



# EAST AFRICAN COMMUNITY GAZETTE

Published by the East African Community  
(Registered as a Newspaper at the G. P. O.)

Vol. AT 1 — No. 004

ARUSHA, 15<sup>th</sup> September, 2005

Price US \$ 1.00

## CONTENTS

	<i>Legal Notice</i>	<i>Page</i>
• Review of Rates under the East African Community Common External Tariff Structure.....	1	002
• Amendment of the Fifth Schedule to the East African Community Customs Management Act, 2004.....	2	003

LEGAL NOTICE NO. 1

**THE PROTOCOL ON THE ESTABLISHMENT OF  
THE EAST AFRICAN COMMUNITY  
CUSTOMS UNION  
AND  
THE EAST AFRICAN COMMUNITY COUSTOMS  
MANAGEMENT ACT, 2004**

## LEGAL NOTICE

In Exercise of the powers conferred upon the Council of Ministers by Articles 12(3) and 39(i) (c) of the Protocol on the Establishment of the East African Community Customs Union, the Council of Ministers has approved the following measures on customs duty rates on some items provided for under the Harmonised Community Description and Coding System:

Item	Measure/decision on customs duty rates
1. Worn clothing and other worn articles H S 6309.00.00	Import Duty rate 45% or US \$ 0.30/kg whichever is higher
2. Pharmaceutical products under H. S. Codes 3004.10.00 3004.20.00 3004.32.00 3004.39.00 3004.40.00 3004.50.00 3004.90.00 3006.50.00	Import Duty rate 0%
3. Sanitary towels and tampons under H. S. Codes 4818.40.10 and 5601.10.0	Import Duty rate 0%
4. Liquefied Petroleum Gas (LPG) under H. S. Codes 2711.11.00 2711.12.00 27.11.13.00 2711.14.00 2711.19.00	Import Duty rate 0%
5. Coal under H. S. Codes 2701.11.00 2701.12.00 2701.19.00 2701.20.00	Import duty rate 0%
6. Aluminum wire of cross sectional dimension exceeding 7mm under H.S. Code 7605.11.00	Import duty rate 0%
7. Safety belts under H. S. Code 8708.21.00	Import duty rate 0%
8. Palm Stearin Fractions under H. S. Code 1511.90.20	Import duty rate 0%

9. Tariff line/H. S. Code 3307 49.00	The two repeated tariff lines deleted and replaced with a new tariff line 3307.90.00 at 25% Import duty
10. H. S. Code 3302.10.00	Import duty rate 10%
11. Coffee or tea makers under H. S. Codes 8516.71.00 and	Import Duty rate 10%
12. Toasters under H. S. Codes 8516.72.00	Import Duty rate 10%
13. Motor vehicles under H. S. Codes 8702.90.99 8702.32.90 8702.10.22	Import Duty rate 25%
14. Common External Tariff rate on rice H. S. Code 1006.10.00 1006.20.00 1006.30.00 1006.40.00	Common External Tariff rate on rice remains in force; Kenya shall stay the application of the Common External Tariff rate on Pakistan rice for a period of twenty four months, after which this decision will be reviewed.
15. Common External Tariff rate on wheat H. S. Codes 1001.90.20 and 1001.90.90	Tanzania and Uganda stay application of Common External Tariff rate on wheat grain for a period of twenty four months, after which this decision will be reviewed
16. Common External Tariff rate on barley H. S. Code 1003.00.90	Tanzania will import one time quantity of 6000metric tonnes barley free of duty in order to sustain production of beer.
17. Exemption of Armed Forces Canteen Organisation (AFCO)	Everything for AFCO shall continue to apply in Kenya and Tanzania for the period of one year and the arrangement will be phased out during financial year 2006/7.

This Notice shall be deemed to have come into force on the 1<sup>st</sup> day of July 2005. and supersedes Legal Notice No. 1 of Vol AT 1 - 003 of the East African Community Gazette.

Arusha, Tanzania  
15<sup>th</sup> September, 2005

JAKAYA M. KIKWETE,  
Chairperson  
Council of Ministers

## LEGAL NOTICE No. 2

THE PROTOCOL ON THE ESTABLISHMENT OF  
THE EAST AFRICAN COMMUNITY CUSTOMS  
UNION  
AND  
THE EAST AFRICAN COMMUNITY CUSTOMS  
MANAGEMENT ACT, 2004

## LEGAL NOTICE

IN EXERCISE of the powers conferred upon the Council of Ministers by Article 114(3) of the East African Community Customs Management Act, 2004 the Council of Ministers has amended the Fifth Schedule of the Act as follows:-

- (a) Insertion of a new Section 18 to PART B - GENERAL EXEMPTIONS;
- Splints for use in the manufacture of matches*  
"Splints imported by a manufacturer for use in the manufacture of matches";
- (b) Insertion of a new Section 19 to PART B - GENERAL EXEMPTIONS
- Inputs for use in the manufacture of agricultural equipment*  
"Inputs imported by a manufacturer for use in the manufacture of agricultural equipment";
- (c) Amendment of paragraph (3), of Section 5 of PART B - GENERAL EXEMPTIONS, to provide as follows:
- "Subject to paragraphs (1) and (2), the following goods may be exempted under this item when imported as baggage by a person on first arrival or a returning resident of a Partner State whom the proper officer is satisfied is bona fide changing residence from a place outside a Partner State to a place within a Partner State";
- (d) Insertion of a paragraph (9), item 5, PART B - GENERAL EXEMPTIONS, to provide as follows:
- "Subject to paragraphs (1) and (2) of this item, goods up to the value of United States Dollars Three Hundred for each traveller in respect of goods, other than goods referred to in paragraph 8 of this item, shall be exempted when imported by the traveller in his or her accompanied baggage or upon his or her person and declared by him or her to an officer, provided that the person has been outside the Partner State for a period in excess of 24 hours";
- (e) Amendment of Section 15 in PART B - GENERAL EXEMPTIONS to provide as follows

"Imported inputs by persons engaged in horticulture, agriculture or floriculture which the Commissioner is satisfied are for use in the horticulture, agriculture or floriculture sector";

- (f) Insertion of a Section 21 in PART B - GENERAL EXEMPTIONS as follows:-45

*Hotel Equipment*

"Any of the following goods engraved or printed or marked with the hotel logo imported by a licenced hotel for its use:

- (a) Washing machines;  
(b) Kitchen Ware;  
(c) Cookers;  
(d) Fridges and freezers;  
(e) Air Conditioning Systems;  
(f) Cutlery;  
(g) Televisions;  
(h) Carpets;  
(i) Furniture; and  
(j) Linen and Curtains;

- (g) Insertion of a Section 22 in PART B - GENERAL EXEMPTIONS

"Refrigerated trucks";

- (h) Amendment of item 13 of PART B - GENERAL EXEMPTIONS to provide as follows:

"Diapers, Urine bags and hygienic bags

"Diapers, Urine bags and hygienic bags for medical use in such quantities as the Commissioner may allow";

- (i) Insertion of a Section 23 in PART B - GENERAL EXEMPTIONS to provide as follows:

"Speed Governors";

- (j) Insertion of a Section 24 in PART B - GENERAL EXEMPTIONS to provide as follows:

*Computer Software*

"Any media containing computer software";and

- (k) Amendment of Section 16 in PART B - GENERAL EXEMPTIONS to provide as follows:

*Packaging Material for Medicaments*

"Packaging materials and raw materials for manufacture of medicaments."

Arusha, Tanzania  
15<sup>th</sup> September, 2005

JAKAYA M. KIKWETE,  
Chairperson  
Council of Ministers