

NAVAL GOVERNMENT OF GUAM
Governor of Guam

Executive Order No. 5 - 48.

TO THE PEOPLE OF GUAM

Subject: Duty Free Entry of Essential Building Materials.

WHEREAS, the importation of building materials is necessary to the rehabilitation of Guam, and

WHEREAS, under the Tariff Schedule and Customs Regulations of Guam building materials imported from the United States and from the Philippine Islands (if accompanied by a Philippine certificate of origin) are free of duty but are short in supply and high in cost, and

WHEREAS, under the Tariff Schedule and Customs Regulations of Guam building materials imported from foreign countries are subject to duty which materially increases their cost and affects adversely their importation, and therefore the rehabilitation of Guam, and

WHEREAS, importation of essential building materials from foreign countries duty free is a necessary temporary expedient to facilitate the rehabilitation of Guam,

NOW THEREFORE, Title III, Part I Special Provisions, Tariff Schedule and Customs Regulations, is amended by the insertion of a new Section 101.a. which shall read as follows:

"101.a. Duty Free Entry of Essential Building Materials.

(1) "Essential building materials" means:

Bolts,
Brick,
Cable,
Cement,
Earthenware,
Electrical conduit,
Electrical fittings,
Electrical fixtures, simple,
Hardware, simple,
Insulation,
Linoleum,
Lumber other than exotic woods,
Millwork,
Nails,
Paints,
Pipe and fittings,
Plumbing fixtures,
Porcelain,
Reinforcing steel,
Roofing material including composition roofing,
asbestos shingles, and roof tile,
Screen,
Screws,
Sheetmetal,
Tile,
Varnish,
Wallboard, and
Wire.

(2) When imported by any owner, importer, consignee or agent who has been licensed and certified as duly authorized to claim duty-free exemption on importations, essential building materials for

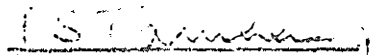
the purpose of repair or construction of a building on Guam whether or not specifically provided for in the tariff schedule under Title I, Dutiable List, shall be entered and passed free of duty.

- (3) Each licensed person shall file in support of each entry of essential building materials an affidavit setting forth his name, license number and his statement that:
 - (a) the essential building materials on which duty exemption is claimed are for use by him, his agent or the ultimate consignee or purchaser in the repair or construction of a building on Guam;
 - (b) he or his agent will not export the essential building materials nor any part thereof from Guam, and
 - (c) he or his agent will take precaution prior to the sale, donation or other disposition of the essential building materials to ascertain that they will be used for the purpose for which imported and will not be exported from Guam.
- (4) The Department of Records and Accounts shall administer the provisions of this section relating to licensing and certification thereof. The Department of Customs and Immigration shall administer the provisions relating to entry of the building materials.
- (5) The use of essential building materials entered duty free under provisions of this section for any purpose other than repair or construction of a building on Guam shall subject the importer and the materials to penalties set forth in Section 155 and Section 156 of the Tariff Schedule and Customs Regulations.
- (6) This section shall take effect October 20, 1948 and shall continue in effect for a period of one year. Any right accrued or obligation or penalty incurred shall not be affected by a termination of this section or any part thereof. Any investigation, legal proceeding, or remedy in respect thereof may be instituted, continued, or enforced, and such penalty imposed as if the section or part thereof had not been terminated."

Given under my hand at Agana, Guam, this 14th day of October, 1948.

/s/ C. A. Pownall
C. A. POWNALL

AUTHENTICATED:


P. S. TABLING
Civil Administrator

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