

GENERAL AGREEMENT ON  
TARIFFS AND TRADE

RESTRICTED  
LIMITED C  
GATT/CP.4/B/6  
10 March 1950  
ORIGINAL: ENGLISH

---

CONTRACTING PARTIES  
Fourth Session

WORKING PARTY B ON THE REVALIDATION  
OF THE GENEVA AND ANNECY SCHEDULES

Revised text of Draft Protocol and Declaration.

1. Draft Protocol Modifying Article XXVIII of the General Agreement on Tariffs and Trade.

The contracting parties to the General Agreement on Tariffs and Trade (hereinafter referred to as the General Agreement) and the governments undertaking to accede to the General Agreement,

Desiring to continue the application of the Schedules to the General Agreement until January 1, 1954; and

Desiring, for that purpose, to effect an amendment to Article XXVIII of the General Agreement, pursuant to the provisions of Article XXX thereof,

HEREBY AGREE as follows:

1. The text of paragraph 1 of Article XXVIII of the General Agreement shall be amended by the deletion of "On or after January 1, 1951" and the substitution therefor of "On or after January 1, 1954".
2. The provisions of the preceding paragraph shall not apply to concessions initially negotiated, by a contracting party with respect to which the amendment specified in the preceding paragraph is in effect, with a contracting party with respect to which neither such amendment nor the Declaration on the continued application of the Schedules of the General Agreement is in effect.
3. This Protocol shall, following its signature at the close of the Torquay tariff conference, be deposited with the Secretary-General of the United Nations.
4. The deposit of this Protocol will, as from the date of deposit, constitute the deposit of the instrument of acceptance of the amendment set out in paragraph 1 of this Protocol by any government the representative of which has signed this Protocol without any reservation.
5. The instruments of acceptance of those governments which have not signed this Protocol, or which have signed it with a reservation as to acceptance, will be deposited with the Secretary-General of the United Nations.

6. (a) Each government accepting this Protocol does so in respect of its metropolitan territory and of the other territories for whose international relations it is responsible, except such separate customs territories as it shall notify to the Secretary-General of the United Nations at or before the time of its acceptance pursuant to paragraph 4 or 5 of this Protocol.

(b) Any government, which has so notified the Secretary-General, may at any time give notice to the Secretary-General that its acceptance shall be effective in respect of any separate customs territory or territories so excepted and such notice shall take effect on the thirtieth day following the date on which it is received by the Secretary-General.

7. The amendment set out in paragraph 1 of this Protocol shall, upon deposit of instruments of acceptance pursuant to paragraphs 4 and 5 of this Protocol by two-thirds of the governments which are at that time contracting parties, become effective in accordance with the provisions of Article XXX of the General Agreement.

8. The Secretary-General of the United Nations shall promptly furnish a certified copy of this Protocol and a notification of each acceptance of the amendment set out in paragraph 1 of this Protocol and of the date upon which such amendment becomes effective in accordance with paragraph 7 of this Protocol, to each Member of the United Nations, to each other government which participated in the United Nations Conference on Trade and Employment, and to any other interested government.

9. The Secretary-General is authorised to register this Protocol in accordance with Article 102 of the Charter of the United Nations.

IN WITNESS WHEREOF the respective representatives, duly authorised, have signed the present Protocol.

DONE at Torquay, in a single copy, in the English and French languages, both texts authentic, this \_\_\_\_\_ day of \_\_\_\_\_ 1951.

2. Draft Declaration on the Continued Application of the Schedules to the General Agreement.

The contracting parties to the General Agreement on Tariffs and Trade (hereinafter referred to as the General Agreement),

DESIRING to continue the application of the Schedules to the General Agreement until January 1, 1954,

HAVING taken note of the modifications made by the contracting parties concerned in accordance with the provisions of Article XXVIII of the General Agreement in the items of the said Schedules and which are listed in the Annex to this Declaration,

HEREBY DECLARE that they will not invoke prior to January 1, 1954 the provisions of paragraph 1 of Article XXVIII of the General Agreement to modify or cease to apply the treatment which they have agreed to accord under Article II of the General Agreement to any product described in the appropriate Schedule annexed to the General Agreement.

The provisions of the preceding paragraph shall not apply to concessions initially negotiated with a contracting party with respect to which neither this Declaration nor the Protocol modifying Article XXVIII of the General Agreement is in effect.

The original of this Declaration shall be deposited with the Secretary-General of the United Nations who is authorised to register this Declaration in accordance with Article 102 of the Charter of the United Nations.

The Secretary-General of the United Nations shall promptly furnish a certified copy of this Declaration to each Member of the United Nations, to each other government which participated in the United Nations Conference on Trade and Employment, and to any other interested government.

IN WITNESS whereof the respective representatives, duly authorised, have signed the present Declaration.

DONE at Torquay, in a single copy, in the English and French languages, both texts authentic, this \_\_\_\_\_ day of \_\_\_\_\_ 1951.