

**GENERAL AGREEMENT  
ON TARIFFS AND TRADE**

L/7405  
31 January 1994  
Limited Distribution

(94-0183)

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**GUATEMALA - ESTABLISHMENT OF A NEW SCHEDULE LXXXVIII**

**Decision of 26 January 1994**

Considering that in a communication dated 6 December 1993<sup>1</sup>, the Government of Guatemala notified the CONTRACTING PARTIES that it has completed the transposition of its Customs Tariff from the Central American Uniform Tariff Nomenclature (NAUCA II) into the Harmonized Commodity Description and Coding System, which entered into force on 1 March 1993;

Taking into account that the Harmonized System documentation required under the Article XXVIII procedures will shortly be submitted to the GATT Secretariat for circulation to the contracting parties as rapidly as possible;

Noting that, in order to implement the procedures established by the Council Decision of 12 July 1983 for the rectification and renegotiation of the schedules of concessions negotiated in GATT, in the context of the Harmonized System (BISD 30S/17), and to hold consultations under Article XXVIII, the Government of Guatemala requests a temporary exemption from its obligations under Article II of the General Agreement for a period of one year until 31 December 1994;

The CONTRACTING PARTIES, acting pursuant to the provisions of Article XXV:5 of the General Agreement,

Decide, in view of the exceptional circumstances, to suspend the application of the provisions of Article II of the General Agreement to enable the Government of Guatemala to implement the Harmonized System, subject to the following conditions:

1. The Government of Guatemala will promptly enter into negotiations and consultations with interested contracting parties pursuant to paragraphs 1-3 of Article XXVIII.
2. The negotiations and consultations mentioned above shall be completed not later than 31 December 1994.
3. Pending the entry into force of the results of the negotiations or consultations mentioned above, the other contracting parties will be free to suspend concessions initially negotiated with Guatemala to the extent that they consider that adequate compensation is not offered by the Government of Guatemala.

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<sup>1</sup>L/7355.