

New Zealand.



ANALYSIS.

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1933, No. 24.

AN ACT to ratify an Arrangement for Customs Reciprocity made between His Majesty's Government of the Dominion of New Zealand and the Consul of Belgium in New Zealand acting on behalf of the Economic Union of Belgium and Luxemburg. Title.

[15th December, 1933.]

WHEREAS a Customs arrangement has been entered into for and on behalf of His Majesty's Government of the Dominion of New Zealand and for and on behalf of the Economic Union of Belgium and Luxemburg for the purpose of promoting trade between the said countries: And whereas the said arrangement is an arrangement to which section ten of the Customs Amendment Act, 1921, applies: And whereas by the said section it is provided that no such arrangement shall have any effect unless and until it is ratified by Parliament: And whereas it is desired to ratify the said arrangement accordingly: Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title.

1. This Act may be cited as the Trade Arrangement (New Zealand and Belgium) Ratification Act, 1933, and shall be read together with and deemed part of the Customs Act, 1913.

Ratification of arrangement.

2. (1) The arrangement set out in the Appendix hereto (being an arrangement to which section ten of the Customs Amendment Act, 1921, applies) is hereby ratified and confirmed.

See Reprint of Statutes, Vol. VII, p. 188

(2) Notwithstanding anything to the contrary in section ten of the Customs Amendment Act, 1921, any arrangement modifying the arrangement as ratified by this Act may be given effect to by Order in Council under that Act, notwithstanding that such modifying arrangement may not have been ratified as required by that section, and every such Order in Council shall come into force according to its tenor.

See Reprint of Statutes, Vol. VII, p. 215

(3) Notwithstanding anything to the contrary in section five of the Customs Acts Amendment Act, 1930, or in any other enactment, surtax shall not be payable on any goods, being the produce or manufacture of the Economic Union of Belgium and Luxemburg, enumerated in Part II of the Appendix hereto in respect of the said Union and imported into New Zealand or entered for home consumption therein on or after the date on which this arrangement is brought into force.

Duties and exemptions herein provided for may be extended to apply to similar goods from other countries.

3. Notwithstanding anything to the contrary in the Customs Acts, the Governor-General may by Order in Council apply the duties and exemptions from duty provided for by this Act in respect of goods being the produce or manufacture of the Economic Union of Belgium and Luxemburg to similar goods being the produce or manufacture of any other country not being part of the British dominions.

Commencement of operation of the arrangement hereby ratified.

4. (1) The arrangement ratified by this Act shall be brought into force by the Governor-General by Proclamation on a date to be therein specified in that behalf, and the duties and exemptions from duty provided for in Part II of the Appendix hereto in respect of goods being the produce or manufacture of the Economic Union of Belgium and Luxemburg

shall, subject to the provisions of section one hundred and forty-three of the Customs Act, 1913, be imposed and allowed on all such goods enumerated in Part II of the said Appendix and imported into New Zealand or entered therein for home consumption on or after the said date.

(2) The duties or exemptions from duty imposed or allowed by the Customs Acts shall apply to all other goods being the produce or manufacture of the Economic Union of Belgium and Luxemburg as if this Act had not been passed.

Saving of other duties and exemptions.

5. All duties of Customs that have become due and payable and all penalties and forfeitures that have been incurred prior to the date on which the arrangement ratified by this Act is brought into force as aforesaid shall be recovered and enforced in the same manner as if this Act had not been passed.

Saving of existing rights of action.

APPENDIX.

Appendix.

PART I.

LETTERS BETWEEN THE PRIME MINISTER OF NEW ZEALAND AND THE CONSUL OF BELGIUM IN NEW ZEALAND.

Letter A.

The PRIME MINISTER OF NEW ZEALAND to the CONSUL OF BELGIUM IN NEW ZEALAND.

Customs.

22/437/3.

Dominion of New Zealand,
Prime Minister's Office, Wellington.

5th December, 1933.

SIR,—

I have the honour to inform you that, pending the conclusion of a Treaty of Commerce and Navigation between the Economic Union of Belgium and Luxemburg and New Zealand, the New Zealand Government (1) will accord to the Economic Union of Belgium and Luxemburg the same treatment in matters of commerce, customs and navigation as is or may be accorded to the most favoured foreign country, and (2) will admit into New Zealand goods, being the produce or manufacture of the Economic Union of Belgium and Luxemburg and enumerated in the First Schedule hereto, at duties not higher than those set out in that Schedule, provided that the Economic Union of Belgium and Luxemburg (1) grants to New Zealand the same treatment in matters of commerce, customs and navigation as is or may be accorded to the most favoured foreign country, and (2) admits into the Economic Union of Belgium and Luxemburg goods, being the produce or manufacture of New Zealand and enumerated in the second Schedule hereto, at duties not higher than those set out in that Schedule.

It is understood that the term "foreign country" in relation to New Zealand means a country not being part of the British Commonwealth of Nations nor a territory under British protection or suzerainty nor a mandated territory in respect of which the mandate is exercised by the Government of a part of the British Commonwealth of Nations.

It is further understood that the aforesaid treatment shall continue in force until the expiration of six months from the date on which either Government shall have given to the other notice of revocation of the arrangement.

I have the honour to be,

Sir,

Your obedient servant,

GEO. W. FORBES,
Prime Minister.

M. Armand Nihotte,
Consul of Belgium in New Zealand,
Wellington, New Zealand.

Letter B.

THE CONSUL OF BELGIUM IN NEW ZEALAND to the PRIME MINISTER OF NEW ZEALAND.

Dominion Farmers' Institute,
Wellington, New Zealand,

SIR,—

5th December, 1933.

I have the honour to acknowledge receipt of your note dated the 5th instant on the subject of the treatment to be accorded by the New Zealand Government to the Economic Union of Belgium and Luxemburg in matters of commerce, customs and navigation and of the rates of duty to be charged on certain goods being the produce or manufacture of the Economic Union of Belgium and Luxemburg and of New Zealand, pending the conclusion of a Treaty of Commerce and Navigation between New Zealand and the Economic Union of Belgium and Luxemburg.

Under instructions from my Government, I beg to inform you that the Economic Union of Belgium and Luxemburg (1) will on their side accord to New Zealand the same treatment in matters of commerce, customs and navigation as is or may be accorded to the most favoured foreign country, and (2) will admit into the Economic Union of Belgium and Luxemburg goods, being the produce or manufacture of New Zealand and enumerated in the First Schedule hereto, at duties not higher than those set out in that Schedule, provided that the New Zealand Government (1) grant to the Economic Union of Belgium and Luxemburg the same treatment in matters of commerce, customs and navigation as is or may be accorded to the most favoured foreign country, and (2) admit into New Zealand goods, being the produce or manufacture of the Economic Union of Belgium and Luxemburg and enumerated in the Second Schedule hereto, at duties not higher than those set out in that Schedule.

It is understood that the term "foreign country" in relation to New Zealand means a country not being part of the British Commonwealth of Nations nor a territory under British protection or suzerainty nor a mandated territory in respect of which the mandate is exercised

and Belgium) Ratification

by the Government of a part of the British Commonwealth of Nations.

It is further understood that the aforesaid treatment shall continue in force until the expiration of six months from the date on which either Government shall have given to the other notice of revocation of the arrangement.

I have the honour to be,

Sir,

Your obedient servant,

ARMAND NIHOTTE,

Consul of Belgium in New Zealand.

The Right Hon. G. W. Forbes,
Prime Minister of the Dominion of New Zealand,
Wellington, New Zealand.

PART II.

FIRST SCHEDULE TO LETTER A AND SECOND SCHEDULE TO LETTER B.

Item No. of the Customs Tariff of New Zealand.	Tariff Item.	Rate of Duty payable in New Zealand on Articles produced or manufactured in the Economic Union of Belgium and Luxemburg.
Ex 55	Matches and vestas, viz. :— (1) Wax, in boxes containing not more than 60 matches or vestas (2) Wax, in boxes containing more than 60 matches or vestas, but not more than 100 (3) Wax, in boxes containing over 100 matches or vestas, for each 100 matches or vestas or fraction thereof contained in one box (4) Wooden, in boxes containing not more than 60 matches or vestas (5) Wooden, in boxes containing over 60 matches or vestas, for every 100 matches or vestas or fraction thereof contained in one box (6) Matches or vestas, of any material other than wood or wax, in boxes, shall be charged with a duty corresponding to the duty payable on wooden matches.	2s. per gross of boxes. 3s. per gross of boxes. 4s. per gross of boxes. 2s. per gross of boxes. 4s. per gross of boxes.
142	Boot and similar laces, of any material other than leather	40% ad valorem.
159	Floor coverings, viz. :— (4) Carpets, floor coverings, floor rugs, mats, and matting, other kinds	45% ad valorem.

FIRST SCHEDULE TO LETTER A AND SECOND SCHEDULE TO LETTER B—*continued.*

Item No. of the Customs Tariff of New Zealand.	Tariff Item.	Rate of Duty payable in New Zealand on Articles produced or manufactured in the Economic Union of Belgium and Luxemburg.
Ex 180	Textile piece-goods, namely, moquettes, tapestry and tickings, composed of cotton, linen, jute, hemp, other vegetable fibre, or of combinations of these materials with one another, or with any other material (except wool or hair), whether plain, hemmed, whipped, or similarly worked, provided that such piece-goods do not contain more than 50% by weight of silk, of imitation silk, of artificial silk, or of combinations of the same	15% ad valorem.
Ex 205	Rubber, manufactures of, viz. :— (5) Rubber tires, viz. :—bicycle, tricycle, perambulator, and similar, and inner tubes of rubber for pneumatic tires, not exceeding 1½ inches in diameter	20% ad valorem.
219	Glass, sheet, common window or plate, whether polished, coloured, bent or otherwise, cut to any size or shape, n.e.i.	10% ad valorem.
220	Glass, plate or sheet, in sizes not exceeding 20 superficial feet, only on declaration that it will be used in the manufacture of bevelled or silvered glass	Free.
Ex 225	Glassware, n.e.i.; globes, and chimneys, for lamps, n.e.i.	40% ad valorem.
258	Sensitized surfaces, and albumenized paper, plain, not being post cards or other stationery	20% ad valorem.
Ex 295	Paper, unprinted—viz. :— True vegetable parchment	Free.
Ex 321	Firearms and fittings therefor, viz. :— (1) Rifles, .22 calibre; rifles, .303 calibre (including service fittings therefor); rifles, n.e.i., of such calibres as may be authorized by the Minister of Defence (including service fittings therefor) (3) Firearms n.e.i.	20% ad valorem.
357	Metal, viz. :— Ex (2) Lead and zinc, in bars or rods Ex (6) Lead and zinc, viz. :—foil, leaf; hoop, plate or sheet, plain, whether in the rough, polished, enamelled, galvanized, plated, tinned, or otherwise coated with metal	40% ad valorem.
434	Manures	Free.

SECOND SCHEDULE TO LETTER A AND FIRST SCHEDULE TO LETTER B.

Item No. of the Customs Tariff of the Economic Union of Belgium and Luxemburg.	Tariff Item.	Rate of Duty payable in the Economic Union of Belgium and Luxemburg on Articles produced or manufactured in New Zealand.
Ex 10	Cheese : b) fermented : 1) Cheddar	72 francs per 100 kilos net weight.
Ex 15	Fats and greases from neat cattle, sheep and goats :	Free.
22	b) for industrial purposes	Free.
Ex 25	Hides and skins, raw Wool : a) in the grease or not completely freed from the grease	Free.
Ex 95	Apples : a) fresh 2) imported in cases or barrels weighing more than 15 kilos (aggregate weight of container and contents) During the period 1st April to 31st August (both dates inclusive.)	25 francs per 100 kilos gross weight.
Ex 114	Textile materials n.e.i. : <i>Phormium tenax</i> or New Zealand hemp ..	Free.
Ex 562	Yarns of <i>Phormium tenax</i> (New Zealand hemp)	10 francs per 100 kilos gross weight.