



THE
JAMAICA GAZETTE
SUPPLEMENT

PROCLAMATIONS, RULES AND REGULATIONS

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No. 40

No. 40

THE TRADE ACT

**THE TRADE (PROHIBITION OF IMPORTATION) (USED TYRES)
ORDER, 2018**

In exercise of the power conferred upon the Minister by section 8(1)(a) of the Trade Act, and of every other power hereunto enabling, the following Order is hereby made:—

1. This Order may be cited as the Trade (Prohibition of Importation) (Used Tyres) Order, 2018.

2.—(1) Subject to sub-paragraphs (2), (4) and (6), during the continuance in force of this Order, the importation of used tyres is prohibited.

(2) The prohibition under sub-paragraph (1) shall not apply to tyres for non-commercial use imported in the quantities specified in paragraph 3 for—

(a) personal use;

- (b) race car and race bikes;
- (c) wheels with such tyres attached to the rims;
- (d) vehicles used in agriculture and the sugarcane industry, including cane carts and tractor tyres, being vehicles not intended for ordinary use for the transportation of passengers or goods on public roads; or
- (e) vehicles in use as industrial machinery or industrial equipment, being vehicles not intended for ordinary use for the transportation of passengers or goods on public roads.

(3) In this paragraph, “non-commercial use” means use other than for business purposes or resale.

3. The quantities referred to in paragraph 2(2) are a maximum of one set of tyres and a spare tyre for the uses specified in—

- (a) paragraphs 2(2)(a) and (c), to be imported no more than once *per* year;
- (b) paragraphs 2(2)(b), (d), and (e), to be imported no more than three times *per* year.

4. Notwithstanding paragraph 3, there shall be no limitation on the quantities of used tyres which may be imported for vehicles use in the agriculture and sugarcane industry, for a period of six months from the date of coming into force of this order.

5. Every person who wishes to import used tyres for the uses specified in paragraph 2(2)(d) shall make an application to the Minister for permission so to do in the form set out in the First Schedule.

First
Schedule.

6. The importation of tyres under paragraph 2(2)(d) shall be in accordance with the specifications set out in the Second Schedule.

Second
Schedule.

7. The Bureau of Standards shall inspect the tyres referred to in paragraph 2(2) and the documents in relation to those tyres, prior to the tyres being entered for import, for the purposes of the *Customs Act*.

8. The Trade (Prohibition of Importation) (Used Tyres) Order, 2017, is revoked.

FIRST SCHEDULE

(Paragraph 5)



THE TRADE ACT

THE TRADE (PROHIBITION OF IMPORTATION)
(USED TYRES) ORDER, 2018*Application for Importation of Used Tyres*
(Pursuant to paragraph 4)

Note: Please read the following before completing the form

1. This form should be completed in duplicate in block letters and submitted to:
The Ministry of Industry, Commerce, Agriculture and Fisheries
4 St. Lucia Avenue
Kingston 5.
2. The completed form shall be accompanied by the following documents—
 - (a) a sales agreement, where an agreement is executed for the supply of used tyres;
 - (b) a letter from the Rural Agricultural Development Authority (RADA) verifying any quotas assigned in respect of the quantities of used tyres which may be imported;
 - (c) a list of the number of farm vehicles, and sizes in respect of which used tyres are to be imported.

SECTION I: DETAILS OF APPLICANT

- (a) Name of applicant:

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.....

Tax Registration Number for applicant:

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- (b) E-mail address of applicant:

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FIRST SCHEDULE, *contd.*

(c) Mailing address of applicant:

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(d) Telephone: (e) Fax number:

SECTION II: DETAILS OF BUSINESS

(a) Type of business:

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(b) Number and type of tyres to be imported:

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(c) Farming group/entity registered:

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(d) Name and addresses of consignees (if importing for other farming groups)

(i)

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(ii)

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FIRST SCHEDULE, *contd.*

(e) Whether application has been previously denied (if yes, please state reason(s))

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(f) The quota assigned by RADA

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SECTION III

Supporting documents:

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Declaration

I hereby declare that the information contained herein is correct to the best of my knowledge and belief.

Name:

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Title:

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Signature:

Date:

SECOND SCHEDULE

(Paragraph 6)

*Specifications for Tyres to be Imported
for the Agricultural and Sugarcane Industry*

Vehicles	Sizes
Cane Carts	34-10
	75-16
	49-17
	1100-20
Tractors	23.130
	18.434
	14.924
	18.426
	23.126
	24.532
Cane Loaders	18.430
Trucks*	900 x 20
	1000 x 20
	1122.5 x 20E24
	29.580/22.5
	31.580/22.5

SECOND SCHEDULE, *contd.*Notes:

Used tyres for trucks are to—

1. possess a minimum tread depth of 4 millimeters;
2. have a maximum age of 42 months from the date of manufacture;
3. have the following labelling information permanently moulded into or onto both sidewalls in letters and numerals at least 2 millimeters high—
 - “4.1.1.1 maximum permissible inflation pressure
 - 4.1.1.2 maximum load rating
 - 4.1.1.3 country of origin”; and
4. arrive in a clean condition, being dry and free from dirt or any foreign material that may hinder the inspection process or prove hazardous to public health.

Dated this 20th day of April, 2018.

AUDLELY SHAW
Minister of Industry, Commerce,
Agriculture and Fisheries.