, Canada, Ceylon, the Republic of Chile, the Republic of China, the Republic of Cuba, the Czechoslovak Republic, the French Republic, India, Lebanon, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, New Zealand, the Kingdom of Norway, Pakistan, Southern Rhodesia, Syria, the United Kingdom of Great Britain and Northern Ireland, the Union of South Africa and the United States of America, is hereby approved.

3. The agreement shall, in relation to the territories the Governments of which are referred to in section two, be applied, either provisionally or definitively as the High Commissioner may determine by notice in the *Gazette*, with effect from a date specified in such notice.

Approval
of the
general
agreement
on
tariffs and
trade.

Date from
which
agreement
shall be
applied.

See H.C.N. 26/59
27/59; 28/59

Withholding or withdrawal of concessions in relation to countries not accepting or withdrawing from agreement

4. The High Commissioner may by notice in the *Gazette* withhold or withdraw, as the case may be, any concessions, including concessions in customs tariff rates, which the Government of the Bechuanaland Protectorate has in terms of the agreement undertaken to grant or granted to any party to the agreement if such party does not accept the agreement or, as the case may be, withdraws from the agreement after having accepted or acceded to it.

Accession of new parties to the agreement.

5. (1) The agreement shall, in relation to any territory the Government of which has, in terms of the agreement, acceded thereto, be applied with effect from a date to be fixed by the High Commissioner by notice in the *Gazette*.

(2) The High Commissioner may, by any notice referred to in sub-section (1) or by a later notice, grant, in consideration of equivalent privileges in respect of goods imported from the Bechuanaland Protectorate into the territory of any acceding Government, concessions in customs tariff rates in respect of specified goods produced or manufactured in the territory of that Government on their importation into the Bechuanaland Protectorate.

Withdrawal or modification of concessions in accordance with the agreement.

6. The High Commissioner may by notice in the *Gazette* and subject to the terms of the agreement and with effect from a date specified in the notice withdraw, in whole or in part, any concession, including a concession in customs tariff rates, granted to any party to the agreement or, in consideration of equivalent privileges in respect of goods imported from the Bechuanaland Protectorate into the territory of any party to the agreement, grant further concessions in customs tariff rates in respect of specified goods produced or manufactured in the territory of that party on their importation into the Bechuanaland Protectorate.

Application of customs tariff in relation to territories the Governments of which are parties to the agreement.

7. (1) Whenever the rate of duty specified in the *First or Second Schedules to the Customs Proclamation* is, in respect of any goods, in excess of the rate of duty specified in respect of those goods in *Schedule XVIII to the agreement*, the rate specified in the said *Schedule to the agreement* shall, in the application of the *Customs Proclamation* to goods which were produced or manufactured in any territory in relation to which the agreement is being applied, and which are imported

into the Bechuanaland Protectorate, but subject to the provisions of any notice issued under section *four* or section *six*, apply instead of the rate of duty specified in the First and Second Schedules to the Customs Proclamation: Provided that in respect of the goods specified in Schedule XVIII to the agreement under tariff items Nos. 15 (a) (i), 15 (a) (ii), 70 (a), 76 (a) (i), 76 (a) (ii), 76 (c) (i) and 97 (1) the rate of duty shall, notwithstanding anything to the contrary contained in the Customs Proclamation, be the rate which the High Commissioner prescribes by notice in the *Gazette*. Deleted by Proc. 29/53.

(2) Any concession in customs tariff rates granted in terms of sub-section (2) of section *five* or section *six* shall for the purposes of sub-section (1) of this section be deemed to be incorporated in Schedule XVIII to the agreement.

8. This Proclamation shall be known as the ^{Short Title.} Bechuanaland Protectorate Geneva General Agreement on Tariffs and Trade Proclamation, 1948.

GOD SAVE THE KING.

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

WALTER HARRAGIN,
High Commissioner.

By Command of His Excellency
the High Commissioner.

H. E. PRIESTMAN,
Administrative Secretary.