

IMPORT CONTROL NOTICE, 1972
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Statutory Instrument No. 72 of 1972

EXPORTATION AND IMPORTATION RESTRICTION PROCLAMATION
(Cap. 162)

IMPORT CONTROL NOTICE, 1972

(Published on the 29th September, 1972)

IN EXERCISE of the powers conferred by section 3 of the Exportation and Importation Restriction Proclamation, His Excellency the President has made the following Notice —

PART I
PRELIMINARY

1. This Notice may be cited as the Import Control Notice, 1972. Citation
2. (1) In this Notice, unless the context otherwise requires — Interpretation
“*bona fide* gift” means an unsolicited gift for which no charge has or is to be made, sent to the addressee for personal use or for the use of the

addressee's family and certified by the addressee to be a "*bona fide* gift";

"Common Customs Area" has the meaning assigned to it in the Customs Act;

22 of 1970 "Customs Act" means the Customs, Excise and Sales Duty Act, 1970;

"Director" means the Director of Customs and Excise appointed under section 3 of the Customs Act;

"free-on-board" has the meaning assigned to it in section 66 of the Customs Act; and

"goods" means all articles, wares, merchandise, animals, matter or things.

(2) The meanings to be assigned to any description of articles mentioned in the Schedules to this Notice shall be the meanings assigned to similarly numbered items in the First Schedule to the Customs Act.

PART II

ADMINISTRATION

Powers of
Director

3. The Director may —

- (i) from time to time prescribe or determine the conditions under which import permits are issued under this Notice;
- (ii) from time to time prescribed or determine the form of any application, permit or import document necessary under this Notice;
- (iii) refuse to issue an import permit or other document without giving a reason for so doing;
- (iv) at any time and without prior notice cancel, withdraw or suspend any import permit or other document issued by him or by his authority;
- (v) limit the period of validity of any import permit or other document issued by him or by his authority;
- (vi) require any person who manufactures or deals in any goods, or handles any goods in the course of his business or trade, to furnish him with any information whatsoever available to that person relating to the importation, exportation, manufacture, supply or storage of such goods.

PART III

IMPORT PERMITS

Restriction on
imports

4. Save as provided in paragraph 7, no goods may be imported in Botswana in terms of the Customs Act from any source except under the authority of a valid import permit issued by the Director in Form IC. 1 in the First Schedule hereto.

5. (1) Applications for import permits shall be made in original only addressed to the Director in Form IC. 2 in the First Schedule hereto. Applications for permits

(2) Each application shall be accompanied by a fee of twenty-five cents payable by means of uncancelled postage stamps of Botswana affixed to the application.

(3) No fee in respect of unsuccessful application shall be refunded to the applicant.

6. Save with the prior written approval of the Director, no import permit shall be transferred, negotiated, sold or used to the benefit of any person not named in the import permit. Transfer of permits

7. No import permits shall be required for the importation into Botswana of the following— Exemptions from import permits

- (i) goods in transit through Botswana;
- (ii) goods, being a *bona fide* gift, not exceeding 5 kg in mass and R10 in value.
- (iii) goods, being household or personal effects, not including motor vehicles, imported by any person who arrives or has arrived in Botswana for a temporary visit or to settle therein, provided the goods will be used by the said person in Botswana and are not intended for sale or disposal to any other person.
- (iv) goods from the Kingdom of Lesotho, the Republic of Malawi, the Republic of South Africa, Southern Rhodesia or the Kingdom of Swaziland, if such goods were grown, produced or manufactured in the countries mentioned;
- (v) goods re-imported into Botswana after repair or processing outside Botswana, provided ownership of such goods remains vested in the original exporter in Botswana;
- (vi) empty containers which have been used for the exportation of goods from Botswana and are returned free of charge to the original exporter in Botswana;
- (vii) goods the *bona fide* property of and imported as accompanied baggage by a resident of Botswana returning to Botswana after a temporary absence outside the Common Customs Area, provided the f.o.b. value thereof does not exceed R200;
- (viii) printed advertising material supplied free of charge;
- (ix) goods imported under items 401 and 406 of Schedule No. 4 to the Customs Act;
- (x) goods specified in the Second Schedule hereto.

Import
quotas

8. Import permits for goods other than those specified in paragraph 7 of this Notice may be granted upon written application in the Form IC. 2 in accordance with quotas determined by the Director from time to time.

PART IV

PENAL PROVISIONS

Penal
provisions

9. (1) Any person who contravenes or who fails to comply with any provision of these regulations shall, even where such contravention or failure is not elsewhere declared an offence, be guilty of an offence.

(2) Any person guilty of an offence under these regulations shall, where no punishment is expressly provided for such offence, be liable to a fine of R50 and to imprisonment for 3 months.

Revocation

10. The Import Control Regulations (H.C.N. 41/1958) and the Import Control Notice (G.N. 18/1959) are revoked.

FIRST SCHEDULE

Prescribed Forms

1. The prescribed forms required for import control purposes shall be set out as shown in this Schedule and shall be printed —

- (1) lengthwise or upright as printed herein;
- (2) on paper of a colour indicated on each form;
- (3) in ink of a colour indicated on each form;

2. A binding margin of 20 mm wide shall be left on the left-hand side of each prescribed form.

3. The revenue stamp shall be affixed to the original of any prescribed form in respect of which it is required.



REPUBLIC OF BOTSWANA
IMPORT CONTROL NOTICE
IMPORT PERMIT
 (NOT TRANSFERABLE)
 January — December 19.....

This permit authorizes
 of
 to import into the Republic of Botswana (Commodity

 from (Country of Supply)
 (Here state commodity)
 of an *f.o.b. cost not exceeding
 (State amount in Rands)

No goods other than those mentioned above will be permitted entry into the Republic of Botswana under this permit. The goods covered by this permit will be permitted entry into the Republic of Botswana only if the date of importation is not earlier than 1st January 19 , and the date of shipment from the country of supply not later than 31st March, 19

This permit is issued without any amendments of any kind and if any unauthorized amendment appears to have been made, the permit will be regarded as invalid and will be impounded by the Department of Customs and Excise.

This permit is not an exchange licence and merely enables clearance of goods through Customs.

When goods to the total f.o.b. price authorized hereon have been imported, or immediately after expiration of the validity period, whichever is the sooner, the holder must return this permit to the Director of Customs and Excise, Private Bag 41, Gaborone. Similarly, all completed or expired permits must be returned and importers who fail to do so render themselves liable to the withdrawal of permits already issued, and the refusal of further import quotas or permits.

Gaborone 19.....
 Director of Customs and Excise

*F.O.B. price shall be as defined in Section 66 of the Customs Excise and Sales Duty Act 1970.

Particulars hereunder to be inserted by Importer or his Agent.			Particulars hereunder to be inserted by Customs or Postal Official	
Port of Entry	Country of Origin	F.O.B. Cost of Consignment	No. and Date Bill of Entry	Signature of Customs or Postal Official

INSTRUCTIONS TO IMPORTERS

1. Applications for permits to import goods into the Republic of Botswana must be submitted in original only on this form. Applicants may have their own forms printed provided the particulars and layout conform with the official form.
2. A permanent reference number will be allocated to each importer at the time when his first application is received. This number must be quoted to all subsequent applications and relative correspondence.
3. Importers may enclose, with their applications, un-stamped addressed envelopes to be used for forwarding permits to them.
4. A separate application form must be submitted in respect of each country of supply and each individual supplier.
5. Goods must be grouped in classes, and each class must be grouped separately on the application form. When the number of items warrants it, a separate form may be used for each class of goods. One item only should be entered on one ruled line.
6. The purpose for which goods are required must be stated clearly and adequately. When goods are required for, or to replace stocks sold to Government Departments, or for the provision or maintenance of public services, or for use by any specified industry, this fact must be stated and documentary evidence from the department or industry concerned, may be required at the discretion of the Director of Customs and Excise.
7. If and when goods are required to replace a consignment lost in transit, particulars sufficient to identify it, including numbers of covering permits, should be furnished with the application.
8. The issue of an Import Permit will convey no guarantee of supply or shipment.
9. The issue of a permit may be refused, or quantities applied for curtailed, without assignment of any reason.
10. Telegraphic, telephonic or personal applications will not be entertained.
11. If an applicant for a permit supplies any false information in connection with his application, The Director of Customs and Excise will refuse such application and any future applications made by the same applicant.
12. Applications for import permits in respect of goods the importation of which is restricted under any other law of Botswana (e.g. arms ammunition, livestock, agricultural products etc.) must be accompanied by a valid permit issued under the law concerned.
13. The signatory to an application for import permit MUST be either
 - (a) the actual importer for a personal importation, or
 - (b) the proprietor or owner in the case of importation by a private trader,
 - (c) the Director, Secretary or authorised signatory in the case of importation by a limited company.

SECOND SCHEDULE

(Paragraph 7 (x))

(1) <i>Description of goods</i>	(2) <i>Tariff Heading No.</i>
Animals and birds, live	01.01 01.02 01.03 01.04 01.05 01.06
Sausage casings (animal)	Ex 05.04
Animal Semen	Ex 05.15
Rice	10.06
Sausage casings (other)	Ex 39.03 Ex 39.04 Ex 39.07 Ex 48.21
Petrol and aviation spirit	Ex 27.07 Ex 27.10
Kerosene	Ex 27.07 Ex 27.10
Distillate fuels and residual fuel oils	Ex 27.07 Ex 27.10
Crude oil	27.09
White spirit	Ex 27.10
Lubricating greases and lubricating oils	Ex 27.10 Ex 34.03
Petroleum jelly	27.12
Benzene, toluene, xylene, hexane, heptane, octane	Ex 29.01
Additives for mineral oils and petrol not prepared for retail sale	Ex 29.19 Ex 29.34 Ex 38.14 Ex 27.07
Life-saving rockets and flares	Ex 27.10 Ex 36.05
X-ray plates and film	Ex 37.01 Ex 37.02

<i>Description of Goods</i>	<i>Tariff Heading No.</i>
Sensitised photographic paper, but enclosing diazocoated paper for dry and moist development processes for plan reproduction and office copying	Ex 37.03
Rubber bands	Ex 40.14
Erasers	Ex 40.14
Hardwood, in the rough or roughly squared	Ex 44.03
	Ex 44.04
	Ex 44.05
Railway or tramway sleepers of wood	44.07
Lifebuoys and lifebelts	Ex 45.03
	Ex 45.04
	Ex 70.21
Printed pattern paper for the clothing industry	Ex 48.07
	Ex 48.21
Stencil sheets for duplicating	Ex 48.07
	Ex 48.13
Record binders	Ex 48.18
Telephone indexes and refills	Ex 48.18
Pocket diaries and refills	Ex 48.18
Desk diaries and refills	Ex 48.18
Offset duplicating masters	Ex 48.13
Belt backing; plain paper patterns, or those with printed instructions, for dressmaking, and printed envelopes in which such patterns are imported	Ex 48.21
Printed books, booklets, brochures, pamphlets and leaflets	Ex 49.01
	Ex 49.11
Newspapers and periodicals	Ex 49.02
Children's picture books and painting books	49.03
Music, printed or in manuscript	49.04
Maps, charts, atlases and terrestrial and celestial globes	49.05
Transfers (decalcomanias)	Ex 49.08
Catalogues, price lists and trade publications; paper dressmaking pattern catalogues; printed proofs	Ex 49.11
Wool	53.01
	Ex 53.05
Wool noils	Ex 53.03
Wool tops	Ex 53.05
Waistbanding in the piece	Ex 58.05
	Ex 61.11

<i>Description of goods</i>	<i>Tariff Heading No.</i>
Belt backing; eyeletted tape and hook-and-eye tape	Ex 58.05
	Ex 83.09
Elastic, tape, braid, webbing, ribbon and bindings;	Ex 58.05
cloth labels and tabs with woven inscriptions	Ex 58.06
	Ex 58.07
	Ex 59.13
Dressing gown cord; narrow woven textile fabrics with woven fringes; ornamental trimmings in the piece; loops and loopings for the overall and clothing industry	Ex 58.07
Buttonhole gimped yarn	Ex 58.07
Tracing cloth	Ex 59.07
Elastic trouser bindings, elastic trimmings, not knitted or crocheted	Ex 59.13
Second-hand overcoats	Ex 63.01
Edgings, knitted, not elastic or rubberised; pyjama girdles	Ex 60.05
Suspender ends and grips	Ex 61.09
Shoulder and other pads; dressing gown girdles	Ex 61.11
Elastic trouser bands; adjustable shoulder straps for women's underwear	Ex 61.11
Head-bands and chevrettes of leather or imitation leather, for headgear; peaks	Ex 65.07
Diamonds, unworked and synthetic	Ex 71.02
	Ex 71.03
Diamond powder and dust	Ex 71.04
Clocks and watches and parts thereof, excluding watch straps	91.01
	91.02
	91.03
	91.04
	91.05
	91.07
	91.08
	91.09
	91.10
	91.11
	Ex 99.06
Shaving brushes	Ex 71.13
	Ex 96.02
Drawing pins	Ex 73.31
	Ex 74.14

<i>Description of goods</i>	<i>Tariff Heading No.</i>
Typewriter and office machine empty ribbon spools (metal)	Ex 73.40
Caps, rivets and eyelets, eyelets	Ex 83.09
Needles, excluding knitting needles	Ex 39.07
	Ex 76.16
	Ex 84.38
	Ex 84.41
	Ex 95.04
Pins, including safety pins	Ex 73.34
	Ex 74.19
Metal fasteners for buttons	Ex 73.40
Banding machines and tools	Ex 82.04
	Ex 84.19
Safety razors	Ex 82.11
	Ex 85.07
Scissors	Ex 82.12
Hair clippers	Ex 82.13
	Ex 85.07
Manicure sets	Ex 82.13
Tower and turret bells, and parts thereof	Ex 83.11
Needles and spare parts for all domestic sewing machines	Ex 84.41
Domestic knitting machines	Ex 84.37
Domestic sewing machines	Ex 84.41
Cheque writing machines	Ex 84.51
Typewriters	Ex 84.51
Calculating machines	Ex 84.52
	Ex 84.53
Cash registers	Ex 84.52
Accounting machines	Ex 84.52
	Ex 84.53
Postage-franking machines	Ex 84.52
Ticket-issuing machines	Ex 84.52
Adding machines	Ex 84.52
Continuous stationery processing machines for use in conjunction with electronic data processing machines if connectable	Ex 84.53
Computer disc packs	Ex 84.55
Electronic data processing machines and ancillary and peripheral equipment and parts therefor	Ex 84.53
	Ex 84.54
	Ex 84.55

<i>Description of goods</i>	<i>Tariff Heading No.</i>
Tabulators	Ex 84.53
Bookkeeping machines	Ex 84.53
Change-giving machines	Ex 84.54
Coin-counting and coin-sorting machines	Ex 84.54
Addressing machines	Ex 84.54
Electronic stencil cutters	Ex 84.54
Data encoders	Ex 84.53
Collating, folding, inserting and closing machines	Ex 84.54
	Ex 84.32
Perforators (for office use)	Ex 84.54
Automatic typewriting equipment, when imported separately from typewriters	Ex 84.54
Punches (for office use)	Ex 84.54
Watch-cleaning machines	Ex 84.59
Primary batteries of a type ordinarily used for deaf-aids	Ex 85.03
Inter-office communication sets and equipment	Ex 85.13
Tape recorder head phones	Ex 85.13
Tape recorder microphones	Ex 85.14
Amplifiers and loudspeakers	Ex 85.14
Invalid carriages, and invalid carriages fitted with means of	87.11
mechanical propulsion (motorised or not) and parts and accessories thereof	Ex 87.12
	Ex 87.13
Electrostatic automatic document reproducers and peripheral and ancillary equipment and parts therefor	Ex 90.10
Microscopes	Ex 90.11
	Ex 90.12
Surveying instruments	Ex 90.14
Drawing and mathematical sets; set squares; protractors; compasses and dividers	Ex 90.16
Medical, dental, surgical and veterinary instruments and appliances and electro-medical apparatus and ophthalmic instruments	90.17
Gas masks and other life-saving equipment, including mine rescue apparatus	Ex 90.18
Orthopaedic appliances, surgical belts, trusses and the like; artificial limbs, eyes and other artificial parts of the body (excluding artificial teeth)	Ex 90.19
Deaf-aids	Ex 90.19
X-ray apparatus and accessories	Ex 90.20

<i>Description of goods</i>	<i>Tariff Heading No.</i>
Scientific and laboratory instruments, parts or accessories therefor	Ex 90.22
	Ex 90.23
	Ex 90.24
	Ex 90.25
	Ex 90.28
	Ex 90.29
Air pressure gauges, excluding non-metric	Ex 90.24
Time registers and recorders	Ex 91.05
Clock movements and parts therefor	91.08
	Ex 91.11
Dictating machines	Ex 92.11
Tape recorders	Ex 92.11
Sound recorders	Ex 92.11
Tape recorder foot controls	Ex 92.13
Magnetic recording tapes, cassettes and discs	Ex 92.12
Empty spools	Ex 39.07
Very light pistols, line-throwing guns and the like for life-saving	Ex 93.04
Time recoder metal card racks	Ex 83.04
	Ex 94.03
Charting and planning boards	Ex 94.03
Hair combs and brushes (toilet)	Ex 96.02
	Ex 98.12
Whalebone supports used in clothing	Ex 98.13
Typewriter brushes	Ex 96.02
Button moulds; snap-fasteners; press-buttons on tape; plain single shirt studs, other than those of metal, generally used in the clothing industry	Ex 98.01
Pen-holders	Ex 98.03
Marking pens	Ex 98.03
Pen nibs	Ex 98.04
Pencil leads; tailors' chalks	Ex 98.05
Numbering machines (hand)	Ex 98.07
Plastic carbon ribbons for typewriters	98.08
Plastic, silk and cotton computer ribbons	98.08
Corset busks and similar supports for articles of apparel or clothing accessories	98.13
Vacuum flasks and glass inners for vacuum flasks	Ex 98.15
	Ex 70.12

Note

1. The goods appearing in this Schedule shall also be exempt from the production of import permits when they are imported under rebate of Customs duty under Schedules Nos. 3, 4 and 5 of the Customs, Excise and Sales Duty Act, 1970.

Dated the 14th day of September, 1972.

P.L. STEENKAMP,
Administrative Secretary,
Office of the President.

L2/7/60