

CHAPTER 14

CANADA-WEST INDIES RECIPROCITY (TARIFF) AGREEMENT 1926-5

This Act came into operation on 13th April, 1926.

Amended by:

1967/168

Guide to symbols in historical notes:

- indicates an amendment made by an Act

/ indicates an amendment made by statutory instrument

CHAPTER 14

CANADA-WEST INDIES RECIPROCITY (TARIFF) AGREEMENT 1926-5

Arrangement of Sections

1. Short title
2. Agreement with Canada adopted
3. Contribution to subsidy \$24,000

SCHEDULE

CANADA-BRITISH WEST INDIES-BERMUDA-BRITISH GUIANA-BRITISH HONDURAS TRADE AGREEMENT 1925

Agreement of 6th July 1925.



BARBADOS

CANADA-WEST INDIES RECIPROCITY (TARIFF) AGREEMENT 1926-5

An Act to ratify the Agreement of the sixth day of July 1925 entered into between Canada and certain West Indian and neighbouring colonies.

[Commencement: 13th April, 1926]

Short title

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

Agreement with Canada adopted

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

Contribution to subsidy \$24,000

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.

[1967/168]

SCHEDULE

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

[This Agreement is printed in its original form.]

*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;

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

¹ Agreement of 6th July 1925.

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 Harrison, 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;
- (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.

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
	£29,00
	0

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 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







SCHEDULE B





