# JOINT/SELECT COMMITTEE REPORTS OF LEGISLATIVE ASSEMBLY - 1932 

The Indian Tariff (Ottawa Trade Agreement)
(Amendment) Bill

| List of Reports of Select or Joint Committees presented in the Legislative Assembly in 1932. |  |  |
| :---: | :---: | :---: |
| erial No. | Short title of the Bill. | Date of presentation. |
| 1. | The Indian Partnership Bill. | 26.1.32. |
| 2. | The Wire and Wire Nail Industry (Protection) Bill. | 15.2.32. |
| 3. | The Bamboo Paper Industry(Protection)Bill. | 16.2.32. |
| 4. | The Bengal Criminal Lam Amendment(Supplementa Bill. | $\mathrm{tary}_{22.2 .32 .}$ |
| 5. | The Sugar Industry (Protection)Bill. | 23.2.32. |
| 6. | The Foroign Relations Bill. | 29.2.32. |
| 7. | The Indian Air Force Bill. | 10.3.32. |
| 8. | ```The Ancient Monuments Presentation(Amendment) Bill.``` | t) 5.4.32. |
| 9. | The Port Haj Committees Bill. | 5.9.32. |
| 10. | The Tea Districts Emigrant Labour Bill. | 5.9.32. |
| 11. | The Code of Criminal Procedure (Amendment) Bill | ill. 12.9.32. |
| 12. | The Children Pledgfing of Labour Bill. | 19.9.32. |
| 13. | The Criminal Lam Amendment Bill. | 7.11 .32. |
| 14. | The Indian Merchant Shipping (Amendment)Bill. | . 14.11.32. |
| 15. | The Indian Tariff(Ottara Trade Agreement) Amendment Bill. | 12.12.32. |

## LEGISLATIVE ASSEMBLY.

We, the undersigned, Members of the Select Committee to which the Bill further to amend the Indian Tariff Act, 1894, for certain purposes, was referred, have oonsidered the Bill, and have now the honour to submit this our Report with the Bill as amended by us annexed thereto.
2. Within the limitations imposed on us by the stipulated margin of preference we have endeavoured to reconcile, as far as possible, interests which may, in many cases, appear to conflict, namely, those of the primary producer, the manufacturer, the consumer and the taxpayer. We have felt throughout our discussions the need for complete statistios of industrial production, giving detailed information regarding the various indigenous industries which might be affected by the proposals contained in the Bill. Sinoe the rates of duty proposed by the Government were published, a certain number of representations have been received from Indian industries regarding the manner in which they expected the application of those rates to affect their interests, and in a very few cases personal representations have been made to us. In the majority of cases, however, we have had no other material to guide us than the information which the Government Departments concerned have been able to place before us. That information was necessarily incomplete, and we recommend that, as far as may be practicable, steps should be taken to collect and compile the statistics to which we have referred. We feel, however, that on the whole our recommendations represent an equitable adjustment of the margin of preference.
3. Clause 2.-We have inserted a proposed now sub-section (3B), containing the rulemaking power previously included in proposed sub-section (3A) of the Bill, and adding thereto a further rule-making power which will enable the Governor General in Council to provide machinery to facilitate the application of the new duties to goods on which preferential treatment is claimed, but which arrive before the necessary proof of origin has been received. This will happen very frequently whon the Bill first comes into operation. We have made consequential amendments in proposed sub-section (3A). We consider that the Rules to be made undor the subsection should be laid on the table of the Assembly.

## The Schedule.

4. In the proposed new Parts VIII and LXX of Sohedule II to the Act we have made the changes indioated below. The references are to Items in the Schedule as re-numbered by us, except where otherwise indicated.
Items 176 and 177 of the Schedule as introducedVegetable non-essential oils.-A very large increase in imports of coconut oil into India has recently taken place and still continues. We consider that, partioularly in the interests of Southern India, the coconut oil manufacturing industry is one of those which should be singled out for special treatment, both for the sake of that industry itself and for that of the producer of coconuts. We have accordingly removed these
items and have inserted the commoditien covered by them in the proposed Part IX as Items Nos. 223 and 224, making them subject to a standard rate of duty of 35 per cent. and a preferential rate of 25 per cent. ad valorem.
Item 176-Seeds.--We have not altered the rates of the duty proposed to be applied to copra although some of us consider that in the interests of the grower of coconuts in Southern India the lower preferential rate of duty should be the existing rate of 25 per cent.
Item 181.-Among the ohemicals covered by this item are oortain of the materials required by the glass manufacturing industry which can only be obtained from countries other than the United Kingdom and the Colonies or of which a very large proportion must be obtained from such other countries. The proposal contained in the Bill would raise the duty by 5 per cent. ad valorem on $\lambda$ thoe materials, the effect of whioh, in the absence of competition from the United Kingdom, is likely to be to raise the price to the Indian glass manufacturer. It is the policy of the Government of India to keep the duty on materials of an Indian industry as low as possible, and we have therefore removed from this item the following chemicals-
Cadmium sulphide,
Cobalt oxide,
Solenium,
Uranium oxide, and
Zinc oxide
and have included them in Part IX as Item No. 228, making them subjeot to a standard rate of duty of 25 per cent. ad valorem (the existing rate) and a preferential rate of 15 per cent.
Item 187.-This item includes unexposed cinematograph films, which is a very important part of the material required by the Indian film industry. We consider that in this case also the preference should be given wholly by a reduction in the duty and have accordingly removed raw, or unexposed, films from this item and placed them in Part IX as Item No. 240, making the standard rate of duty on them 25 per cent. ad valorem (the existing rate) and the preferential rate 15 per cent. ad valorem.
Item 199-Woollen goods.-We heard representatives of the Cawnpore woollen manufacturing industry, and, after careful consideration of the facts they were able to place before us, decided to give the preference on all articles included in this item, other than woollen yarn for weaving and knitting wool, wholly by inoreasing the existing duty. The woollen manufactures comprised in this Item have therefore been placed in Part IX as Item No. 238 and made subjeot to
a standard rate of duty of 35 per cent. ad valorem and to a preferential rate of 25 per cent.
We have made consequential amendments in Items Nos. 180 and 198.

Item 803 of the Schedule as introduced-Asphalt.-Much the larger proportion of imports of this commodity comes from countries other than British Colonies, and there appears to us to be considerable danger of the proposals made in the Bill having the effeot of raising prices to the user in India of an artiole of considerable impartance, particularly in the gonstruction of roads. We have acoordingly removed this item from Part VIII and inoluded it in Part IX, as Item No. 239, making the standard rate of duty on it 25 per cent. ad valorem (the existing rate) and the preferential rate 15 per cent.
Item 214 of the Schedule as introduced-Toilet Soap.-Since the proposals made in the Bill were published, the Government have received a large number of representations from the Indian soapmaking industry in various parts of the country protesting against any decrease in the existing rate of duty applicable to toilet soap from the United Kingdom. We have very carefully considered these representations and are of the opinion that special treatment of this highly promising industry is justifiable. We have accordingly removed this item from Part VIII and placed it in Part IX as Item No. 242, making it subject to a
standard rate of duty of 35 per oent. ad valorem and a preferential rate of 25 per cent. (the existing rate).
Item 222-Lubricating Oil.-The existing rate of duty on lubricating oil is 2 annas 1 pie per imperial gallon. A large proportion of the imports of this commodity into India comes from countries other than the United Kingdom and, if the duty is raised as high as 3 annas per gallon on non-British oil, as proposed in the Bill, we consider that there will be considerable danger of raising the price to the consumer in India of a commodity easential for many industrial and other purposes. We have accordingly reduced the rates of duty to $2 t$ annas per gallon for the standard rate and half an anna for the preferential rate.
Item 230-Motor omnibuses, chassis of motor omnibuses, motor vans and motor lorries. -In view of the importance of these artioles to the development of road transport we consider that they should be treated in the same way as motor cara, and the preference on them given entirely by reducing the existing duty. We have accordingly changed the proposed rates of duty on all articles included in this item to a standard rate of 25 per cent. ad valorem and a preferential rate of $17 \frac{1}{2}$ per cent.
5. The Bill was published in the Gazette of India Extraordinary, dated the 30th November, 1932.
6. We think that the Bill has not been so altered as to require re-publication and we recommend that it be passsed as now amended.
B. L. MITTER.
J. W. BHORE.
F. NOYCE.
G. SCHUSTER.
R. K. SHANMUKHAM CHETTY.
C. S. RANGA IYER.
K. P. THAMPAN.
B. SITARAMA RAJU.
A. SUHRAWARDY.
H. P. MODY.
R. M. CHINOY.
F. E. JAMES.
F. X. Desouza.

WAJIHUDDIN.
G. MORGAN.

SANT SINGH.
S. C. MITRA.
N. R. GUNJAL.

ZIAUDDIN ABMAD.
[As amendmd by the Selmot Committer.]
(Words printed in italios indicate the amendments suggested by the Committee.)

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## BILL

Further to amend the Indian Tariff Act, 1894, for certain purposes.

Whermas at the Imperial Economic Conferenco held at Ottawa between the 21st day of July and the 20th day of August, 1932, the Government of India by their representatives made with His Mejesty's Government in the United Kingdom by their representatives a Trade Agreoment;

And whareas a Supplementary Agreement regarding iron and steel was likewise made by the said Governments;
And whereas in pursuance of the said Trade Agreement and the said Supplementary Agreement it is expedient to amend the Indian Tariff Act, 1894, in the manner hereinafter appearing; viri ol 1804;
It is hereby enacted as follows:-

1. (1) This Act may be called the Indian Tariff

Short title and com. (Ottawa Trado Agreemencement. ment) Amendment Aot, 1832.
(2) It shall come into force on such date as the Governor General in Council may, by notification in the Gazette of India, appoint.
2. In section 3 of the Indian Tariff Act, 1894 VIII of 1894,

Amondment of seotion (hereinafter referred to 8, Act VIII of 1894. as the said Act), after sub-section (3), the following sub-sections shall be inserted, namely :-
" (3A) The duty to be levied and collected on any article chargeable under Part VIII or Part IX of the Second Sohedule shall be at the standard rate specified for it, unless a preforential rate is specified for such article if it is the produce or manufacture of the United Kingdom or of a British Colony, and the article is determined, in accordanoe with rales made under sut-section (3B), to be suoh produce or manufacture.
Explanation.-For the purposes of this section and of Parts VIII and IX of the Second Schedule, the expression "United Kingdom" means the United Kingdom of Great Britain and Northern Ireland, and the expression "British Colony" includes a British Protectorato and any of the Mandated Territories of Tanganyika, the Camoroons under British Mandato and Togoland under British Mandato.
(3B) The Governor General in Oouncil may, by notification in the Gazette of India, make rules-
(a) for determining if any article is the produce or manufacture of the United Kingdom or a British Colony; and
(b) making provision, in cases where at the time of importation proof is not forthcoming where required in accordance with the
rules made under clause (a) that any article is the produce or manufacture of the United Kingdom or a British Colony-
(i) whereby duty may be levied at the standard rata and a refund given of the extra duty paid if such proof is produced within a prescribed period, and
(ii) whereby duty may be accepted provisionally at the preferential rate on execution of a bond for the payment of the balance of duty if such proof is not produced within a prescribed period, and for the recovery of any balance due after the expiry of the prescribed period as if such balance were duty short-levied vithin the meaning of section 39 of the Sea Customs Act, 1878."
8. In the Second Schedule to the said Act, there Amendment of the shall be made the amendSecond Schedule, Act ments specified in the VIII of 1894. Schedule to this Act.
4. (1) Notwithstanding anything contained in section 4 of the Indian

Bar of operation of eotion 4, Indian Finance Act, 1931, and section 4, Indian Finance (Supplementary and Extonding) Aot, 1931. Finance Act, 1931, the additional duties imposed by that section shall not be levied or collected on any articles ohargoable with duty under Part VIII or Part IX of the said Schedule to the said Act as amended by section 3 of this Act.
(2) Notwithstanding anything contained in seotion 4 of the Indian Finance (Supplementary and Extending) Act, 1931, the additional duty imposed by that section shall not be levied or collected on iron or steel sheets comprised in Item Na. 148A of the Second Schedule to the said Act as inserted by section 3 of this Act.

## THE SCEIEDULE

(See section 3.)
Amendments to the Second Schedule to the Indian Tariff Act, 1894.

1. In Item No. 27, the words "or dry "shall be omitted.
2. In Item No. 28, for the entry in the second column the following entry shall be subetituted, ammalyl:-
" Pormer aider and other fermented liquors except ale and beer."
3. In Item No. 30,-
(a) in sub-item (1), the word "rum" shall be omitted;
(b) in sub-item (2), for the brackets and words " (other than drugs and medicines)" the words ", not otherwise specified" shall be substituted; and
(c) sub-items (3) and ( $\mathbf{4}$ ) shall be omitted.
4. Item No. 36 shall be omitted.
5. In Item No. 41, sub-item (2) shall be omitted, and sub-item (3) shall be renumbered as sub-item (2).
6. In Item No. 41B, after the word "Shoms" the words "not otherwise specified" shall be added.

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7. In Item No. 42,-
(a) sub-item (1) shall be omitted;
(b) in sub-item (2), for the entry in the second column the following entry shall be substituted, namely :-
"(2) Barrels, whether single or double, for firearms, inoluding gas and air guns, gas and air rifles, and gas and air pistols, not otherwise specified. "; and
(c) sub-items (2) to (8) shall be renumbered as sub-items (1) to (7).
8. For Item No. 42A the following item shall be substituted, namely :-

| " 42A | MOTOR CYOLEs and motor scooters and artioles (other than rubbar tyrea and tubes) adapted for use as parts and accossories thereof oxcept such artioles as are also adapted for use as parts and accessories of motor cars. | Ad valorem | 20 per cont." |
| :---: | :---: | :---: | :---: |

9. Item No. 43 with the heading thereto, Item No. 46C, and Items Nos. 60, 61 and 62 with the heading thereto shall be omitted.
10. In Item No. 65, for the words "excluding salted fish (see No. 27)", the words " not otherwise specified " shall be substituted.
11. Item No. 67 with the heading thereto shall be omitted.
12. In Item No. 69, for the words " all sorts, excluding Vinegar in casks (see No. 48)", the words " all sorts not otherwise specified; including also the following articles if canned or bcittled, namely, bacon, ham, liscuits, cakes, botter, vegetable product, cheese, farinaceous and patent foods, ghee, isinglase, jams and jellies, lard, pickles, ohutnies, sauces and condiments" shall be sub. stituted.
13. Item No. 71 with the heading thereto, and Item No. 72 shall be omitted.
14. In Item No. 74, the brackets, words and figures " (see No. 10B)" shall be omitted.
15. For Item No. 75 the following item shall be substituted, namely :-

- 75 | All sorts of Animal and Mineral Oims not otherwise specified, and the following Natural Esserntial Oils, nemely, almond, bergamot, gajupatti, camphor, cloves, oucalyptus, lavender, lemon, pottorose and pepermint."

16. Item No. 82, and Item No. 85 with the heading thereto shall be omitted.
17. For Item No. 87 the following item shall be substituted, namely :-
"87 Tramcans, passenger lifts, and all other
18. For Item No. 88 the following item shall be sabstituted, namely:-

The following Cbemadis, proas and modionnes, namely, acetic, carbolic, citric and oxalic acids, naphthalene, potassium chlorato and potassium cyanide, bicarbonate of soda, borax, sodium silicate, arsenic, aalcium carbide, glycerine, ferrous sulphate, lead, magnesium and rinc compounds not otherwise specifed, aloes, asafcetida, cocaine, sarseparila and storax."
19. For Items Nos. 89, 90, 90A, 90B and 91 the following items shall be substituted, namely :-

69 The following HasDWARE, TronMovarer and roors, namely, agrioultural implements not otherwise specified, buokets of tinned or galvanised iron, and pruniag knives.
The following Eleotrioal Ingridumets, APPAaATDS and APPLIANOES, namely, telegraphio and telephonio instruments, apparatus and appliances not otherwise specified, flash lights, carbons, condensers, and bell apparatus; and Rwitch-boards designed for use in circuite of leas than ton amperes and at a presaure not exceeding 250 voles.
20. In Item No. 92, the words " and paints and colours and painters' materials, all sorts " shall be omitted.
21. For Item No. 93 with the heading thereto the following item shall be substituted, namely :-

| 83 | The following Pantrs, Colours and Painterso materials, namely, barytes, reduced dry red lead and white load, reduced dry zino white and moist zinc white, turpentine, tarpentine substitute, and varnish not containing dangerous petroleutm within the meaning of the Indian Petroleum Act, 1899." |
| :---: | :---: |

22. In Item No. 94, the words "earthen. ware, ohina and poroelain," shall be omitted.
23. After Item No. 94 the following item shall be insorted, namoly :-
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"gal | Eabmymmwaba pipes and eanitary.ware."
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24. For Item No. 95 the following item shall be substituted, namely :-
es 95 Hidms and Skive not otherwise specified, and the following Lidat iniz MANUTAOTUZEG, namely, saddlery, harness, trunks and bags."
25. Item No. 96 with the heading thereto, and Item No. 97 with the heading thereto, shall be omitted.
26. In Item No. 98, after the word " specified" the words "inoluding unwrought ingots, blooks and bars of aluminium, scrap oopper, oopper braziers and lead sheots for tea chests " shall be added.
27. Item No. 99 with the heading thereto shall be omitted.
28. In Item No. 100, for the words" Haberdashery and millinery, excluding articles made of silk or artificial silk and silk or artificial silk mixtures "the words "Towels not in the piece" shall be substituted ; and for the worda "Woollen yarn, knitting wool, and other manufactures of wool, including felt " the words "Woollen blankete and rugs other than floor rugs " shall be substituted.
29. Item No. 102 shall be omitted.
30. For Item No. 103 the following itom shall be substitutod, namely :zarigniace, namely, brickas, chalky lime and olay."
31. Item No. 105 and Item No. 106 shall be omitted.
32. In Item No. 1(18, after the word "Mattings" the words " not otherwise specified" shall be added.
33. After Item No. 108 the following item shall be inserted, namely:-
"108A | NEWAPAPEAs, old, in bales and began"
34. Item No. 110 and Itom No. 111 shall be omitted.
35. In Item No. 113, for the words "Prioh, TAK AND DAMMER" the words "Pytch AKD TAR" shall be substituted.
36. For Item No. 115 the following item shall he substituted, namely :-
" 115 | State Penolle."
37. After Item No. 110 the following item shal bo inserted, nawely :-

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\text { " } 117 \text { | Steaw boabd, all morta." }
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38. Item No. 119, Item No, 122 aud Item No. 124 shall be omitted.
39. In Item Nu. 124A, after the word "Spions" the words "when not unground" shall be inserted.
40. In Item No. 126, for the words " subject to the exemptions specified in No. 12, all articles other than those specified in entries Nos. 42, 86A and 141 " the words "save where otherwise specified, all articles" shall be substituted; and the words " which are dutiable as hardware undor No. 90 " shall be omitted.
41. Item No. 128A shall be omitted.
42. For Item No. 129 the following item shall be substituted, namely :-

- 129 Articles, other than outlery and sargical instruments, plated with gold or ailvar."

43. For Item No. 130 the following item shall be substituted, namely:-
"130; The following Musical Instruments, namely, completo organs and harinoniums and reoorde for talking machines."
44. Item No. 140, Item No. 141, and Item No. 141A with the heading thereto, shall be omitted.
45. With effect to the 31st day of March, 1034, for sub-item (b) of Item No. 148, the following sub-item shall be deemed to be substituted, namely :-

| " (b) not fabricated, all sorts not otherwise apeci-fled- |  |
| :---: | :---: |
| of Britiah manufacture not of British manufacture | Re. 35 porton. Rs. 59 par ton." |

40. With effect to the 31st day of March, 1934, after Item No. 148 the following item shall be deemed to be inserted, namely :-


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47. After Part VII the following Parts shall be inserted, namely :-
" PART VIII.
Articles which are liable to duty at 30 per cent. ad valorem or to preferential duty at 20 por cent.






PART IX.
Articles which are liable to duty at special rates or to preferential duty at lower rates.





| No. | Name of artioles. | Unit or mothod of ercearmont. 8 | Standard rato of duty. | Preforential rate of duty fitibe article is the produce or manufacture of - |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  |  | The United Kingdom. <br> 6 | A British Colony. 6 |
| 238 | III.-Articles wholly or mainly manufaotured-conold. <br> TEXTILE FABRIOS. <br> W OoLEEX carpets, floor ruge,":hosiery, pisce-goods, shawls and other manufactures of WOOL not otherwise opecified, includsng felt. | 4 valorem | 38 per cant. | 25 per cent. |  |
|  | MISCELLANEOUS. |  |  |  |  |
| 239 | Asprilt ${ }_{\text {- }}$ - • | 4 d ralorem | 25 per cont. | $\cdots$ | 15 per cent |
| 240 | Civenatoamale Filye not asposed | 4d valorem | 25 per cent. | 15 per cont. | . |
| 2\&1 | Porthand ozment oxeluding whito Portland coment. | Ton. | Re. 18.4.0 | Rs. 13-12.0 | - |
| 848 | S01P, toilet . . . . . | Ad walurem | 35 per eent. | 25 per cent. |  |
| 248 | Smotira' requtbitis exoluding tobe000 and matches. | Ad valorem | 50 per cent. | 40 per cont. | . |
| 244 | Toys, games, playing carde atd roquisites for games and sports, bird chot, toy cannons, air gunsand air pistols for the time boing excluded in any part of British India Irom the oporation of all the prohibitions and direotions contained in the Indian Arms Act, 1878, and bowe and arrown. | Ad valorem | 50 per cent. | 40 per cont. | $\cdots$ |
|  | MISCELLANFOUS AND UN. CLASSIFIED. |  |  |  |  |
| 245 | Betminuts . . . . . | Ad valorem | 45 por cent. | -• | 371 por cont." |

GOVERNMENT OF INDIA.
LE ISLATIVE ASSEMBLY
DEPARTMENI.

Report of the Select Committee on the Bill further to amend the Indian Tariff Act, 1894, for certain purposes with the Bill as amended.

