

Serial Number 1938/30.



**THE TRADE AGREEMENT (CANADA) ORDER 1938.**

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 26th day of February, 1938.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Customs Amendment Act, 1921, and subsection (2) of section 2 of the Trade Agreement (New Zealand and Canada) Ratification Act, 1932, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and for the purpose of giving effect to an agreement modifying the Trade Agreement between the Dominion of Canada and the Dominion of New Zealand ratified by the Trade Agreement (New Zealand and Canada) Ratification Act, 1932, a modification of which was given effect to by Order in Council made on the 18th day of November, 1935,\* doth hereby order as follows :—

1. This Order may be cited as the Trade Agreement (Canada) Order 1938.
2. This Order shall come into force on the 1st day of March, 1938.
3. The existing Tariff, being the First Schedule to the Customs Acts Amendment Act, 1934, with the alterations thereof referred to in section 6 of that Act and set out in Schedule B of the Appendix to the Trade Agreement (New Zealand and Canada) Ratification Act, 1932, is hereby suspended insofar as it relates to the goods set out in the First and Second Schedules hereof respectively being the produce or manufacture of the Dominion of Canada.
4. The duties set forth in the Third Schedule hereto are hereby imposed.
5. Every application of duties hereby effected shall be subject to the provisions of section 143 of the Customs Act, 1913.
6. All duties of Customs that have become due and payable and all penalties and forfeitures that have been incurred prior to the coming into force of this Order shall be recovered and enforced as if this Order had not been made.
7. Nothing in this Order shall be deemed to affect the provisions of section 5 of the Customs Acts Amendment Act, 1930, in respect of the imposition on any goods affected by this Order of surtax upon the duties hereby imposed.

\* *Gazette*, 21st November, 1935, Vol. III, page 3336.

8. The provisions of this Order shall have effect notwithstanding anything contained in the Customs Tariff Amendment Order 1938, No. 1,\* and the Customs Tariff Amendment Order 1938, No. 2.†

## FIRST SCHEDULE.

DUTIES IMPOSED BY THE CUSTOMS ACTS AMENDMENT ACT, 1934, SUSPENDED IN SO FAR AS THEY RELATE TO GOODS BEING THE PRODUCE OR MANUFACTURE OF THE DOMINION OF CANADA.

Tariff Item No.	Goods.	British Preferential Tariff. Column No. 1.
63	Soap, cleansing, all kinds: soap-powder, extract of soap, dry soap, soft-soap, liquid soap, soap solutions; washing or cleansing powders, crystals, pastes or liquids, n.e.i.	20 per cent. ad val.
136	Apparel, clothing, and hosiery, viz. :— (2) <i>Shirts, pyjamas, and nightdresses</i> , not being <i>knitted</i> or <i>made-up</i> from <i>knitted materials</i> ; <i>collars and cuffs for shirts</i> .. .. .	20 per cent. ad val.
	(3) Braces, suspenders, garters, belts, and <i>similar</i> articles. . . . .	20 per cent. ad val.
Ex (4)	Gloves and mittens wholly or <i>principally</i> of leather .. .. .	20 per cent. ad val.
	(5) <i>Neckties</i> .. .. .	20 per cent. ad val.
	(6) Men's and boys' overcoats n.e.i., suits, coats, trousers, waistcoats, and <i>similar</i> articles. . . . .	25 per cent. ad val.
	(7) N.e.i. .. .. .	25 per cent. ad val.
164	Hats, and caps, in any stage of manufacture, including hat-hoods n.e.i. . . . .	20 per cent. ad val.
170	Millinery of all kinds, including trimmed hats, caps, and bonnets .. .. .	20 per cent. ad val.
Ex 180	Knitted or lock-stitched piece-goods of silk, or artificial silk, or of combinations of these materials with one another, or with any other material (except wool or hair) .. .	Free.
Ex 199	Hose, tubing, or piping, flexible, <i>wholly of rubber</i> , n.e.i. . . . .	Free.
200	Leather, viz. :— Ex (4) <i>Hide leathers, crust or rough tanned, but undressed</i> .. .. .	5 per cent. ad val.
	Ex (6) Leather, japanned, or enamelled, other than patent leathers; also such other leather specially suited for furniture and upholstery work, as may be approved by the Minister, and under conditions prescribed by him .. .. .	Free.
	(8) Leather n.e.i.; belts (not being apparel), and belting, wholly or partly composed of leather .. .	15 per cent. ad val., or 3d. per lb., whichever rate returns the higher duty.
268	Cardboard boxes, and paper boxes, complete; paper, and cardboard, cut or shaped for wrappers boxes or other receptacles .. .	20 per cent. ad val.
297	Paper, celluloid, or <i>similar</i> materials, and wrappers made from such materials, <i>printed, lithographed, or ruled</i> , n.e.i. .. .	20 per cent. ad val.

\* Statutory Regulations 1938, Serial number 1938/27. Serial number 1938/28.

† Statutory Regulations 1938

Tariff Item No.	Goods.	British Preferential Tariff. Column No. 1.
303	Show-cards, and calendars, all kinds, including glacier stickers suited for exhibition on windows . . . . .	20 per cent. ad val.
304	Stationery, and paper, manufactured—viz., account-books, scribbling-books, letter-books, copying letter-books, counter books, guard books, copy-books with headlines on each page, drawing-books, sketch-books, diaries, birthday-books, scribbling, and letter blocks; book-covers; book-markers; billhead, invoice, and statement forms; cheque, and draft forms; tags; labels, all kinds; printed window-tickets; blotting-pads; Christmas, New Year, birthday, Easter, and other booklets and cards, n.e.i.; printed, lithographed, ruled, or embossed stationery, n.e.i.; albums, all kinds . . . . .	20 per cent. ad val.
305	Stationery n.e.i.; cards, printers' menu, programme, calendar, Christmas, and similar, of cardboard, celluloid, or similar material, edged, or having embossed or printed thereon such words as "Menu," "Calendar," "Christmas Greetings," but otherwise unprinted, and suited to be completed in New Zealand . . . . .	20 per cent. ad val.
Ex 310	Washers <i>wholly of rubber</i> . . . . .	Free.
Ex 331	Lawn-mowers of the hand roller type . . . . .	20 per cent. ad val.
334	Dairying machinery, and appliances, viz. :—	
Ex (2)	Milking machine parts <i>wholly of rubber</i> . . . . .	Free.
338	Machinery or appliances, electrical, viz. :—	
Ex (1) (a)	Storage batteries (including parts thereof) . . . . .	Free.
(3)	Carbons or electrodes for arc lamps, for electric furnaces, or for electric welding . . . . .	Free.
(9) (a)	Wireless broadcast receiving sets, built up, but not mounted in cabinets . . . . .	Free.
(b)	Wireless broadcast receiving sets, mounted in cabinets . . . . .	Free.
Ex (10)	Electric irons . . . . .	20 per cent. ad val.
353	Machinery, machines, engines, and other appliances, n.e.i., viz. :—	
(4)	Stone crushing machines, viz., jaw crushers . . . . .	10 per cent. ad val.
(5)	Concrete mixers . . . . .	15 per cent. ad val.
Ex (6)	Other kinds, excluding vacuum-pumps suited for use with milking-machines . . . . .	20 per cent. ad val.
356	Ex (1) Hardware, hollowware, and iron-mongery, n.e.i.; manufactured or partly manufactured articles of metal, and manufactured or partly manufactured articles of metal in combination with any other material, n.e.i. (excluding pumps or mechanical units for pumps of the type used for vending petrol) . . . . .	20 per cent. ad val.
397	Paints, colours, varnishes, and similar materials, viz. :—	
(2)	Paints, and colours, ground in liquid, n.e.i.; paints mixed ready for use; enamel paints; ships' antifouling composition; paint-thinners, n.e.i.; driers, n.e.i. . . . .	15 per cent. ad val.

Tariff Item No.	Goods.	British Preferential Tariff. Column No. 1.
	Paints, &c., viz.— <i>continued</i> .	
	(3) Varnishes; lacquers; Brunswick black; japans; lithographic varnishes; printers' ink reducer; <i>terebine</i> ; gold-size; liquid stains for wood; metallic paints, and liquid medium for mixing with the same; petrifying-liquids n.e.i. suited for water-proofing concrete, plaster, and similar surfaces, or for use as paint; <i>fused</i> gums for the manufacture of varnishes .. .. .	15 per cent. ad val.
	(4) Preparations for removing paint and varnish .. .. .	15 per cent. ad val.
407	(2) Doors, wooden, plain or glazed .. .. .	25 per cent. ad val., or 4s. per door, whichever rate returns the higher duty.
Ex 414	Woodenware, and turnery, n.e.i.; saddle-trees; wooden tackle-blocks .. .. .	20 per cent. ad val.
Ex 449	Rubber (not including sponge rubber) in sheet, strip, cord, or channel, being composed <i>wholly</i> of compounded or vulcanised rubber; also all articles n.e.i. <i>wholly</i> of rubber .. .. .	Free.

## SECOND SCHEDULE.

DUTIES PROVIDED FOR UNDER SCHEDULE B TO THE APPENDIX TO THE TRADE AGREEMENT (NEW ZEALAND AND CANADA) RATIFICATION ACT, 1932, WHICH ARE NOW SUSPENDED.

Item No.	Tariff Items.	Tariff Rates on Goods the Produce or Manufacture of Canada.
Ex 137	Hosiery, viz.: Socks or stockings of silk or artificial silk .. .. .	32½ per cent. ad val.
196	Boots, shoes, clogs, pattens, slippers, shoettes, sandals, goloshes, overshoes, and other footwear, n.e.i. .. .. .	25 per cent. ad val.

## THIRD SCHEDULE.

## DUTIES IMPOSED.

Item No.	Tariff Items.	Tariff Rates on Goods the Produce or Manufacture of Canada.
63	Soap, cleansing, all kinds; soap-powder, extract of soap, dry soap, soft-soap, liquid soap, soap solutions; washing or cleansing powders, crystals, pastes or liquids, n.e.i... .. .	30 per cent. ad val.

Item No.	Tariff Items.	Tariff Rates on Goods the Produce or Manufacture of Canada.
136	Apparel, clothing, and hosiery, viz. :— (2) <i>Shirts, pyjamas, and nightdresses</i> , not being <i>knitted</i> or <i>made-up</i> from <i>knitted materials</i> ; <i>collars and cuffs for shirts</i> . . . . . (3) <i>Braces, suspenders, garters, belts, and similar articles</i> . . . . . Ex (4) <i>Gloves, and mittens, wholly or principally of leather</i> . . . . . (5) <i>Neckties</i> . . . . . (6) <i>Men's and boys' overcoats n.e.i., suits, coats, trousers, waistcoats, and similar articles</i> . . . . . (7) <i>N.e.i., viz. :—</i> (a) <i>Hosiery, viz., socks or stockings of silk or artificial silk</i> . . . . . (b) <i>Other</i> . . . . .	40 per cent. ad val. 40 per cent. ad val. 40 per cent. ad val. 40 per cent. ad val. 45 per cent. ad val. 55 per cent. ad val. 45 per cent. ad val.
164	Hats, and caps, in any stage of manufacture, including hat-hoods n.e.i. . . . .	40 per cent. ad val.
170	Millinery of all kinds, including trimmed hats, caps, and bonnets . . . . .	40 per cent. ad val.
180	(2) <i>Knitted or lock-stitched piece-goods of silk, or artificial silk, or of combinations of these materials with one another, or with any other material (except wool or hair)</i> . . . . .	10 per cent. ad val.
196	(1) <i>Boots and shoes n.e.i., composed of canvas with rubber soles solutioned to the uppers, including goloshes and overshoes</i> . . . . . (2) <i>Slippers n.e.i.</i> . . . . . (3) <i>Boots, shoes, clogs, pattens, shoettes, sandals, and other footwear, n.e.i.</i> . . . . .	20 per cent. ad val. 25 per cent. ad val. 25 per cent. ad val., or 3s. per pair, whichever rate returns the higher duty.
199	(2) <i>Hose, tubing, or piping, flexible, wholly of rubber, n.e.i.</i> . . . . .	15 per cent. ad val.
200	Leather, viz. :— (4) (a) <i>Hide leathers, crust or rough tanned, but undressed</i> . . . . . (6) (a) <i>Leather, japanned, or enamelled, other than patent leathers; also such other leather specially suited for furniture and upholstery work, as may be approved by the Minister, and under conditions prescribed by him</i> . . . . . (8) <i>Leather n.e.i.; belts (not being apparel), and belting, wholly or partly composed of leather</i> . . . . .	20 per cent. ad val., or 3d. per lb., whichever rate returns the higher duty. 20 per cent. ad val. 20 per cent. ad val., or 3d. per lb., whichever rate returns the higher duty.
268	Cardboard boxes, and paper boxes, complete; paper, and cardboard, cut or shaped for wrappers boxes or other receptacles . . . . .	30 per cent. ad val.

Item No.	Tariff Items.	Tariff Rates on Goods the Produce or Manufacture of Canada.
297	Paper, celluloid, or <i>similar</i> materials, and wrappers made from such materials, <i>printed, lithographed,</i> or ruled, n.e.i. . .	30 per cent. ad val.
303	Show-cards, and calendars, all kinds, including glacier stickers suited for exhibition on windows . . . . .	30 per cent. ad val.
304	Stationery, and paper, manufactured—viz., account-books, scribbling-books, letter-books, copying letter-books, counter books, guard books, copy-books with headlines on each page, drawing-books, sketch-books, diaries, birthday-books, scribbling, and letter blocks; book-covers; book-markers; billhead, invoice, and statement forms; cheque, and draft forms; tags; labels, all kinds; printed window-tickets; blotting-pads; Christmas, New Year, birthday, Easter, and other booklets and cards, n.e.i.; printed, lithographed, ruled, or embossed stationery, n.e.i.; albums, all kinds . .	30 per cent. ad val.
305	Stationery n.e.i.; cards, printers' menu, programme, calendar, Christmas, and similar, of cardboard, celluloid, or similar material, edged, or having embossed or printed thereon such words as "Menu", "Calendar", "Christmas Greetings", but otherwise unprinted, and suited to be completed in New Zealand . . . . .	30 per cent. ad val.
310	(2) Washers <i>wholly of rubber</i> . . . . .	15 per cent. ad val.
331	(2) Lawn-mowers of the hand roller type . .	30 per cent. ad val.
334	Dairying machinery, and appliances, viz. :— (2) (a) Milking machine parts <i>wholly of rubber</i> . . . . .	15 per cent. ad val.
338	<i>Machinery or appliances, electrical, viz. :—</i> (1) (c) Storage batteries (including parts thereof) . . . . . (3) Carbons or electrodes for arc lamps, for electric furnaces, or for electric welding . . . . . (9) (a) Wireless broadcast receiving sets, <i>built up</i> , but not <i>mounted in cabinets</i> . . . . . (b) Wireless broadcast receiving sets, <i>mounted in cabinets</i> . . . . . (10) (a) Electric irons . . . . .	20 per cent. ad val.  10 per cent. ad val.  20 per cent. ad val. 30 per cent. ad val. 30 per cent. ad val.
353	<i>Machinery, machines, engines, and other appliances, n.e.i., viz. :—</i> (4) Stone crushing machines, viz., <i>jaw crushers</i> . . . . . (5) Concrete mixers . . . . . (6) (b) Other kinds . . . . .	30 per cent. ad val. 30 per cent. ad val. 30 per cent. ad val.
356	Ex (1) Hardware, hollowware, and ironmongery, n.e.i.; manufactured or partly manufactured articles of metal, and manufactured or partly manufactured articles of metal in combination with any other material, n.e.i. (excluding pumps, or mechanical units for pumps of the type used for vending petrol)	. . . . . 30 per cent. ad val.

Item No.	Tariff Items.	Tariff Rates on Goods the Produce or Manufacture of Canada.
397	Paints, colours, varnishes, and similar materials, viz. :— (2) Paints, and colours, ground in liquid, n.e.i.; paints mixed ready for use; enamel paints; ships' antifouling composition; <i>paint-thinners, n.e.i.</i> ; <i>driers, n.e.i.</i> . . . . . (3) Varnishes; lacquers; Brunswick black; japans; lithographic varnishes; printers' ink reducer; <i>terebine</i> ; gold-size; liquid stains for wood; metallic paints, and liquid medium for mixing with the same; petrifying-liquids n.e.i. suited for waterproofing concrete, plaster, and similar surfaces, or for use as paint; <i>fused gums for the manufacture of varnishes</i> . . . . . (4) Preparations for removing paint and varnish . . . . .	25 per cent. ad val.           25 per cent. ad val.
407	(2) Doors, wooden, plain or glazed . . . . .	35 per cent. ad val., or 6s. per door, whichever rate returns the higher duty.
414	(2) Woodenware, and turnery, n.e.i.; saddle trees; wooden tackle-blocks . . . . .	30 per cent. ad val.
449	(1) Rubber (not including sponge rubber) in sheet, strip, cord, or channel, being composed <i>wholly</i> of compounded or vulcanised rubber; also all articles n.e.i. <i>wholly of rubber</i> . . . . .	15 per cent. ad val.

C. A. JEFFERY,  
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.  
Date of notification in *Gazette*: 28th day of February, 1938.  
These regulations are administered by the Customs Department. (C. No. 188).