

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 110 of 2020

**The Customs and Excise Act**  
(Laws, Volume 18, Cap. 322)

**The Customs and Excise (Suspension) (Manufacturing  
Inputs) Regulations, 2020**

IN EXERCISE of the powers contained in section 89 of the Customs and Excise Act, the following Regulations are made:

1. (1) These Regulations may be cited as the Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2020. Title and commencement  
(2) These Regulations shall come into operation on 1st January, 2020.
2. In these Regulations, unless the context otherwise requires— Interpretation  
“manufacturing” has the meaning assigned to the word in the Zambia Development Agency Act, 2006; and Act No. 11 of 2006  
“manufacturing inputs” means imported goods, specific to the manufacturing requirement, intended for use as a component in the manufacturing of other goods in the Republic.
3. (1) The Minister may, in consultation with the Minister responsible for industry, suspend the rates of duty appearing in the customs tariffs, where the rates of duty apply to manufacturing inputs for products manufactured in the Republic, if the applicant meets the requirements set out in regulation 4. Suspension of duty on manufacturing inputs  
(2) A suspension of duty granted under this regulation shall be granted on condition that the goods concerned shall not be sold, or otherwise disposed of, to any person not entitled to import them free of duty except with the approval of the Commissioner-General and on payment of duty, at the rate leviable at the date of the sale or disposal.

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- |                                    |  |
|------------------------------------|--|
| Eligibility for suspension of duty | <p>4. A person may apply to the Minister for a suspension of duty on manufacturing inputs if—</p> <ul style="list-style-type: none"><li>(a) the person is in the manufacturing industry;</li><li>(b) the person imports manufacturing inputs not available in the Republic, for the manufacture of products in the Republic; and</li><li>(c) the duty rate on the manufacturing input that the person intends to import, is higher than the lowest duty rate applicable under any special preferential tariff treatment agreement on comparable imported finished products.</li></ul>  |
| Application for suspension of duty | <p>5. (1) A person shall apply for the suspension of duty on manufacturing inputs in Form I set out in the Schedule.</p> <p>(2) A grant of approval for the suspension of duty shall be in Form II set out in the Schedule.</p> <p>(3) The Minister may, in consultation with the Minister responsible for industry, reject an application made under sub regulation (1) if—</p> <ul style="list-style-type: none"><li>(a) the application is incomplete in a material particular;</li><li>(b) the applicant is not eligible to make the application; or</li><li>(c) the proposed manufacturing inputs are not related to the manufacturing process or any manufactured product of the applicant.</li></ul> <p>(4) The Minister shall, where the Minister rejects an application under this regulation, inform the applicant of the rejection within thirty days of receipt of the application in Form III set out in the Schedule</p> |
| Request for additional information | <p>6. The Minister may, where an application is made under regulation 5, require additional information from an applicant in Form IV set out in the Schedule.</p>  |
| Cancellation of suspension of duty | <p>7. (1) The Minister may cancel an approval for suspension of duty on manufacturing inputs if—</p> <ul style="list-style-type: none"><li>(a) the manufacturer sells to a person, or otherwise disposes of, the manufacturing inputs to which the suspension of duty relates;</li><li>(b) the rates of duty on the manufacturing input become lower than the rates of duty on the comparable imported finished products;</li></ul>  |

(c) the manufacturing inputs to which the suspension of duty relates are used for a purpose other than manufacturing;  
or

(d) the approval for suspension of duty is used for any other purpose contrary to the purpose of these Regulations.

(2) The Minister shall, where the Minister cancels an approval for the suspension of duty on manufacturing inputs, inform the person of the cancellation in Form V set out in the Schedule.

(3) A holder of an approval for the suspension of duty on manufacturing inputs shall, where the approval is cancelled under this regulation, surrender the approval to the Minister for the endorsement of the cancellation.

8. The Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2009, are revoked.

Revocation  
of S.I No. 6  
of 2009

SCHEDULE  
(Regulations 5, 6 and 7(2))

FORM I  
(Regulation 5(1))  
(To be completed in triplicate)



Republic of Zambia

**The Customs and Excise Act**  
Laws, Volume 18, Cap. 322

**The Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2020**

APPLICATION FOR SUSPENSION OF DUTY						
	Shaded fields for official use only		Date and Time			
<i>Information Required</i>		<i>Information Provided</i>				√
1.	(a) Name of organisation					
	(b) Physical Address					
	(c) Postal Address					
2.	Notification Address					
	Tel:					
	Fax:					
	E-mail					
3	Shareholders	Full Name(s)	Position	Nationality	NRC/Passport No.	

	Executive Officers/ Directors	Full Name(s)	Position	Nationality	NRC/Passport No.
5	Description of manufacturing activities of organisation				
6.	Details of imported manufacturing inputs				
	(a) Description of goods	.....			
	(b) Value of goods imported*	.....			
	(c) Tariff Code*	.....			
	(d) Applicable import duty rates*	.....			
		*If space provided is insufficient, continue on a separate sheet of paper.			
7.	Details of goods to be manufactured inputs				
	(a) description of goods*	.....			
	(b) tariff code*	.....			
	(c) applicable duty rate on comparable imported finished products*	.....			
		*If space provided is insufficient, continue on a separate sheet of paper.			

8.	Reasons for manufacturer's preference of use of imported manufacturing input		
9.	Appendices		
	Appendix No. 1	Tax Payer Identification Number (TPIN) Certificate	
	Appendix No. 2	Certificate of registration	
	Appendix No. 3	Letter (s) confirming manufacturing activities from the Ministry responsible for trade and industry	

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*Applicant*

.....

*Date*

**FOR OFFICIAL USE ONLY**

Received by:.....

*Officer*

.....

*Date*

Serial No. of Application:.....

OFFICIAL STAMP
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FORM II  
(Regulation 5(2))



Republic of Zambia

**The Customs and Excise Act**  
Laws, Volume 18, Cap. 322

**The Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2020**

NOTICE OF APPROVAL OF SUSPENSION OF DUTY

- (1) Name of organisation/individual\*.....
- (2) General nature of business.....
- (3) Business address.....

This is to certify that ..... has  
from the .....day of ..... 20..... been  
granted suspension of duty on the following manufacturing inputs:

- (i).....
- (ii).....
- (iii).....

Subject to the following conditions:

- (i).....
- (ii).....
- (iii).....

Given under my hand and seal at Lusaka, Zambia, this ..... day of .....20.....

.....

*Minister of Finance*

\*Delete whichever is inapplicable

FORM III  
(Regulation 5(4))



Republic of Zambia

**The Customs and Excise Act**  
Laws, Volume 18, Cap. 322

**The Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2020**

**NOTICE OF REJECTION OF APPLICATION**

(1) Here insert the full names and address of applicant To (1).....

(2) Here insert the reference No. of the application IN THE MATTER OF (2).....  
you are notified that your application for (3).....  
..... has been rejected on the following

(3) Here insert type of application grounds:

(a).....

(b).....

(c).....

(d).....

Dated this ..... day of ....., 20 .....

.....

*Minister of Finance*



FORM IV  
(Regulation 6)



Republic of Zambia

**The Customs and Excise Act**  
Laws, Volume 18, Cap. 322

**The Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2020**

**REQUEST FOR FURTHER PARTICULARS**

(1) Here insert the full names and address of applicant To (1).....

(2) Here insert the reference No. of the application and type of application IN THE MATTER OF (2).....you are  
(Application Reference)  
requested to furnish the following information or documents in respect of your application:

- (a).....
- (b).....
- (c).....
- (d).....

within fourteen days of this notice. If you fail to furnish the requested information within the stipulated period, your application will be treated as invalid and shall be rejected.

Dated this ..... day of ....., 20 .....

.....  
*Minister of Finance*

FORM V  
(Regulation 7(2))



Republic of Zambia

**The Customs and Excise Act**  
Laws, Volume 18, Cap. 322

**The Customs and Excise (Suspension) (Manufacturing Inputs) Regulations, 2020**

**NOTICE OF CANCELLATION OF SUSPENSION OF DUTY**

(1) Here insert the full names and address of applicant To (1).....  
.....

(2) Here insert the reference No. of the application IN THE MATTER OF (2).....you are notified that the approval for the suspension of duty granted to you on the.....day of.....20.....has been cancelled on the following grounds:

(a).....

(b).....

You are directed to surrender the approval

Dated this ..... day at ..... 20 .....

.....

*Minister of Finance*

LUSAKA  
30th December, 2020  
[MFB.64/9/4C]

DR K. B. E. NG'ANDU,  
*Minister of Finance*