

DRAFT CHARTER

NEW ZEALAND: PROPOSED AMENDMENT TO ARTICLE 37 PARAGRAPH 3 (c)

Delete from the end of sub-paragraph (c) of paragraph 3 of Article 37 the following words:

"and those of sub-paragraph (b)".

Explanatory Note:

The above amendment is to bring the provision in the Charter into line with the corresponding provision included in Article X of the General Agreement on Tariffs and Trade.

The reference in question to sub-paragraph (b) was made inadvertently, the original intention having been to refer to sub-paragraph (a) in conformity with the decision of the sub-committee which dealt with the matter at the Second Session of the Preparatory Committee.

Attention to the position was called by the Legal Drafting Committee of the Trade Agreements Committee when considering the corresponding provision to be included in the General Agreement on Tariffs and Trade. Upon consideration by the Trade Agreements Committee it was decided that since sub-paragraph (a) sets out a general principle to which all members must subscribe there is no purpose in making reference to it in sub-paragraph (c) and the words "and those of sub-paragraph (b)" were accordingly deleted from the provision included in the General Agreement on Tariffs and Trade.

-----