

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED
LIMITED B
GATT/CP.6/40
22 October 1951
ORIGINAL: ENGLISH

CONTRACTING PARTIES
Sixth Session

REPORT OF WORKING PARTY 2 ON SCHEDULES

1. The Working Party was charged by its terms of reference to prepare a protocol or protocols to give effect to the modifications and rectifications of the Schedules resulting from:

- (a) The results of negotiations under Article XXVIII unfinished at Torquay;
- (b) The transposition of the Geneva and Annecy Schedules of the United Kingdom into Brussels Convention nomenclature;
- (c) Rectifications to various schedules; and
- (d) Negotiations between Germany and South Africa;

and to prepare a text consolidating the Geneva, Annecy and Torquay Schedules.

2. The Working Party noted that, since the Third Session of the Contracting Parties, no protocol of rectifications or of modifications has come into force owing to the impossibility of obtaining the signature of all the contracting parties. Clearly, it was never the intention of Article XXX to place difficulties in the way of making rectifications of an entirely non-substantive character, nor to prevent agreed modifications of the concessions contained in the schedules to the General Agreement. Since the drawing up of the First Protocol of Modifications, several modifications have in fact been made to the concessions contained in the schedules, either by decision of the Contracting Parties or by consultations in accordance with procedures established by the Contracting Parties and these have actually entered into force. In view of the fact that the First Protocol of Modifications had not entered into force, the Contracting Parties were reluctant at the Fourth and Fifth Sessions to include these further modifications in a formal protocol. Nevertheless, it is clearly desirable that the text of the schedules should be formally modified in order to take account of such changes. Accordingly, the protocol, as drafted recites that, in many cases the modifications of concessions have already entered into force, in which cases the Protocol provides merely for the introduction of such modification in the text of the schedules.

3. The Working Party considered it undesirable and cumbersome to draw up separate protocols to cover each type of rectification or modification and has accordingly prepared a single protocol of rectifications and modifications to the text of the schedules (GATT/CP.6/43). This protocol incorporates the changes listed in paragraph 1(a), (b) and (c) and modifications including those to Schedule II, made effective by the Decision of the Contracting Parties of 15 December 1950, and to Schedules XX, XXIII, and XXVI made effective by consultation with the contracting parties.

4. The Working Party recommends that this protocol be opened for signature at the close of the present session, and that all delegations be urged to sign the protocol before leaving Geneva in order that its entry into force will not be delayed.
5. The Working Party understands that it may be necessary to introduce certain changes in the transposed Geneva and Annecy schedules of the United Kingdom on account of the results of the work of the Brussels Organisation. The Working Party noted that any such rectifications would be made in accordance with the usual procedure for rectifications of schedules.
6. The Working Party recommends that the Contracting Parties authorise the Executive Secretary to arrange that this Protocol be printed.
7. A corrigendum to the non-authentic texts has also been prepared (GATT/CP/127)

Negotiations between Germany and South Africa

8. The Working Party recommends that the concessions granted by Germany and South Africa, as a result of negotiations between them in August 1951, be incorporated into the General Agreement in accordance with the procedures for negotiations between contracting parties recommended by the Working Party on Arrangements for Tariff Negotiations. A draft protocol has accordingly been prepared (and is annexed to this document) and the Working Party recommends that this protocol be opened for signature at the close of the present session.

Consolidation of the Schedules

9. The Working Party found that the distribution of several schedules had been delayed and therefore extended the date for the submission of comments. It is essential that delegations prepare English and French texts of their consolidated schedules, in the light of any comments received, and hand them to the Secretariat before the close of the Sixth Session in a form suitable for photo-offsetting.

ANNEXFirst Protocol of Supplementary Concessions to the
General Agreement on Tariffs and Trade
(Union of South Africa & Germany)

The governments which are contracting parties to the General Agreement on Tariffs and Trade (hereinafter referred to as "the contracting parties" and "the General Agreement", respectively), having agreed upon procedures for putting into effect under the General Agreement the results of tariff negotiations between two or more contracting parties, and

The governments of Germany and the Union of South Africa which are contracting parties to the General Agreement (hereinafter referred to as "negotiating contracting parties"), having carried on tariff negotiations, and being desirous of so giving effect to the results of these negotiations,

IT IS AGREED:

1. On the thirtieth day following the day upon which this Protocol shall have been signed by either negotiating contracting party, the schedule relating to that contracting party annexed hereto shall enter into force and shall be regarded as a schedule to the General Agreement relating to that contracting party.
2. Either negotiating contracting party which has signed this Protocol shall be free at any time to withhold or to withdraw in whole or in part any concession, provided for in the appropriate schedule annexed to this Protocol if the other negotiating contracting party has not signed this Protocol.

Provided that

- (i) the negotiating contracting party withholding or withdrawing in whole or in part any such concessions shall give notice to all contracting parties within thirty days after the date of such withholding or withdrawal and, upon request, shall consult with any contracting party having a substantial interest in the product involved; and
 - (ii) any concession so withheld or withdrawn shall be applied on and after the thirtieth day following the day upon which the other negotiating contracting party signs this Protocol.
3. In each case in which Article II of the General Agreement refers to the date of that Agreement, the applicable date in respect of the Schedules annexed to this Protocol shall be the date of this Protocol.
 4. (a) The original text of this Protocol, together with the annexes thereto shall be open for signature by contracting parties at Geneva on October 1951. It shall thereafter be deposited with the Secretary-General of the United Nations and shall be open for signature at the Headquarters of the United Nations from November 7, 1951 to April 27, 1952.

(b) The Secretary-General of the United Nations shall promptly furnish a certified copy of this Protocol, and a notification of each signature to this Protocol, to each member of the United Nations, to each government which participated in the United Nations Conference on Trade and Employment, and to any other interested government.

(c) The Secretary-General is authorized to register this Protocol in accordance with Article 102 of the Charter of the United Nations.

5. The date of this Protocol shall be October 27, 1951.

DONE at Geneva in a single copy in the English and French languages, both texts authentic except as otherwise specified in schedules annexed hereto.

SCHEDULE XVIII - UNION OF SOUTH AFRICA

This Schedule is authentic only
in the English language

PART I

Most-Favoured-Nation Tariff

South African Tariff Item Number	Description of Products	Rate of Duty
122 (k)	Iron and steel: Structural steelwork n.e.e..... ad valorem	20%
138 ex(b)	Railway construction or equipment requisites: Goods wagons	Free
144 (b)	Tanks: Other, of metal ad valorem	17½%
167	Earthenware and stoneware, n.e.e., including sanitary pans, urinals, sinks and lavatory basins ad valorem	20%
305	Musical instruments n.e.e. ad valorem	10%

SCHEDULE XXXVII - FEDERAL REPUBLIC OF GERMANY

This Schedule is authentic only
 in the English language

PART I

Most-Favoured-Nation Tariff

German Tariff Item No.	Description of Products	Rate of Duty
0507	Feathers and parts thereof, whether or not downs; bird skins and part of bird skins with feathers: B - Bird skins and parts of bird skins with feathers, unworked, or cleaned, whether or not preserved for trans- port only C - Feathers and wings for decoration or other purposes, unworked, or cleaned, but not bleached nor dyed	free free
ex 0802	Citrus fruit, fresh: A - Oranges: 2 - Other D - Lemons E - Grapefruit (incl. pomelos)	10% 5% 10%
1207	Plants, parts of plants, seeds and fruit, not elsewhere specified or included, of a kind suitable for use in perfumery or for pharmaceutical or insecticidal purposes, fresh, dried, crushed or ground. B - For pharmaceutical or insecticidal purposes: ex 5 - Buchu-leaves (<i>Barosma betulina</i>), dried	free
1301	Vegetable materials of a kind suitable for use in dyeing or in tanning: ex D - Wattle (<i>Mimosa</i>) bark	free
1303	ex B - dried sap of Aloe leaves (<i>Aloe ferox</i>) for medicinal purposes, whether or not crystallized, not packed for retail sale	free

SCHEDULE XXXIII - FEDERAL REPUBLIC OF GERMANY
(concluded)

German Tariff Item No.	Description of Products	Rate of Duty
ex 1605	Canned crawfish	30%
2865	Sulphates: I - Chromium sulphate	15%
2879	Salts of acids of metallic oxides D - Chromates; ex 2 - Sodium Bichromate	15%
3201	Tanning extracts of vegetable origin: A - Wattle (Mimosa) bark extract	8%
4301	Raw furskins: ex C - Karakul skins	free
5101	Sheep's wool: A - Greasy or fleece washed before clipping	free
5102	Animal hair, not elsewhere specified or included, whether or not washed, bleached, dyed or curled: ex A - Angora hair (Mohair)	free