

# GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

W.7/49/Add.1  
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## WORKING PARTY 4 ON EUROPEAN COAL AND STEEL COMMUNITY

### Amendment Proposed by the Members of the European Coal and Steel Community to United States Proposal

Having taken cognizance of the draft decision suggested by the United States representative, under reference W.7/49, the delegations of the member States of the European Coal and Steel Community, propose the following amendments:

Page 1 - substitute the following for the last paragraph:

"That, in order to fulfil the undertakings referred to above, it will also be necessary for the Community to follow as liberal a policy as possible as regards, in particular, barriers upon exports to third countries /and export duties."

Page 2 - Part I, paragraph 3, sub-paragraph (b) should read as follows:

"That, if a question arose as to the consistency of any action of the member States acting individually or as the Community, taken or proposed to be taken, with the obligations of those member States to other contracting parties, any decision by the CONTRACTING PARTIES shall have the same force and effect as it would have were the decision made in respect of such action or proposed action on the part of any other contracting party."

Page 3 - Part II should begin as follows:

"Decide to waive the provisions of the General Agreement to the extent necessary to permit the governments of the member States to fulfil their obligations under the Treaty constituting the European Coal and Steel Community and the Convention containing the transitional provisions dated 18 April 1951, and to enable the community and its institutions to perform the tasks assigned to them under the said instruments; provided that the rights of the governments of the member States, acting singly or as the Community, shall be the same as those of a contracting party whose customs territory would include the European territories of the member States."

Page 4 - Part III, paragraph 1, should be amended as follows:

"From the date of creation of a common market for coal and steel products, and until the end of the transition period, the governments of the member States shall provide an annual report to the CONTRACTING PARTIES on the measures taken by them regarding the final application of the Treaty."

In view of the existing intersessional procedure, which may be amended, the insertion of paragraph 2 of this Article may prove useless.

Page 5 - The following should be substituted for Part V:

"The CONTRACTING PARTIES may supplement, amend or terminate this decision, in the light of the considerations described in the Preamble and of the principle referred to above in Part III of this waiver, by a majority as set forth in paragraph 5(a) of Article XXV; any questions relating to the interpretation or application of this decision may be dealt with by the CONTRACTING PARTIES by a majority of the votes cast."