

SECOND COMMITTEE: ECONOMIC DEVELOPMENT

DRAFT CHARTER

CUBA: PROPOSED AMENDMENTS

Article 13

Add the following to paragraph 4 (b):

"The Organization shall also concur in such measure and grant such release as may be required to make such measure effective when it is established that any of the basic sectors of the applicant country's production for export is being adversely affected by restrictions applied by other Members under any of the exceptions authorized under Articles 20 and 21, inasmuch as restrictions on production for export make it still more essential to provide or increase opportunities for employment in industries intended to meet the needs of home consumption, in order to avoid unemployment of any kind."

Amend paragraph 1, 2 (a), 2 (c), and 4 (c) of Article 13 as follows:

"1. The Members recognize that special governmental assistance may be required to promote the establishment, maintenance or reconstruction of particular industries, or particular branches of agriculture, and that in appropriate circumstances the grant of such assistance in the form of protective measures is justified. At the same time they recognize that an unwise use of such measures would impose undue burdens on their own economies, unwarranted restrictions on international trade and might increase unnecessarily the difficulties of adjustment for economies of other countries."

"2. (a) If a Member in the interest of its programme of economic development, maintenance or reconstruction considers it desirable to adopt any non-discriminatory measure which would conflict with any provision of Chapter IV or with any obligation which the Member has assumed through negotiations with any other Member or Members pursuant to Chapter IV, such applicant Member shall so notify the Organization and shall transmit to the Organization a written statement of the considerations in support of the adoption of the
/proposed measure."

proposed measure."

"2. (c). The Organization shall then promptly examine the proposed measure to determine whether it concurs in it, with or without modification, and shall in its examination have regard to the provisions of this Chapter, to the considerations presented by the applicant Member and its stage of economic development, including the maintenance or reconstruction of its economy, to the views presented by Members which may be substantially affected and to the effect which the proposed measure, with or without modification, is likely to have on international trade."

"4. (c). If in anticipation of the concurrence of the Organization in the adoption of a measure concerning which notice has been given under paragraph 2 of this Article, other than a measure provided for in paragraph 3 (a) of this Article, there should be an increase or threatened increase in the importations of the product or products concerned, including products which can be directly substituted therefor, so substantial as to jeopardize the plans of the applicant Member for the establishment, development, maintenance or reconstruction of the industry or industries concerned, or branches of agriculture concerned, and if no preventive measures consistent with this Charter can be found which seem likely to prove effective, the applicant Member may, after informing, and when practicable, consulting with, the Organization, adopt such other measures as the situation may require pending a determination by the Organization, provided that such measures do not reduce imports below the level obtaining in the most recent representative period preceding the date on which the Member's original notification was made under paragraph 2 of this Article."
