

**GENERAL AGREEMENT
ON TARIFFS AND TRADE**

RESTRICTED
L/7219/Add.8
31 January 1994
Limited Distribution

(94-0178)

Original: English

ARTICLE XIX - ACTION BY CANADA

Boneless Beef Import Measures for 1993, 1994 and 1995

Addendum

The following communication, dated 24 January 1994, has been received from the Permanent Mission of Canada.

Further to the notifications in documents L/7219, L/7219/Add.1 and Add.2, the Government of Canada wishes to advise the contracting parties that the measure set out in the attached order has been put in place. The effective date of the order is 1 January 1994.

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 No. 2, 1994*.

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*)

"direct shipment" has the same meaning as in sections 17 and 18 of the Act. (*transport direct*)

Application

3. This Order applies during the period commencing on the day on which section 126 of *An Act to implement the North American Free Trade Agreement* comes into force and ending on June 30, 1995.

Surtax

4. Subject to section 5, boneless beef that is imported into Canada during the period beginning on the day on which section 126 of *An Act to implement the North American Free Trade Agreement* comes into force and ending on December 31, 1994 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 to the Act, or otherwise provided for under the Act, in respect of that beef, payable in accordance with the *Customs Act* and the regulations made under that Act.

Exceptions

5. Section 4 does not apply in respect of boneless beef that
 - (a) originates in the territory of a NAFTA country, within the meaning of the *NAFTA Rules of Origin Regulations*;
 - (b) does not originate in the territory of a NAFTA country and is imported into Canada by direct shipment from the country in which it originates if, on the day before the day on which the boneless beef is released, the total quantity of such boneless beef that has been imported or released 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) is removed as ships' stores from a customs office, sufferance warehouse or bonded warehouse under paragraph 19(1)(c) or (2)(c) of the *Customs Act*;
 - (d) is exported directly from a customs office, sufferance warehouse, bonded warehouse or duty free shop under paragraph 19(1)(d) or (2)(d) of the *Customs Act*; or

- (e) is imported into Canada during the period set out in column I of an item of the schedule and is released within six months after the end of that period unless, on the day before the day of the release, the total quantity of boneless beef imported into Canada or released since the beginning of any period in 1995 in respect of which a surtax is applicable under an order made under subsection 59.1(1) of the Act exceeds the quantity of boneless beef that is exempt from surtax under any such order.

SCHEDULE
(Paragraphs 5(1)(b) and (e))

Item	Column I Period	Column II Quantity
1	January 1, 1994 to December, 31 1994	72,021,000 kg