

# GENERAL AGREEMENT ON

RESTRICTED

COM.TEX.SB/1462\*

5 April 1989

Special Distribution

## TARIFFS AND TRADE

---

Textiles Surveillance Body

### ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

#### Notification under Article 4

#### Bilateral Agreement between Austria and China

The Textiles Surveillance Body received a notification from Austria of a bilateral agreement concluded with China for the period 1 January 1989 to 31 December 1991, subject to a further twelve-month extension.<sup>1</sup>

The TSB, pursuant to its procedures regarding bilateral agreement concluded under Article 4,<sup>2</sup> has examined the relevant documentation and is forwarding the text<sup>3</sup> of the notification to participating countries for their information.

---

<sup>1</sup>The previous bilateral agreement between the parties is contained in COM.TEX/SB/1139.

<sup>2</sup>See COM.TEX/SB/35, Annex B

<sup>3</sup>For the TSB's observation on this notification see COM.TEX/SB/1467

\* English only/Anglais seulement/Inglés solamente

Memorandum of Understanding Relating to Trade in Certain Products  
Between the People's Republic of China and Austria

1. This Memorandum of Understanding has been made having regard to the ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES done at Geneva on 20 December 1973, and in particular to Article 4 thereof and to the Protocol Extending the Arrangement, done at Geneva on 31 July 1986.
2. This Memorandum of Understanding sets out the arrangement that has been agreed between the People's Republic of China and Austria regarding the exports of certain textile products set out in Annex I from the People's Republic of China into Austria.
3. Upon presentation of export licences as per specimen in Annex II issued by the competent authorities of the People's Republic of China within the agreed export limits for exports from the People's Republic of China to Austria and endorsed to the effect that shipment has been debited against the agreed export limits, as indicated in Annex I, the competent Austrian authority will issue the corresponding import licences.
4. According to the export limits set out in Annex I, carryover, carry forward and swing can be used as follows: carryover to the corresponding quantitative limit for the following memorandum year of amount not used during any memorandum year is authorized up to 5 per cent of the quantitative limit for the current memorandum year. Carry forward in any memorandum year is authorized up to 5 per cent of the quantitative limit for the current memorandum year. Carry forward shall be deducted from the export limit established for the succeeding year. Swing between the categories of Annex I may be made-up to an amount of 5 per cent of the export limit for the receiving category, provided that a corresponding reduction is applied to the export limit from which the swing is made. The calculation shall be based on the conversion factors set out in Annex I.
5. In order to avoid hardship to the trade in the products of categories 2 and 3 specified in paragraph 3 above shipments from the People's Republic of China to Austria made on/or before 31 December 1988 will be admitted by Austria upon presentation of the relevant documentation outside the agreed export limit without endorsed export licences, provided that customs clearance in Austria is effected on 1 April 1989 at the latest.
6. The People's Republic of China will provide Austria with statistics of the textile products set out in Annex I licensed for exports to Austria and debited against the limits set out in Annex I on a quarterly basis.
7. Austria will provide the People's Republic of China with quarterly statistics of import licences issued on the basis of export licences of the People's Republic of China.
8. Austria will inform the People's Republic of China when imports into Austria of the products that have been debited to the agreed export limits are subsequently re-exported from Austria. The People's Republic of China may credit the quantities involved to the export limits set out in Annex I.

9. Austria and the People's Republic of China agree to consult at the request of either party, on any matter arising from the implementation of this Memorandum. Any consultations held under this paragraph shall be approached by both parties in a spirit of co-operation and with the object of reconciling any differences between them.

10. Export licences as set out in paragraph 3 above shall cease to be valid six months after the date of issue for the purpose of presentation to the competent Austrian authority.

11. This Memorandum shall apply for three calendar-year periods commencing on 1 January 1989. However, this Memorandum may be extended by mutual consent for a fourth year, commencing on 1 January 1992, subject to any modification which may be agreed upon before the above said period.

12. This Memorandum is written in German, Chinese and English. In case of ambiguity, the English version is authentic.

For the Delegation of the  
People's Republic of China

For the Austrian  
Delegation

Beijing, 28 October 1988

ANNEX I

A Category number	B Austrian HS number	C Product description	D Unit	E Restraint Level		
				1989	1991	
1	6205 20 6205 30	Woven shirts of man-made fibres or of cotton.	pcs.	345,000	351,900	358,938
2	6203 42 6204 62	Men's or boys', women's or girl's trousers, bib and brace overalls, breeches and shorts of cotton.	pcs.	360,000	370,800	381,924
3	ex 6201 92 ex 6201 93	Men's or boys' anoraks (incl. ski-jackets) wind-cheaters, wind-jackets, other than those of heading No. 6203 and other than down quilted.	pcs.	140,000	143,500	147,088

The conversion factor for swing purposes for 1 kg. shall be 3 pcs. of shirts mentioned in Categories 1, 1.76 pcs. of trousers in Categories 2 and 2.3 pcs. for products mentioned in Category 3.

ANNEX IISpecimen Export Licence  
(textile products)

1. Exporter (name, full address, country)	Original	2. No.:
	3. Quota year	4. Category number
5. Consignee (name, full address, country)	E X P O R T L I C E N C E (Textile products)	
	6. Country of origin:  CHINA	7. Country of destination:  AUSTRIA
8. Place and date of shipment - Means of transport	9. Supplementary details	
10. Marks and numbers - Number and kind of packages - DESCRIPTION OF GOODS	11. Quantity <sup>1</sup>	12. f.o.b. value

## 13. CERTIFICATION BY COMPETENT AUTHORITY

I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the provision in box No. 3 in respect of the category shown in box No. 4 by the provisions regulating trade in textile products with Austria.

14. Competent authority (name, full address, country)
--

At ..... on .....

(Signature)

(Stamp)