

CHAPTER 14

**CANADA-WEST INDIES RECIPROCITY (TARIFF)
AGREEMENT**

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Agreement with Canada adopted.
3. Contribution to subsidy.

SCHEDULE

Agreement of 6th July 1925.

THE LAWS OF BARBADOS

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CHAPTER 14

CANADA-WEST INDIES RECIPROCITY (TARIFF) AGREEMENT

An Act to ratify the Agreement of the sixth day of July 1925 entered into between Canada and certain West Indian and neighbouring colonies. 1926-5.
L.N. 168/
1967.

[13th April, 1926] Commence-
ment.

1. This Act may be cited as the Canada-West Indies Reciprocity (Tariff) Agreement Act. Short title.

2. This Island hereby enters into, adopts, and adheres to the Agreement set out in the Schedule. Agreement
with Canada
adopted.

3. So far as the proposed steamship service dealt with in Part II of the Agreement is concerned this Island is prepared to make an annual contribution to the subsidy of a sum of twenty-four thousand dollars out of moneys voted for the purpose by Parliament. Contribution
to subsidy
\$24,000.
L.N. 168/
1967.

SCHEDULE

CANADA-BRITISH WEST INDIES-BERMUDA-BRITISH GUIANA-BRITISH HONDURAS TRADE AGREEMENT 1925¹

An Agreement made this sixth day of July in the year of Our Lord one thousand nine hundred and twenty-five

BETWEEN

The Dominion of Canada herein acting and represented by—

The Right Honourable George Perry Graham, LL.D., a member of His Majesty's Imperial Privy Council, a member of His Majesty's Honourable Privy Council for Canada, a member of the Parliament of Canada, Minister of Railways and Canals of Canada;

¹ This Agreement is printed in its original form.

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The Honourable James Alexander Robb, a member of His Majesty's Privy Council for Canada, a member of the Parliament of Canada, Minister of Immigration and Colonization and Acting Minister of Finance of Canada;

The Honourable Thomas Andrew Low, a member of His Majesty's Privy Council for Canada, a member of the Parliament of Canada, Minister of Trade and Commerce of Canada;

The Honourable William Richard Motherwell, a member of His Majesty's Privy Council for Canada, a member of the Parliament of Canada, Minister of Agriculture of Canada;

The Honourable John Ewen Sinclair, a member of His Majesty's Privy Council for Canada, a member of the Parliament of Canada, Minister without portfolio of Canada; and

The Honourable Pierre Joseph Arthur Cardin, a member of His Majesty's Privy Council for Canada, a member of the Parliament of Canada, Minister of Marine and Fisheries of Canada, and Acting Minister of Customs and Excise of Canada,

AND

The Honourable Harcourt Gladstone Malcolm, O.B.E., K.C., Speaker of the House of Assembly, representing the Government of the Bahama Islands;

Sydney Thirlwall Harrisson, C.M.G., O.B.E., Comptroller of Customs, representing the Government of Barbados;

The Honourable John Pierce Hand, M.B.E., member of the Executive Council and of the House of Assembly, representing the Government of Bermuda;

The Honourable Sir Alfred Parker Sherlock, Kt., member of the Executive Council, representing the Government of British Guiana;

The Honourable Crawford Douglas Douglas-Jones, C.M.G., Colonial Secretary, representing the Government of British Honduras;

The Honourable William Morrison, member of the Privy Council and Legislative Council of Jamaica, representing the Government of Jamaica;

Herbert Hazel Hart, representing the Government of the Leeward Islands;

The Honourable Henry Barclay Walcott, C.M.G., Treasurer, representing the Government of Trinidad and Tobago, and

His Honour Lieutenant-Colonel Wilfred Bennett Davidson-Houston, C.M.G., Administrator of St. Lucia, representing the Government of the Windward Islands.

WHEREAS a conference has been held between the above mentioned parties for the purpose of considering an agreement by which trade relations between them will be rendered closer and their respective trade extended and enlarged and the means of communication between them improved and made more efficient; and

WHEREAS the Dominion of Canada and the said Colonies mutually affirm the principle of granting preferences the one to the other on goods of their

produce or manufacture with the end in view of increasing trade between them and of generally promoting the welfare and advancement of British America;

NOW THEREFORE in consideration of the premises these presents witness that the parties aforesaid after communicating to each other their respective full powers found in good and due form have agreed upon the following articles—

PART I.—TRADE

ARTICLE I

Subject to the provisions of *The Customs Tariff, 1907*, and to the provisions of Article II hereof, the duties of customs on all goods (other than tobacco, cigars, cigarettes, and spirituous or alcoholic liquors) being the produce or manufacture of any of the Colonies aforesaid imported into Canada which are now subject to duty or which may be made subject to duty at any future time shall not at any time be more than fifty per cent of the duties imposed on similar goods under the General Tariff of Canada.

ARTICLE II

Subject to the provisions of *The Customs Tariff, 1907*, the Dominion of Canada grants to the articles enumerated in Schedule A being the produce or manufacture of any of the Colonies aforesaid when imported into Canada the preferential treatment indicated in respect of each such article in the said Schedule A.

ARTICLE III

The Dominion of Canada undertakes to withdraw the benefit of the British Preferential Tariff from any British country which produces cocoa beans if that country does not extend a preference satisfactory to the Governor-in-Council of Canada to goods the produce or manufacture of Canada over like goods imported into such country from any foreign country.

ARTICLE IV

Subject to the provisions of Articles V and VI hereof the duties of customs on all goods (other than tobacco, cigars and cigarettes) being the produce or manufacture of Canada when imported into any of the Colonies aforesaid which are now subject to duty or which may be made subject to duty at any future time shall at any time be in the case of—

- (a) the Bahamas, not more than seventy-five per cent;
- (b) Barbados, not more than fifty per cent;
- (c) British Guiana, not more than fifty per cent;
- (d) British Honduras, not more than sixty-six and two-thirds per cent;

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- (e) Jamaica, not more than seventy-five per cent;
- (f) Leeward Islands, not more than sixty-six and two-thirds per cent;
- (g) Trinidad and Tobago, not more than fifty per cent;
- (h) the Windward Islands, not more than sixty-six and two-thirds per cent—

of the duties imposed on similar goods when imported from any foreign country.

The Bahamas will use their best endeavours to make their percentage fifty per cent. Bermuda will grant preferential treatment to all imports of Canadian origin except wines, spirits, malt liquors, cigars, cigarettes and tobacco by removing the ten per cent surtax now imposed.

ARTICLE V

The said Colonies grant to articles specified in Schedule B being the produce or manufacture of Canada when imported into any of the said Colonies the preferential treatment indicated in respect of each such article in the said Schedule B.

ARTICLE VI

In the case of the Bahamas the provisions of Article IV (a) shall not apply to wines, malt liquors, spirits, spirituous liquors, liquid medicines, and articles containing alcohol.

ARTICLE VII

The Government of any of the said Colonies on giving six months' notice may provide that to be entitled to the concessions granted in Articles IV and V the products of Canada shall be conveyed without transhipment by ship direct from a Canadian port into such Colony or by way of one of the other Colonies entitled to the advantages of this agreement.

To enjoy the benefit of the tariff advantages conceded to the various Colonies by the Government of Canada the products of any of the said Colonies shall be conveyed without transhipment by ship direct into a sea or river port of Canada:

Provided, however, that transhipment shall be permitted at a port of any of the said Colonies.

ARTICLE VIII

Save as herein otherwise provided this Agreement shall not interfere with any existing preference or with the granting of any future preference by the Dominion or by any of the said Colonies to any other part of the British Empire or with any existing preference or the granting of any future preference by the said Colonies among themselves.

PART II.—STEAMSHIP SERVICES*(Eastern Group)***ARTICLE IX**

Subject to the ratification of the present Agreement as hereinafter stated in Article XII, the Government of Canada will arrange for a mail, passenger and freight steamship or motor ship service to come into effect as soon as possible, and in any case within fifteen months after the date of the ratification of this Agreement, between Canada, Bermuda, the Leeward Islands, the Windward Islands, Barbados, Trinidad and British Guiana, on the following lines—

1. A fortnightly freight, passenger and mail service from Canadian ocean ports all the year round, calling each way at Bermuda, St. Kitts, Nevis, Antigua, Montserrat, Dominica, St. Lucia, Barbados, St. Vincent, Grenada, Tobago, Trinidad and Demerara.

2. The vessels shall be of from 5,000 to 6,000 tons gross. capable of maintaining an ocean speed of not less than 12 knots, and providing accommodation for 100 first class, 30 second class, and 100 steerage or deck passengers, and shall be provided with 'tween decks, and cold storage accommodation as required but not less than 10,000 cubic feet.

3. In addition to the foregoing the Government of Canada will provide a fortnightly freight service with vessels of 4,300 tons or thereabouts dead weight, and a speed of about 10 knots, from Canadian river ports in summer and from Canadian ocean ports in winter calling at St. Kitts, Antigua, Barbados, Trinidad and Demerara.

ARTICLE X

The Government of Canada will stipulate in any contract entered into for such steamship or motorship service that—

1. There shall be reasonable proportionate allocation of passenger and cargo accommodation between the Colonies mentioned in Article IX. As regards traffic from British Guiana, space shall be reserved on each sailing from that Colony for 100 tons of Intercolonial freight. Until otherwise arranged, first class berths for 20 passengers between Demerara and Trinidad shall also be reserved on each north-bound vessel until twenty-four hours after the arrival of said vessel at Demerara; 10 of the said berths being also reserved for passengers proceeding north of Trinidad.

Freight space and passenger accommodation shall be booked by the agents of the steamship company in order of priority of application.

2. There shall be no unfair differentiation in rates of freight against the smaller Colonies as compared with the rates to and from larger Colonies situated at a similar distance from Canadian ports. Freight rates are to be subject to the control of the Government of Canada.

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ARTICLE XI

The representatives of the Colonies mentioned in Article IX undertake that their Governments shall contribute towards such steamship service when established, in the following amounts annually—

Barbados	...	...	...	...	£5,000
Bermuda	...	...	...	...	1,500
British Guiana	...	...	...	...	8,500
Leeward Islands	...	...	...	...	2,500
Trinidad	...	...	...	...	9,000
Windward Islands	...	...	...	...	2,500
					£29,000

Provided that if it is found impossible to call at Tobago the contribution of Trinidad shall be decreased by £1,500.

ARTICLE XII

Pending the establishment of such service the Government of Canada will use its best endeavours to maintain a fortnightly service on the existing lines.

The obligation of the Government of Canada to provide the steamship service referred to in Article IX is dependent upon ratification of this Agreement by the Colonies of the Eastern Group or by those of them whose ratification is by the Government of Canada deemed essential.

(Western Group)

ARTICLE XIII

The Government of Canada undertakes to provide as soon as possible, and in any case within fifteen months after the ratification of this Agreement as provided in Article XVI, a fortnightly mail, passenger and freight service between St. Lawrence ports in summer and such Canadian ocean ports in winter as may be designated by the Canadian Government, and calling both ways at Bermuda, the Bahamas, and Kingston, Jamaica, alternating with a fortnightly freight service between the said Canadian ports and Kingston, Jamaica, direct.

1. Passenger steamers to be similar in size to those proposed for the Eastern Route, that is to say, from 5,000 to 6,000 gross tons, ocean speed 14 knots, accommodation for 100 first class passengers, with 'tween decks, and refrigeration for about 70,000 stems of bananas, and also cold storage for Canadian meats, fish, butter, cheese, and other dairy products from Canada to the Colonies and for fruit, green vegetables, etc., from the Colonies to Canada.

2. Each of the freight steamers shall also have a speed of about 10 knots and refrigeration for about 50,000 stems of bananas.

3. A steamer operating on a fortnightly schedule connecting with the steamers specified in Article XIII (1) shall be supplied by the Government of Canada between British Honduras and Kingston, Jamaica, of about 1,000 tons, speed 10 knots with accommodation for at least 20 first class passengers, and cold storage.

ARTICLE XIV

1. On representations being made by the respective Governments of Canada and Jamaica, such Governments shall have the control of the allocation of space for the carriage of bananas.

2. If possible, arrangements will be made to have the Eastern and Western services connect at Bermuda.

3. The Government of Canada reserves the right to permit the vessels mentioned in Article XIII to make calls at any other ports not mentioned in this Agreement, upon condition that regular weekly sailings to and from Kingston, Jamaica, are maintained.

ARTICLE XV

The representatives of the Colonies mentioned in Article XIII undertake that their Government shall contribute towards such services, when established, the following amounts—

In the case of Bermuda £2,000 per annum; in the case of the Bahamas, £2,000 per annum; in the case of British Honduras, £2,000 per annum; and in the case of Jamaica, £12,000 per annum.

ARTICLE XVI

Pending the establishment of such services the Government of Canada will use its best endeavours to maintain a service every three weeks on the existing lines.

The obligation of the Government of Canada to provide the steamship services referred to in Article XIII is dependent upon ratification of this Agreement by the Colonies of the Western Group or by those of them whose ratification is by the Government of Canada deemed essential.

ARTICLE XVII

The rates of freight from Canada to Bermuda by the steamships operating under this Agreement shall not exceed the rates charged to Nassau, Bahamas, and/or Kingston, Jamaica in respect of the Western Group, or to Barbados and/or Trinidad, and/or British Guiana in respect to the Eastern Group.

ARTICLE XVIII

1. Freight rates on all services shall be subject to the control of the Canadian Government. The Government of any Colony shall be at liberty at any time to make representations to the Canadian Government in respect

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to such rates, to which the Canadian Government shall give the fullest possible consideration.

2. There shall be reasonable proportionate allocation of passenger and cargo accommodation between the said Colonies.

PART III.—GENERAL PROVISIONS

ARTICLE XIX

In respect to Canada this Agreement shall be subject to the approval of its Parliament and in respect to each of the said Colonies to the approval of their respective Legislatures and of the Secretary of State for the Colonies.

Upon approval being given by each of said Colonies respectively the Agreement shall be brought into force thereupon or so soon thereafter as may be agreed upon between the Dominion of Canada and any Colony by proclamation to be published in the *Canada Gazette* and in the *Official Gazette* of each of the said Colonies.

On the present Agreement being brought into effect it shall take the place of and be substituted in all respects for the trade agreement dated the eighteenth day of June, nineteen hundred and twenty, between the Dominion of Canada and the Colonies aforesaid.

ARTICLE XX

This Agreement shall remain in force for twelve years after the proclamation aforesaid and thereafter until terminated by twelve months' notice given either by the Government of Canada or by the Government of any of the said Colonies but in the latter case the Agreement shall remain in full force and effect as to any of the other Colonies which has not given such notice.

IN WITNESS WHEREOF the said Governments have signed this treaty at Ottawa, this sixth day of July in the Year of Our Lord, one thousand nine hundred and twenty-five, in a single copy which will be deposited in the Public Archives of the Dominion of Canada in the custody of the Secretary of State for External Affairs of Canada and of which authenticated copies will be transmitted by the Government of Canada to each of the Governments of the said Colonies.

Geo. P. Graham,
James A. Robb,
Thos. A. Low,
W. R. Motherwell,
John E. Sinclair,
P. J. Arthur Cardin,
Harcourt Malcolm,
S. T. Harrisson,
John P. Hand,
A. P. Sherlock,
C. Douglas-Jones,

W. Morrison,
H. H. Hart,
H. B. Walcott,
Wilfred B. Davidson-Houston.

SCHEDULE A

1. SUGAR

						Degrees of Polarization	Preference per 100 lbs.
Not exceeding 76	\$0.48647
Exceeding 76 and not exceeding 77	0.51214
” 77	”	”	”	”	”	”	0.53781
” 78	”	”	”	”	”	”	0.56348
” 79	”	”	”	”	”	”	0.58915
” 80	”	”	”	”	”	”	0.61482
” 81	”	”	”	”	”	”	0.64049
” 82	”	”	”	”	”	”	0.66616
” 83	”	”	”	”	”	”	0.69183
” 84	”	”	”	”	”	”	0.71750
” 85	”	”	”	”	”	”	0.74317
” 86	”	”	”	”	”	”	0.76884
” 87	”	”	”	”	”	”	0.79451
” 88	”	”	”	”	”	”	0.82018
” 89	”	”	”	”	”	”	0.84585
” 90	”	”	”	”	”	”	0.87152
” 91	”	”	”	”	”	”	0.89719
” 92	”	”	”	”	”	”	0.92286
” 93	”	”	”	”	”	”	0.94865
” 94	”	”	”	”	”	”	0.97433
” 95	”	”	”	”	”	”	1.00000
” 96	”	”	”	”	”	”	1.02567
” 97	”	”	”	”	”	”	1.05134
” 98	1.12000

The Customs Tariff of Canada shall provide that sugar above number 16 Dutch standard in colour when imported by a recognised sugar refiner, for refining purposes only upon evidence satisfactory to the Minister of Customs, shall not be subject to these duties, i.e., the duties on sugar over number 16 Dutch standard, specified in item 134 of the Canadian Tariff.

Provided that sugar as defined under item 134 of the Customs Tariff of Canada shall receive a preference of not less than 25 per cent of the duty charged on foreign sugar.

2. BANANAS

Bananas, when imported from the place of growth by ship, direct to a Canadian port, per stem or bunch Free, as against a general tariff of fifty cents.
Bananas, n.o.p., per stem or bunch Fifty cents under all tariffs.

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The Government of Canada may provide that whenever the Governor-in-Council deems it to be in the public interest to enquire into any conspiracy, combination, agreement or arrangement alleged to exist among growers, dealers, shippers or carriers of bananas to promote the advantage of growers, dealers, shippers or carriers of bananas at the expense of the consumers, the Governor-in-Council may commission or empower the Minister of Customs and Excise of Canada to hold an enquiry and report to the Governor-in-Council whether such conspiracy, combination, agreement or arrangement exists. If the Minister reports that there is reason to believe such conspiracy, combination, agreement or arrangement exists in respect to such article, the Governor-in-Council may admit bananas imported from all countries free of duty, or so reduce the duty thereon as to give to the public the benefit of reasonable competition in the article, if it appears to the Governor-in-Council that such disadvantage to the consumer is facilitated by the duties of customs imposed on bananas. Before alteration or reduction is made in duties the Colonies of Jamaica and British Honduras shall be notified.

The changes in the rates of duties on bananas shall take effect on the 1st January, 1927, or on such earlier date as the steamship service referred to in Article XIII of the Agreement is established.

3. COCOA

Cocoa beans, not roasted, crushed or ground, per 100 lbs.	A preference of \$1.50 under the intermediate tariff and \$2 under the general tariff.
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4. OTHER ITEMS

Lime Juice, raw and concentrated, not refined, per gallon	A preference of 15 cents.
Limes, fresh <i>ad valorem</i>	Free, as against a general tariff of 15 per cent.
Arrowroot, per lb.	Free, as against a general tariff of 1½ cents.
Cocoanuts, imported by ship direct to a Canadian port, per 100	Free, as against a general tariff of 75 cents.
Cocoanuts, n.o.p., if not imported by ship, direct, per 100	A preference of 50 cents.
Grapefruit, imported by ship direct to a Canadian port, per 100 lbs.	A preference of \$1 under the general tariff.
Grapefruit, n.o.p., if not imported by ship direct, per 100 lbs.	A preference of 50 cents.
Rum, specified in customs tariff item 156a ...	A preference of \$2 per gallon of the strength of proof.

Rum, specified in customs tariff item 157b ...	A preference of 60 cents per gallon of the strength of proof.
Onions <i>ad valorem</i>	Free, as against a general tariff of 30 per cent.
Cocoa butter, per lb.	Free, as against a general tariff of 2 cents.
Coffee, green, per lb.	Free, as against a general tariff of 3 cents.
Ginger and spices, unground, n.o.p. <i>ad valorem</i>	Free, as against a general tariff of 12½ per cent.
Nutmegs and mace, whole or unground <i>ad valorem</i>	Free, as against a general tariff of 20 per cent.
Pineapples in air-tight cans or other air-tight packages, n.o.p., the weight of cans or other packages to be included in the weight for duty, per lb.	½ cent.
Angostura bitters, per proof gallon	\$5.
Sponges of marine production <i>ad valorem</i> ...	Free, as against a general tariff of 17½ per cent.

Provided that nothing herein contained shall prevent the Government of Canada from changing the rates of duty provided the preferences granted herein are maintained.

SCHEDULE B

PART I.—WESTERN GROUP

Jamaica, the Bahamas and British Honduras grant—

- (1) on flour, a preference of two shillings per barrel of 196 lbs.
- (2) on butter, cheese, lard, condensed milk, meats of all kinds, fish (canned, preserved, dried, salted, smoked or pickled), apples and potatoes, a preference of not less than 50 per cent.

PART II.—BARBADOS, TRINIDAD AND BRITISH GUIANA

Barbados, Trinidad and British Guiana grant the following preferences—

On flour, two shillings per barrel of 196 pounds.	
Apples, per barrel	50 cents.
Beef, salted and pickled, per barrel of 200 pounds	\$1.50.
Boards, planks, scantling, shingles and lath (not of pitch pine) <i>ad valorem</i>	A preference of not less than 66½ per cent.

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Boots and shoes <i>ad valorem</i>	A preference of not less than 66 $\frac{2}{3}$ per cent.
Butter, per 100 lbs.	\$1.50.
Cement, per cask of 400 lbs.	2 shillings.
Cheese, per 100 lbs.	\$1.50.
Cocoa, prepared—	
in Trinidad and British Guiana per lb. ...	4 cents.
in Barbados, per 100 lbs.	Free, as against a general tariff of \$2.
Confectionery	An <i>ad valorem</i> preference of not less than 66 $\frac{2}{3}$ per cent or 4 cents per pound, according to the method of assessing the duty.
Cordage	An <i>ad valorem</i> preference of not less than 66 $\frac{2}{3}$ per cent or 6 shillings per 100 lbs., according to the method of assessing the duty.
Fish, canned, preserved, dried, salted, smoked or pickled	An <i>ad valorem</i> preference of not less than 66 $\frac{2}{3}$ per cent or 2 shillings per 100 lbs. which is to be a preference of not less than 66 $\frac{2}{3}$ per cent, according to the method of assessing the duty.
Lard, per 100 lbs.	\$1.50.
Milk, condensed, per case of 48 lbs....	1 shilling.
Pork, salted or pickled, per barrel of 200 lbs.	\$1.50.

On all the items mentioned above except flour, Barbados, Trinidad and British Guiana agree that the preferential rate of duty shall in no case exceed one-third of the general rate nor shall the amount of the preference be less than that specified above.

British Guiana grants a preference of not less than 4 cents a gallon on gasoline and kerosene when refined from crude oil produced in British territory.

PART III.—LEEWARD AND WINDWARD ISLANDS

The Leeward and Windward Islands undertake to use their best endeavours to have granted similar preferences to those granted by Barbados, Trinidad and British Guiana in Part II of this Schedule above.

PART IV.—SPECIAL PREFERENCES

All the Colonies except the Bahamas and Bermuda grant the following preferences—

On spirits, i.e., brandy, gin, rum, whisky, unenumerated, potable, if tested, a preference of not less than 2 shillings 6 pence per gallon of the strength of proof.

Spirits, perfumed, unenumerated, potable, if not tested, a preference of not less than 2 shillings 6 pence per liquid gallon.

Wine, beer, and ale, a preference of not less than 20 per cent.

PART V

Provided that nothing herein contained shall prevent any of the said Colonies from changing the rates of duty provided the preferences granted herein are maintained.

Geo. P. Graham,
James A. Robb,
Thos. A. Low,
W. R. Motherwell,
John E. Sinclair,
P. J. Arthur Cardin,
Harcourt Malcolm,
S. T. Harrisson,
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