

**GENERAL AGREEMENT ON
TARIFFS AND TRADE**

RESTRICTED

COM.TEX/SB/939*

4 July 1984

Special Distribution

Textiles Surveillance Body

Original: English

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Article 4:4

Bilateral Agreement between Austria and the Philippines

The Textiles Surveillance Body has received from Austria a notification of a new bilateral agreement with the Philippines, concluded under Article 4 of the MFA, valid for the period 1 January 1984 to 31 December 1984.¹

The TSB, pursuant to its procedures regarding bilateral agreements notified under Article 4², has examined the relevant documentation and is forwarding the text of the notification to participating countries for their information.³

¹The previous bilateral agreement and extension are contained in COM.TEX/SB/792 and 892.

²See COM.TEX/SB/35, Annex B.

³For the TSB's observations on this notification, see COM.TEX/SB/943.

*English only/anglais seulement/inglés solamente

Memorandum of Agreement between Austria and the Philippines
relating to the export from the Philippines of certain categories
of garments into Austria

1. This Memorandum of Agreement has been made having regard 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 22 December 1981.
2. This Memorandum of Agreement sets out the arrangements that have been agreed between the Philippines and Austria regarding the export of woven blouses in the level set out in the Annex I hereof and the licensing of exporting of trousers and woven shirts into Austria.
3. Upon presentation of Export License issued by the competent Philippine authority, a specimen of which is attached as Annex II, within the agreed export limit for exports from the Philippines to Austria and endorsed to the effect that the shipment has been debited against the agreed export limit, the competent authority will issue the corresponding import license.
4. The Philippines will provide Austria with statistics of the textile product set out in Annex I licensed for exports to Austria and debited against the limit set out in Annex I on a monthly basis.
5. Austria will provide the Philippines with monthly statistics of import licenses issued on the basis of export licenses of the Philippines as well as statistics on actual quantities entered into Austrian customs territories.
6. Austria and the Philippines agree to consult at the request of either party on any matter arising from the implementation of this Agreement.

7. In respect of exports of woven slacks, shorts, jeans and trousers of cotton, men's and boys' wear, CCCN No.ex 61.01; and woven shirts of man made fibres or of cotton, CCCN.No.ex 61.03 :

a) The competent Austrian authority will upon presentation of a Special Export License, a specimen of which is attached as Annex III, issued by the competent Philippine authority and indicating Austria as the country of final destination, automatically issue import license and will provide the Philippines with information concerning such import license on a quarterly basis.

b) Should exports of the above garments from the Philippines to Austria develop in a manner which causes real risks of market disruption, Austria may request consultations with the Philippines 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 which, in the view of Austria, make necessary the request for consultations. Both parties agree to consult within thirty days from the date on which the request for consultations has been received, and to exert their best efforts to complete such consultations within fifteen days of their commencement. If no agreement is reached, the Philippines will limit exports of the above garments during the year in question to a level not lower than that achieved during the twelve-month period preceding the month in which the consultations were requested.

8. Export licenses as set out in paragraph 3 above and Special Export Licenses as set out in paragraph 7 above shall cease to be valid four months after the date of issue for purposes of presentation to the competent Austrian authority.

9. This Agreement shall be effective for a period of one year to commence 1 January 1984.

Manila, 17 November 1983

For Austria:

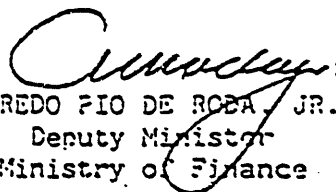


GERHARD WAAS

Director

Federal Ministry of Commerce,
Trade and Industry

For the Philippines:



ALFREDO PIO DE ROA, JR.

Deputy Minister

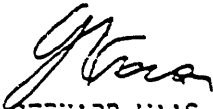
Ministry of Finance

As regards the Agreement concluded between the representatives of Austria and the Philippines regarding exports of the Philippine garments to Austria, these representatives have further agreed as follows:

1. Notwithstanding the provisions of the Agreement, the Philippines may export woven blouses to Austria of any quantity provided the ultimate destinations of such woven blouses are countries outside of Austria and the Export License clearly indicates the country of ultimate destination.
2. Upon notification to the competent Austrian authority that imports of woven blouses have been re-shipped to countries outside of Austria, the competent Austrian authority shall notify the competent Philippine authority of the fact of such re-shipment and the quantities involved and the Restraint Level in Column D of Annex I of the Agreement (hereinafter referred to as RL) shall correspondingly be credited by the indicated quantities.
3. If, as a result of the statistics provided by Austria under paragraph 5 of the Agreement, it has been determined that quantities covered by an Export License have not been applied for in an Import License, such quantities may be reissued in another Export License within the current quota year.
4. The Philippines may continue to debit any shipment to Austria against the RL, as the same may be adjusted as provided for in paragraphs 2 and 3 above, for as long as the RL is not exceeded.

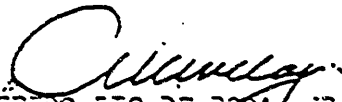
5. The competent authorities of Austria and the Philippines may likewise consult at any time regarding the implementation of this supplemental Agreement as provided in paragraph 6 of the Agreement.

For Austria:



GERHARD MAAS
Director
Federal Ministry of Commerce,
Trade and Industry

For the Philippines:



ALFREDO PIO DE BODA, JR.
Deputy Minister
Ministry of Finance

A N N E X J

RESTRAINT LEVEL.

<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>
<u>Category Number</u>	<u>Austrian CCH Number</u>	<u>Product Description</u>	<u>Restraint Level</u>
1	EX. 61.02	Woven blouses of man-made fibers or of cotton	155,788 pcs.

(1) Net weight (kg) and also quantity in the unit prescribed for category where other than net weight - ...indiquer le poids net (kg) ainsi que la quantité dans l'unité prévue pour la catégorie si l'unité n'est pas le poids net
 (2) In the currency of the sale contract - Dans la monnaie du contrat de vente

1 Exporter (name, full address, country) Exportateur (nom, adresse complète, pays)	ORIGINAL	2 GTEB EL NO. 026135	
	3 Quota year Année contingente	4 Category number Numéro de catégorie	
5 Consignee (name, full address, country) Destinataire (nom, adresse complète, pays)	EXPORT LICENCE (Textile products)		
	LICENCE D'EXPORTATION (Produits textiles)		
	6 Country of origin Pays d'origine	7 Country of destination Pays de destination	
8 Place and date of shipment - Means of transport Lieu et date d'embarquement - Moyen de transport	9 Supplementary details Données supplémentaires		
10 Marks and numbers - Number and kind of packages - DESCRIPTION OF GOODS Marques et numéros - Nombre et nature des colis - DESIGNATION DES MARCHANDISES		11 Quantity (1) Quantité (1)	12 FOB Value (2) Valeur FOB (2)
13 CERTIFICATION BY THE COMPETENT AUTHORITY - VISA DE L'AUTORITE COMPETENTE I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the category shown in box No 4 by the provisions regulating trade in textile products with Austria . Je soussigné certifie que les marchandises désignées ci-dessus ont été imputées sur la limite quantitative fixée pour l'année indiquée dans la case No 3 pour la catégorie désignée dans la case No 4 dans le cadre des dispositions régissant les échanges de produits textiles avec Austria .			
14 Competent authority (name, full address, country) Autorité compétente (nom, adresse complète, pays)		At - A _____, on - le _____	
		(Signature)	(Stamp - Cachet)

(1) Show net weight (1g) and also quantity in the unit prescribed for category where other than net weight - indiquer le poids net (1g) ainsi que la quantité dans l'unité prévue pour la catégorie si l'unité n'est pas le poids net
 (2) in the currency of the sale contract - Dans la monnaie du contrat de vente

Exporter (name, full address, country) Exportateur (nom, adresse complète, pays)	ORIGINAL	2 GTEB CO NO. 033259
	3 Quota year Année contingentaire	4 Category number Numéro de catégorie
5 Consignee (name, full address, country) Destinataire (nom, adresse complète, pays)	CERTIFICATE OF ORIGIN (Textile products) <hr/> CERTIFICAT D'ORIGINE (Produits textiles)	
	6 Country of origin Pays d'origine	7 Country of destination Pays de destination
8 Place and date of shipment - Means of transport Lieu et date d'embarquement - Moyen de transport	9 Supplementary details Données supplémentaires	
10 Marks and numbers - Number and kind of packages - DESCRIPTION OF GOODS Marques et numéros - Nombre et nature des colis - DESIGNATION DES MARCHANDISES	11 Quantity (1) Quantité (1)	12 FOB Value (2) Valeur FOB (2)
13 CERTIFICATION BY THE COMPETENT AUTHORITY - VISA DE L'AUTORITE COMPETENTE I, the undersigned, certify that the goods described above originated in the country shown in box No 6, in accordance with the provisions in force in Austria. Je soussigné certifie que les marchandises désignées ci-dessus sont originaires du pays figurant dans la case No 6, conformément aux dispositions en vigueur dans Austria.		
14 Competent authority (name, full address, country) Autorité compétente (nom, adresse complète, pays)	At - A _____, on - le _____ (Signature) (Stamp - Cachet)	