

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

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SCHEDULE II - BENELUX

Section B - Belgian Congo and Ruanda Urundi

Addendum

As indicated in Document G/20 certain reservations were made by the Governments of Italy and the United States to the transposition into the Brussels nomenclature of Section B - Belgian Congo-Ruanda Urundi, of Schedule II, proposed by the Belgian Government.

Before putting the new nomenclature into application on 1 July 1952, the Belgian Government made certain changes which the Italian Government has since accepted. The American reservation has been the subject of an exchange of notes, the texts of which are reproduced below.

The transposed schedule was incorporated in the Second Protocol of Rectifications and Modifications drawn up at the Seventh Session and now open for signature at the Headquarters of the United Nations.

Text of a Note dated 8 November 1952 addressed by the Chairman of the United States Delegation to the Chairman of the Belgian Delegation to the Seventh Session of the CONTRACTING PARTIES, reproducing and accepting the contents of a Note of 5 November 1952 from the Chairman of the Belgian Delegation

"I have the honor to refer to your note GATT/N°050 dated November 5, 1952, concerning certain reservations of my Government caused by the transposition of the Belgian Congo and Ruanda Urundi tariff (Schedule II, Section B) into the Brussels Nomenclature, which reads as follows:

'With respect to the exchange of views which have taken place between our two delegations, I have the honor to bring to your attention the following:

'Wherever the application of the tariff wording of the revised nomenclature raises issues as to the appropriate rate to be applied to any given importation, all articles which were the subject of a tariff concession under the previous

nomenclature shall be entitled to receive such tariff treatment as they would have been entitled to receive if the nomenclature had not been revised.

This understanding is particularly relevant with respect to the following concessions:

<u>Old Tariff No.</u>	<u>Description of Concession</u>	<u>New Version</u>
1. 20 e. b	Infants food	Preparation for the feeding of babies or for the use of dietetics or in cooking, with a base of wheat flour, potato flour, or malt extract, including cocoa added in a proportion of less than 50% to total weight; for infants.
	<p>Infants foods with an animal base and other vegetable bases not specified in the new version would be entitled to the concession.</p> <p><u>Note:</u> The Government of Belgian Congo and Ruanda Urundi takes note of the fact that the United States does not accept the contention that these products are not included in the original concession.</p> <p>The Government of Belgian Congo and Ruanda Urundi nevertheless contend that infants foods with animal base were not included in item 20 of the former tariff, but fell under item 19, meats.</p>	
2. 90f	Fabrics of any kind, (cotton, wool, silk, hemp, jute, flax, ramie, cellulose, etc.). All other fabrics.	The old tariff number is broken down into 32 new specific subgroups.
	New fabrics not listed in the 32 specific subgroups would be entitled to the concession.	
3. 70d	Haberdashery and hardware: Aluminum hardware	Food, medical and household containers and parts thereof, made of aluminum.
	Other aluminum ware, unspecified, would be entitled to the concession.	

<u>Old Tariff No.</u>	<u>Description of Concession</u>	<u>New Version</u>
4. 68a 1	Mechanical machines, other imple- ments, also detached parts and sections thereof, (portable) lamps and lanterns for industrial use.	Burners for lamps lit with inflammable liquids, also with wick; gas burners, acetylene and similar burners. Storm lamps.
	All portable lamps and lanterns, for industrial use, would be entitled to the concession.	
5. 6 ex c	Wheat flour, oatmeal and rolled oats.	Wheat flour, oatmeal.
	Rolled oats would be entitled to the concession.	

'The Belgian Congo and Ruanda Urundi undertake to make the appropriate transpositions in tariff paragraphs of the revised tariff with respect to any products, but particularly with respect to the products listed above if it appears that the revised nomenclature does not reflect the equivalent of the concession originally accorded.

'I would be grateful to you, Mr. Chairman, if you would let me know whether the foregoing proposals are acceptable.'

"Your above quoted note accurately states the agreement reached by our two delegations with regard to this matter and is therefore acceptable to my Government."