

GENERAL AGREEMENT ON
TARIFFS AND TRADE

RESTRICTED

COM.TEX/SB/950*

5 July 1984

Special Distribution

Textiles Surveillance Body

Original: English

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Article 4:4

Amendment to the Bilateral Agreement between
the United States and Indonesia

The Textiles Surveillance Body has received from the United States a notification of an amendment to their bilateral agreement with Indonesia, concluded under Article 4 of the MFA.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.

¹The original bilateral agreement is contained in COM.TEX/SB/834.

²See COM.TEX/SB/35, Annex B.

*English only/anglais seulement/inglés solamente

UNITED STATES AND INDONESIA
AMEND BILATERAL TEXTILE AGREEMENT

The United States and Indonesia exchanged notes dated January 24, 1984 and and January 27, 1984 to amend the existing Bilateral Textile Agreement. The text of the notes follow:

UNITED STATES NOTE

January 24, 1984

Excellency:

I have the honor to refer to the Arrangement Regarding International Trade in Textiles, with Annexes, done at Geneva on December 20, 1973, and extended by Protocol adopted on December 22, 1981 at Geneva (hereinafter referred to as the Arrangement), to consultations between representatives of the Government of Indonesia and the Government of the United States of America in Jakarta October 20-22, 1983 (hereinafter referred to as the consultations), and to an existing Agreement based on consultations held in Jakarta and Washington during August and September 1982 (hereinafter referred to as the Agreement).

As a result of the Consultations held in October 20-22, 1983 and in conformity with the Arrangement, I have the honor to propose amending the Agreement to substitute the following

in place of the paragraph 12 language currently in force as well as changing sub-paragraph 5.(B), adding paragraph 20, and amending Annex A.

1. That the existing paragraph 12 be deleted and the following substituted:

12 (A) In the event that the Government of the United States of America believes that imports from Indonesia, classified in any category or categories not covered by specific limits and listed in Annex A are, due to market disruption or the threat thereof, threatening to impede the orderly development of trade between the two countries, the Government of the United States of America may request consultations with the Indonesian Government with a view to easing or avoiding such market disruption. The Government of the United States will provide the Government of Indonesia at the time of the request with available data such as factors cited in Annex A of the Arrangement which are indicative of the market situation and in the opinion of the Government of the United States of America show:

(1) the existence of market disruption, or the threat thereof, and

(2) the role of exports from Indonesia in that disruption.

(B) The Government of Indonesia agrees to consult with the Government of the United States of America within 30 days of receipt of the request for consultations. Both Governments agree to make every effort to reach agreement on a mutually satisfactory resolution of the issue within 90 days of the receipt of such request, unless this period is extended by mutual agreement.

(C) During that 90-day period, the Government of Indonesia agrees to hold its exports to the United States in the category or categories concerned to a level no greater than 35 percent of the amount entered, as reported in US general import statistics, during the first 12 of the most recent 14 months preceding the month in which the request for consultations was made.

(D) If no mutually satisfactory solution is reached during these consultations, the Government of the United States of America may establish a specific limit for the duration of this Agreement in accordance with paragraph 12 (E) for shipments in the category or categories concerned, exported on and after the date on which the request for consultations was made. This limit will not be less than the amount of imports, as reported in US general import statistics, which were entered during the first 12 of the most recent 14 months preceding the month in which the request for consultations was made, plus 20 percent for cotton and man-made fiber product categories, and 6 percent for wool product categories.

(E) If a specific limit is established under sub-paragraph 12 (D) in the course of an agreement year, it will be prorated to correspond to the time period between the date of the request for consultations and the expiration date of the existing agreement year. Any flexibility available during this period will be calculated in accordance with this prorated limit. Carryover and carry-forward will be available as set out in the relevant paragraph of the Agreement. Carryover will not be available in the first agreement period following the request for consultations. Swing for specific limits established under sub-paragraph 12 (D) will be available as set out in sub-paragraph 5 (A) of the Agreement except for wool categories for which swing is 5 percent. For the second and each succeeding agreement year, specific limits established under sub-paragraph 12 (D) will be increased by 7 percent annual growth for cotton and man-made fiber products, and by 1 percent for wool products.

2. That the third sentence of sub-paragraph 5 (B) shall be amended to read:

The limits to be used in calculating a shortfall in Category 340 for use in applying swing to another specific limit in an agreement year shall be determined by dividing the specific limits as set out in Annex B by 1.07.

3. That the following be added as paragraph 20:

For the duration of this Agreement, the Government of the United States of America shall not invoke the procedures of Article 3 of the Arrangement to request restraint on the export of cotton, wool and man-made fiber textiles and textile products covered by this Agreement from Indonesia to the United States of America. Each Government reserves its rights under the Arrangement with respect to textiles and textile products not subject to this Agreement.

4. That Annex A shall be amended as follows:

Category	Description	Conversion Factor	Unit of Measure
--	Yarn		
--	--Cotton		
300	Carded	4.6	Lb.
301	Combed	4.6	Lb.
--	--Wool		
400	Tops and Yarn	2.0	Lb.
--	--Man-made Fiber		

600	Textured	3.5	Lb.
601	Cont. Cellulosic	5.2	Lb.
602	Cont. Noncellulosic	11.6	Lb.
603	Spun Cellulosic	3.4	Lb.
604	Spun Noncellulosic	4.1	Lb.
605	Other Yarns	3.5	Lb.
--	Fabric		
--	--Cotton		
310	Ginghams	1.0	SYD
311	Velveteens	1.0	SYD
312	Corduroy	1.0	SYD
313	Sheeting	1.0	SYD
314	Broadcloth	1.0	SYD
315	Printcloths	1.0	SYD
316	Shirtings	1.0	SYD
317	Twills and Sateens	1.0	SYD
318	Yarn-Dyed	1.0	SYD
319	Duck	1.0	SYD
320	Other Fabrics, N.K.	1.0	SYD
	--Wool		
410	Woolens and Worsted	1.0	SYD
411	Tapestries and Upholstery	1.0	SYD
425	Knit	2.0	LB.
429	Other Fabrics	1.0	SYD

--	--Man-made			
	Fiber			
610	Cont. Cellulosic, N.K.	1.0		SYD
611	Spun Cellulosic, N.K.	1.0		SYD
612	Cont. Noncellulosic, N.K.	1.0		SYD
613	Spun Noncellulosic, N.K.	1.0		SYD
614	Other Fabrics, N.K.	1.0		SYD
625	Knit	7.8		Lb.
626	Pile and Tufted	1.0		SYD
627	Specialty	7.8		LB.
--	Apparel			
--	--Cotton			
330	Handkerchiefs	1.7		OZ.
331	Gloves	3.5		DPR
332	Hosiery	4.6		DPR
333	Suit-Type Coats, M and B	36.2		OZ.
334	Other Coats, M and B	41.3		OZ.
335	Coats, W, G and I	41.3		OZ.
336	Dresses (inc. uniforms)	45.3		OZ.
337	Playsuits ,sunsuits, wash- suits, creepers	25.0		OZ.
338	Knit shirts, (inc. t-shirts other and sweatshirts) M&B	7.2		OZ.
339	Knit shirts and blouses (inc. T-shirts, other and Sweatshirts) W,G, and I	7.2		OZ.
340	Shirts, N.K.	24.0		OZ.
341	Blouses, N.K.	14.5		OZ.

342	Skirts	17.8	OZ.
345	Sweaters	36.8	OZ.
347	Trousers, slacks, and shorts (outer), M & B	17.8	OZ.
348	Trousers, slacks and shorts (outer) W,G&I	17.8	OZ.
349	Brassieres, Etc.	4.8	OZ.
350	Dressing gowns, inc. bathrobes, and beach robes lounging gowns, house coats and dusters	51.0	OZ.
351	Pajamas and other night wear	52.0	OZ.
352	Underwear (inc. union suits)	11.0	OZ.
353	Down and feather-filled coats, jacket and vests, M and B	41.3	OZ.
354	Down and feather-filled coats, jackets and vests, W, G and I	41.3	OZ.
359	Other apparel	4.6	LB.
--	--Wool		
431	Gloves	2.1	DPR
432	Hosiery	2.8	DPR
433	Suit-type coats, M & B	36.0	OZ.
434	Other coats, M & B	54.0	OZ.
435	Coats, W ,G. and I	54.0	OZ.

436	Dresses	49.2	OZ.
438	Knit shirts and blouses	15.0	OZ.
440	Shirts and blouses, N.K.	24.0	OZ.
442	Skirts	18.0	OZ.
443	Suits, M and B	54.0	OZ.
444	Suits, W, G and I	54.0	OZ.
445	Sweaters, M and B	14.88	OZ.
446	Sweater, W, G and I	14.88	OZ.
447	Trousers, slacks and shorts, (outer) M & B	18.0	OZ.
448	Trousers, slacks and shorts (outer) W, G and I	18.0	OZ.
459	Other wool apparel	2.0	LB.
--	--Man-made Fiber		
630	Handkerchiefs	1.7	OZ.
631	Gloves	3.5	DPR
632	Hosiery	4.6	DPR
633	Suit-type coats, M & B	41.3	OZ.
635	Coats, W, G, and I	41.3	OZ.
636	Dresses	45.3	OZ.
637	Playsuits, sunsuits washsuits, etc.	21.3	OZ.
638	Knit shirts (inc. T- shirts), M and B	18.0	OZ.
639	Knit shirts and blouses (inc. T-shirts) W, G and I	15.0	OZ.

640	Shirts, N.K.	24.0	DZ.
641	Blouses, N.K.	14.5	DZ.
642	Skirts	17.8	DZ.
643	Suits, M and B	54.0	DZ.
644	Suits, W, G and I	54.0	DZ.
645	Sweaters, M and B	36.8	DZ.
646	Sweaters, W, G and I	36.8	DZ.
647	Trousers, slacks, and shorts (outer), M & B	17.8	DZ.
648	Trousers, slacks and shorts (outer), W,	17.8	DZ.
649	Brassieres, etc.	4.8	DZ.
650	Dressing gowns, inc. Bath and beach robes	51.0	DZ.
651	Pajamas and other night- wear	52.0	DZ.
652	Underwear	16.0	DZ.
653	Down and Feather-filled coats, jackets and vests, M and B	41.3	DZ.
654	Down and feather-filled coats, jackets and vests W, G and I	41.3	DZ.
659	Other apparel	7.8	LB.
--	Made-up and Misc. --Cotton		
360	Pillowcases	1.1	NO.

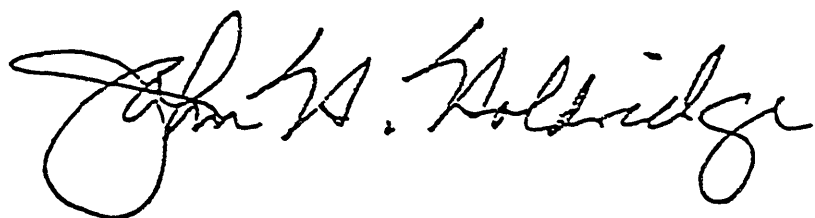
361	Sheets	6.2	NO.
362	Bedspreads and quilts	6.9	NO.
363	Terry and other pile towels	0.5	NO.
369	Other cotton manufactures	4.6	LB.
--	--Wool		
464	Blankets and auto robes	1.3	LB.
465	Floor covering	0.1	SFT
469	Other wool manufactures	2.0	LB.
--	--Man-Made fiber		
665	Floor coverings	0.1	SFT
666	Other furnishings	7.8	LB.
669	Other man-made manufactures	7.8	LB.

5. That Annex B of the Agreement shall be amended to include Category 335 as follows:

Category	Specific Limits (in dozens)	
--	Second Agreement Year	Third Agreement Year
335	60,000	64,200

The text of the Agreement, as amended, is contained in the Annex to this note. Your note in reply will confirm the acceptance by your Government of the Agreement as amended.

Accept, Excellency, the renewed assurances of my highest consideration.



INDONESIA NOTE

January 27, 1984

His Excellency
John H. Holdridge
Ambassador Extraordinary and
Plenipotentiary of the
United States of America

Excellency,

I have the honour to acknowledge the receipt of Your Excellency's Note No. 0075 dated January 23, 1984 which reads as follows:

United States Note

In reply I have the honour to confirm to you that the Amendment proposal set forth in Your Excellency's Note is acceptable to the Government of the Republic of Indonesia and that they therefore agree with your proposal that Your Note and this reply shall be regarded as an integral part of the Agreement relating to trade in cotton, wool, and man-made fibre textiles and textile products between the Government of the Republic of Indonesia and the Government of the United States of America.

Accept, Excellency, the renewed assurances of my highest consideration.

(signed) ATMONO SURYO

DIRECTOR-GENERAL FOR
FOREIGN ECONOMIC RELATIONS