

**CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 4 (No. 4/343)**

In terms of section 75 of the Customs and Excise Act, 1964, Schedule No. 4 to the said Act is hereby amended to the extent set out in the Schedule hereto.



**N NENE
DEPUTY MINISTER OF FINANCE**

SCHEDULE

By the deletion of Note 5 to Schedule No. 4:

NOTE:

5. Any reference to a permit or certificate issued or endorsed by the International Trade Administration Commission in any of the provisions of this Schedule shall be deemed to include a reference to any permit or certificate issued or endorsed by the Director-General: Trade and Industry before 1 June 2003 in terms of the provisions which existed before 1 June 2003.

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 403.01 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
403.01	00.00	01.00	07	Building material, worked monumental building stone and articles thereof, tools and stores, for use by the Commonwealth War Graves Commission and similar international organisations	Full duty

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 405.04 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
405.04	00.00	01.00	07	Goods (excluding motor vehicles) specially designed for use by persons with physical or mental defects, subject to the production of a certificate from an official of the South-African National Council for the Blind, the Deaf Federation of South-Africa, the South-African Federation for Mental Health, the National Council for Persons with Physical Disabilities in South-Africa or Epilepsy South-Africa or of a body which is affiliated to the Council, Federation or League concerned, that such goods are for use exclusively by such handicapped persons, such certificate being endorsed by the International Trade Administration Commission that such or similar goods are not ordinarily nor satisfactorily made in the Republic	Full duty

By the substitution of rebate code 02.00 to tariff heading 00.00 to rebate item 405.04 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
405.04	00.00	02.00	01	Machines, implements and materials for use in the manufacture of goods by persons with physical or mental defects, subject to the production of a certificate from an official of the South-African National Council for the Blind, the Deaf Federation of South-Africa, the National Council for Persons with Physical Disabilities in South-Africa, or Epilepsy South-Africa or a body which is affiliated to the Council, Federation or League concerned, that such machines, implements and materials are for the exclusive use by such handicapped persons, such certificate being endorsed by the International Trade Administration Commission that such or similar goods are not ordinarily nor satisfactorily manufactured in the Republic	Full duty

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 405.09 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
405.09	00.00	01.00	06	Goods of any description, for use by the National Sea Rescue Institute of South-Africa, the South-African Lifesaving Society and Lifesaving South Africa	Full duty

By the substitution of Notes 2, 3 and 5 to rebate item 406.00 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
406.00				<p>NOTES:</p> <ol style="list-style-type: none"> The provisions of this rebate item (excluding 406.01 and 406.03) may only be applied if the Director-General: Department of International Relations and Co-operation or an official acting under his authority has certified that any person who is claiming rebate facilities has been listed in the register maintained by the Department of International Relations and Co-operation in accordance with the provisions of the Diplomatic Immunities and Privileges Act, 2001. For the purposes of rebate item 406.03, "an organisation or institution" shall mean those which the Director-General: Department of International Relations and Co-operation or an official acting under his authority has certified as an organisation or institution with which the Republic has concluded a formal agreement which provides, <i>inter alia</i>, for the granting of such rebate facilities. A motor vehicle cleared under rebate of duty in terms of rebate items 406.01, 406.02, 406.03, 406.05 or 406.07, may not be offered, advertised, lent, hired, leased, pledged, given away, exchanged, sold or otherwise disposed of within a period of 2 years from the date of entry under this item: Provided that any one of the foregoing acts with such vehicle within a period of 2 years from the date of entry in terms of this rebate item shall render such vehicle liable to payment of duty as determined by the Commissioner in consultation with the Director-General: Department of International Relations and Co-operation. 	

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 406.02 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
406.02	00.00	01.00	00	Goods for the official use by a diplomatic mission and goods for the personal or official use by diplomatic representatives accredited to a diplomatic mission and members of their families	As determined and approved by the Director-General: Department of International Relations and Co-operation in respect of Note 1

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 406.03 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
406.03	00.00	01.00	02	Goods for the personal or official use by members, agents, officers, delegates or permanent representatives of, to or with an organisation or institution, and the members of their families	As determined and approved by the Director-General: Department of International Relations and Co-operation in respect of Note 1

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 406.05 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
406.05	00.00	01.00	06	Goods for the official use by a consular mission and goods for the personal or official use by consular representatives accredited to a consular mission and foreign representatives (excluding those referred to in rebate items 406.02 and 406.03) and members of their families	As determined and approved by the Director-General: Department of International Relations and Co-operation in respect of Note 1

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 406.07 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
406.07	00.00	01.00	09	Goods (excluding food, drink and tobacco in any form) imported by administrative and technical representatives accredited to diplomatic or consular missions, on their first entry on appointment by their governments, for their personal or official use, provided the said goods are imported with the approval of the Director-General: Department of International Relations and Co-operation	Full duty

By the substitution of Note 2 to rebate item 409.00 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
409.00				NOTE: 2. Admission of the following goods under this item shall be subject to a permit for re-importation issued by the Director-General: Department of Agriculture, Forestry and Fisheries: Butter, cheese, maize and maize products, sugar, wine, brandy and spirituous beverages.	

By the substitution of rebate code 01.04 to tariff heading 03.02 to rebate item 460.01 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.01	03.02	01.04	49	Mackerel, horse-mackerel, snoek, kingklip, sole, angel fish (<i>Brama raii</i>), black marlin (<i>Makaira indica</i>), bigscale mackerel (<i>gastoro</i>) (<i>Gasterochisma melampis</i>), dorado (<i>mai-mai</i>) (<i>Coryphaena hippurus</i>), moon fish (<i>opa</i>) (<i>Lampris regius</i>), oil fish, smooth (<i>escolar</i>) (<i>Lepidocybium flavobrunneum</i>), oil fish, rough (<i>Ruvettus pretiosus</i>), sawara (<i>Acanthocybium solandri</i>), sail fish (<i>Istiophorus platypterus</i>), striped marlin (<i>Tetrapturus audax</i>), shortbill spear fish (<i>sikiyami</i>) (<i>Tetrapturus angustirostris</i>), sword fish (<i>Xiphias gladius</i>), ribbon fish (<i>Lepidopus caudatus</i>), monk (<i>Lophius piscatorius</i>), cavebass (<i>Dinoperca petersi</i>), lyretail hogfish (<i>Bodianus anthioides</i>), turncoat hogfish (<i>Bodianus axillaris</i>), saddleback hogfish (<i>Bodianus bilunulatus</i>), diana's hogfish (<i>Bodianus diana</i>), lined hogfish (<i>Bodianus leucostictus</i>), goldsaddle hogfish (<i>Bodianus perditio</i>), yellowfin emperor (<i>Lethrinus crocineus</i>), river snapper (<i>Lutjanus argentimaculatus</i>), rosy lobfish (<i>Pristipomoides filamentosus</i>), king mackerel (<i>Scomberomorus commerson</i>), tomato rockcod (<i>Cephalopholis sonnerati</i>), white-edged rockcod (<i>Epinephelus albomarginatus</i>), brown-spotted rockcod (<i>Epinephelus chlorostigma</i>), malabar rockcod (<i>Epinephelus malabaricus</i>), halfmoon rockcod (<i>Epinephelus rivulatus</i>), englishman (<i>Chrysoblephus anglicus</i>), slinger (<i>Chrysoblephus puniceus</i>) and blueskin (<i>Polysteganus coeruleopunctatus</i>), in such quantities and at such times as the Director-General: Environmental Affairs may allow by specific permit	Full duty

By the substitution of rebate code 01.04 to tariff heading 03.03 to rebate item 460.01 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.01	03.03	01.04	45	Mackerel, horse-mackerel, snoek, kingklip, sole, angel fish (<i>Brama raii</i>), black marlin (<i>Makaira indica</i>), bigscale mackerel (<i>gastoro</i>) (<i>Gasterochisma melampis</i>), dorado (<i>mai-mai</i>) (<i>Coryphaena hippurus</i>), moon fish (<i>opa</i>) (<i>Lampris regius</i>), oil fish, smooth (<i>escolar</i>) (<i>Lepidocybium flavobrunneum</i>), oil fish, rough (<i>Ruvettus pretiosus</i>), sawara (<i>Acanthocybium solandri</i>), sail fish (<i>Istiophorus platypterus</i>), striped marlin (<i>Tetrapturus audax</i>), shortbill spear fish (<i>sikiyami</i>) (<i>Tetrapturus angustirostris</i>), sword fish (<i>Xiphias gladius</i>), ribbon fish (<i>Lepidopus caudatus</i>), monk (<i>Lophius piscatorius</i>), cavebass (<i>Dinoperca petersi</i>), lyretail hogfish (<i>Bodianus anthioides</i>), turncoat hogfish (<i>Bodianus axillaris</i>), saddleback hogfish (<i>Bodianus bilunulatus</i>), diana's hogfish (<i>Bodianus diana</i>), lined hogfish (<i>Bodianus leucostictus</i>), goldsaddle hogfish (<i>Bodianus perditio</i>), yellowfin emperor (<i>Lethrinus crocineus</i>), river snapper (<i>Lutjanus argentimaculatus</i>), rosy jobfish (<i>Pristipomoides filamentosus</i>), king mackerel (<i>Scomberomorus commerson</i>), tomato rockcod (<i>Cephalopholis sonnerati</i>), white-edged rockcod (<i>Epinephelus albomarginatus</i>), brown-spotted rockcod (<i>Epinephelus chlorostigma</i>), malabar rockcod (<i>Epinephelus malabaricus</i>), halfmoon rockcod (<i>Epinephelus rivulatus</i>), englishman (<i>Chrysoblephus anglicus</i>), slinger (<i>Chrysoblephus puniceus</i>) and blueskin (<i>Polysteganus coeruleopunctatus</i>), in such quantities and at such times as the Director-General: Environmental Affairs may allow by specific permit	Full duty

By the substitution of rebate code 01.04 to tariff heading 03.04 to rebate item 460.01 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.01	03.04	01.04	41	Mackerel, horse-mackerel, snoek, kingklip, sole, angel fish (brama raii), black marlin (Makaira indica), bigscale mackerel (gastoro) (Gasterochisma melampis), dorado (mai-mai) (Coryphaena hippurus), moon fish (opa) (Lampris regius), oil fish, smooth (escolar) (Lepidocybium flavobrunneum), oil fish, rough (Ruvettus pretiosus), sawara (Acanthocybium solandri), sail fish (Istiophorus platypterus), striped marlin (Tetrapturus audax), shortbill spear fish (sikiyami) (Tetrapturus angustirostris), sword fish (Xiphias gladius), ribbon fish (Lepidopus caudatus), monk (Lophius piscatorius), cavebass (Dinoperca petersi), lyretail hogfish (Bodianus anthioides), turncoat hogfish (Bodianus axillaris), saddleback hogfish (Bodianus bilunulatus), diana's hogfish (Bodianus diana), lined hogfish (Bodianus leucostictus), goldsaddle hogfish (Bodianus perditio), yellowfin emperor (Lethrinus crocineus), river snapper (Lutjanus argentimaculatus), rosy jobfish (Pristipomoides filamentosus), king mackerel (Scomberomorus commerson), tomato rockcod (Cephalopholis sonnerati), white-edged rockcod (Epinephelus albomarginatus), brown-spotted rockcod (Epinephelus chlorostigma), malabar rockcod (Epinephelus malabaricus), rockcod (Epinephelus rivulatus), englishman (Chrysoblephus anglicus), slinger (Chrysoblephus puniceus) and blueskin (Polysteganus coeruleopunctatus), in such quantities and at such times as the Director-General: Environmental Affairs may allow by specific permit	Full duty

By the substitution of rebate code 01.02 to tariff heading 04.00 to rebate item 460.01 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.01	04.00	01.02	29	Dairy produce of headings 04.01, 04.02, 04.03, 04.04, 04.05 and 04.06 in such quantities and at such times as the Director-General: Department of Agriculture, Forestry and Fisheries may allow by specific permit: Provided that such permit shall be issued under such conditions as may be agreed upon by the Governments of the Republic, Botswana, Lesotho, Swaziland and Namibia: Provided further that goods cleared in terms of this rebate item shall not be removed to the area of Botswana, Lesotho, Swaziland or Namibia	Full duty

By the substitution of rebate code 01.04 to tariff heading 04.09 to rebate item 460.01 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.01	04.09	01.04	47	Natural honey, in immediate packings of a content exceeding 1 kg, subject to such conditions as the Director-General: Department of Agriculture, Forestry and Fisheries may allow by specific permit, for repacking into immediate packings of a content of less than 1 kg	Full duty

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 460.02 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.02	00.00	01.00	05	Potatoes, dried leguminous vegetables, cereals, oil seeds and sweet corn, verified by the Director-General: Department of Agriculture, Forestry and Fisheries that it can only be used for planting or sowing	Full duty

By the substitution of rebate code 01.06 to tariff heading 1001.90 to rebate item 460.02 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.02	1001.90	01.06	62	Wheat (excluding durum wheat), in such quantities and at such times as the Director-General: Department of Agriculture, Forestry and Fisheries may allow by specific permit: Provided that such permit shall be issued under such conditions as may be agreed upon by the Governments of the Republic, Botswana, Lesotho, Swaziland and Namibia: Provided further that wheat and wheaten flour obtained from such wheat cleared in terms of this rebate item, shall not be removed to the area of Botswana, Lesotho, Swaziland or Namibia	Full duty

By the substitution of rebate code 01.04 to tariff heading 12.05 to rebate item 460.02 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.02	12.05	01.04	49	Rape seed, whether or not broken, in such quantities and at such times as the Director-General: Department of Agriculture, Forestry and Fisheries may allow by specific permit	Full duty

By the substitution of rebate code 01.04 to tariff heading 12.06 to rebate item 460.02 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.02	12.06	01.04	45	Sunflower seed, in such quantities as the Director-General: Department of Agriculture, Forestry and Fisheries, may allow by specific permit issued on or before 10 May 2002	Full duty

By the substitution of rebate code 01.00 to tariff heading 16.04 to rebate item 460.04 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.04	16.04	01.00	41	Preparations based on minced, flavoured and cooked fish, frozen, formed into products of an individual mass not exceeding 200 g, in such quantities and at such times as the Director-General: Environmental Affairs may allow by specific permit	Full duty

By the substitution of rebate code 01.06 to tariff heading 4011.10 to rebate item 460.07 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.07	4011.10	01.06	66	New pneumatic tyres, of rubber, of a kind used on motor cars, verified by the National Regulator for Compulsory Specifications that it can be used only for organised motor sport	Full duty

By the substitution of rebate code 01.06 to tariff heading 4011.61 to rebate item 460.07 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.07	4011.61	01.06	60	New pneumatic tyres of rubber having a "herring bone" or similar thread, having a rim size of less than 91 cm and verified by the National Regulator for Compulsory Specifications that it can only be used on agricultural or forestry vehicles and machines	Full duty

By the substitution of rebate code 01.06 to tariff heading 7306.30 to rebate item 460.15 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.15	7306.30	01.06	61	Tubes, pipes and hollow profiles, welded, of circular cross-section, of iron or non-alloy steel, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, after that Commission has been satisfied that the tubes, pipes and hollow profiles will be used in the manufacture of brake line and fuel line assemblies and the National Regulator for Compulsory Specifications has certified that such tubes, pipes and hollow profiles comply with the specifications for brake and fuel lines used in motor vehicles	Full duty

By the substitution of tariff heading 00.00 to rebate item 460.23 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.23	00.00	01.00	03	<p>Goods imported or cleared from a customs and excise warehouse by a person who -</p> <p>(i) is certified by the Director-General: Mineral Resources [or the Chief Executive Officer of the agency designated in terms of section 70 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002)] to be a person who, in the Republic (including the territorial waters and the continental shelf of the Republic) -</p> <p>(1) explores for petroleum in terms of an exploration right issued in terms of section 80 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002);</p> <p>(2) produces petroleum in terms of a production right issued in terms of section 84 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002); and</p> <p>(3) is a contractor of any person referred to in paragraph (1) or (2);</p> <p>(ii) subject to the approval of the said Director-General [or the Chief Executive Officer of the agency designated in terms of section 70 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002)], is a person (including, if a company, any subsidiary of such company) referred to in paragraph (1) or (3) who supplies such goods direct to any person or to any contractor or any person referred to in paragraph (2), for use in the manufacture of any equipment, installation or device, for use solely in operations in connection with the exploration for, or production of petroleum, in such quantities and at such times as the International Trade Administration Commission, may allow by specific permit (excluding-</p> <p>(a) distillate fuels, residual fuel oil and biodiesel;</p> <p>(b) goods for the personal use of any person; and</p> <p>(c) goods for use in the exploitation or processing of any product other than petroleum as defined in the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002).</p> <p>NOTE:</p> <p>For the purposes of paragraph (ii), the person entering such goods under rebate of duty shall be liable for the duty rebated, unless he or she proves that such goods so supplied or used in the manufacture of the equipment, installation or device which has been delivered to the person referred to in paragraph (2)</p>	Full duty less the duty in Section B of Part 2 of Schedule No. 1

By the substitution of the heading to rebate item 460.25 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.25				Goods, in such quantities at such times and under the conditions specified in Government Gazette No. 16886 of 18 December 1995, as the Director-General: Department of Agriculture, Forestry and Fisheries may allow by specific permit	

By the substitution of rebate code 01.00 to tariff heading 00.00 to rebate item 490.13 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
490.13	00.00	01.00	04	Instruments, apparatus, machines and other articles to be tested by the National Regulator for Compulsory Specifications	Full duty