

No. 3848

**UNION OF SOUTH AFRICA
and
FEDERATION OF RHODESIA AND NYASALAND**

**Trade Agreement (with annexes A, B and C). Signed at
Salisbury, on 28 June 1955**

**Exchange of notes constituting an agreement amending
the above-mentioned Agreement. Cape Town, 23 May
1956**

**Exchange of notes constituting an agreement further
amending the above-mentioned Agreement of 28 June
1955. Cape Town, 28 February 1957**

Official texts of the Agreement: English and Afrikaans.

Official texts of the exchanges of notes: English.

Registered by the Union of South Africa on 16 May 1957.

No. 3848. TRADE AGREEMENT¹ BETWEEN THE GOVERNMENTS OF THE FEDERATION OF RHODESIA AND NYASALAND AND THE UNION OF SOUTH AFRICA. SIGNED AT SALISBURY, ON 28 JUNE 1955

The Governments of the Federation of Rhodesia and Nyasaland and the Union of South Africa, recognizing that it is desirable that trade between their respective territories should be as free and uninterrupted as possible, have agreed as follows :

Article 1

DEFINITIONS

In this Agreement, unless inconsistent with the context :

"Conventional Area" means that portion of the Federation which is included within the basin of the Congo and its outlets according to the definition of such basin contained in Chapter I, Article 1, of the General Act of the Conference of Berlin relative to the development of trade and civilization in Africa signed in Berlin on the 26th February, 1885.²

"Federation" means the Federation of Rhodesia and Nyasaland.

"Union" means the Union of South Africa including the territory of South West Africa.

Article 2

The goods enumerated in Annexure A,³ when grown, produced or manufactured in the territory of one of the parties to this Agreement, shall be admitted into the territory of the other party only on compliance with the relevant conditions mentioned in that Annexure, and on such compliance shall, on importation, be so admitted free of customs duty :

Provided that this Article shall not apply to the admission of any goods into the Conventional Area.

Article 3

There shall, on importation into the Union, be admitted free of customs duty :
(a) during the period 1st July, 1955, to 31st December, 1955, a quantity which, together with any quantity admitted during the period 1st March, 1955, to

¹ Came into force on 1 July 1955, in accordance with article 16.

² De Martens, *Nouveau Recueil général de Traités*, deuxième série, tome X, p. 414.

³ See p. 300 of this volume.

30th June, 1955, under any previous agreement between the Union and Southern Rhodesia or Northern Rhodesia, shall not exceed 10,000,000 pounds in weight of flue-cured Virginia-type leaf tobacco grown in the Federation, consisting of not more than 5,000,000 pounds in weight of such tobacco grown in the 1954/55 season and 5,000,000 pounds in weight grown in previous seasons ;

- (b) after 31st December, 1955, in every calendar year, a quantity of such tobacco not less than 2,000,000 pounds in weight and not exceeding such greater quantity as may, in respect of each calendar year, be determined by the Minister of Agriculture of the Union after consultation with the Minister of Agriculture of the Federation.

Article 4

Subject to the conditions mentioned therein, the goods enumerated in Annexure B,¹ when grown, produced or manufactured in the Federation, shall, in accordance with the provisions of that Annexure, on entry for consumption in the Union, be admitted free of duty or at the rates of duty specified in that Annexure, as the case may be.

Article 5

(1) The goods enumerated in Annexure C,² when grown, produced or manufactured in the Union, shall, in accordance with the provisions of that Annexure, on entry for consumption in the Federation (excluding the Conventional Area), be admitted free of duty or at the rates of duty specified in that Annexure, as the case may be.

(2) Any goods, other than those referred to in paragraph (1) of this Article and in Article 2, grown, produced or manufactured in the Union, shall, on entry for consumption in the Federation (excluding the Conventional Area), be admitted at the Column D rate of customs duty in the Customs Tariff of the Federation applicable thereto from time to time.

Article 6

Rough and uncut diamonds, produced in the Union shall, when exported to the Federation and certified on behalf of the Government of the Federation by an official thereof to be for industrial use therein, be free of export duty.

Article 7

For the purposes of this Agreement, goods shall not be regarded as having been manufactured in either territory unless at least twenty-five per cent of the

¹ See p. 302 of this volume.

² See p. 314 of this volume.

factory or works cost of those goods is represented by labour performed in that territory or by materials produced and labour performed in that territory :

Provided that, in the case of clothing imported into the Union and enumerated in Annexure B under item 65, the percentage shall be twenty-two and one-half.

Article 8

(1) A party to this Agreement may impose dumping duties on goods, grown, produced or manufactured in the territory of the other party and imported into the territory of the first-mentioned party.

(2) A party to this Agreement may impose countervailing duties to offset any subsidies granted, directly or indirectly, by the other party or by other bodies or individuals, in respect of any goods exported to the territory of the first-mentioned party from the territory of the other party.

(3) The parties undertake, on request by one of the parties, to afford the other party all possible assistance in the investigation of any allegation of dumping in respect of goods exported from the territory of one party to that of the other party.

Article 9

(1) When cinematograph films intended for exhibition, which have been imported into the Federation and on which customs duty has not previously been paid in the Union, are exported from the Federation to the Union, the Government of the Federation shall collect the difference between the duty levied on such films on their importation into the Federation and the duty which would have been payable thereon if they had been imported direct into the Union.

(2) On exportation of cinematograph films for exhibition purposes from the territory, of one of the parties, into which they have been imported, to the territory of the other party, a share of the duty, which shall include any amount collected in terms of paragraph (1), shall be due to each party and shall be based on the showing values of such films in the respective territories and the duties collected shall be apportioned between the two parties and paid accordingly.

(3) Cinematograph films, in respect of which shares of the duty collected are to be apportioned in terms of paragraph (2), shall, on importation into the territory of one party from the territory of the other, be admitted without further payment of customs duty.

Article 10

A party to this Agreement which levies an excise duty or surtax on any goods may impose a corresponding countervailing duty on like goods, grown, produced

or manufactured in the territory of the other party and imported into the territory of the first-mentioned party.

Article 11

(1) If cigarettes manufactured in the territory of one party to this Agreement are imported into the territory of the other party, the first-mentioned party shall pay to the other party a sum equal to any stamp duty of excise or surtax which was paid on those cigarettes, but not exceeding the sum which would have been levied thereon if they had been manufactured in the territory of the last-mentioned party.

(2) Any sum due to be paid by a party to the other party in terms of paragraph (1) shall, for the purposes of any duty payable by the importer, be deemed to have been paid, by the importer on importation.

Article 12

The parties agree to adopt, as far as possible, similar customs measures and procedures in order to facilitate tourism.

Article 13

Goods grown, produced or manufactured in the territory of either party to this Agreement shall be exempt from the imposition by either party of any quantitative import or export restrictions, except in so far as quantitative restrictions are permitted by Annexure A, referred to in Article 2, or are in force at the date of commencement of this Agreement :

Provided that, after consultation between the parties, a party may impose :

(1) Export restrictions temporarily applied to present or relieve critical shortages of foodstuffs or other products essential to the exporting party ;

(2) Import and export restrictions necessary to the application of standards or regulations for the classification, grading or marketing of commodities ;

(3) Import restrictions on agricultural or fisheries products, or on products which can be directly substituted therefor, necessary to the enforcement of governmental measures which operate :

- (a) to restrict the quantities of the like domestic product permitted to be marketed or produced ; or
- (b) to remove a temporary surplus of the like domestic product.

Article 14

The parties to this Agreement agree that in respect of piece goods imported into the Federation and subsequently manufactured in that territory into, and exported to the Union in the form of clothing, any rebate or drawback of customs duty allowed in the Federation may, in the case of piece goods manufactured in and imported from the United Kingdom, be to the extent of the whole duty leviable or paid thereon in the Federation and shall, in the case of other piece goods, not exceed the Column D rate of customs duty in the Customs Tariff of the Federation payable on similar piece goods.

Article 15

(1) The parties to this Agreement agree to meet each calendar year and at intervals not exceeding fifteen months, for the purpose of reviewing the operation of this Agreement.

(2) A party which proposes to take or authorize action which it considers may affect any benefit accruing to the other party under the Agreement shall, whenever possible, consult in advance with, and give sympathetic consideration to any representations or proposals received from, that other party.

(3) If a party should consider, and notify the other party, that any benefit accruing to it directly or indirectly under the Agreement is being nullified or impaired, or that the attainment of any objective of the Agreement is being impeded, as the result of action by that other party, or as the result of the existence of any other situation, consultation between the parties shall be held without delay, at the request of the party so notifying the other, with a view to correcting the situation or making an adjustment acceptable to both parties.

Article 16

This Agreement shall come into operation on the 1st July, 1955, and shall remain in force for a period of five years and, unless notice of termination shall have been given by either party to the Agreement to the other twelve months before the expiry of that period, shall thereafter remain in force until the expiry of twelve months from the date on which notice of termination is given.

DONE at Salisbury, in duplicate, in English and Afrikaans texts, each of which shall be of equal authenticity, this twenty-eighth day of June, One Thousand Nine Hundred and Fifty-five.

For the Government of the Federation of Rhodesia
and Nyasaland :

(Signed) M. BARROW

For the Government of the Union of South Africa :

(Signed) Dr. A. J. R. VAN RHIJN

ANNEXURE A

GOODS REFERRED TO IN ARTICLE 2

Chicks not more than 8 days old.

Poultry for slaughter.

Dressed poultry (fresh, frozen or chilled).

Pigs for slaughter.

Lard.

Bacon and ham (whether canned or not).

Cured sides of pork and pickled pork.

Pork (fresh, frozen or chilled).

Cattle for slaughter.

Beef (fresh, frozen or chilled).

Butter.

Cheese (Cheddar and Gouda).

Eggs in the shell, or whole or part contents (liquid or dried).

Wheat, wheaten meal and flour.

Barley and oats.

Rye, rye meal and flour.

Kaffircorn, gram, rapoko and munga (*Pennisetum typhoides*) (in the grain).

Kafficorn and munga meal.

Maize, maize meal, crushed maize, maize rice, maize germ feed (maize germ meal) and samp.

Beans (dried, split or ground).

Groundnuts (shelled or unshelled, but not otherwise prepared).

Oil-cake and oil-cake meal (groundnut and cotton seed)

Compounded animal feedstuffs, namely flour, meal, residues and other preparations of a kind suitable only for use as animal feedstuffs, not being oil-cake or oil-cake meal (in bulk), chaff, hay or lucerne.

Vegetable oils, namely cotton seed, maize germ, sunflower seed and groundnut oils, including blends thereof with or without other vegetable oils.

Citrus fruit imported during the months of May, June, July, August, September or October.

Apples imported during the months of January, February or March.

Plums imported during the months of November or December.

Onions imported during the months of September, October, November, December or January.

Potatoes.

Tomatoes.

CONDITIONS

(a) The goods, enumerated above, other than cattle for slaughter or beef (fresh, frozen or chilled), shall be admitted from the territory of one of the parties into the territory of the other party only under the authority of a permit issued by or on behalf of the Government of the importing territory.

(b) Before any such permit is issued in respect of maize, maize meal, crushed maize, maize rice, samp, maize germ feed (maize germ meal), groundnuts (shelled or unshelled), oil-cake or oil-cake meal, there shall be prior consultation and agreement between the parties.

(c) Prior to the importation of cattle for slaughter or beef (fresh, frozen or chilled) there shall be consultation between the two parties and the importation into the Federation shall be undertaken by the Cold Storage Commission of Southern Rhodesia or other similar body established by a Federal law, while the importation into the Union shall be undertaken by the Livestock and Meat Industries Control Board of the Union.

ANNEXURE B

PART I

The following goods, when grown, produced or manufactured in the Federation, shall, in terms of Article 4, on entry for consumption in the Union, be admitted free of customs duty :

<i>Union Tariff Item</i>	<i>Description of Goods</i>
15 (d)	Rice in the grain.
ex 18 (1)	Meat extracts and concentrated soup.
ex 30 (c)	Meats, other —
(i)	tinned.
31	Meat pastes, potted or tinned.
ex 35 (1)	Peas and beans :
ex (a)	Dried peas, except maple peas.
ex (b)	Split peas.
ex (c)	Preserved as a vegetable.
45	Tea :
(a)	In packets or tins, not exceeding 10 lb. each in weight.
(b)	In larger containers.
ex 46	Vegetables :
ex (b)	tinned or dehydrated, n.e.e.
ex 49	Beverages not exceeding 3 per cent of proof spirit —
ex (b)	Tomato juice.
59 (2)	Trunks, attache cases, hat boxes and suitcases, n.e.e.
ex 66 (a)	Cotton waste, unmanufactured.
ex 74 (a)	Seed bed cloth.
ex 78 (b)	Cordage, n.e.e.
ex 81 (1) (a)	Seaming twine ; binder twine (oiled) for use in harvesting machines.
ex 81 (1) (b)	Other twine, n.e.e.
ex 93 (1)	Carriages, carts, coaches and wagons :
ex (a) (ii)	Trailers, new, for use with tractors ; but excluding rubber pneumatic tyre covers and tubes.

Union Tariff Item

Description of Goods

99		Cutlery, not gold or silver, nor gold or silver-plated.
102		Enamelware and hollowware :
	(a)	Enamelled lampshades and reflectors —
	(i)	conical.
	(ii)	other.
	(b)	Enamelware n.e.e.
	(c)	Hollowware n.e.e.
ex 105		Ferro-chrome, in bulk.
113 (2)		Spoons and forks, not being gold or silver nor gold or silver-plated ware.
ex 118		Machinery, apparatus, appliances and implements, n.e.e., but excluding material, domestic machines, and vehicles :
ex	(a)	Picks and hoes, kaffir.
	(c)	For mining purposes, n.e.e.
ex	(g)	Other, for manufacturing and industrial purposes; ball and roller bearings; air compressors; serrated saw banding; concrete mixers; machinery for power laundries; leather measuring machines for use in boot factories and tanneries; workshop machinery and appliances ordinarily used in a motor garage for manufacturing, testing and repair work; but excluding structural steelwork for staging and platforms.

NOTE: Oil, petrol and tyre pumps, washing outfits, grease guns, and other appliances ordinarily used for service in a motor service station do not fall under the heading of "workshop machinery and appliances".

ex 123		Lead :
	(a)	Sheet, plain.
124	(c)	Tin ore concentrates.
ex 126	(a)	Solder, of all metals (excluding iron and steel and precious metals), in rod, bars, blocks, ingots and pigs.
ex 126	(a)	Cobalt alloy and metal, cadmium and vanadium, in rods, bars, blocks, ingots and pigs.
ex 131	(a)	Asbestos packing and lagging for engines, machinery and piping.
ex 154		Radio or wireless apparatus and accessories :
(3)		Other.
ex 159		Barytes in bulk.
176		Iron pyrites in bulk.
ex 180	(c)	Mica, unmanufactured.
197		Oils, essential (natural and synthetic), including those containing fixatives :
	(a)	Lemon and orange.
	(b)	Other.
ex 202 (5)		Tung oil.
ex 203 (1) (b)		Cobalt oxide.
210	(a)	Beeswax.
ex 228		Glycerine :
	(a)	Crude (including soap lyes), in bulk.
ex 229	(b)	Magnesium carbonate.
ex 246 (1) (a)		Nicotine sulphate.
ex 251		Boots and shoes :
ex	(b)	Men's women's and children's, of leather —
	(i)	children's sizes 7 to 1.

Union Tariff Item

Description of Goods

	(ii)	men's and youths', women's and maids', sizes 2 and upwards.
ex	(c)	Cotton-mesh and canvas shoes of tennis or gymnasium type, the soles of which, excluding the socking, are wholly of rubber; and canvas boots and shoes with rope soles —
	(i)	men's and youths', women's and maids', sizes over 4.
	(ii)	sizes other than those provided for in sub-paragraph (i).
ex 265	(b)	Basketware of cane, bamboo, rattans and osiers, not being furniture.
ex 272	(b)	Mouldings, wooden, excluding coniferous.
ex 273		Plywood :
	(b)	Other.
279		Wood :
ex	(a)	Unmanufactured —
	(ii)	other, except veneer board.
	(iii)	veneer board.
ex	(b)	Ceiling and flooring boards, planed, tongued and grooved ; and parquet flooring ; excluding coniferous.
ex	(c)	Manufactured, n.e.e. excluding coniferous.
287 (1)		Cardboard, linenboard, leatherboard, fibreboard, strawboard and millboard, but excluding pulpboard for building purposes.
287 (2)		Pulpboard for building purposes.
ex 295		Paper :
	(f)	Wrapping (including browns, casings, sealings, nature or ochre browns, sulphites, krafts and bag papers), in original mill wrappers, or in sheets or in rolls, when the weight of the paper at a size of 29 ins. by 45 ins. or its equivalent, is not less than 30 lb. per ream of 480 sheets, but excluding waxed, oiled, greaseproof, vegetable and imitation parchment, and cover paper for use in the process of manufacturing boots and shoes, and printed papers, transparent cellulose papers, cartridge papers, and tinfoil and similar metallic papers.
304		Jewellery, including imitation jewellery and rolled gold, enamel or gilt jewellery ; precious stones and pearls and imitations thereof, cut or polished, and whether mounted or unmounted ; completed portions or parts of any article of jewellery, imitation or otherwise ; ornamental hat pins, ornamental hair pins and ornamental buckles ; bangles, necklaces, girdles, muff chains, clasps, and similar articles of adornment.
ex 307 (2)		Toys.
ex 335		Asbestos, raw.
		Basketware n.e.e.
		Cobalt carbonate.
		Corundum ore.
		Metallic ores, concentrates, slimes and slags, n.e.e.
		Vanadic oxide.
		Vermiculite.

PART II

The following goods, when manufactured in the Federation, shall in terms of Article 4, on entry for consumption in the Union, be admitted :

- (a) free of customs duty : Provided that at least 75 per cent of the factory or works cost of such goods is represented by labour performed in the Federation or by materials produced and labour performed in the Federation, or alternatively that such goods shall have been manufactured in the Federation from natural, artificial or synthetic fibres, whether or not such fibres shall have been grown, produced or manufactured in the Federation ;
- (b) at a rate of customs duty equal to the most-favoured-nation rate of duty applicable thereto from time to time, subject to a rebate from such rate of three-quarters of such rate, or alternatively, in the case of clothing falling under item 65, at a rate of customs duty of $7\frac{1}{2}$ per cent *ad valorem*, whichever rate results in the lower duty : Provided that less than 75 per cent but not less than 50 per cent, of the factory or works cost of such goods is represented by labour performed in the Federation or by materials produced and labour performed in the Federation ;
- (c) at a rate of customs duty equal to the most-favoured-nation rate of duty applicable thereto from time to time, subject to a rebate from such rate of one-half of such rate, or alternatively, in the case of clothing falling under item 65, at a rate of customs duty of 15 per cent *ad valorem*, whichever rate results in the lower duty : Provided that less than 50 per cent, of the factory or works cost of such goods is represented by labour performed in the Federation or by materials produced and labour performed in the Federation.

Union Tariff Item

Description of Goods

ex 59 (1)	Bags, n.e.e. —
ex (a)	lined or unlined jute or hessian bags.
ex (b)	for flour, grain, manure, sugar, wool, coal and minerals, and for local produce or manufactures —
(i)	of cotton.
ex 61 (a)	Blankets and rugs, shawls, n.e.c., sheets commonly used as blankets or rugs and known as kaffir sheets :
(1)	Weighing more than 12 oz. each and imported singly or in pairs, or in the piece —
(i)	consisting wholly of cotton, or of cotton and wool containing more than 60 per cent of cotton.
(ii)	containing 40 per cent or more of wool.
(iii)	other.
(d)	Kaffir sheeting —
(i)	weighing 7 oz. or more per square yard.
(ii)	weighing less than 7 oz. per square yard.
ex 65	Clothing :
(b)	Ready made, new —
(i)	jackets, vests and trousers, other than knitted, for men, excluding clothing provided for in sub-paragraphs (b) (ii) and (b) (vi) (6) —

Union Tariff Item

Description of Goods

	(1)	of calico, drill, twill or sateen.
	(2)	other.
	(ii)	dustcoats, butchers' and warehousemen's and factory coats, overalls and boiler suits, motorists' suits and leggings, men's knickers and smocks, and women's slacks, jeans and shorts, but excluding knitted clothing, children's clothing, rubber and asbestos clothing, and waterproof clothing provided for in sub-paragraph (b) (vi) (6) —
	(1)	made from calico, drill, twill or sateen.
	(2)	other.
	(iii)	overcoats (men's) excluding waterproof clothing provided for in sub-paragraph (b) (vi) (6) and knitted overcoats —
	(1)	containing more than 30 per cent by weight of worsted wool.
	(2)	other.
ex	(iv)	knitted outer clothing n.e.e. including jerseys, pullovers and shirts —
	(2)	containing 50 per cent or more by weight of rayon.
	(3)	containing 50 per cent or more by weight of cotton.
	(4)	other.
		NOTE : Articles containing 50 per cent by weight of cotton and 50 per cent by weight of rayon shall be deemed to be of rayon.
	(v)	underwear (woven or knitted), n.e.e.
	(1)	containing 50 per cent or more by weight of cotton.
	(2)	containing 50 per cent or more by weight of rayon.
	(3)	containing more than 50 per cent by weight of artificial or synthetic fibres other than rayon.
	(4)	other.
		NOTE : Articles containing 50 per cent by weight of cotton and 50 per cent by weight of rayon shall be deemed to be of rayon.
	(vi)	other clothing and infants' clothing —
	(1)	women's woven overcoats n.e.e.
	(2)	other women's woven outerwear n.e.e.
	(3)	foundation garments.
	(4)	swimwear.
	(5)	dressing gowns.
	(6)	waterproof clothing including mackintoshes.
	(7)	all other n.e.e., and all infants' clothing containing less than 50 per cent by weight of wool.
ex	(c)	Shirts (but excluding knitted shirts, and waterproof clothing provided for in subparagraph (b) (vi) (6), pyjamas and night-dresses, new —
	(i)	shirts of calico, drill, twill or sateen.
	(ii)	other shirts (excluding children's) of silk or rayon or mixtures thereof with any other material, or of any material with nondetachable collars.
	(iii)	shirts other than those provided for in sub-paragraphs (i) and (ii).

Union Tariff item

Description of Goods

ex	(iv)	pyjamas and nightdresses —
	(1)	containing 50 per cent or more by weight of silk or artificial or synthetic fibres other than rayon.
	(2)	containing more than 50 per cent by weight of rayon.
	(3)	other.
ex 66	(b) (ii)	Single-ply yarns of cotton, for manufacturing purposes, not bleached, coloured, dyed, mercerised or otherwise processed.
ex 69		Hats, caps and bonnets :
	(d)	Boys' caps.
	(e)	Men's —
	(i)	felt or fur hats.
	(ii)	caps.
	(iv)	other.
	(f)	Ladies' —
	(i)	trimmed (but linings, bands and borders do not constitute trimming).
	(ii)	untrimmed, not ready to wear.
	(iii)	other (excluding nurses' caps).
	(g)	Nurses' caps.
	(h)	Other.
ex 70		Hosiery :
ex	(a)	Socks, cotton.
ex 73 (1)		Millinery, drapery, haberdashery, and textile articles of furnishing and napery, n.e.e. :
	(vi)	Sanitary pads.
	(vii)	Towels, sanitary and other.
ex 73 (3)		Cotton wool.
ex 73 (3)		Cotton yards n.e.e.
ex 75 (1)		Canvas piece goods of more than 10 oz. in weight per square yard, not painted or surface coated :
	(a)	of cotton, flax or mixtures thereof.
	(b)	of rayon, with or without other materials.
	(c)	other.
ex 76		Piece goods, not being canvas, blanketing or kaffir sheeting :
NOTE : In the case of piece goods exceeding 30 inches in width, "yard" shall mean 36 inches by 30 inches in width and the free-on-board price and the duty per yard shall be calculated proportionately to the width.		
	(a)	Cotton (woven or knitted) —
	(i)	containing 50 per cent or more by weight of cotton but no rayon, the free-on-board price of which does not exceed 2s. per yard.
	(ii)	of cotton and rayon with or without other materials, containing 50 per cent or more by weight of cotton, the free-on-board price of which does not exceed 2s. per yard.
	(iii)	containing 50 per cent or more by weight of cotton, the free-on-board price of which exceeds 2s. per yard.
NOTE : Piece goods containing 50 per cent of cotton and 50 per cent of rayon shall be deemed to be of rayon.		
	(c)	Other woven fabrics in the piece n.e.e. —
	(i)	containing 50 per cent or more by weight of rayon.
ex	(iii)	jute and hessian bagging and sacking.
	(d)	Other knitted fabrics in the piece n.e.e. —
	(i)	containing 50 per cent or more by weight of rayon.

PART III

The following goods, when grown, produced or manufactured in the Federation, shall, in terms of Article 4, on entry for consumption in the Union, be admitted at the most-favoured-nation rate of customs duty applicable thereto from time to time, subject to a rebate from such rate of the fraction of such rate indicated hereunder in respect of such goods :

<i>Union Tariff Item</i>	<i>Description of Goods</i>	<i>Fraction of Rate</i>
54	Cigarettes	one-quarter
57	Tobacco, manufactured	one-half

ANNEXURE C

PART I

The following goods, when grown, produced or manufactured in the Union, shall, in terms of Article 5, on entry for consumption, be subject to the Column D rate of customs duty in the Customs Tariff of the Federation applicable thereto from time to time, subject to a rebate from such rate of one-tenth of that rate :

<i>Federation Tariff Item</i>	<i>Description of Goods</i>
2 (1)	Baking powder.
(2)	Yeast.
ex 12	Cocoa :
(d)	Other unsweetened ; cocoa mixed with milk or other food substances, except sugar.
ex 13	Coffee and coffee mixtures :
(b)	Other, n.e.e.
ex 14 (1)	Sweetened chocolate slabs.
(2)	Chocolate specially prepared for drinking, and cocoa, sweetened.
18	Extracts and essences of all kinds for food or flavouring, n.e.e., not including patent or proprietary tonic foods.
21 (2)	Cornflour, patent or proprietary farinaceous and cereal foods, including oatmeal and rolled oats.
ex 22	Fruits :
(b)	Bottled, tinned or otherwise preserved, except crystallised fruits ; but including pulp and candied peel.
(c)	Dried, of all kinds, not including nuts.
ex 23	Gelatine, animal or vegetable :
(a)	Not in bulk.
27 (1)	Jams and honey.
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Federation Tariff Item

Description of Goods

ex 30		Meats, soups and similar substances used as food, but not including extracts and essences :
	(a)	Soups.
	(d)	All other, including tinned meats.
36		Pickles, sauces, chutneys and other condiments, n.e.e.
ex 39		Salt :
	(b)	Other.
42		Starch.
ex 46		Vegetables :
	(b)	Tinned or otherwise preserved, including grains, fruits and pulses preserved as vegetables.
61 (1)		Blankets and rugs, blanketing, and sheets commonly used as blankets or rugs and known as kaffir sheets.
62 (2)		Lamp-wick.
63 (1)		Carpets, floor rugs, mats, and matting, including underfelt.
ex 65		Clothing :
	(b)	Men's and boys' ready-made suits.
	(c)	Men's and boys' ready-made jackets, including sports coats.
	(d)	Men's and boys' ready-made trousers —
	(i)	Shorts.
	(ii)	Other.
	(e)	Women's and girls' outer garments, n.e.e.
	(f) (i)	Singlets, undervests and similar garments.
	(ii)	Other underwear.
	(g)	Shirts; including jacket shirts.
	(h)	Dressing gowns, including kimonos and bed-jackets.
	(i)	Overcoats and mackintoshes, including rain capes and leggings therefor.
	(j)	Cardigans, jerseys and pullovers.
	(k)	All other, n.e.e.
68		Gloves : all, except gloves made wholly of rubber and gloves specially constructed for sporting or industrial purposes.
75 (2)		Tarpaulins, tents, awnings and similar articles, n.e.e.
ex 76		Piece goods, woven, knitted, crocheted or felted, n.e.e. :
	(a)	Containing more than 50 per cent of wool.
	(c)	Containing more than 50 per cent of cotton :
	(ii)	Other.
77 (1)		Quilts, padded.
ex (2)		Mattresses.
79		Shawls :
	(a)	Knitted, lace or crocheted of any material ; silk and cashmere.
	(b)	Other, weighing not more than 12 oz. each.
84		Baths and sinks, metal ; and bath, sink and lavatory plugs, washers, wastes and overflows.
102		Enamelware and hollow-ware, metal, n.e.e. :
	(a)	Basins, bowls and plates.
	(b)	Mugs.
	(c)	Other.
115		Lamp bulbs and tubes, electric.

Federation Tariff Item

Description of Goods

ex 116		Lamps and lampware :
	(a)	Lampshades and reflectors, including glass chimneys for oil lamps, n.e.e.
	(e)	Other, n.e.e., including brackets and fittings, but not parts of motor vehicles or cycles.
ex 119 (3)		Batteries and cells, electrical :
	(a)	Dry primary.
122 (2)		Windows and doors, insect screens and window and door frames : metal.
143 (1)		Stoves, ranges, coppers, grates, ovens and steam-jacketed pans, not industrial :
	(a)	Cooking stoves for liquid fuel (oil), of pressure type.
	(b)	Other, n.e.e.
	(2)	Electrical cooking and heating appliances including kettles and irons, not industrial.
167		Sanitary and lavatory articles of earthenware, porcelainware, stoneware, concrete, terazzo, plastic and similar synthetic materials, being fixtures and fittings.
ex 171		Glass and glass substitutes :
	(c)	Sheet, window : plain or obscure.
	(d)	Bevelled, silvered and other, n.e.e.
ex 178		Marble, granite and other monumental and building stone :
	(b)	Other, including tombstones.
ex 186		Tiles, n.e.e. : glass, porcelain, china, earthenware, stoneware, cement, and similar tiles of substitute materials :
	(b)	Other.
ex 200		Oils, mineral :
	(d)	Other, n.e.e.
ex 202		Oils, n.e.e. :
	(b)	Animal :
	(i)	In bulk.
	(ii)	Not in bulk.
ex 203 (1)		Paints and colours :
	(a)	Ready mixed for use, including pigmented lacquers, shellacs and similar preparations, n.e.e., enamels, water paints, distempers, colour washes, oil paints, poster colours, and sheep marking oils.
	(c)	Colours ground in oil, n.e.e.
204		Polishes : floor, furniture, leather, metal and similar polishes and dressings, including blacking and shoe dressings, but not french polish :
	(a)	Boot and shoe.
	(b)	Other.
ex 206		Soaps of all kinds and substitutes therefor, including synthetic detergents and scouring powders :
	(a)	Toilet soap in tablet form containing more than 62 per cent of fatty acid.
ex 225		Dyes and colour preparations, not being paints and colours, or toilet preparations :
	(b)	Other, including laundry blue :
	(ii)	Not in bulk.

*Federation Tariff Item**Description of Goods*

238		Toilet preparations, n.e.e., including powders, washes, pomatums, cosmetics, pastes, dyes, hair oils, but not including tooth powders, tooth pastes and tooth washes.
239		Perfumed spirits and liquid perfumery.
ex 251		Footwear :
	(b)	Canvas of the tennis or gymnasium type.
	(d)	Boots and shoes wholly or mainly of leather :
	(i)	Men's and boys'.
	(ii)	Women's and girls'.
	(e)	Boots and shoes other than leather n.e.e. :
	(i)	Men's and boys'.
	(ii)	Women's and girls'.
	(f)	All other footwear, n.e.e., including slippers.
264		Brushware including mops and feather dusters, not being parts of machinery and not being gold or silver mounted, or gold or silver plated.
ex 265		Cane, bamboo, rattans and osiers :
	(b)	Manufactures of, not being furniture.
291		Inks and ink powders, n.e.e.
ex 297		Stationery, n.e.e. :
	(a)	Loose-leaf covers and binders.
	(b)	Letter or document files in book or folder form.
ex 304		Jewellery, including imitation jewellery, and rolled gold, enamel or gilt jewellery ; precious stones and pearls and imitations thereof, cut or polished, and whether mounted or unmounted ; completed portions or parts of any article of jewellery, imitation or otherwise ; ornamental hatpins, ornamental hairpins, and ornamental buckles ; bangles, necklaces, girdles, muff chains, clasps, and similar articles of adornment :
	(b)	Other.
305		Musical instruments, n.e.e.
ex 310		Ammunition and explosives :
	(b)	Cartridges.

PART II

The following goods, when grown, produced or manufactured in the Union, shall, in terms of Article 5, on entry for consumption, be admitted free of customs duty :

*Federation Tariff Item**Description of Goods*

ex 19		Fish :
	(d)	Other, including fish pastes, potted or tinned.

PART III

The following goods, when grown, produced or manufactured in the Union, shall, in terms of Article 5, on entry for consumption, be subject to a rate of customs duty equal to the rate of excise duty in the Excise Tariff of the Federation applicable to such goods from time to time, plus £0.0.4d. per imperial gallon :

*Federation Tariff Item**Description of Goods*

- | | |
|--------|---|
| 48 (1) | Ale, beer and stout, all kinds, of strength exceeding 3 per cent of proof spirit. |
|--------|---|

PART IV

The following goods, when grown, produced or manufactured in the Union, shall, in terms of Article 5, on entry for consumption, be subject to the Column C rate of customs duty in the Customs Tariff of the Federation applicable thereto from time to time, subject to a rebate from such rate indicated hereunder in respect of such goods :

*Federation Tariff Item**Description of Goods**Extent of Rebate*

- | | | |
|-------------|---|------------------------------|
| 122 (1) (g) | Structural steelwork, n.e.e. | 2 1/2 per cent
ad valorem |
| 129 | Motor vehicles and trailers therefor : | |
| ex (a) | Passenger — | |
| (i) | Motor cars including coupe-imps, station-wagons, safari vans, general purpose vehicles and motor caravans | 2 1/2 per cent
ad valorem |
| ex 154 (b) | Radio-gramophones | 5 per cent
ad valorem |
| ex 154 (b) | Wireless broadcast receiving sets | 10 per cent
ad valorem |
| ex 303 (1) | Gramophones, n.e.e. | 5 per cent
ad valorem |

PART V

The following goods, when grown, produced or manufactured in the Union, shall, in terms of Article 5, on entry for consumption, be subject to the Column C rate of customs duty in the Customs Tariff of the Federation, applicable thereto from time to time :

Federation Tariff Item

Description of Goods

15	(e)	Rice :
	(i)	In the grain.
	(ii)	Ground or otherwise prepared.
25	(1)	Hog casings.
25	(2)	Other sausage casings.
ex 43		Sugar and sugar substitutes :
	(a)	Sugar :
	(ii)	Candy, castor, crystal, icing and cube.
	(b)	Golden and maple syrup, and treacle.
47		Vinegar, not being essence of vinegar and not exceeding 8 per cent by weight of acetic acid.
49		Beverages not exceeding 3 per cent of proof spirit :
	(a)	Fruit juices, cordials and syrups.
	(b)	Other kinds, n.e.e.
61	(2)	Raw blanketing and raw blanket cloth.
ex 93	(1)	Caravans, carriages, coaches, carts and wagons, n.e.e. :
	(b)	Parts and spare parts and accessories, n.e.e. :
	(i)	Springs, suspension.
93	(2)	Store trucks and wheeled vehicles, n.e.e.
118	(a) (ii)	Single-furrow mouldboard ploughs of a weight not exceeding 120 lb., and parts therefor.
127	(1)	Metal : badges, signs, name and number plates and similar articles, n.e.e. : printed, lithographed, embossed, lacquered, enamelled or varnished.
ex 129		Motor vehicles and trailers therefor :
	(a)	Passenger :
	(ii)	Coaches and omnibuses.
	(iii)	Ambulances and hearses.
	(b)	Other :
	(i)	Lorries and vans, n.e.e.
	(iii)	Trailers, n.e.e.
	(iv)	Lorries and trailers, equipped with tipping bodies or bottom dump bodies, of a level body loading capacity of not less than six and one half cubic yards.
	(c) (i)	Bodies and cabs imported separately.
	(d)	Parts and spare parts and accessories, n.e.e. :
	(i)	Springs, suspension.
ex 206		Soaps of all kinds and substitutes therefor, including synthetic detergents and scouring powders :
	(b)	Other.
212		Acetic and pyroligneous acids and extracts, and essence of vinegar, n.e.e.
270		Handles, wooden :
	(a)	Broom and similar.
	(b)	Pick, shovel, tool and agricultural implement.
273	(1)	Plywood and blockboard.
	(2)	Veneers.
	(3)	Pulpboard, building, including hardboard and all similar building boards.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹
AMENDING THE TRADE AGREEMENT OF 28 JUNE
1955¹ BETWEEN THE FEDERATION OF RHODESIA AND
NYASALAND AND THE UNION OF SOUTH AFRICA.
CAPE TOWN, 23 MAY 1956

I

P.3/1

Cape Town, 23rd May, 1956

Sir,

TRADE AGREEMENT BETWEEN THE FEDERATION OF RHODESIA AND NYASALAND
AND THE UNION OF SOUTH AFRICA

I have the honour to refer to discussions which have taken place between officials of our two Governments, and to state that my Government is prepared to agree to the following modifications being made to the Trade Agreement of 28th June, 1955,² between the Government of the Federation of Rhodesia and Nyasaland and the Union of South Africa :

(1) *Annexure B, Part I*

Insert the following item under item "ex 251 Boots and shoes" :

"ex (a) Infants' cotton-mesh and canvas shoes of the tennis or gymnasium type, the soles of which, excluding the socking, are wholly of rubber ; and infants' canvas boots and shoes with rope soles—

ex (i) Sizes 0 to 2 1/2.

ex (ii) Sizes 3 to 6 1/2."

(2) *Annexure B, Part II*

(i) Delete item "ex 66 (b) (ii) Single-ply yarns of cotton, for manufacturing purposes, not bleached, coloured, dyed, mercerised or otherwise processed" and substitute the following therefor :

"66 (b) (ii) Single-ply yarns of cotton, flax hemp, jute and manila, for manufacturing purposes, not bleached, coloured, dyed, mercerised or otherwise processed.

(iii) Cotton yarns, single-ply or otherwise, not bleached, coloured, dyed or further processed than mercerised, for manufacture into sewing threads.

¹ Came into force on 1 June 1956, in accordance with the terms of the said notes.

² See p. 290 of this volume.

- (iv) Multiple jute and hemp yarns.
 - (b) Yarns n. e. e., of wool, artificial wool or rayon or mixtures thereof, and yarns made from reworked wool or from shoddy except cotton shoddy, but excluding lubricated yarn in the form of packing."
- (ii) Insert the following sub-paragraphs under item ex 73 (1) :
- "(a) (i) Handkerchiefs ; traced napery ; bedspreads ; collars ; facecloths ; scarves ; hairbows ; neckwear ; and cot covers.
- (xiii) Table cloths, serviettes, bedsheets, pillowcases and dusters—
- (A) of calico, drill, twill or sateen ;
 - (B) other."
- (iii) Insert the following items :
- "ex 80 Sewing, knitting, embroidery and crochet threads, yarns and twists ; carpet and rug yarns for making carpets and floor rugs.
 - (b) Other.
 - ex 81 (1) (b) Other thread n. e. e.
 - ex 335 Yarns n. e. e."

I have the honour to propose that this Note and your reply confirming that the amendments to the Trade Agreement of 28th June, 1955, set out above are acceptable to the Government of the Union of South Africa, be regarded as constituting an agreement between our two Governments with effect from 1st June, 1956, on the understanding, however, that in so far as cotton plied yarns classifiable under Union Tariff item ex 80 (b) are concerned, the amendment to the Agreement shall be regarded as having become effective as from 1st July, 1955.

I have the honour to be, Sir,
Your obedient Servant,

(Signed) A. D. CHATAWAY
High Commissioner

D. Spies, Esq.
Acting Secretary for External Affairs
Cape Town

II

Cape Town, 23rd May, 1956

Sir,

I have the honour to acknowledge your Note No. P.3/1 of today's date, reading as follows :

[See note I]

In reply thereto, I have the honour to confirm that the amendments to the Trade Agreement to 28th June, 1955, set out in your Note as quoted above are acceptable to the Government of the Union of South Africa, and that your Note and this reply shall be regarded as constituting an agreement between our two Governments with effect from 1st June, 1956, subject, however, to the understanding that, in so far as cotton yarns classifiable under Union tariff item ex 80 (b) are concerned, the amendment to the Trade Agreement shall be regarded as having become effective as from 1st July, 1955, and subject to the further understanding that the agreement between our two Governments with respect to the amendments set forth in your Note shall lapse if not approved by both Houses of Parliament of the Union of South Africa in accordance with the Union's customs legislation.

I have the honour to be, Sir,
Your obedient Servant,

(Signed) D. SPIES
Acting Secretary for External Affairs

A. D. Chataway, Esq., O. B. E.
High Commissioner for the Federation
of Rhodesia and Nyasaland
Cape Town

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹
FURTHER AMENDING THE TRADE AGREEMENT OF
28 JUNE 1955² BETWEEN THE FEDERATION OF RHODESIA AND NYASALAND AND THE UNION OF SOUTH AFRICA. CAPE TOWN, 28 FEBRUARY 1957

I

P.23/22

28th February, 1957

Sir,

TRADE AGREEMENT BETWEEN THE FEDERATION OF RHODESIA AND NYASALAND
AND THE UNION OF SOUTH AFRICA

I have the honour to propose the following amendments to the Trade Agreement of the 28th June, 1955,² between the Governments of the Federation of Rhodesia and Nyasaland and the Union of South Africa :

- (a) in Article 1 by the deletion of the definition of "Conventional Area" ;
- (b) in Article 2 by the deletion of the proviso thereto ;
- (c) in Article 5 by the deletion of "(Excluding the Conventional Area)" wherever it appears ;
- (d) in Article 14 by the insertion at the beginning of the Article of the words "Except as otherwise may be agreed" ;
- (e) in Part I of Annexure B by the insertion after the word "slags" where it occurs in item ex. 335 of the words "drosses and scale" ;
- (f) in Part V of Annexure C by the addition at the end of item 273 (3) of "(excluding laminated plastic sheets)".

The amendments contained in paragraphs (a), (b) and (c) are consequential amendments which are necessary because of the amendments of the Federal Customs and Excise Act, 1955, made by the Federal Customs and Excise Amendment Act, 1957. The amendments contained in paragraphs (d), (e) and (f) have been discussed between officials of our Governments.

In the event of the above proposals being acceptable to you I have the honour to propose that, on acceptance by you of the above proposals, this note and your

¹ Came into force on 8 March 1957, in accordance with the terms of the said notes.

² See p. 290 of this volume.

acceptance be regarded as constituting an agreement between our two Governments with effect from the 8th March, 1957.

I have the honour to be, Sir,
Your obedient Servant,

(Signed) A. D. CHATAWAY
High Commissioner

The Secretary for External Affairs
Government Buildings
Cape Town

II

Cape Town, 28th February, 1957

Sir,

I have the honour to acknowledge receipt of your Note No. P. 23/22 of to-day's date reading as follows :

[See note I]

I have the honour to confirm that the amendments to the Trade Agreement of 1st July, 1955, proposed in your Note as quoted above are acceptable to the Government of the Union of South Africa, and that your Note and this reply shall be regarded as constituting an agreement between our two Governments with effect from 8th March, 1957, on the understanding, however, that the agreement between our two Governments with respect to the amendments proposed in your Note shall lapse if not approved by both Houses of Parliament of the Union of South Africa in accordance with the Union's customs legislation.

I have the honour to be, Sir,
Your obedient Servant,

(Signed) G. P. JOOSTE
Secretary for External Affairs

A. D. Chataway Esq., O.B.E.
High Commissioner for the Federation
of Rhodesia and Nyasaland
Cape Town