

ORDER IN COUNCIL No. 2692

MADE UNDER SECTION 52.

In exercise of the powers vested in him by section 52 of the Customs Law, His Excellency the Governor has been pleased, with the advice of the Executive Council, to order as follows :—

1. This Order may be cited as the Customs (Import Concessions for Educational, Scientific and Cultural Materials) Order, 1954.

2. The several goods and articles in the Schedule hereto shall, subject to the conditions therein laid down, be exempted from the payment of any import duty :

Provided that they are the products of a State which is party to the Agreement on the importation of educational, scientific and cultural materials approved by the General Conference of the United Nations Educational, Scientific and Cultural Organizations during its fifth session in June, 1950, as ratified in accordance with Article XI of such Agreement.

3. Nothing in this Order shall be deemed—

(a) to prevent the levying on imported materials—

(i) of internal taxes or any other internal charges of any kind, imposed at the time of importation or subsequently, not exceeding those applied directly or indirectly to like domestic products ;

(ii) of fees and charges, other than customs duties, imposed by governmental authorities on, or in connection with importation, limited in amount to the approximate cost of the services rendered, and representing neither an indirect protection to domestic products nor a taxation of imports for revenue purposes ;

(b) to affect the right to take measures in conformity with any Law in force for the time being to prohibit or limit the circulation after importation of any goods or articles on grounds relating directly to national security, public order or public morals ;

(c) to modify or affect any Law or Regulation in force for the time being or any international treaty, convention, agreement or proclamation with respect of copyright, trade marks or patents.

SCHEDULE.

PART I.

BOOKS, PUBLICATIONS AND DOCUMENTS.

- (i) Printed books.
- (ii) Newspapers and periodicals.
- (iii) Books and documents produced by duplicating processes other than printing.
- (iv) Official government publications, that is, official, parliamentary and administrative documents published in their country of origin.
- (v) Travel posters and travel literature (pamphlets, guides, time-tables, leaflets and similar publications), whether illustrated or not, including those published by private commercial enterprises, whose purpose is to stimulate travel outside the country of importation.
- (vi) Publications whose purpose is to stimulate study outside the country of importation.
- (vii) Manuscripts, including typescripts.

- (viii) Catalogues of books and publications, being books and publications offered for sale by publishers or booksellers established outside the country of importation.
- (ix) Catalogues of films, recordings or other visual and auditory material of an educational, scientific or cultural character, being catalogues issued by or on behalf of the United Nations or any of its Specialized Agencies.
- (x) Music in manuscript or printed form, or reproduced by duplicating processes other than printing.
- (xi) Geographical, hydrographical or astronomical maps and charts.
- (xii) Architectural, industrial or engineering plans and designs, and reproductions thereof, intended for study in scientific establishments or educational institutions approved by the competent authorities of the importing country for the purpose of duty-free admission of these types of articles.

(The exemptions provided by Part I shall not apply to—

- (a) stationery ;
- (b) books, publications and documents (except catalogues, travel posters and travel literature referred to above) published by or for a private commercial enterprise, essentially for advertising purposes ;
- (c) newspapers and periodicals in which the advertising matter is in excess of 70 per cent by space ;
- (d) all other items (except catalogues referred to above) in which the advertising matter is in excess of 25 per cent by space. In the case of travel posters and literature, this percentage shall apply only to private commercial advertising matter).

PART II.

WORKS OF ART AND COLLECTORS' PIECES OF AN EDUCATIONAL, SCIENTIFIC OR CULTURAL CHARACTER.

- (i) Paintings and drawings, including copies, executed entirely by hand, but excluding manufactured decorated wares.
- (ii) Hand-printed impressions, produced from hand-engraved or hand-etched blocks, plates or other material, and signed and numbered by the artist.
- (iii) Original works of art of statuary or sculpture, whether in the round, in relief, or in intaglio, excluding mass-produced reproductions and works of conventional craftsmanship of a commercial character.
- (iv) Collectors' pieces and objects of art consigned to public galleries, museums and other public institutions, approved by the competent authorities of the importing country for the purpose of duty-free entry of these types of articles, not intended for resale.
- (v) Collections and collectors' pieces in such scientific fields as anatomy, zoology, botany, mineralogy, palaeontology, archaeology and ethnography, not intended for resale.
- (vi) Antiques, being articles in excess of 100 years of age.