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CONTENTS

No.

Page

LEGAL NOTICE

- 109 Export Control (Amendment of Schedule) 651
Regulations, 2003

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LEGAL NOTICE NO. 109 OF 2003

Export Control (Amendment of Schedule) Regulations, 2003

Pursuant to section 3(5) of the Export and Import Control Act 1984¹, I,

MPHO MALIE

Minister of Trade and Industry, Cooperatives and Marketing, make the following Regulations-

Citation and commencement

1. These Regulations may be cited as the Export Control (Amendment of Schedule) Regulations, 2003, and shall come into operation on the date of publication in the Gazette.

Amendment of Schedule

2. The First Schedule of the Export Control Regulations, 2001² is amended –
 - (a) by repealing Part I and substituting the following –

**“African Growth and Opportunity Act
Textile Certificate of Origin**

1. Exporter Name and Address:	3. Importer Name and Address:	
2. Producer Name and Address:	4. Preference Group:	
5. Description of Article:		
Group	<i>Each description below is only a summary of the cited CFR Provision</i>	19 CFR
1-A	Apparel assembled from U.S. fabrics and/or knit-to-shape components, from U.S. yarns. All fabric must be cut in the United States.	10.213(a)(1)
2-B	Apparel assembled from U.S. fabrics and/or knit-to-shape Components from U.S. yarns. All fabric must be cut in the United States. After assembly, the apparel is embroidered or subject to stone-washing, enzymes-washing, acid washing, perma-pressing, oven-baking, bleaching, garment-dyeing, screen printing, or other similar processes.	10.213(a)(2)
3-C	Apparel assembled from U.S. fabrics and/or U.S. knit-to-shape components and/or U.S. <u>and</u> beneficiary country knit-to-shape components, from U.S. yarns and sewing thread. The U.S. fabrics may be cut in beneficiary countries or in beneficiary countries and the United States.	10.213(a)(3) or 10.213(a)(11)
4-D	Apparel assembled from beneficiary country fabrics and/or knit-to-shape components, from yarns originating in the United States and/or one or more beneficiary countries.	10.213(a)(4)
5-E	Apparel assembled or knit-to-shape and assembled, or both, in one or more lesser developed beneficiary countries regardless of the country of origin of the fabric or the yarn used to make such articles.	10.213(a)(5)
6-F	Knit-to-shape sweaters in chief weight of cashmere.	10.213(a)(6)
7-G	Knit-to-shape sweater 50 percent or more by weight of wool measuring 21.5 microns in diameter or finer.	10.213(a)(7)
8-H	Apparel assembled from fabrics or yarns considered in short supply in the NAFTA, or designated as not available in commercial quantities in the United States.	10.213(a)(8) or 10.213(a)(9)
9-I	Handloomed fabrics, handmade articles made of handloomed fabrics, or textile folklore articles-as defined in bilateral consultations.	10.213(a)(10)
6. U.S./African Fabric Producer Name and Address:		7. U.S./African Yarn Producer Name and Address:
9. Handloomed, Handmade, or Folklore Article:		8. U.S. Thread Producer Name and Address:
10. Name of Short Supply or Designated Fabric or Yarn:		

I certify that the information on this document is complete and accurate and I assume the responsibility for proving such representations. I understand that I am liable for any false statements or material omissions made on or in connection with this document. I agree to maintain, and present upon request, documentation necessary to support this certificate.

11. Authorized Signature:		12. Company:
13. Name: (Print or Type)		14. Title:
15. Date (DD/MM/YY)	16. Blanket Period From: To:	17. Telephone: Fascimile:

- (b) by deleting in Part II paragraphs (5), (6), (7), (12), (13), (14) and (15) substituting with the following –

- “(5) In block 4, insert the number and/or letter that identifies the preference group which applies to the article according to the description contained in the CFR provision cited on the certificate for that group;
- (6) Block 5 should provide a full description of each article. The description should be sufficient to relate it to the invoice description and to the description of the article in the International Harmonized System. Include the invoice number as shown on the commercial invoice or, if the invoice number is not known, include another unique reference number such as the shipping order number;
- (7) Blocks 6 through 10 must be completed only when the block in question calls for information that is relevant to the preference group identified in block 4;
- (12) Block 10 should be completed only when the preference group identifier “8” and/or “H” is inserted in block 4 and should state the name of the fabric or yarn that is in short supply in the NAFTA or that has been designated as not available in commercial quantities in the United States;
- (13) Block 11 must contain the signature of the exporter or of the exporter’s authorised agent having knowledge of the relevant facts;
- (14) Block 15 should reflect the date on which the certificate was completed and signed;
- (15) Block 16 should be completed if the certificate is intended to cover multiple shipments of identical articles as described in block 5 that are imported into the United States during a specified period of up to one year (see S10. 216 (b) (4) (ii).

The "from" date is the date on which the certificate became applicable to the article covered by the blanket certificate (this date may be prior to the date reflected in block 15). The "to" date is the date on which the blanket period expires".";

- (c) by inserting in Part II, the following paragraphs-
- "(16) The telephone and facsimile numbers included in block 17 should be those at which the person who signed the certificate may be contacted; and
 - (17) The certificate may be printed and reproduced. If more space is needed to complete the certificate, attach a continuation sheet."

Mpho Malie
**Minister of Trade and Industry, Co-Operatives
and Marketing**

NOTE

1. Act No. 16 of 1984
2. L.N. No. 51 of 2001

