

Trade Agreement Between the Dominion of Canada and The Union of South Africa

His Majesty's Government in the Dominion of Canada and His Majesty's Government in the Union of South Africa, desiring to facilitate and extend further their mutual relations of trade and commerce, have agreed upon the following Articles:—

ARTICLE I

1. Subject to the provisions of the Customs Tariff of Canada, except as otherwise provided, goods, the produce or manufacture of the Union of South Africa, enumerated in Schedule A to this Agreement, shall, on importation in the Dominion of Canada, enjoy the tariff concessions set forth in the schedule.

2. To enjoy the benefits of this Agreement, goods of the Union of South Africa shall be imported direct into Canada.

TRADE AGREEMENT

ARTICLE II

BETWEEN

CANADA AND THE UNION OF SOUTH AFRICA

Signed at Ottawa, August 20, 1932



OTTAWA

J. O. PATENAUDE

PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

1935

Trade Agreement Between the Dominion of Canada and The Union of South Africa

His Majesty's Government in the Dominion of Canada and His Majesty's Government in the Union of South Africa, desiring to facilitate and extend still further their mutual relations of trade and commerce, have agreed upon the following Articles:—

ARTICLE I

1. Subject to the provisions of the Customs Tariff of Canada, except as hereinafter provided, goods, the produce or manufacture of the Union of South Africa, enumerated in Schedule A to this Agreement, shall, on importation into the Dominion of Canada, enjoy the tariff concessions set forth in the said Schedule.

2. To enjoy the benefit of the tariff advantages provided for in Section 1 of this Article goods originating in and coming from the Union of South Africa shall be imported direct into Canada.

ARTICLE II

1. Subject to the provisions of the laws of the Union of South Africa relating to Customs, goods, the produce or manufacture of the Dominion of Canada, enumerated in Schedule B to this Agreement, shall, on importation into the Union of South Africa, enjoy the tariff concessions set forth in the said Schedule.

2. To enjoy the benefit of the tariff advantages provided for in Section 1 of this Article, goods originating in and coming from the Dominion of Canada shall be conveyed, without transshipment, from a port of the Dominion of Canada, or if transhipped, then only if it be proved to the satisfaction of the Commissioner of Customs of the Union of South Africa that the intended destination of the goods when originally shipped from the Dominion of Canada was the Union of South Africa.

ARTICLE III

1. Goods, the produce or manufacture of the Union of South Africa, enumerated in Schedule A to this Agreement, shall, on importation into the Dominion of Canada, enjoy the benefit of the lowest rates of customs duty applicable to similar goods imported from any country. Provided that such goods shall not be entitled to the benefit now accorded to the products of the British West Indies, Bermuda, British Guiana, and British Honduras, by virtue of the trade agreement existing between the Governments of these colonies and the Government of Canada.

2. Similarly, goods the produce or manufacture of the Dominion of Canada, enumerated in Schedule B to this Agreement, shall, on importation into the Union of South Africa, enjoy the benefit of the lowest rates of customs duty applicable to similar goods imported from any country. Provided that such goods shall not be entitled to the privileges accorded to the products of Southern Bechuanaland Protectorate, by virtue of the customs agreements now existing or agreements of a like nature hereafter concluded between the Governments of the Union of South Africa and of the said countries and territories, nor to the privileges accorded to the produce of Mozambique under Schedule A of the Convention between the Government of the Union of South Africa and the Government of the Portuguese Republic of the 11th September, 1928.

ARTICLE IV

His Majesty's Government in the Dominion of Canada will, in regard to the goods enumerated in Schedule "A," maintain the margins of tariff concession represented by the difference between the rates accorded to Union goods in that Schedule and the presently existing rates on similar goods when imported from any foreign country.

His Majesty's Government in the Union of South Africa will maintain the margins of preference accorded in Schedule "B" to Canadian goods over similar goods when imported from any foreign country.

ARTICLE V

1. Indian corn or maize, the produce of the Union of South Africa, imported into the Dominion of Canada at a price not lower than that quoted for Indian corn or maize of similar quality on the Baltic Exchange, London, shall not be subject to the provisions of Section 6 of the Customs Tariff of Canada.

2. The provisions of this Article will cease to be operative if after the thirtieth of April, 1934, the export of Indian corn or maize from the Union of South Africa to the Dominion of Canada be subsidized.

ARTICLE VI

In determining the value for duty purposes of motor vehicles, the manufacture of the Dominion of Canada, imported into the Union of South Africa, a deduction shall be made of the amount of any drawback of customs duty granted by the Government of the Dominion of Canada in respect of material used in, wrought into, or attached to, such motor vehicles.

ARTICLE VII

For the purposes of this agreement the Mandated Territory of South West Africa shall be deemed to be part of the Union of South Africa.

ARTICLE VIII

This Agreement shall be subject to the approval of the Parliaments of the Dominion of Canada and of the Union of South Africa. Upon approval being given it shall be brought into force upon a date to be agreed upon between the Governments of the Dominion of Canada and the Union of South Africa. It shall remain in force for a period of five years from the date of its coming into force and thereafter until the expiration of six months from the date on which either Government shall have given to the other notice of its intention to terminate the Agreement.

Done, in duplicate, at Ottawa, this twentieth day of August, one thousand nine hundred and thirty-two.

R. B. BENNETT

Signed on behalf of His Majesty's Government in the Dominion of Canada.

N. C. HAVENGA

Signed on behalf of His Majesty's Government in the Union of South Africa.

SCHEDULE A

Tariff Item	Article	Tariff Rate
12a	Sausage skins or casings, cleaned.....	Free.
53	Cornmeal.....	Free.
54	Indian corn for purposes of distillation, subject to regulations to be approved by the Governor-in-Council..... per bushel	7½ cts.
54a	Indian corn, not including Indian corn for purposes of distillation, when imported or taken out of warehouse by manufacturers of starch or of cereal products for human consumption, for use exclusively in the manufacture of starch or such cereal products, in their own factories under regulations prescribed by the Minister..	Free.
55	Indian corn, n.o.p.....	Free.
79b	Flowers and foliage, natural, cut, whether in designs or bouquets, or not.....	British Preferential.
92	Fruits, fresh, in their natural state, the weight of the packages to be included in the weight for duty:	
	(d) Peaches.....	Free, December 1 to April 30.
	(e) Pears.....	Free, February 1 to April 30.
	(f) Plums or prunes.....	Free, December 1 to April 30.
	(i) Quinces and nectarines.....	Free, February 1 to May 31.
93	Apples, fresh, in their natural state, the weight of the packages to be included in the weight for duty.	Free, April 1 to June 30.
94	Grapes, fresh, in their natural state, the weight of the packages to be included in the weight for duty.	Free, February 1 to June 30.
95	Cantaloupes and muskmelons, the weight of the packages to be included in the weight for duty.....	Free.
99a	Plums or prunes, dried, unpitted.....	Free.
99c	Raisins and dried currants.....	Free.
99g	Apricots, nectarines, pears and peaches, dried, desiccated, evaporated or dehydrated.....	Free.
100	Grape fruit.....	Free, May 1 to Dec. 31.
101	Oranges and mandarines.....	Free, May 1 to Dec. 31.
104a	Fruit pulp, other than grape pulp, not sweetened, in air-tight cans or other air-tight packages.....	Free.
105	Fruit pulp, with sugar or not, n.o.p., and fruits, crushed or frozen..	British Preferential.
105a	Lemon and orange rinds and citron in brine.....	British Preferential.
105d	Jellies, jams, marmalades, preserves, fruit butters and condensed mince meats.....	British Preferential.
105e	Fruits and peels, crystallized, glace, candied or drained; cherries and other fruits of creme de menthe, marachino or other flavour.	British Preferential.
106	Fruits, prepared, in air-tight cans or other air-tight containers, the weight of the containers to be included in the weight for duty:	
	Ex. (a) Apricots..... per pound	1 ct.
	(b) Pineapples..... per pound	1 ct.
	Ex. (c) Cape gooseberries, plums, figs, quinces, guavos, paw-paws..... per pound	1 ct.
Ex. 109	Peanuts, shelled.....	Free.

SCHEDULE A—Continued

Tariff Item	Article	Tariff Rate
109a	Peanuts, green, in the shell or not further processed than shelled..	Free.
134	All sugar above number sixteen Dutch standard in colour, and all refined sugars of whatever kinds, grades or standards not covered by tariff item No. 135, and sugar syrups testing over fifty-six degrees of polarization.....	British Preferential
	<p>Provided that refined sugar shall be entitled to entry under the British Preferential Tariff upon evidence satisfactory to the Minister, that such refined sugar has been manufactured wholly from raw sugar produced in the British Colonies and possessions, and not otherwise.</p> <p>Provided further that sugar imported under this item shall not be subject to special duty in excess of three-fourths of one cent per pound.</p>	
135	Sugar above number sixteen Dutch standard in colour when imported or purchased in bond in Canada by a recognized sugar refiner, for refining purposes only, under regulations by the Minister; and sugar, n.o.p., not above number sixteen Dutch standard in colour, sugar drainings or pumpings drained in transit, melado or concentrated melado, tank bottoms, sugar concrete, and molasses testing over fifty-six degrees and not exceeding seventy-six degrees when not exceeding seventy-six degrees of polarization.....	British Preferential
	<p>Provided that sugar imported under this item shall not be subject to special duty.</p>	
Ex. 135	Sugar above number 16 Dutch standard in colour when imported or purchased in bond in Canada by a recognized sugar refiner for refining purposes only, under regulations by the Minister, when exceeding 98 degrees, but not exceeding 99 degrees polarization, effective on and after 22nd August, 1931.....	British Preferential
135a	Invert sugar, and syrups the product of the sugar cane or beet, and all imitations thereof or substitutes therefor, not including molasses and not including syrups in receptacles of such size that the gross weight of receptacles and contents does not exceed sixty pounds.....	British Preferential
136	Molasses produced in the process of the manufacture of cane sugar from the juice of the cane without any admixture with any other ingredient, when imported direct from the place of production or its shipping port, in the original package in which it was placed at the point of production and not afterwards subjected to any process of treating or mixing, testing by the polariscope not less than thirty-five degrees, nor more than fifty-six degrees, under regulations prescribed by the Minister.....	British Preferential
136a	Molasses of cane, testing by polariscope under thirty-five degrees but not less than twenty degrees.....	British Preferential
137	Molasses, testing not more than fifty-six degrees by the polariscope, the produce of any British country entitled to the benefits of the British Preferential Tariff, when produced from sugar-cane and imported direct by ship from the country of production, or from any British country, in the original package in which it was placed at the point of production, and not afterwards subjected to any process of treating or mixing.....	British Preferential
	<p>Provided, however, that the said molasses may be transferred in bond under excise regulations for purposes of distillation.</p>	
139	Glucose or grape sugar, glucose syrup and corn syrup, or any syrups containing an admixture thereof, n.o.p.....	British Preferential
140	Syrups and molasses of all kinds, the product of the sugar-cane or beet, n.o.p., and all imitations thereof or substitutes therefor....	British Preferential
140a	Shredded sugar-cane.....	British Preferential
141	Sugar candy and confectionery, n.o.p., including sweetened gums, candied popcorn, candied nuts, flavouring powders, custard powders, jelly powders, sweetmeats, sweetened breads, cakes, pies, puddings and all other confections containing sugar, the weight of the wrappings and cartons to be included in the weight for duty	British Preferential

SCHEDULE A—Continued

Tariff Item	Article	Tariff Rate
142	Tobacco, unmanufactured, for excise purposes under conditions of the Excise Act.....	British Preferential.
Ex. 152	Orange, lemon and passion fruit juices, n.o.p.....	Free.
152c	Grape juice in containers of more than one gallon capacity each....	British Preferential.
Ex. 156	Brandies and Van der Hum..... per proof gallon	\$8.00.
160	Alcoholic perfumes and perfumed spirits, bay rum, cologne and lavender waters, lotions, hair, tooth, and skin washes, and other toilet preparations containing spirits of any kind.....	British Preferential.
162	Medicinal or medicated wines, including vermouth and ginger wine, containing not more than forty per cent of proof spirit.....	British Preferential.
Ex. 163	Wines of the fresh grape of all kinds, not sparkling, imported in barrels or in bottles, containing less than 35% proof spirit. per gallon	25 cts.
164	Wines of all kinds, except sparkling wines, containing 35 per cent or over but not more than 40 per cent of proof spirit, whether imported in wood or in bottles (six quart bottles or twelve pint bottles to be held to contain a gallon) when the produce or manufacture of the Union of South Africa..... per gallon	55 cts.
165	Champagne and all other sparkling wines:— (a) in bottles containing each not more than a quart but more than a pint (old wine measure)..... per doz. bottles (b) in bottles containing not more than a pint each, but more than one-half pint (old wine measure)..... per doz. bottles (c) in bottles containing one-half pint each or less (old wine measure)..... per doz. bottles (d) in bottles containing over one quart each (old wine measure) per gallon.....	\$7.44. \$3.72. \$1.86. \$3.60.
549	Wool, the hair of the camel, alpaca, goat, or other like animal, not further prepared than combed..... Provided that importations under this Item, wholly the product of any British country, when imported direct from the United Kingdom into a sea, lake or river port of Canada, shall be entitled to the benefits of the British Preferential Tariff.	British Preferential.
599	Hides and skins, raw, whether dry, salted or pickled; and raw pelts Provided, that importations under this Item, wholly the product of any British country, when imported direct from the United Kingdom into a sea, lake or river port of Canada, shall be entitled to the benefits of the British Preferential Tariff.	British Preferential.

SCHEDULE B

Tariff Item	Article	Preferential Rebate
15 (a)(i)	Wheat in the grain..... per 100 lbs.	2d.
15 (a)(i)	Wheat ground or otherwise so prepared..... per 100 lbs.	4d.
Ex. 19 (e)	Fish, tinned (not specially provided for)..... per lb.	1½d.
Ex. 22 (a)	Apples, fresh or green, from October 1 to December 31. <i>ad val.</i>	5%
Ex. 46 (b)	Peas, corn, and tomatoes, tinned or otherwise preserved.....	Lowest rate to any country.

SCHEDULE B—Continued

Tariff Item	Article	Preferential Rebate	Ta It
70	Hosiery:— (a) Socks.....ad val.	5%	19
	(b) Stockings.....ad val.	5%	
81 (1) (a)	Twine; seaming and binder, and harvest yarn.....ad val.	5%	
94	Cash registers and calculating machines.....	Lowest rate to any country.	
95 (d)	Chain in the length for the making of non-skid chains for motor vehicles, under such conditions as the Minister may prescribe.....	Lowest rate to any country.	23
97	(1) Cranes, mechanical, excavators and loaders, winches not being for whaling, trawling or mining purposes, hoisting crabs, chain blocks, spiral chutes, gravity conveyors and shears.....ad val.	7%	23
	(2) Bucket conveyors and conveyor belts and belting (not being for mining or industrial purposes) and mechanical storage lifting apparatus.....ad val.	7%	
Ex. 101 (c)	Cream separators.....	Lowest rate to any country.	25
113 (3)	Vacuum cleaners (electric).....ad val.	5%	Ex. 2
Ex. 118 (a)	Machinery, apparatus, appliances and implements (not specially provided for, and not including material, domestic machines or vehicles):—For agricultural purposes (whole item except sprayers and sprinklers).....	Lowest rate to any country.	2
119 (b)	Batteries, electrical: Wet or dry, primary or secondary, including accumulators, except those of which each cell or unit is of a capacity greater than 150 ampere hours at a one-hour rate of discharge.....ad val.	10%	
Ex. 129 (a) to (h)	Motor cars:— Motor cars, chassis, spare parts and accessories.....	Lowest rate to any country.	2
Ex. 130 (a) to (e)	Motor trucks and motor vans for the conveyance of goods, and steam wagons, and trailers for the same, and motor char-a-bancs, omnibuses and ambulance vans.....	Lowest rate to any country.	Ex. 2
Ex. 134	Pipes, piping, tubes, and fittings, of metal: gas, steam, drainage, sewerage, irrigation, water supply and water pumping; not including grids, manhole covers and fittings, and surface boxes:— (a) Wrought iron or steel pipes and tubes, not riveted, except down-pipes and guttering.....per 100 lbs.	1s.	2
	(b) Cast-iron pipes and tubes, except down-pipes and guttering.....per 100 lbs.	8d.	2
	(d) Down-piping and guttering and fittings therefor, and riveted wrought iron or steel pipes and tubes.....ad val.	5%	
	(e) Cocks and taps, and meters and pipe fittings, n.e.e.; spare parts of water meters falling under paragraph (h).....ad val.	5%	
	(g) Cisterns.....ad val.	5%	
	(h) Water meters for house connections, not exceeding 1-inch piping.....each	3s.	Ex. 2
143 (b)	Electrical cooking and heating appliances (including kettles and irons): not being machinery elsewhere provided for and not including electric irons and electric steam irons used for industrial purposes.....ad val.	5%	
146	Tools, mechanics': being tools ordinarily used by mechanics and artisans, and not being agricultural implements or machine tools.....ad val.	3%	

SCHEDULE B—Continued

Tariff Item	Article	Preferential Rebate
192	Lead, white:— (a) Dry..... per 100 lbs.	1s.
	(b) Ground in oil: (i) in packages containing 50 lbs. weight or over..... per 100 lbs.	1s.
	(ii) in packages containing less than 50 lbs. weight..... per 100 lbs.	1s.
238	Perfumery and toilet preparations, not elsewhere enumerated, including powders, washes, pomatums, cosmetics, pastes, dyes, hair oils, but not including tooth powders, tooth pastes and tooth washes.....	Lowest rate to any country.
251 (c)	Cotton canvas shoes of the plimsoll, tennis or gymnasium type, the soles of which, excluding the socking, are wholly of rubber: (i) Adult size, 5 and upwards per pair.....	Difference between 30% <i>ad val.</i> , or 1s. 6d. per pair, whichever is greater, and 30% <i>ad val.</i> or 2s. 6d. per pair, whichever is greater.
251 (d)	Unspecified boots and shoes, of any material, including goloshes.....	Lowest rate to any country.
Ex. 253 (a)	Rubber water (garden) hose: (i) Plain..... per lb.	$\frac{3}{4}$ d.
	(ii) Armoured..... per lb.	$\frac{3}{4}$ d.
260	Rubber pneumatic tyres and tubes: (a) Tyres, including the weight of the immediate wrapper: (iii) Other than those imported with or for attachment to chassis for bodies to be built in the Union..... per lb.	2d.
	(b) Tubes for motor vehicles other than motor cycles..... per lb.	1 $\frac{1}{2}$ d.
	(c) Tubes for motor cycles and cycles..... per lb.	2d.
261	Rubber tyres, solid: complete or in lengths or in the piece..... per lb.	1d.
Ex. 263 (a)	(i) Boxes, wooden: empty or in shooks:— for packing citrus fruits..... <i>ad val.</i>	5%
270 (b)	Handles, wooden, for picks, shovels, mechanics' tools, and agricultural implements, except those shaped but otherwise in the rough.....	Lowest rate to any country.
275	Shingles..... <i>ad val.</i>	10%
279	Wood:— (a) Unmanufactured:— (i) Softwood (coniferous)..... per 100 super. ft.	9d.
	(ii) Other..... <i>ad val.</i>	3%
	(b) Ceiling and flooring boards: planed, tongued and grooved; and parquet flooring.....	Lowest rate to any country.
Ex. 287	Cardboard, linenboard, leatherboard, strawboard and millboard, but not including pulpboard for building purposes..	Lowest rate to any country.
295	Paper:— (c) Newsprint in reels or in the flat..... <i>ad val.</i>	5%
	(d) Plain or composite, not elsewhere enumerated:— (i) In the original mill wrappers, flat or folded, not less than 16 inches by 15 inches.....	Lowest rate to any country.
	(ii) In reels, including paper in reels used for the monotype typesetting machine.....	Lowest rate to any country.



SCHEDULE B—Concluded

Tariff Item	Article	Preferential Rebate
295	(f) Wrappings (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 not including waxed, oiled, greaseproof, vegetable and imitation parchment and cover paper for use in the process of manufacturing boots and shoes, and printed papers, cartridge papers, and tinfoil and similar metallic papers.....	Lowest rate to any country.
Ex. 296 (k)	Unspecified printed, ruled, lithographed and embossed matter (not being metal and not including embossed paper serviettes, d'oyleys and paper mats).....	Lowest rate to any country.
Ex. 335	Ice chests..... <i>ad val.</i> 5% Wire gauze (mosquito and fly netting)..... <i>ad val.</i> 5% Pulpboard and wallboard.....	Lowest rate to any country.