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GENERAL AGREEMENT ON TARIFFS AND TRADE
Contracting Parties
Third Session

Working Party 1 on Accession

Amendments to Draft Protocol of Accession
annexed to GATT/CP.3/WP.1/12

Following consultation with members of the Working Party the following changes in the Draft Protocol are suggested by the Rapporteur (variations from the original text are indicated by underlining words to be added and placing [] around words to be deleted):

1. Amend paragraph 2 of the preamble as follows:

"HAVING regard to the results of the [carried out] negotiations directed towards the accession of the acceding governments to the General Agreement, [in accordance with the provisions of Article XXXIII thereof.]"

2. Insert as paragraph 3 in the preamble the following:

"In accordance with the provisions of article XXXIII of the General Agreement:-"

3. Add as paragraph 5 in the preamble:

"AND the present Contracting Parties DECIDE by a decision of two-thirds majority, taken in the manner provided in paragraph 11 of this Protocol, upon the accession to the General Agreement of each such acceding government."

4. Renumber sub-paragraph 2 (a) as sub-paragraph 1 (a).

5. Renumber sub-paragraph 2 (b) as paragraph 2.

6. After further consideration it is suggested that the last sentence of paragraph 3 should not be inserted in paragraph 1 or 2. If it were placed there it would be in association with a context which

relates only to the obligations and benefits of acceding governments. In paragraph 3 it follows directly from the first reference in the document to the Annecy concessions by present Contracting Parties.

7. Amend paragraph 3 as follows:

"Notwithstanding the provisions of paragraph 11 ~~For each present contracting party~~ the concessions provided for in the schedule appropriate to ~~that~~ each present contracting party and contained in Annex B to this Protocol shall, enter into force ~~after notification~~ of the application of those concessions is received by the Secretary-General of the United Nations from that contracting party, enter into force for that contracting party either on the date on which this Protocol enters into force with respect to any acceding government, or on the thirtieth day following the date upon which such notification ~~of the application of those concessions~~ is received by the Secretary-General, of the United Nations from that contracting party ~~whichever is the later. Such notification to be effective shall be given in sufficient time to be received by the Secretary-General not later than 30 April, 1950. Upon the entry into force of these concessions that schedule shall be regarded as a schedule to the General Agreement relating to that contracting party."~~

8. Amend paragraph 12 to read as follows:

"11. [12.] Upon signature of this Protocol in respect of an acceding government by two-thirds of the present contracting parties it shall constitute a decision taken under Article XXXIII of the General Agreement agreeing to the accession of that Government. [Signature of this Protocol by an acceding government shall constitute agreement by such government, upon becoming a

contracting party, to each such decision taken or to be taken pursuant to this paragraph.]”

9. Amend paragraph 11 to read as follows:

”12. [11.] Subject to the provisions of paragraph 3, this Protocol shall, for each acceding government in respect of which it has been signed by October 31, 1949 by two-thirds of the present Contracting Parties, [by October 31, 1949] enter into force [on December 1, 1949, or on the thirtieth day following the date upon which it shall have been signed by such acceding government, whichever is the later.]”

(a) If it has been signed by that acceding government by 31st October, 1949, on December 1st, 1949, or

(b) If it has not been signed by that acceding government by 31st October, 1949, on the thirtieth day following the date upon which it shall have been signed by such acceding government.

Signature of this Protocol by an acceding government shall also constitute agreement by such government, upon becoming a contracting party, to each such decision taken or to be taken pursuant to paragraph 11 by the present Contracting Parties.”

