

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

COM.TEX/SB/850

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ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Articles 7 and 8

Measures taken by the United States towards the People's Republic of China

The TSB has received a notification from the United States, under the provisions of Articles 7 and 8 of the MFA concerning the establishment of certain restraints on imports of a number of textile and clothing items from the People's Republic of China.

This notification is made for information, bearing in mind the Textiles Committee's request that action taken vis-à-vis non-participants in the Arrangement should be notified.

The TSB is circulating this notification to participating countries for their information.

¹The previous bilateral agreement between the two countries and an amendment thereto are contained in COM.TEX/SB/634 and 760.

EXTRACT FROM FEDERAL REGISTER, VOL. 48, NO.2, 18 JANUARY 1983**COMMITTEE FOR THE
IMPLEMENTATION OF TEXTILE
AGREEMENTS****Requesting Public Comment on and
Announcing Import Restraint Levels
for Certain Cotton, Wool, and Man-
Made Fiber Textile and Apparel
Products From the People's Republic
of China**

January 14, 1983.

On December 28, 1982 a notice was published in the Federal Register (17 FR 57748) which advised the public that if no mutually satisfactory solution were reached by January 13, 1983 in negotiations between the Governments of the United States and the People's Republic of China in the effort to conclude a new bilateral agreement, the United States Government would take further action under Section 204 of the Agricultural Act of 1958, as amended (7 U.S.C. 1854), to control imports of cotton, wool, and man-made fiber textile products from the People's Republic of China, effective on January 1, 1983.

Further discussions have taken place, but no agreement has yet been reached. Accordingly, until modified, pursuant to agreement or otherwise, in order to avoid market disruption, or threat thereof, and to assure that the operation of the Arrangement Regarding International Trade in Textiles (MFA) is not frustrated, the Government of the United States has informed the Government of the People's Republic of China that, effective on January 1, 1983, imports of cotton, wool, and man-made fiber textile products, produced or manufactured in China, will be restrained to ensure that the following levels are not exceeded for the periods indicated below:

Category	1 January-31 December 1983
315	92 500 000
331	3 382 165
334	192 600
335	265 000
338	601 929
338 pt.	467 750
339	865 280
340	584 064
341	443 456
342	94 744
347/348	1 414 672
445/446	252 500
448	13 060
631	433 879
645/646	583 495
649	485 618
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	30 July 1982-29 July 1983
337	717 382
640	944 132
641	759 996
648	833 162
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	28 November 1982-25 November 1983
333	41 538
345	59 443
443	7 271
635	331 690
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	20 October 1982-17 January 1983
351	79 418
353	4 882 449
634	103 429
647	195 571
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	1 December 1982-28 February 1983
350	24 586
447	20 634
<hr/>	
	19 January 1983-17 January 1984
351	244 468
363	14 718 906
634	313 905
647	623 720
<hr/>	
	1 March 1983-29 February 1984
350	74 547
447	53 599

¹ Square yards² Dozen pairs³ Dozen⁴ Number

A description of the textile categories in terms of T.S.U.S.A. numbers was published in the Federal Register on December 13, 1982 (47 FR 55709).

The foregoing levels, other than those established for the twelve-month period which began on January 1, 1983 and extends through December 31, 1983, supersede levels established for those categories under the terms of the Bilateral Cotton, Wool, and Man-Made Fiber Textile Agreement of September 17, 1980, as amended, which expired on December 31, 1982. The United States reserves the right in light of future trade developments to adjust these levels during the indicated restraint periods and also to control additional categories of textile products.

As announced in the notice document preceding the directive of December 6, 1982 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs (See 47 FR 55407), charges of 38,351 dozen will be made to the level of restraint for cotton textile products in Category 335 to account for 1981 overshipments which were deducted from imports charged to the 1982 level for this category.

Cotton, wool, and man-made fiber textile products in Categories 331, 334, 335, 338, 339, 340, 341, 347/348, 445/446, and 645/646, exported to the United States during the twelve-month period which began on January 1, 1982 and extended through December 31, 1982, shall, to the extent of any unfilled balances, be charged against the levels of the restraint established for such goods during that period. Cotton textile products in Category 315, exported during the period which began on January 19, 1982 and extended through December 31, 1982, shall, to the extent of any unfilled balance, be charged to the level of restraint established for that period. In the event the applicable restraint levels for these periods have been exhausted by previous entries, such goods shall be subject to the levels

for the twelve-month period beginning on January 1, 1983.

Textile products in Categories 337, 640, 641, and 646 and 333, 345, 443, and 635, exported during the ninety-day restraint periods previously established, which are in excess of the levels stipulated for those periods, will be charged to the twelve-month levels established in the following letter to the Commissioner of Customs for the twelve-month periods which end, respectively, on July 29, 1983 and November 23, 1983.

Textile products in Categories 351, 332, 634, and 647 exported during the ninety-day period which began on October 20, 1982 which are in excess of the levels of restraint established for that period will be charged to the levels established for the twelve-month period ending on January 17, 1984.

Textile products in Categories 350 and 447 exported during the ninety-day period which began on December 1, 1982 which are in excess of the levels of restraint established for that period will be charged to the levels established for the twelve-month period ending on February 29, 1984.

All of these actions are taken pursuant to Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854). The decision to take such actions was made by the Textile Trade Policy Group at the recommendation of the Committee for the Implementation of Textile Agreements.

Further discussions are anticipated with the Government of the People's Republic of China. The letter published below is subject, therefore, to termination or revision as a result of those discussions.

Any party wishing to comment or provide data or information regarding the treatment of the categories specified in this document, or on any other aspect thereof, or to comment on domestic production or availability of textiles and apparel included in these categories, is

invited to submit such comments or information in ten copies to Mr. Walter C. Lenahan, Chairman, Committee for the Implementation of Textile Agreements, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230. Since the exact timing of further discussions with the Government of the People's Republic of China is not certain, comments should be submitted promptly. Comments or information submitted in response to this notice will be available for public inspection in the Office of Textiles and Apparel, Room 3100, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230, and may be obtained upon written request.

Further comment may be invited regarding particular comments or information received from the public which the Committee for the Implementation of Textile Agreements considers appropriate for further consideration.

The solicitation of comments is not a waiver in any respect of the exemption contained in 5 U.S.C. 553(a)(1) relating to matters which constitute "a foreign affairs function of the United States."

In the letter published below the Chairman of the Committee for the Implementation of Textile Agreements directs the Commissioner of Customs, effective on January 1, 1983 and for the stipulated restraint periods, to limit the amounts of cotton, wool, and man-made fiber textile products in the foregoing categories, produced or manufactured in the People's Republic of China, which may be entered or withdrawn from warehouse for consumption in the United States, to the designated levels.

Effective date: January 19, 1983.

Paul T. O'Day,

Acting Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

Commissioner of Customs, Department of the Treasury, Washington, D.C. 20229.

Dear Mr. Commissioner: This directive supersedes the directives of August 23, October 19, November 12, and December 3, 1982, which directed you to prohibit entry of certain cotton, wool, and man-made fiber textile products, produced or manufactured in the People's Republic of China and exported during specified periods.

Under the terms of Section 204 of the Agricultural Act of 1958, as amended (7 U.S.C. 1854), and in accordance with the provisions of Executive Order 11651 of March 3, 1972, as amended by Executive Order 11931 of January 6, 1977, you are directed to prohibit, effective on January 19, 1983 and for the twelve-month period beginning on January 1, 1983 and extending through December 31, 1983, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton, wool, and man-made fiber textile products in Categories 315, 331, 333, 335, 338, 338 pt., 339, 340, 341, 342, 347/348, 443, 444, 448, 531, 545/548, and 649, produced or manufactured in China and exported during that twelve-month period, in excess of the following levels of restraint:

Category	12-Month Level of Restraint
315	92 500 000
331	3 382 165
334	192 600
335	265 030
338	601 929
338 pt.	467 750
339	865 280
340	584 064
341	443 456
342	94 744
347/348	1 414 672
445/446	252 500
448	13 060
631	433 879
645/646	583 495
649	485 618

¹In category 338, only T.S.U.S.A. numbers 379.0240 and 379.0250.

²Square Yards.

³Dozen pairs.

⁴Dozens.

Also effective on January 12, 1982, you are directed to prohibit entry for consumption or withdrawal from warehouse for consumption of cotton, wool, and man-made fiber textile products in the following categories in excess of the levels of restraint established for merchandise exported during the indicated time periods:

Category	30 July 1982-29 July 1983
337	717 382
640	944 132
641	759 996
648	833 162

Category	28 November 1982-25 November 1983
333	41 538
345	59 448
443	7 271
635	331 690

Category	20 October 1982-17 January 1983
351	79 418
353	4 882 449
634	103 429
647	195 571

Category	1 December 1982-28 February 1983
350	24 586
447	20 634

Category	19 January 1983-17 January 1984
351	244 468
363	14 718 906
634	313 905
647	623 720

Category	1 March 1983-29 February 1984
350	74 547
447	53 599

¹Dozens.
²Numbers.

In carrying out this directive, imports of cotton, wool, and man-made fiber textile products in Categories 331, 334, 335, 338, 338, 339, 340, 341, 347/348, 445/446, and 645/646, produced or manufactured in China and exported to the United States during the twelve-month period which began on January 1, 1982 and extended through December 31, 1982, shall, to the extent of any unfilled balances, be charged against the levels of restraint established for such goods during that period. Cotton textile products in Category 315, exported during the period which began on January 19, 1982 and extended through December 31, 1982, shall, to the extent of any unfilled balance, be charged to the level of restraint established for the category during that period. In the event the levels for those foregoing periods have been exhausted by previous entries, such goods shall be subject to the levels set forth in this directive for the twelve-month period which began on January 1, 1983. Cotton, wool, and man-made fiber textile products in Categories 342, 448, 631, and 649 which have been exported before January 1, 1983 shall not be subject to this directive.

Textile products in Categories 337, 640, 641, and 648 and in Categories 333, 345, 443, and 635 exported during the previously established ninety-day periods, shall, to the extent of any unfilled balances, be charged to the levels of restraint established for those ninety-day periods. Merchandise in Categories 337, 640, 641, and 648 and in Categories 333, 343, 443, and 635 which is in excess of those levels shall be charged to the levels established in this directive for the respective twelve-month restraint periods which end on July 29, 1983 and November 25, 1983.

Textile products in Categories 351, 363, 634, and 647 exported during the ninety-day period beginning on October 20, 1982 and extending through January 17, 1983, shall, to the extent of any unfilled balances be charged against the levels established for that period. Merchandise in Categories 351, 363, 634, and 647 which is in excess of the

levels established for such goods during that ninety-day period shall be charged to the levels established for the twelve-month period beginning on January 18, 1983 and extending through January 17, 1984.

Textile products in Categories 350 and 447, exported during the ninety-day period which began on December 1, 1982 and extends through February 28, 1983, shall, to the extent of any unfilled balances, be charged against the levels established for that period. Merchandise in Categories 350 and 447 which is in excess of the levels established for such goods during that ninety-day period shall be charged to the levels established for the twelve-month period beginning on March 1, 1983 and extending through February 29, 1984.

A description of the textile categories in terms of T.S.U.S.A. numbers was published in the Federal Register on December 13, 1982 (47 FR 53709).

In carrying out the above directions, the Commissioner of Customs should construe entry into the United States for consumption to include entry for consumption into the Commonwealth of Puerto Rico.

The actions taken with respect to the Government of the People's Republic of China and with respect to imports of cotton, wool, and man-made fiber textile products from China have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, these directions to the Commissioner of Customs, which are necessary for the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the Federal Register.

Sincerely,

Paul T. O'Day,

Acting Chairman, Committee for the Implementation of Textile Agreements.

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