

N° 4107.

FRANCE ET INDE

Convention entre les Établissements français dans l'Inde et l'Inde relative au régime provisoire des paquets clos en matière douanière dans le transit intérieur, avec annexe. Signée à Pondichéry, le 1^{er} mai 1936.

FRANCE AND INDIA

Agreement between the French Establishments in India and India for the Provisional Control of "Paquets Clos" or Letter Packets of a Dutiable Nature in Transit within Indian Limits, with Annex. Signed at Pondicherry, May 1st, 1936.

No. 4107. — AGREEMENT BETWEEN THE FRENCH ESTABLISHMENTS IN INDIA AND INDIA FOR THE PROVISIONAL CONTROL OF "PAQUETS CLOS" OR LETTER PACKETS OF A DUTIABLE NATURE IN TRANSIT WITHIN INDIAN LIMITS. SIGNED AT PONDICHERRY, MAY 1ST, 1936.

French and English official texts communicated by His Majesty's Secretary of State for Foreign Affairs in Great Britain. The registration of this Convention took place May 5th, 1937.

The Agreement is made between His Excellency Monsieur Léon SOLOMIAC, Governor of the French Establishments in India, Officer of the Legion of Honour,

on the one part

And Lieutenant Colonel Reginald SCHOMBERG, His Britannic Majesty's Consul General in the French Establishments in India, acting on behalf of His Excellency the Viceroy and Governor General of India

on the other part,

It has been agreed as follows :

Subject to expressly reserving the absolute right which will in no case be contested, of the Government of the French Establishments in India, in Customs matters within its own jurisdiction.

Article 1.

The "paquets clos" which contain goods liable to the Customs duties of the Government of British India and which are handed in for despatch by post from Pondicherry and from Karikal to Chandernagore, Yanaon and Mahé shall not be accepted at the French post offices at Pondicherry and Karikal unless they have been provided by a British Indian Customs Officer with a wrapper, a seal in wax or lead, or other device and are accompanied by a certificate, granted by the aforesaid officer, to show that the Customs duty to which the packet in question is liable, has been recovered by the British Indian authorities.

Article 2.

Postal articles which have paid the Customs duties of the British Indian Government shall be forwarded in separate bags which shall be sealed at the same time by the French Postal Administration and the British Indian Customs Service at the French Post Office every working day about 16.00 hours.

Article 3.

The above regulations shall not apply to packets sent by the French Government.

Article 4.

No alteration is to be made in the rules for goods deposited in the railway stations of Pondicherry and Karikal nor in the rules for "Passe-debout" issued for the Establishments of Chandernagore, Yanaon, and Mahé.

Article 5.

The Government of India agrees :

(1) To restore the Customs concessions granted, prior to October 1st, 1934, to French subjects (*ressortissants français*) which are contained in the Madras Land Customs Manual of 1902, Chapter IV, Section III, art. 38.

The text of this concession and translation in French is attached to this Agreement.

(2) To pay quarterly in advance to the Government of Pondicherry an annual indemnity to be fixed at 120,000 rupees.

In 1936, as an exception, the payments shall be made in June for the months of May, June, July, August and in October for the months of September, October, November and December.

Article 6.

Every complaint regarding the method of enforcing the present Convention shall on being brought to the notice of either Government receive its careful attention, so that every irregularity may be prevented.

Article 7.

The present Convention shall come into force on the first day of May, one thousand nine hundred and thirty-six.

It can be cancelled at any time by either of the Parties giving three months' notice of their intention to do so.

Article 8.

In case of contest on the interpretation of the present Agreement, the French text will testify.

Done in duplicate, in French and in English, at Pondicherry, this first day of May, one thousand nine hundred and thirty-six.

(Signed) L. SOLOMIAC.

(Signed) Reginald SCHOMBERG.

EXTRACT FROM THE MADRAS LAND CUSTOMS MANUAL, 1902.

CHAPTER IV.

EXEMPTIONS FROM CUSTOMS DUTY, ETC.

Art. 38. — Exemptions, etc., of articles from Customs duty, which have been sanctioned with reference to their import into or export from French India, are noticed below :

1. Articles of less value than Rs.1-4-0 passing by land from French India into British territory are exempted from import duty.

2. The Chouki Officer may pass free of duty any baggage in actual use or intended for the actual use of the person whose baggage is being passed or of members of his family accompanying him.

Baggage shall be passed only after actual examination.

3. The undermentioned goods shall be treated as baggage in actual use :
- (i) Wearing apparel.
 - (ii) Jewellery in reasonable quantity according to conditions in life and rank of passenger.
 - (iii) A watch.
 - (iv) An open bottle of wine, half a pint of spirit and small quantities of perfumery for *bona fide* personal use.
 - (v) Hand bags, dressing cases, rugs, mats and bedding and toilet requisites.
 - (vi) Walking sticks and umbrellas.
 - (vii) Implements for games and sport other than firearms.
 - (viii) A pair of binoculars, pipes and boxes of cigars and cigarettes or tobacco not exceeding 1 lb.
 - (ix) Toys for children.

Provided that such articles are imported by a passenger for his own personal use or for the use of members of his family accompanying him and not for sale, hire, loan or other such purpose.
