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REPUBLIC OF SOUTH AFRICA

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DRAFT RATES AND MONETARY AMOUNTS BILL

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(As introduced in the National Assembly (proposed section 77))
(The English text is the official text of the Bill)

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(MINISTER OF FINANCE)

21 February 2024

DB xx - 2024

GENERAL EXPLANATORY NOTE:

[ ] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

BILL

To amend the Customs and Excise Act, 1964, so as to amend rates of duty in Schedule 1 to that Act; to amend the Carbon Tax Act, 2019, so as to amend rates; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Amendment of Schedule 1 to Act 91 of 1964, as amended by section 19 of Act 95 of 1965, section 15 of Act 57 of 1966, section 2 of Act 96 of 1967, section 22 of Act 85 of 1968, section 37 of Act 105 of 1969, section 9 of Act 98 of 1970, section 2 of Act 89 of 1971, section 12 of Act 103 of 1972, section 6 of Act 68 of 1973, section 3 of Act 64 of 1974, section 13 of Act 71 of 1975, section 13 of Act 105 of 1976, section 38 of Act 112 of 1977, section 3 of Act 114 of 1981, section 27 of Act 86 of 1982, section 10 of Act 89 of 1984, section 14 of Act 101 of 1985, section 11 of Act 69 of 1988, section 19 of Act 68 of 1989, section 40 of Act 59 of 1990, section 3 of Act 111 of 1991, section 15 of Act 105 of 1992, section 13 of Act 98 of 1993, section 12 of Act 19 of 1994, section 74 of Act 45 of 1995, section 8 of Act 44 of 1996, section 15 of Act 27 of 1997, section 75 of Act 30 of 1998, section 7 of Act 32 of 1999, section 64 of Act 30 of 2000, section 52 of Act 19 of 2001, section 53 of Act 30 of 2002, section 41 of Act 12 of 2003, section 155 of Act 45 of 2003, section 36 of Act 16 of 2004, section 14 of Act 9 of 2005, section 36 of Act 9 of 2006, section 76 of Act 8 of 2007, section 66 of Act 3 of 2008, section 88 of Act 17 of 2009, section 117 of Act 7 of 2010, section 127 of Act 24 of 2011, section 14 of Act 13 of 2012, section 9 of Act 23 of 2013, section 7 of Act 42 of 2014, section 8 of Act 13 of 2015, section 13 of Act 13 of 2016, section 18 of Act 14 of 2017, section 7 of Act 21 of 2018, section 4 of Act 32 of 2019, section 9 of Act 22 of 2020, section 5 of Act 19 of 2021, section 5 of Act 19 of 2022 and section 7 of Act 19 of 2023

1. (1) Schedule No. 1 to the Customs and Excise Act, 1964 (Act No. 91 of 1964), is hereby amended as set out in Part I of Schedule I to this Act.

(2) Subject to section 58(1) of the Customs and Excise Act, 1964, the amendments set out in Part I of Schedule I to this Act is deemed to have come into operation on 21 February 2024.

Amendment of section 5 of Act 15 of 2019, as amended by section 10 of Act 22 of 2020, section 6 of Act 19 of 2021, section 7 of Act 19 of 2022 and section 8 of Act 19 of 2023

2. (1) Section 5 of the Carbon Tax Act, 2019, is hereby amended by the substitution for subsection (1) of the following subsection:

"(1) The rate of the carbon tax on greenhouse gas emissions must, subject to subsections (2) and (3), be imposed at an amount of **[R159]** R190 per ton carbon dioxide equivalent of the greenhouse gas emissions of a taxpayer.".

(2) Subsection (1) is deemed to have come into operation 1 January 2024.

Amendment of section 6 of Act 15 of 2019, as amended by section 93 of Act 34 of 2019, section 77 of Act 23 of 2020, section 76 of Act 20 of 2021, section 8 of Act 19 of 2022 and section 9 of Act 19 of 2023

3. (1) Section 6 of the Carbon Tax Act, 2019, is hereby amended by the substitution in subsection (3) for paragraph *(c)* of the following paragraph:

"*(c)* 'B' represents an amount of **[0.66 cents]** 0.69 cents per litre; and".

(2) Subsection (1) is deemed to have come into operation on 1 January 2024.

Short title

4. This Act is called the Rates and Monetary Amounts Act, 2024.

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Schedule I

(section 1)

Part I

AMENDMENT OF PART 2A OF SCHEDULE NO. 1 TO CUSTOMS AND EXCISE ACT, 1964

Tariff item	Tariff subheading	Article description	2024/25 Rate of excise duty
104.00		**PREPARED FOODSTUFFS; BEVERAGES, SPIRITS AND VINEGAR; TOBACCO**	
104.01	**19.01**	**Malt extract; food preparations of flour, groats, meal, starch or malt extract, not containing cocoa or containing less than 40 per cent by mass of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of headings 04.01 to 04.04, not containing cocoa or containing less than 5 per cent by mass of cocoa calculated on a totally defatted basis not elsewhere specified or included:**	
104.01.05	1901.90.13	Preparations for making alcoholic beverages (excluding those of subheading 1901.90.20) as defined in Additional Note 2 to Chapter 19	34,7c/kg
104.01.10	1901.90.20	Traditional African beer powder as defined in Additional Note 1 to Chapter 19	34,7c/kg
104.05	**21.06**	**Food preparations not elsewhere specified or included:**	
104.05.10	2106.90.13	Preparations for making alcoholic beverages as defined in Additional Note 1 to Chapter 21	34,7c/kg
104.10	**22.03**	**Beer made from malt:**	
104.10.10	2203.00.05	Traditional African beer as defined in Additional Note 1 to Chapter 22	7,82c/li
104.10.20	2203.00.90	Other	R135.89/li aa
104.15	**22.04**	**Wine of fresh grapes, including fortified wines; grape must (excluding that of heading 20.09):**	
104.15.01	2204.10	Sparkling wine	R17.83/li
104.15	**2204.21**	**In containers holding 2 li or less:**	
104.15	**2204.21.4**	**Unfortified wine:**	
104.15.03	2204.21.41	With an alcoholic strength of at least 4.5 per cent by volume but not exceeding 16.5 per cent by vol.	R5.57/li
104.15.04	2204.21.42	Other	R274.39/li aa
104.15	**2204.21.5**	**Fortified wine:**	
104.15.05	2204.21.51	With an alcoholic strength of at least 15 per cent by volume but not exceeding 22 per cent by vol.	R9.40/li
104.15.06	2204.21.52	Other	R274.39/li aa
104.15	**2204.22**	**In containers holding more than 2 li but not more than 10 li:**	
104.15	**2204.22.4**	**Unfortified wine:**	
104.15.13	2204.22.41	With an alcoholic strength of at least 4.5 per cent by volume but not exceeding 16.5 per cent by vol.	R5.57/li
104.15.15	2204.22.42	Other	R274.39/li aa

Tariff item	Tariff subheading	Article description	2024/25 Rate of excise duty
104.15	**2204.22.5**	**Fortified wine:**	
104.15.17	2204.22.51	With an alcoholic strength of at least 15 per cent by volume but not exceeding 22 per cent by vol.	R9.40/li
104.15.19	2204.22.52	Other	R274.39/li aa
104.15	**2204.29**	**Other:**	
104.15	**2204.29.4**	**Unfortified wine:**	
104.15.21	2204.29.41	With an alcoholic strength of at least 4.5 per cent by volume but not exceeding 16.5 per cent by vol.	R5.57/li
104.15.23	2204.29.42	Other	R274.39/li aa
104.15	**2204.29.5**	**Fortified wine:**	
104.15.25	2204.29.51	With an alcoholic strength of at least 15 per cent by volume but not exceeding 22 per cent by vol.	R9.40/li
104.15.27	2204.29.52	Other	R274.39/li aa
104.16	**22.05**	**Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances:**	
104.16	**2205.10**	**In containers holding 2 li or less:**	
104.16.01	2205.10.10	Sparkling	R17.83/li
104.16	**2205.10.2**	**Unfortified:**	
104.16.03	2205.10.21	With an alcoholic strength of at least 4.5 per cent by volume but not exceeding 15 per cent by vol.	R5.57/li
104.16.04	2205.10.22	Other	R274.39/li aa
104.16	**2205.10.3**	**Fortified:**	
104.16.05	2205.10.31	With an alcoholic strength of at least 15 per cent by volume but not exceeding 22 per cent by vol.	R9.40/li
104.16.06	2205.10.32	Other	R274.39/li aa
104.16	**2205.90**	**Other:**	
104.16	**2205.90.2**	**Unfortified:**	
104.16.09	2205.90.21	With an alcoholic strength of at least 4.5 per cent by volume but not exceeding 15 per cent by vol.	R5.57/li
104.16.10	2205.90.22	Other	R274.39/li aa
104.16	**2205.90.3**	**Fortified:**	
104.16.11	2205.90.31	With an alcoholic strength of at least 15 per cent by volume but not exceeding 22 per cent by vol.	R9.40/li
104.16.12	2205.90.32	Other	R274.39/li aa
104.17	**22.06**	**Other fermented beverages (for example, cider, perry, mead, saké); mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included:**	
104.17.03	2206.00.05	Sparkling fermented fruit or mead beverages; mixtures of sparkling fermented beverages derived from the fermentation of fruit or honey; mixtures of sparkling fermented fruit or mead beverages and non-alcoholic beverages	R17.83/li
104.17.05	2206.00.15	Traditional African beer as defined in Additional Note 1 to Chapter 22	7,82c/li
104.17.07	2206.00.17	Other fermented beverages, unfortified, with an alcoholic strength of less than 2.5 per cent by volume	R135.89/li aa
104.17.09	2206.00.19	Other fermented beverages of non-malted cereal grains, unfortified, with an alcoholic strength of at least 2.5 per cent by volume but not exceeding 9 per cent by vol.	R135.89/li aa
104.17.11	2206.00.21	Other mixtures of fermented beverages of non-malted cereal grains and non-alcoholic beverages, unfortified, with an	R135.89/li aa

Tariff item	Tariff subheading	Article description	2024/25 Rate of excise duty
		alcoholic strength of at least 2.5 per cent by volume but not exceeding 9 per cent by vol.	
104.17.15	2206.00.81	Other fermented apple or pear beverages, unfortified, with an alcoholic strength of at least 2.5 per cent by volume but not exceeding 15 per cent by vol.	R135.89/li aa
104.17.16	2206.00.82	Other fermented fruit beverages and mead beverages, including mixtures of fermented beverages derived from the fermentation of fruit or honey, unfortified, with an alcoholic strength of at least 2.5 per cent by volume but not exceeding 15 per cent by vol.	R135.89/li aa
104.17.17	2206.00.83	Other fermented apple or pear beverages, fortified, with an alcoholic strength of at least 15 per cent by volume but not exceeding 23 per cent by vol.	R109.76/li aa
104.17.21	2206.00.84	Other fermented fruit beverages and mead beverages including mixtures of fermented beverages derived from the fermentation of fruit or honey, fortified, with an alcoholic strength of at least 15 per cent by volume but not exceeding 23 per cent by vol.	R109.76/li aa
104.17.22	2206.00.85	Other mixtures of fermented fruit or mead beverages and non-alcoholic beverages, unfortified, with an alcoholic strength of at least 2.5 per cent by volume but not exceeding 15 per cent by vol.	R135.89/li aa
104.17.25	2206.00.87	Other mixtures of fermented fruit or mead beverages and non-alcoholic beverages, fortified, with an alcoholic strength of at least 15 per cent by volume but not exceeding 23 per cent by vol.	R109.76/li aa
104.17.90	2206.00.90	Other	R274.39/li aa
104.21	**22.07**	**Undenatured ethyl alcohol of an alcoholic strength by volume of 80 per cent vol. or higher; ethyl alcohol and other spirits, denatured, of any strength:**	
104.21.01	2207.10	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 per cent vol. or higher	R274.39/li aa
104.21.03	2207.20	Ethyl alcohol and other spirits, denatured, of any strength	R274.39/li aa
104.23	**22.08**	**Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 per cent vol.; spirits, liqueurs and other spirituous beverages:**	
104.23	**2208.20**	**Spirits obtained by distilling grape wine or grape marc:**	
104.23	**2208.20.1**	**In containers holding 2 li or less:**	
104.23.01	2208.20.11	Brandy as defined in Additional Note 7 to Chapter 22	R246.95/li aa
104.23.02	2208.20.19	Other	R274.39/li aa
104.23	**2208.20.9**	**Other:**	
104.23.03	2208.20.91	Brandy as defined in Additional Note 7 to Chapter 22	R246.95/li aa
104.23.04	2208.20.99	Other	R274.39/li aa
104.23	**2208.30**	**Whiskies:**	
104.23.05	2208.30.10	In containers holding 2 li or less	R274.39/li aa
104.23.07	2208.30.90	Other	R274.39/li aa
104.23	**2208.40**	**Rum and other spirits obtained by distilling fermented sugarcane products:**	
104.23.09	2208.40.10	In containers holding 2 li or less	R274.39/li aa
104.23.11	2208.40.90	Other	R274.39/li aa
104.23	**2208.50**	**Gin and Geneva:**	
104.23.13	2208.50.10	In containers holding 2 li or less	R274.39/li aa
104.23.15	2208.50.90	Other	R274.39/li aa

Tariff item	Tariff subheading	Article description	2024/25 Rate of excise duty
104.23	**2208.60**	**Vodka:**	
104.23.17	2208.60.10	In containers holding 2 li or less	R274.39/li aa
104.23.19	2208.60.90	Other	R274.39/li aa
104.23	**2208.70**	**Liqueurs and cordials:**	
104.23	**2208.70.2**	**In containers holding 2 li or less:**	
104.23.21	2208.70.21	With an alcoholic strength by volume exceeding 15 per cent by vol. but not exceeding 23 per cent by vol.	R109.76/li aa
104.23.22	2208.70.22	Other	R274.39/li aa
104.23	**2208.70.9**	**Other:**	
104.23.23	2208.70.91	With an alcoholic strength by volume exceeding 15 per cent by vol. but not exceeding 23 per cent by vol.	R109.76/li aa
104.23.24	2208.70.92	Other	R274.39/li aa
104.23	**2208.90**	**Other:**	
104.23	**2208.90.2**	**In containers holding 2 li or less:**	
104.23.25	2208.90.21	With an alcoholic strength by volume exceeding 15 per cent by vol. but not exceeding 23 per cent by vol.	R109.76/li aa
104.23.26	2208.90.22	Other	R274.39/li aa
104.23	**2208.90.9**	**Other:**	
104.23.27	2208.90.91	With an alcoholic strength by volume exceeding 15 per cent by vol. but not exceeding 23 per cent by vol.	R109.76/li aa
104.23.28	2208.90.92	Other	R274.39/li aa
104.30	**24.02**	**Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitutes:**	
104.30	**2402.10**	**Cigars, cheroots and cigarillos containing tobacco:**	
104.30.01	2402.10.10	Imported from Switzerland	R5 474.32/kg net
104.30.03	2402.10.90	Other	R5 474.32/kg net
104.30	**2402.20**	**Cigarettes containing tobacco:**	
104.30.05	2402.20.10	Imported from Switzerland	R10.89 /10 cigarettes
104.30.07	2402.20.90	Other	R10.89 /10 cigarettes
104.30	**2402.90.1**	**Cigars, cheroots and cigarillos of tobacco substitutes:**	
104.30.09	2402.90.12	Imported from Switzerland	R5 474.32/kg net
104.30.11	2402.90.14	Other	R5 474.32/kg net
104.30	**2402.90.2**	**Cigarettes of tobacco substitutes:**	
104.30.13	2402.90.22	Imported from Switzerland	R10.89 /10 cigarettes
104.30.15	2402.90.24	Other	R10.89 /10 cigarettes
104.35	**24.03**	**Other manufactured tobacco and manufactured tobacco substitutes; "homogenised" or "reconstituted" tobacco; tobacco extracts and essences:**	
104.35	**2403.1**	**Smoking tobacco, whether or not containing tobacco substitutes in any proportions:**	
104.35.01	2403.11	Water pipe tobacco specified in Subheading Note 1 to Chapter 24	R301.05/kg net
104.35	**2403.19**	**Other:**	
104.35.02	2403.19.10	Pipe tobacco in immediate packings of a content of less than 5 kg	R301.05/kg net
104.35.03	2403.19.20	Other pipe tobacco	R301.05/kg net

Tariff item	Tariff subheading	Article description	2024/25 Rate of excise duty
104.35.05	2403.19.30	Cigarette tobacco	R489.37/kg
104.35	**2403.91**	**"Homogenised" or "reconstituted" tobacco:**	
104.35.07	2403.91.20	Imported from Switzerland	R1 020.69/kg
104.35.09	2403.91.80	Other	R1 020.69/kg
104.35	**2403.99**	**Other:**	
104.35.15	2403.99.30	Other cigarette tobacco substitutes	R489.37/kg
104.35.17	2403.99.40	Other pipe tobacco substitutes	R301.05/kg net
104.35.19	2403.99.90	Other	R1 020.69/kg
104.37	**24.04**	**Products containing tobacco, reconstituted tobacco, nicotine, or tobacco or nicotine substitutes, intended for inhalation without combustion; other nicotine containing products intended for the intake of nicotine into the human body:**	
104.37	**2404.1**	**Products intended for inhalation without combustion:**	
104.37	**2404.11**	**Containing tobacco or reconstituted tobacco:**	
104.37	**2404.11.1**	**Containing reconstituted tobacco:**	
104.37.01	2404.11.11	Imported from Switzerland, put up for retail sale in the form of sticks	R8.16 /10 sticks
104.37.03	2404.11.13	Imported from Switzerland, other	R1 020.69/kg
104.37.05	2404.11.15	Other, put up for retail sale in the form of sticks	R8.16 /10 sticks
104.37.07	2404.11.19	Other	R1 020.69/kg
104.37	**2404.11.9**	**Other:**	
104.37.11	2404.11.91	Put up for retail sale in the form of sticks	R8.16 /10 sticks
104.37.13	2404.11.99	Other	R1 020.69/kg
104.37.14	2404.12	Other, containing nicotine	R3.04/ml
104.37	**2404.19**	**Other:**	
104.37.16	2404.19.10	Containing nicotine substitutes	R3.04/ml
104.37.19	2404.19.20	Other, put up for retail sale in the form of sticks	R8.16 /10 sticks
104.37.21	2404.19.90	Other	R1 020.69/kg