

GENERAL AGREEMENT ON

TARIFFS AND TRADE

RESTRICTED

COM.TEX/SB/1447*

13 February 1989

Special Distribution

Textiles Surveillance Body

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Article 4

Amendment of the bilateral agreement between Austria and Korea

The Textiles Surveillance Body received a notification from Austria of an amendment of its bilateral agreement with Korea, effective 1 July 1988 to 31 December 1991.¹

The TSB, pursuant to its procedures regarding notifications made under Article 4,² has examined the relevant documentation, and is forwarding the text³ of the notification to participating countries for their information.

¹The bilateral agreement is contained in COM.TEX/SB/1261.

²See COM.TEX/SB/35, Annex B

³For the TSB's observations on this notification, see COM.TEX/SB/1450.

*English only/Anglais seulement/Inglés solamente

540.

Notenwechsel zwischen dem Bundesministerium für wirtschaftliche Angelegenheiten der Republik Österreich und dem Ministerium für Handel und Industrie der Republik Korea gemäß Art. 4 des Abkommens über den internationalen Handel mit Textilien

REPUBLIK ÖSTERREICH
BUNDESMINISTERIUM
FÜR WIRTSCHAFTLICHE ANGELEGENHEITEN

Vienna, 1 July 1988

Sir,

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 31 July, 1986.

I further wish to refer to the agreements between Austria and the Republic of Korea under Article 4 of the ARRANGEMENT on trade in textiles effected by exchange of notes of 29 May and 6 June 1979, of 15 December 1980 and 23 January 1981 and 10 May 1982 and 5 December 1986.

The following agreement under Article 4 of the ARRANGEMENT on trade in the products set out below has been reached as a result of negotiations which took place between representatives of Austria and of the Republic of Korea from 18 to 20 May 1988 in Vienna.

(1) The periods of export limits are as follows:

Category	Description	Unit	from 1 January 1988 to 31 December 1988	from 1 January 1989 to 31 December 1989	from 1 January 1990 to 31 December 1990	from 1 January 1991 to 31 December 1991
(1)	Woven blouses and shirt blouses, women's, girls' and infants' wear, of cotton or of synthetic fibres, HS item 62.06.30, 62.06.40, ex 62.09.20, ex 62.09.30	kg	96,171	98,094	100,056	102,057
(2)	Woven shirts of cotton or of synthetic fibres, HS item ex 62.05.30, 62.05.20	kg	235,656	238,483	241,345	244,241
(3)	Woven outer garments of synthetic fibres, men's and boys' wear, excluding coats, suits, trousers and sportswear (including skiwear and swimwear), men's and boys' woven outer garments, of cotton, HS item ex 62.01.93, 62.03.33, ex 62.10.40, ex 62.11.33, 62.01.12, 62.01.92, ex 62.03.19, 62.03.22, 62.03.32, 62.03.42, 62.07.91, 62.10.10, 62.10.20, 62.10.40, 62.11.11, ex 62.11.20, 62.11.32	kg	580,158 *)	690,360	700,715	711,226
(4)	Coats and jackets of cotton or of man made fibres, women's, girls' and infants' wear, HS item 62.02.13, 62.04.33, 62.10.30, 62.04.39, 62.04.32, 62.02.12, ex 62.09.20, ex 62.09.30, ex 62.09.90	kg	191,898	196,696	201,613	206,654
(5)	Coats of synthetic fibres, men's and boys' wear, HS item ex 62.01.13, ex 62.10.20	kg	72,467	75,366	78,381	81,516
(6)	Outer garments, knitted or crocheted of cotton or wool or fine animal hair or man-made fibres (coats, costumes, ensembles, jackets, dresses, skirts, pullovers, etc.) HS item 6102.10, 6102.20, 6102.30, 6104.11, 6104.12, 6104.13, 6104.21, 6104.22, 6104.23, 6104.31, 6104.32, 6104.33, 6104.41, 6104.42, 6104.43, 6104.51, 6104.52, 6104.53, 6110.10, 6110.20, 6110.30	kg	660,000 *)	669,900	679,948	690,148
(7)	Under garments, knitted or crocheted of cotton or man-made fibres (underpants, briefs, nightshirts, pyjamas, slips, petticoats, panties, etc) HS item 6107.11, 6107.12, 6107.21, 6107.22, 6108.11, 6108.19, 6108.21, 6108.22	kg	340,000 *)	345,100	350,276	355,530
(8)	Stockings, socks, knitted or crocheted of synthetic fibres HS item 6115.93 or cotton HS item 6115.92	pairs	12,500,000 *)	12,687,500	12,877,812	13,070,980

*) Basis for 1988 means that for the period 1 July 1988—31 December 1988 only half of the quota is applied, except for Category 3. For Category 3 the basis quota for calculating the quota for the following years will be 680,158.

(2) The export limits as indicated in paragraph (1) may after notification be exceeded in either year of any two subsequent years by a carry forward and/or carryover of 10 per cent of which carry forward shall not represent more than 5 per cent.

(3) 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 1 July 1988 will be admitted by Austria upon presentation of the relevant documentation outside the agreed export limit without endorsed export recommendations, provided that these exports are covered by irrevocable letters of credit opened or other payment provisions made by Austrian importers before 21 May 1988 and that customs clearance in Austria is effected on 31 August 1988 at the latest.

(4) The limits set out in paragraph (1) may after notification be increased during the relevant restraint period stated therein by up to 5 per cent provided that a corresponding reduction is applied to the limits for other products during the same restraint period. For the purposes of calculating such corresponding reductions, the conversion factors listed in the Annex shall apply.

(5) If nothing is heard from Austria within 8 weeks from the date of such notification the proposed flexibility (carryover, carry forward and swing) will apply automatically.

(6) Upon presentation of export recommendations issued by the Korean authorities within the agreed export limits 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 issue the corresponding import licences within a period of three weeks.

(7) 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 reexported from Austria. The Republic of Korea may then credit the quantities involved to the export limits set out in paragraph (1) above.

(8) An undue concentration of exports of the textile products set out in paragraph (1) above from the Republic of Korea to Austria as regards a special product and/or time shall be avoided. Accord-

ingly 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 textile products set out in paragraph (1) above to Austria, showing the names of the exporters, the number and dates of export recommendations issued and the quantities covered by these export recommendations, on a quarterly 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 (6) above, on a quarterly and cumulative basis.

(11) Consultations regarding the conduct of exports of the textile products set out in paragraph (1) above from the Republic of Korea to Austria will be held if so desired by either party.

(12) In respect of the following products, the competent Austrian authority will upon presentation of export recommendations issued by the Korean authorities automatically issue import licences:

- (a) Cotton fabrics, HS item 52.08, 52.09, 52.10, 52.11, 52.12, 58.02 10
- (b) Men's and boys' trousers of synthetic fibres, HS item 62 03 43
- (c) Panty hoses and tights not of synthetic fibres, HS item 61 15 19
- (d) Bed linen, table linen, toilet linen and kitchen linen; curtains (including drapes) and interior blinds; curtain or bed valances of cotton, HS item 63.02 21, 63.02 31, 63.03 51, 63.02 60, 63.02 91, 63.03 11, 63.03 91
- (e) Sportswear (including skiwear and swimwear) of synthetic fibres, men's and boys' wear, HS item ex 62.01.93, ex 62.11.11, ex 62.11.20, ex 62.11.33
- (f) Women's, girls' and infants' woven outer garments other than blouses, coats and jackets, of cotton, HS item ex 62.02.92, 62.04.12, 62.04.22, 62.04.42, 62.04.52, 62.04.62, 62.08.91, ex 62.09.20, 62.10.10, 62.10.50, 62.11.20, 62.11.42, 62.11.12
- (g) Sportswear (including skiwear and swimwear) and other outer garments of synthetic fibres, for women, girls and infants, HS item ex 62.02.93, ex 62.11.12, ex 62.11.20, ex 62.09.30, ex 62.11.43

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 ARRANGEMENT.

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. If no agreement is reached, the Republic of Korea will limit exports of any of the aforementioned products at an annual level not lower than the respective imports into Austria during the twelve-month period ending one month preceding the month in which the request for consultations is made.

Austria will provide the Republic of Korea with information concerning import licences issued upon presentation of export recommendations for the above mentioned products on a quarterly basis.

I should be grateful if you would kindly confirm that this letter, the Annex, the attached Record of Discussions and the Agreed Minutes set out correctly the understanding reached between our two countries.

Accept, Excellency, the assurances of my highest consideration.

Josef Mayer m. p.
Chairman of the Delegation
of the Republic of Austria

Mr.
Chae Jae-Uk
Chairman of the Delegation
of the Republic of Korea