

GENERAL AGREEMENT ON

TARIFFS AND TRADE

RESTRICTED

L/7219/Add.2

12 July 1993

Limited Distribution

Original: English/
French

ARTICLE XIX - ACTION BY CANADA

Boneless Beef Import Measures for 1993, 1994 and 1995

Addendum

The following communication, dated 30 June 1993, has been received from the Permanent Mission of Canada.

My authorities have requested that the following notification, together with the attached order, be circulated to the contracting parties:

Further to the notifications in documents L/7219 and L/7219/Add.1, the Government of Canada wishes to advise the contracting parties that the measure set out in the order reproduced below has been put in place. The effective date of the order is 21 June 1993, and it affects imports into Canada of boneless beef originating in countries other than the United States for the period 1 May 1993 to 31 December 1993. Based on the findings and recommendations of the Canadian International Trade Tribunal, the Government is committed to taking further action for 1994 and 1995. An announcement will be made in the autumn about the regime for 1994 and, if possible, 1995.

ORDER RESPECTING THE IMPOSITION OF A SURTAX
ON BONELESS BEEF IMPORTED INTO CANADA

Short Title

1. This Order may be cited as the "Surtax on Boneless Beef Order, 1993".

Interpretation

2. In this Order,

"Act" means the "Customs Tariff"; (Loi)

"boneless beef" means beef that is classified under tariff item No. 0201.30.00 or 0202.30.00 of Schedule I to the Act. (boeuf désossé)

Surtax

3. Subject to section 4, boneless beef that is imported into Canada during the period beginning on the day on which this Order is registered under the "Statutory Instruments Act" and ending on 31 December 1993 is subject to a surtax in an amount equal to 25 per cent of its value for duty, over and above any other rate of customs duty specified in Schedule I of the Act, or otherwise provided for under the Act, in respect of that beef, and that is payable in accordance with the "Customs Act" and the regulations made under that Act.

Exceptions

4. (1) Section 3 does not apply in respect of boneless beef that
 - (a) originates in the United States within the meaning of the "United States Tariff Rules of Origin Regulations";
 - (b) originates in any country other than the United States and that is imported into Canada by direct shipment, within the meaning of sections 17 and 18 of the Act, if, on the day before the day on which the boneless beef is released, the total quantity of boneless beef imported into Canada since the beginning of the period set out in column I of an item of the schedule is less than the quantity set out in column II of that item;
 - (c) was in transit to Canada before the day on which this Order is registered under the "Statutory Instruments Act";
 - (d) is removed as ships' stores from a customs office, a sufferance or bonded warehouse under paragraph 19(1)(c) or 2(c) of the "Customs Act"; or

(e) is exported directly from a customs office, a sufferance or bonded warehouse, or a duty free shop under paragraph 19(1)(d) or (2)(d) of the "Customs Act".

(2) For the purposes of paragraph (1)(b), "total quantity" means the amount of boneless beef imported from any country other than the United States, excluding boneless beef that is not imported into Canada by direct shipment, within the meaning of sections 17 and 18 of the Act, from the country in which the beef originates.

(3) For the purposes of paragraph (1)(c), boneless beef shall be considered to have been in transit to Canada from the time it was delivered by the exporter to a carrier for the purpose of transmission to the importer in Canada until the time it is imported into Canada.

SCHEDULE
(Paragraph 4(1)(b))

Column I		Column II
Item	Period	Quantity
1	1 May 1993 to 31 December 1993	48,014,001 kilograms