

No. 24, 1943.]

Please note that most Acts are published in English and another South African official language. Currently we only have capacity to publish the English versions. This means that this document will only contain even numbered pages as the other language is printed on uneven numbered pages.

ACT

To amend the law relating to customs.

(Signed by the Officer Administering the Government in Afrikaans.)
(Assented to 20th April, 1943.)

BE IT ENACTED by the King's Most Excellent Majesty, the Senate and the House of Assembly of the Union of South Africa, as follows:—

Amendment of section 19 of Act 9 of 1913, as amended by section 1 of Act 27 of 1919.

1. Section *nineteen* of the Customs Management Act No. 9 of 1913 is hereby amended by the substitution in sub-section (2) for the words "*one* of the Excise (Proposed Duties Procedure) Act, 1913" of the words "*nine* of the Excise Act No. 45 of 1942" and by the insertion at the end of sub-section (6) of the words "and includes a club".

Amendment of section 23 of Act 9 of 1913, as amended by section 16 of Act 23 of 1923, and section 1 of Act 39 of 1939.

2. Section *twenty-three* of the Customs Management Act No. 9 of 1913 is hereby amended by the addition of the following new paragraph:

“(j) Cigarettes weighing more than four and one half pounds per thousand cigarettes”

Amendment of First and Second Schedules to Act 36 of 1925, as inserted by section 1 of Act 18 of 1940 and amended by section 7 of Act 34 of 1940, section 9 of Act 44 of 1941 and section 4 of Act 26 of 1942.

3. The First and Second Schedules to the Customs Tariff Act No. 36 of 1925 are hereby amended in the manner shown respectively in the First and Second Schedules to this Act.

Exportation of prohibited goods.

4. If any person exports or attempts to export any goods in contravention of any law other than a law relating to customs, such goods shall be liable to forfeiture unless the law in question makes special provision for dealing with them in some other manner.

Short title.

5. This Act shall be called the Customs Amendment Act, 1943.

First Schedule.

AMENDMENTS TO THE FIRST SCHEDULE TO THE CUSTOMS
TARIFF ACT, 1925, AS AMENDED.

Tariff item.	Article.		Mini-	Inter-	Maxi-
			imum	mediate	imum
			duty.	duty.	duty.
			£ s. d.	£ s. d.	£ s. d.
11	By substituting for the item the following new item :— " 11 (1) Chillies— (a) Fresh or green .. (b) Dried— (i) ground, crushed or rubbed .. (ii) other .. (2) Turmeric— (a) ground .. (b) unground ..	<i>ad valorem</i> <i>ad valorem</i>	Free 0 0 2 0 0 2 0 0 2 Free	5% 0 0 2½ 0 0 2 0 0 2 Free	5% 0 0 3 0 0 3 0 0 3 5% "
18	By inserting before the word "Extracts" the figure "(1)" and by adding the following new paragraph :— " (2) Amyl and ethyl acetate	<i>ad valorem</i>	Free	Free	5% "
20	By substituting for the item the following new item :— " 20. Fodder : (a) Oil-cake and oil-cake meal, in bulk .. (b) Chaff, hay, lucerne, oathay, and other fodder n.e.o ..	 per 100 lb. per 100 lb.	 0 1 10 0 1 10	 0 2 0 0 2 0	 0 2 0 0 2 0"
48	By increasing in paragraph (a) the minimum, intermediate and maximum duties of 3s. 9d. per imperial gallon to 4s. 6d. per imperial gallon in each case By increasing in paragraph (b) the minimum duty of 3s. 3d. per imperial gallon to 4s. per imperial gallon and the intermediate and maximum duties of 3s. 9d. per imperial gallon to 4s. 6d. per imperial gallon in each case				
50	By increasing in paragraph (c) the minimum, intermediate and maximum duties of £2 12s. 6d. per imperial proof gallon to £4 2s. 6d. per imperial proof gallon in each case				
54	By increasing the minimum, intermediate and maximum duties of 6s. 6d. per lb. to 8s. per lb. in each case				
55	By increasing the minimum, intermediate and maximum duties of 6s. 6d. per lb. to 7s. per lb. in each case				
57	By substituting for the item the following new item :— "57. Tobacco, manufactured— (a) Cigarette (b) Other Note : "Cigarette tobacco" means— (a) any tobacco cut into strips less than one-twenty-fifth of an inch in width ; or (b) any cut tobacco described or offered for sale as tobacco for making into cigarettes ; or (c) a mixture of any cut tobacco with tobacco as defined in paragraphs (a) or (b) of this Note."	 per lb. per lb. per lb.	 0 7 0 0 3 4 0 6 0	 0 7 0 0 3 4 0 6 0	 0 7 0 plus a suspended duty of 0 3 4 0 6 0

Tariff item.	Article.		Minimum duty.	Intermediate duty.	Maximum duty.
			£ s. d.	£ s. d.	£ s. d.
59	By substituting for the item the following new item :— " 59 (1) Bags n.e.o.— (a) Lined or unlined jute, hemp or hessian bags .. (b) For flour, grain, manure, sugar, wool, coal and minerals, and for local produce or manufactures, but excluding those provided for in paragraph (a) .. (c) Other (2) Trunks, attache cases, hat boxes and suitcases, n.o.o. .. (3) Cotton ham wrappers	<i>ad valorem</i> <i>ad valorem</i> <i>ad valorem</i> <i>ad valorem</i>	Free Free 20% 20%	Free Free 20% 20%	5% 5% 20% 20% 5% "
61	By inserting in the heading to the item before the word "Blankets" where it first appears the letter "(a)", the present paragraphs "(a)" and "(b)" becoming paragraphs "(1)" and "(2)" respectively				
66	By substituting in paragraph (b) for the word "(unfinished)" where it appears for the second time the words "unfinished in the grey"				
67	By adding to paragraph (a) the following new sub-paragraph :— "(iii) Tails	<i>ad valorem</i>	15%	15%	20% "
72	By substituting for the item the following new item :— " 72 (a) Coated piece goods, namely, imitation leather, bookbinders' cloth, leather cloth and similar materials used for upholstery, oil cloth and oil baize not being floorcloth .. (b) Window-blind cloth containing less than 50 per cent. by weight of fabric .. (c) Other coated piece goods excluding canvas; and impregnated piece goods containing less than 50 per cent. by weight of fabric excluding that mentioned in paragraph (b)	<i>ad valorem</i> <i>ad valorem</i> <i>ad valorem</i>	Free Free 15%	Free Free 15%	5% 5% 20% "
75	By inserting in paragraph (2) after the word "canvas" where it appears for the second time the words "piece goods"				
76	By substituting for sub-paragraph (iii) of paragraph (c) the following new sub-paragraphs :— "(iii) jute, hemp and hessian bagging and sacking (iv) other	<i>ad valorem</i> <i>ad valorem</i>	Free 5%	Free 10%	5% 15% "
80	By inserting in paragraph (a) after the word "including" the words "crochet and"				
111	By substituting in paragraph (1) for the words "including copper" the words "; copper or brass" and by inserting after the word "brushes;" the words "woven wire screening for mining purposes;"				

Tariff item.	Article.		Minimum duty.	Intermediate duty.	Maximum duty.
			£ s. d.	£ s. d.	£ s. d.
116	By adding the following new note to paragraph (b) :— “ Note : For the purpose of paragraph (b), a battery and a lamp imported together shall be deemed to be a lamp if the two units form a single outfit when connected by an electric cable ”				
119	By substituting in sub-paragraph (iv) of paragraph (b) for the letters “ n.e.e. ” the word “, other”				
120	By substituting for paragraph (a) the following new paragraph :— “ (a) Aluminium and aluminium alloys— (i) in plain, perforated or corrugated sheets, in strips, circles, pellets, or in extruded sections, not worked up in any way (ii) in foil	—	Free	Free	Free
		—	Free	Free	Free ”
126	By adding the following new paragraph :— “ (e) Tungsten carbide tips	—	Free	Free	Free ”
131	By substituting for paragraph (a) the following new paragraph :— “ (a) Packing and lagging for engines, machinery and piping, and packing for buildings, but excluding jute gasketting, white and red leads, zinc oxide, leather, rubber sheets and sheeting with or without insertion interplies, and other rubber packing	<i>ad valorem</i>	Free	Free	5% ”
134	By inserting in paragraph (3) after the word “lavatory” the word “flushing”				
143	By inserting in paragraph (d) after the word “furnaces” the words “; laboratory incubators”				
154	By deleting in the heading to the item the words “, but not including batteries”				
155	By deleting paragraph (b), paragraph (c) then becoming paragraph (b)				
168	By inserting in paragraph (1) after the word “wheels,” the word “discs,”				
192	By inserting in paragraph (a) after the word “Dry” the words “or mixed with or ground in water”				
195	By adding the following new paragraph :— “ (3) White spirit	<i>ad valorem</i>	20%	20%	25% ”
205	By deleting in paragraph (c) the words “, including white spirit”				
226	By substituting for the word “perfumery,” the word “perfuming”				
250A	By deleting in paragraph (a) the following words “loopings, bindings, trimmings,” and “and too canvas” and “, bottom fillings, solutions, crayons”				
255	By inserting in paragraph (g) before the word “goat” the word “kid,” and after the word “goat” the word “, lamb”				

Tariff item.	Article.		Minimum duty.	Intermediate duty.	Maximum duty.
317	By substituting in paragraph (a) for the words "and members" the words "their households, and of members" and by substituting for the word "staff" the word "staffs"		£ s. d.	£ s. d.	£ s. d.
329	By inserting in paragraph (1) before the word "trusses" the words "surgical sutures including umbilical tape, surgical ligatures,"				

Tariff item.	Article.	Duty rebated as under.
338	By substituting for the word "putties," the words "putties and " and by inserting after the word "cements" the words "(including solutions)" By inserting after the word "slippers;" the words "loopings, bindings, trimmings, toe canvas, bottom fillings, and crayons;"	
341	By deleting the words "and potassium iodide"	
342	By inserting in paragraph (1) after the word "syrup," the word "molasses,"	
343	By deleting the words "whale oil," and "storax," and "pyrethrum powder and extract," and by inserting after the word "flowers" the words "and powder", and by substituting for the word "lanoline" the words "wool grease,"	
350	By substituting in paragraph (3) for the words "use as battery cloth" the words "recovery of gold"	
352	By deleting in paragraph (3) the words "carbon disulphide,"	
353	By substituting in paragraph (1) for the words "leads, white and red, dry" the words "white lead, dry or mixed with or ground in water" and for the words "synthetic, including white spirit)" the words "synthetic); white spirit", and by deleting the words "lithopone;" and "oleic acid;" By substituting in paragraph (3) for the word "lanoline" the words "wool grease"	
350	By deleting in paragraph (1) the words "and printers' bronze powder" and "and aluminium" By deleting in paragraph (2) the words "Nitrate of silver," By deleting in paragraph (3) the words "imitation leather," By deleting paragraph (10)	
358	By deleting in paragraph (1) the words "Pigments;" and "dyestuffs;"	
360	By substituting for the word "lanoline" the words "wool grease"	
371	By deleting paragraph (5)	
384	By substituting for the words "synthetic, including white spirit)" the words "synthetic); white spirit"	
387	By deleting the item	
392	By deleting the item	
401	By deleting the words "red lead,"	
	By substituting for paragraph (8) of the General Note the following new paragraph :— " (8) Piece goods which bear an indication by selvedge, scarring, pattern, marking or in any other manner, as to where they should be cut to form separate articles, are dutiable at the rates leviable on piece goods or at the rates leviable on the articles into which the material is capable of being cut up, whichever rates yield the higher duty."	

Second Schedule.

AMENDMENTS TO PART I OF THE SECOND SCHEDULE TO THE CUSTOMS TARIFF ACT,
1925, AS AMENDED.

Tariff item.	Article.	Minimum duty.	Intermediate duty.	Countries whose products are admissible at minimum rates of duty.
48	By increasing in paragraph (b) the minimum duty of 3s. 3d. per imperial gallon to 4s. per imperial gallon and the intermediate duty of 3s. 9d. per imperial gallon to 4s. 6d. per imperial gallon	£ s. d.	£ s. d.	
119	By substituting in sub-paragraph (iv) of paragraph (b) for the letters "n.e.e." the word "other"			
134	By inserting in paragraph (3) after the word "lavatory" the word "flushing"			
154	By deleting in the heading to the item the words ", and not including batteries"			
192	By inserting in paragraph (a) after the word "Dry" the words "or mixed with or ground in water"			