

GENERAL AGREEMENT ON
TARIFFS AND TRADE

RESTRICTED

COM.TEX/SB/362

2 October 1978

Special Distribution

Textiles Surveillance Body

Original: English

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Article 3

Bilateral Agreement between Austria and Korea

The Textiles Surveillance Body has received from Austria a notification of a bilateral agreement concluded under Article 3 of the Arrangement with Korea, for the period 1 July 1978 to 31 August 1979.

The TSB has examined the relevant documentation and has found that the agreement is in conformity with the provisions of the Article under which it is notified, as well as with the other provisions of the Arrangement. The TSB is circulating this notification to participating countries for their information.¹

¹For observations of the TSB see COM.TEX/SB/364, paragraph 6.

Vienna, 12 June 1978

Excellency,

I have the honour to refer to the ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES (hereinafter referred to as the ARRANGEMENT), done at Geneva on 20 December 1973, and to the PROTOCOL EXTENDING THE ARRANGEMENT, done at Geneva on 14 December 1977.

I further wish to refer to the negotiations which took place between representatives of Austria and of the Republic of Korea on 11 and 12 May 1978 in Vienna. As a result of these negotiations the following agreement concerning direct and/or indirect exports of outer garments, knitted or crocheted, not elastic nor rubberised, BTN No. ex 60.05, and of woven blouses and shirt blouses of synthetic fibres, BTN No. ex 61.02, from the Republic of Korea to Austria, has been reached under Article 3 of the ARRANGEMENT:

(1) Export limits in kilograms for the thirteen-month period beginning

Category

1 July 1978

(a) Outer garments, knitted or crocheted, not elastic nor rubberised, of synthetic fibres,

BTN. No. ex 60.05

632.100

(b) Woven blouses and shirt blouses, women's, girls' and infants' wear, of synthetic fibres,

BTN No. ex 61.02

74.294

(2) For the purposes of this agreement, the expression "outer garments, knitted or crocheted", and "woven blouses and shirt blouses", "of synthetic fibres", includes products in which such fibres represent 50 or more per cent by weight of the product.

(3) The export limit for any category may be exceeded, after consultations between Austria and the Republic of Korea, by a carryover of not more than 10 per cent of the receiving agreement year's applicable export limit in the case of shortfalls in the corresponding export limit for the previous agreement year, and by a carry forward of not more than 5 per cent of the receiving year's applicable export limit. The carryover shall not exceed the amount of shortfall in the specific category and shall be used in the same category in which the shortfall occurred. Carry forward shall be deducted from the export limit established for the same category for the succeeding agreement year. The combination of carryover and carry forward shall not exceed 10 per cent of the receiving year's applicable export limit.

(4) Transfers between the categories specified in paragraph (1) above may be made up to 5 per cent of the export limit for the receiving category, provided that a corresponding reduction is applied in the export limit for the other category.

(5) Upon presentation of export recommendations issued by the Korean authorities within the export limits set out in paragraph (1) above for direct and/or indirect exports from the Republic of Korea to Austria and endorsed to the effect that the consignments concerned have been debited to the agreed export limits, the competent Austrian authority will licence the corresponding imports within a period of three weeks.

(6) Austria will, as far as possible, inform the Republic of Korea when imports into Austria of the products that have been debited to the agreed export limits are subsequently re-exported from Austria. The Republic of Korea may then credit the quantities involved to the export limits set down in paragraph (1) above.

(7) In order to avoid hardship to the trade in the products specified in paragraph (1) above between the Republic of Korea and Austria, shipments made on/or before 16 July 1978 will be admitted by Austria upon presentation of the relevant documentation outside the agreed export limit for the thirteen-month period beginning 1 July 1978 without endorsed export recommendations, provided that these exports are covered by irrevocable letters of credit opened by Austrian importers before 12 May 1978 and that customs clearance in Austria is effected on 28 August 1978 at the latest.

(8) An undue concentration of exports of the aforementioned products from the Republic of Korea to Austria as regards a special article and/or time shall be avoided. Accordingly, the Korean authorities will use their influence to achieve this aim.

(9) The Republic of Korea will provide Austria with information in respect of exports of the aforementioned products to Austria, showing the names of the exporters, the numbers and dates of export recommendations issued and the quantities covered by these export recommendations, on a monthly basis.

(10) Austria will provide the Republic of Korea with information concerning import licences issued within the agreed export limits upon presentation of export recommendations as indicated in paragraph (5) above, on a monthly and cumulative basis.

(11) Consultations regarding the conduct of exports of the aforementioned products will be held if so desired by either party.

(12) In respect of exports of
Coats, skiwear, jackets and blazers, of synthetic fibres, for men and boys, BTN No. ex 61.01;
Coats and skiwear, of synthetic fibres, for women, girls and infants, BTN No. ex 61.02;
Pyjamas and other under garments, of synthetic fibres, for men(excluding men's shirts) and women, BTN Nos. ex 61.03 and ex 61.04,

of which shipment is made after 31 July 1978, the competent Austrian authority will upon presentation of export recommendations issued by the Korean authorities automatically issue import licences, and will provide the Republic of Korea with information concerning import licences issued upon presentation of export recommendations on a monthly basis. Should exports of these products from the Republic of Korea to Austria develop in a manner which, in the view of Austria, causes real risks of market disruption, Austria may request consultations with a view to reaching an agreement on mutually acceptable terms. The request for such consultations shall be accompanied by a statement containing relevant data of the market conditions, as provided for in the relevant articles of the MFA. The Republic of Korea agrees to consult within thirty days from the date on which the request for consultations has been received, and to make its best efforts to complete such consultations within fifteen days of their commencement.

I should be grateful if you would kindly confirm that this letter sets out correctly the understanding reached between the representatives of our two countries.

Accept, Excellency, the assurances of my highest consideration.

Dr. Rudolf Willenpart
Director

H.E.
Mr. Young Choo Kim
Ambassador
Embassy of the Republic of Korea
V i e n n a

June 30, 1978

Sir,

I have the honour to acknowledge the receipt of your letter No. 27.638/19-II dated 12 June 1978, concerning the result of negotiations for a bilateral agreement on Korean exports of knitted outer garments and woven blouses which were held in Vienna on 11 and 12 May 1978.

I further have the honour to confirm that the contents of your letter above correctly set out the understanding reached between the representatives of our two countries in the said negotiations.

Accept, Sir, the assurances of my highest consideration.


Young Choo Kim
Ambassador

Dr. Rudolf Willenpart
Director
Federal Ministry of Trade,
Commerce and Industry

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