

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

COM.TEX/SB/323

1 June 1978

Special Distribution

Textiles Surveillance Body

Original: English

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Agreement between Austria and Hong Kong

The Textiles Surveillance Body has received a notification from Austria transmitting a Memorandum of Understanding with Hong Kong concerning a bilateral surveillance system with respect to certain textile products exported from Hong Kong to Austria. The TSB noted that this system supersedes the previous bilaterally agreed restriction under Article 3 on exports of shirts, not knitted, which was previously reviewed by the TSB and circulated to the Textiles Committee in COM.TEX/SB/223. Since this is a bilateral surveillance system, the TSB decided to transmit the text to the participating countries for their information without reference to any specific Article in the Arrangement.

MEMORANDUM OF UNDERSTANDING

1. Having examined the current pattern and development of trade in certain textile products exported from Hong Kong to Austria, Austria and Hong Kong agree that an export authorization system involving the following arrangements shall be introduced for the period 1 February 1978 to 31 January 1979 in respect of the products listed in the Annex to this Memorandum.
2. Hong Kong shall require all exports to Austria of the products listed in the Annex to be covered by export authorizations issued by the Hong Kong Trade Industry and Customs Department. An export authorization shall be issued only on evidence of a firm contract for the supply of the goods involved and shall be valid for up to six months from the date of issue.
3. Export licences to ship goods covered by an export authorization will be issued by Hong Kong on presentation of the relevant export authorization within the latter's validity period. An export licence shall be valid for twenty-eight days from the date of issue. Hong Kong shall not issue export licences in respect of exports to Austria of products listed in the Annex which are not covered by a valid export authorization.
4. Hong Kong shall provide Austria with half-monthly statistical returns showing the quantities covered by export authorizations issued to Hong Kong exporters in respect of the products listed in the Annex. Hong Kong agrees to notify Austria immediately upon receipt of any applications for export authorizations in exceptionally large amounts in a particular product.
5. Austria shall admit imports of the textile products of Hong Kong origin listed in the Annex where such imports are accompanied by a copy of an export licence issued by the Hong Kong Trade Industry and Customs Department.
6. Austria may request Hong Kong to suspend the issue of export authorizations if, in the opinion of Austria, the Austrian market is being disrupted in terms of the definition of market disruption in Annex A of the Arrangement Regarding International Trade in Textiles, by imports from Hong Kong of any of the products covered by these arrangements. Such a request shall be accompanied by a request for consultations under Article 3 of the Arrangement Regarding International Trade in Textiles and by a detailed factual statement of the reasons and justification for the request for consultations, including the latest data concerning elements of market disruption.
7. Upon receipt of such a request for suspension and for consultations, Hong Kong shall suspend immediately the issue of export authorizations in respect of the relevant product. Hong Kong may, however, continue to issue export licences against valid export authorizations issued before such a suspension.

8. Where the issue of export authorizations is suspended, Hong Kong may extend the validity of an existing export authorization for a period not exceeding ninety days, if it is satisfied that the failure to apply for an export licence within the validity period of the export authorization has been caused by circumstances beyond the control of the person to whom the export authorization was issued.

9. Hong Kong and Austria agree to consult, at the request of either party, on any matter arising from the implementation of these arrangements.

10. The Annex to this Memorandum shall be an integral part of it.

For Austria:

(signed) Dr. Rudolf Willenpart
Director
Federal Ministry for Trade,
Commerce and Industry

Vienna, 30 January 1978

For Hong Kong:

(signed) D.H. Jordan
Director
Trade Industry and Customs
Department

Hong Kong, 17 February 1978

ANNEX

Item No.	Austrian Statistical Classification No.	Hong Kong Statistical Classification No.	Description
(1)	ex 61.03 11 ex 61.03 21	ex 843 957 ex 843 977 ex 844 111	Shirts, not knitted or crocheted, wholly or mainly of cotton or of discontinuous synthetic fibres.
(2)	61.01 53 61.01 55 61.02 83 61.02 85	342 321 842 322 842 331 842 332 ex 843 421 ex 843 422 ex 843 431	Slacks, shorts, jeans, trousers and divided skirts, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres.
(3)	ex 61.01 23 ex 61.01 25 ex 61.01 29 61.01 71 61.01 73 61.01 75	ex 842 411 ex 842 412 ex 842 421	Jackets, including anoraks and blazers, not knitted or crocheted, wholly or mainly of cotton, of wool or of man-made fibres, men's and boys' wear.
(4)	ex 61.01 33 ex 61.01 35	ex 842 191 ex 842 192 842 932 842 933 842 934	Coats, including raincoats, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres, men's and boys' wear.

Note: In respect of Item (1): Shirts, not knitted or crocheted, wholly or mainly of cotton or of discontinuous synthetic fibres, Austria undertakes not to invoke the provisions of paragraph 6 of this Memorandum of Understanding at least until the total of Export Authorisations issued by Hong Kong reaches 999,900 pieces.

Item No.	Austrian Statistical Classification No.	Hong Kong Statistical Classification No.	Description
(5)	ex 61.01 23 ex 61.01 25	ex 842 221 ex 842 222 ex 842 231 ex 842 232	Tracksuits and swimwear, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres, men's and boys' wear.
(6)	61.01 41 61.01 43 61.01 45	ex 842 211 ex 842 212 ex 842 221	Suits, not knitted or crocheted, wholly or mainly of cotton, of wool or of man-made fibres, men's and boys' wear.
(7)	ex 61.03 11 ex 61.03 19 ex 61.03 21 ex 61.03 29	ex 844 213 ex 844 214 ex 844 223	Pyjamas and nightshirts, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres, men's and boys' wear.
(8)	61.02 63 61.02 65	843 511 843 512 843 521	Blouses, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres, women's, girls' and infants' wear.
(9)	61.02 51 61.02 53 61.02 55 61.02 71 61.02 73 61.02 75	843 311 843 312 843 321 843 322 843 331 843 332 843 341 843 342	Dresses and skirts, not knitted or crocheted, wholly or mainly of cotton, of wool or of man-made fibres, women's, girls' and infants' wear.

Item No.	Austrian Statistical Classification No.	Hong Kong Statistical Classification No.	Description
(10)	ex 61.02 33 ex 61.02 35	ex 843 121 ex 843 122 ex 843 131 ex 843 132 ex 843 943 843 944 843 945 ex 843 977	Coats, including raincoats, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres, women's, girls' and infants' wear.
(11)	61.02 43 61.02 45	ex 843 221 ex 843 222 843 224 843 225 ex 843 231 ex 843 232 843 234 843 235 ex 843 957 ex 843 977	Costumes and trouser suits, including two- or three-piece suits, not knitted or crocheted, wholly or mainly of cotton or of man-made fibres, women's, girls' and infants' wear.
(12)	ex 61.02 31 ex 61.02 33 ex 61.02 35	ex 843 111 ex 843 112 ex 843 121 ex 843 122 ex 843 131 ex 843 132 ex 843 937 ex 843 957 ex 843 977	Jackets, not knitted or crocheted, wholly or mainly of cotton, of wool or of man-made fibres, women's, girls' and infants' wear.
(13)	ex 60.04 49	ex 846 282 ex 846 283 ex 846 286 ex 846 287 ex 846 292	Briefs, drawers, panties, undershorts, and the like, knitted or crocheted, wholly or mainly of cotton.

Item No.	Austrian Statistical Classification No.	Hong Kong Statistical Classification No.	Description
(14)	ex 60.04 49 ex 60.05.31 ex 60.05 33 ex 60.05 84 ex 60.05 86 ex 60.04 49	845 211 845 212 845 930 ex 845 937 845 950 ex 845 957 ex 846 282 ex 845 283 ex 846 286 ex 846 287 ex 846 292 846 284 846 285 846 290 846 291 ex 846 292 846 333 846 334 846 343 846 344 ex 846 345	Shirts, knitted or crocheted, wholly or mainly of cotton, men's and boys' wear. Blouses, knitted or crocheted, wholly or mainly of cotton or of synthetic fibres, women's, girls' and infants' wear. Singlets and undershirts, including underwear T-shirts, knitted or crocheted, wholly or mainly of cotton, men's, boys', women's, girls' and infants' wear.
(15)	ex 60.04 28 ex 60.04 49	ex 845 111 ex 845 112 ex 845 113 ex 845 114 ex 845 115 ex 845 121 ex 845 122 ex 845 123 ex 845 124 ex 845 125	Pyjamas and other night garments, knitted or crocheted, wholly or mainly of cotton or of synthetic fibres.
(16)	ex 60.05 31 ex 60.05 32 ex 60.05 33 ex 60.05 84 ex 60.05 85 ex 60.05 86	ex 845 131 ex 845 132 ex 845 133 ex 845 134 ex 845 135	Sweaters, cardigans, pullovers and jumpers, knitted or crocheted, wholly or mainly of cotton, of wool or of synthetic fibres.

Item No.	Austrian Statistical Classification No.	Hong Kong Statistical Classification No.	Description
(17)	ex 60.05 31 ex 60.05 32 ex 60.05 33 ex 60.05 84 ex 60.05 85 ex 60.05 86	ex 845 211 ex 845 212 ex 845 218 ex 845 221 ex 845 222 ex 845 228	ex 845 231 ex 845 232 ex 845 238 Dresses, knitted or crocheted, wholly or mainly of cotton, of wool or of synthetic fibres.
(18)	ex 60.05 31 ex 60.05 32 ex 60.05 33 ex 60.05 84 ex 60.05 85 ex 60.05 86	845 906 845 907 845 913 845 914 ex 845 917 845 926 845 927 845 933 845 934 ex 845 937	845 946 845 947 845 953 845 954 ex 845 957 Slacks, shorts, jeans and trousers, knitted or crocheted, wholly or mainly of cotton, of wool or of synthetic fibres.

Underwear T-shirts are single-coloured, not patterned nor printed T-shirts. Multi-coloured, patterned or printed T-shirts which are packed and shipped together with matching briefs as sets of underwear are considered as underwear T-shirts.