

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

**CUSTOMS AND EXCISE DUTY (AMENDMENT OF SCHEDULE
(NO. 12) NOTICE, 2006**
(Published on 27th October, 2006)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 52 and 53 of the Customs and Excise Duty Act, the Schedules to the Act are proposed to be amended to the extent set out in the Schedule below.

Schedule No. 5 to the Act

By the substitution of item 537.00 of the following:

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. D	DESCRIPTION	EXTENT OF DRAWBACK
537.0				MOTOR VEHICLES	
537.01	87.02	01.04	41	Motor vehicles for the transport of ten or more persons, including the driver	Not exceeding the duty in Part 1 of Schedule No.1 calculated on the import rebate credit certificates issued in the name of the imported and subject to the Note to this item
	87.03	01.04	48	Motor cars (including station wagons)	Not exceeding the duty in Part 1 of Schedule No.1 calculated on the value reflected on the import rebate credit certificates issued in the name of importer and subject to the Note to this item
	87.04	01.04	44	Motor vehicles for the transport of goods (excluding motor vehicles of subheading 8704.10)	Not exceeding the duty in Part 1 of Schedule No.1 calculated on the value reflected on the import rebate credit certificates issued in the name of the importer and subject to the Note to this item
	87.06	01.04	47	Chassis fitted with engines, for motor vehicles of heading 87.01 to 87.05 (excluding those for motor vehicles of subheading 8704.10)	Not exceeding the duty in Part 1 of Schedule No.1 calculated on the value reflected on the import rebate credit certificates issued in the name of the importer and subject to the Note to this item

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. D	DESCRIPTION	EXTENT OF DRAWBACK
	8701.20	01.06	60	Road tractors for semi-trailers	Not exceeding the duty in Part 1 of Schedule No.1 calculated on the value reflected on the import rebate credit certificates issued in the name of the importer and subject to the Note to this item

NOTE:

- 1. The value of import rebate credit certificates in respect of specified motor vehicles exported not fitted with an engine or gear-box exported by the registered manufacturer from the licensed premises, eligible automotive components, automotive tooling and motor vehicles manufactured under rebate item 317.07 and exported shall be reduced by forty per cent.**

537.02	87.00	01.04	40	Motor vehicles classifiable under tariff subheadings 8701.20.10, 8702.10.80, 8702.90.10, 8703.21.90, 8703.22.90, 8703.23.90, 8703.24.90, 8703.31.90, 8703.32.90, 8703.33.90, 8703.90.90, 8704.21.80, 8704.31.80, 8704.90.80 and 8706.00.10 entered on or before 31 December 2012 for the purposes of this provision, as specified by the International Trade Administration Commission, by means, of a certificate: Provided that the application for such certificate shall not be considered by the Department of Industrial Affairs unless the, applicant –	Full duty less the duty in section B of Part 2 of Schedule No. 1
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(a) proves that he or she is a manufacturer of specified motor vehicles registered in terms of Chapter 98 or an automotive component manufacturer which is

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contracted to supply automotive components to a manufacturer of specified motor vehicles;

(b) has submitted a business plan on or before 31 December 2007 in respect of a project to invest in productive assets, with a view to producing specified motor vehicles or automotive components of sufficient quality, quantity and at competitive prices to supply to the common customs area and international markets in line with the guidelines issued by the Department of Industrial Affairs; and

(c) has proved to the satisfaction of the Department of Industrial Affairs that the project will contribute to the achievement of the overall objectives of the Government's Motor Industry Development Programme

NOTES:

1. Productive assets include the following:

Building erected, rented or leased for the sole purpose of manufacturing specified motor vehicles or automotive components; and new or unused plant, machinery, tooling, jigs, dies and moulds, in-plant logistics, testing, design and production IT equipment and supporting and supporting software.

The duty which may be rebated is calculated as follows:

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A total of 20 percent of the value of the productive assets approved by the Department of Industry Affairs for the purposes of this rebate provision; but limited to 4 per cent per annum for 5 years.

2. The Department of Industry Affairs may impose further conditions without prior notice. And the certificate or amended certificate shall be forwarded directly to the Commissioner for retention by him or her.

MADE this on the 10th day of October, 2006.

B. GAOLATHE,
*Minister of Finance and
Development Planning.*