

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

L/463

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Limited Distribution

CONTRACTING PARTIES

Tenth Session

RECTIFICATIONS OF SCHEDULES

Report of the Working Party

I. Fifth Protocol of Rectifications and Modifications

1. The requests for rectifications and modifications to schedules annexed to the General Agreement, submitted by the following contracting parties were examined by the Working Party:

Schedule II	Benelux	
Section A	Met.Territories	MGT/117/55
Section B	Belgian Congo and Ruanda-Urundi	MGT/127/55
Schedule IV	Burma	L/382/Add.1
Schedule V	Canada	MGT/119/55
Schedule VI	Ceylon	MGT/120/55
Schedule X	Czechoslovakia	MGT/116/55 and MGT/116/55/Corr.1
Schedule XI	France	MGT/129/55
Schedule XIII	India	MGT/108/55
Schedule XIII	New Zealand	MGT/115/55
Schedule XV	Pakistan	MGT/128/55
Schedule XVI	Federation of Rhodesia and Nyasaland	MGT/126/55
Schedule XVIII	Union of South Africa	MGT/118/55
Schedule XX	United States	MGT/121/55
Schedule XXIV	Finland	MGT/142/55
Schedule XXV	Greece	MGT/153/55
Schedule XXXIII	Germany	MGT/123/55
Schedule XXXVIII	Japan	MGT/125/55

2. After circulation of these lists to the contracting parties and after all questions had been settled, the Working Party agreed to recommend the insertion of these rectifications and modifications in the Fifth Protocol with the exception of those mentioned in the following paragraphs.

3. The Government of Ceylon submitted a new schedule to replace Schedule VI (Geneva, Annecy and Torquay). It appeared, however, that some delegations were

not in a position to give approval in time to allow for the inclusion of this schedule in the Protocol. However, taking into account the desire of the Government of Ceylon to bring about the replacement of its schedules as soon as possible, the Working Party decided to recommend the following procedure:

- (i) The delegation of Ceylon should pursue its discussions with other delegations.
- (ii) If possible, at the end of the present Session, after controversial points have been settled, the delegation of Ceylon should submit its proposed new schedule to the secretariat for transmission to all contracting parties.
- (iii) If after thirty days no objections are received by the Executive Secretary the new schedule will be recognized, for all practical purposes, as the schedule of Ceylon pending rectification and modification by formal means at the next Session.

4. The Working Party also examined the possibility of including in the Fifth Protocol a new schedule for the Federation of Rhodesia and Nyasaland to replace Schedule XVI of Southern Rhodesia. It examined the list of items (attached hereto) submitted by the Federation and found that these items accurately reflected the corresponding concessions in Schedule XVI of Southern Rhodesia. In view of the fact, however, that five items, contained in the schedule of Southern Rhodesia, are the subject of negotiations under Article XXVIII with four contracting parties and were therefore not included in the list submitted by the Federation, it was thought more appropriate to recommend that the replacement of Schedule XVI be deferred until the negotiations had been concluded. The representative of Rhodesia and Nyasaland agreed to this proposal.

5. As regards Finland, whose negotiations under Article XXVIII have not been completed, the Working Party was not in a position to accept the list of modifications in the form in which it was presented. Although the Finnish representative agreed to delete the items resulting from Article XXVIII negotiations, the Working Party was not able to examine the consequential changes in the list.

6. A draft of the Fifth Protocol will be circulated in document MGT/156/55 and the Protocol will be open for signature on 2 December.

II. Consolidated Schedules

7. The discussion on the preparation of the Fifth Protocol showed that members of the Working Party were seriously concerned with the complexity of the schedules annexed to the Agreement. It was said that officials found increasing difficulty in consulting these texts as the original concessions granted by contracting parties and the subsequent rectifications and

modifications were scattered among more than twenty legal instruments and several GATT documents. Moreover, most of the modifications resulting from the 1955 negotiations under Article XXVIII would not be included in the Fifth Protocol and further extensive modifications to the schedules were to be expected from the 1956 tariff negotiations.

8. The Working Party considering that up-to-date consolidated schedules would be highly desirable, examined proposals of the secretariat (W.10/5) for a new consolidation to cover all changes up to the end of the 1956 tariff negotiations. The secretariat proposed the submission of draft consolidations by 1 July 1956. Other contracting parties should transmit their comments by 1 October 1956

9. There was unanimous agreement in the Working Party on the necessity of up-to-date consolidated schedules. The time-table suggested by the secretariat, however, was not found acceptable. Numerous contracting parties were in the process of preparing the transposition of their schedules into the Brussels nomenclature but would not all be ready to submit their texts at the same time. If, therefore, an early date for the submission of revised consolidated schedules were decided upon, some countries would be required to prepare a consolidation of their old schedules which would shortly thereafter be superseded by new schedules. On the other hand if a later date were chosen, the disadvantages of the present situation would be prolonged.

10. The Working Party therefore agreed to recommend the following plan:

- (i) Unless they find it impossible, contracting parties should transmit to the secretariat by 1 July 1956, fifty copies of their new consolidated schedules for distribution to the other contracting parties for examination.
- (ii) Contracting parties who will not be able to transmit their new consolidated schedule to the secretariat by 1 July 1956, should do so as soon as possible thereafter and at the latest by 1 January 1957.
- (iii) Comments on the new consolidated lists should be submitted, if possible, before the opening of the Session which will follow the reception of these lists by the secretariat. Controversial points could be discussed and settled at the Eleventh Session, or at the Twelfth Session as the case may be.
- (iv) Notwithstanding the above, the contracting parties who are in the process of thoroughly modifying the nomenclature of their tariffs, and who would not be able, by 1 January 1957, to submit their new consolidated schedules might ask the CONTRACTING PARTIES to grant them an extension of time. In any case, the other contracting parties would be allowed at least ninety days in which to present their comments on the new consolidated lists. Controversial points could be discussed and settled at the next Session of the CONTRACTING PARTIES.

- (v) At the Eleventh Session the CONTRACTING PARTIES could decide whether a photo-offset edition should be made in 1957. For the purposes of governments it was agreed that the consolidated schedules could be more easily kept up to date if they were distributed in unbound form so that changes could be made by replacing pages. The preparation of bound editions of individual schedules or larger volumes could also be envisaged at the Eleventh Session.

III. Index of Changes in the Schedules

11. The Working Party considered that the contracting parties participating in the 1956 tariff negotiations would be handicapped in their work if they could not bring up to date the consolidated schedules. It was therefore agreed to recommend that the secretariat should be asked to prepare, before the opening of the tariff negotiations, a revision of the document (G/75) distributed in February 1954 under the title "List of changes effected by protocols and decisions of the CONTRACTING PARTIES".

12. In view of the fact, however, that most of the modifications resulting from the 1955 Article XXVIII negotiations are not included in the Fifth Protocol of Rectifications and Modifications, the proposed index should be accompanied by lists of the changes resulting from these negotiations.

The contracting parties whose modifications resulting from Article XXVIII negotiations are not incorporated in the Fifth Protocol should, upon completion of these negotiations, submit to the secretariat a consolidated list of all these modifications so that these may be made available to the delegations participating in the Tariff Conference.

IV. Legal Status of the Consolidated Schedules

13. The discussion of the preparation of a new consolidation of the schedules led some members to express once more their feeling that action by the CONTRACTING PARTIES to give legal status to the consolidated schedules was even more urgent than when it was first proposed at the Seventh Session.

14. Some members, however, felt that the reasons which had induced the Working Party at the Seventh Session (Basic Instruments and Selected Documents, 1st S., p.65) to reject that proposal were still valid. Those in favour of giving legal status to the consolidated schedules wished their view to be recorded that, while they were not asking for a decision by the CONTRACTING PARTIES at the present Session, the CONTRACTING PARTIES should at some future date endeavour to find a solution to the ever-increasing difficulties which arise in consulting the authentic texts of the schedules annexed to the General Agreement.

A N N E X
A N N E X E

List of certain items agreed upon for subsequent inclusion in
the Schedules of the Federation of Rhodesia and Nyasaland

Liste de certaines positions qui ont été acceptées en vue de leur inclusion
ultérieure dans la Liste de la Fédération de la Rhodésie et du Nyassaland

GENEVA SCHEDULE
LISTE DE GENEVE

Tariff	Description of Products	Rate
ex 86(1)	Bicycles, tricycles and motor cycles, not being toys:	
	ex (b)(i) Motor cycles	ad. val. 33 1/3%
	ex (b)(ii) Spare parts and accessories for motor cycles, n.e.e., but not including electric lamp bulbs, tyres and tubes, when imported separately	ad. val. 33 1/3%
ex 103	Internal combustion engines, their parts, equipment and accessories, n.e.e., not being designed specially for aircraft:	
	ex (b) Other engines, imported separately, for motor cycles only	ad. val. 33 1/3%
	ex (c) Accessories and auxiliary equipment, normally mounted with or upon internal combustion engines; including radiators, fans, fan belts and hoses, electrical generators, starter motors, magnetos, ignition coils, distributors, contact breakers, sparking plugs, fuel pumps, fuel injectors, carburettors, water pumps, clutches and gear boxes; parts and spare parts: when imported separately, for motor cycles only	ad. val. 33 1/3%

GENEVA SCHEDULE (cont'd)
LISTE DE GENEVE (suite)

Tariff	Description of Products	Rate
ex 118	Machinery, apparatus, appliances and implements (not specially provided for, and not including vehicles or domestic machines):	
	ex (a)(i) Agricultural, n.e.e., but not including ploughs and parts thereof	ad. val. 5%
	ex (a)(i) Ploughs exceeding 120 lbs. in weight and parts thereof	ad. val. 15%
	(b) Mining, including structural steelwork for staging and platforms therefor; steel sets and guides and slime pumps and accessories therefor	ad. val. 5%
ex 122(1)	Iron and steel:	
	ex(b)(ii) Sheets: plain or galvanised, flat or corrugated: not perforated or worked up in any way, n.e.e.	ad. val. 5%
ex 129	Motor vehicles and trailers therefor:	
	ex (a) Passenger:	
	ex (iii) Ambulances	ad. val. 5%
	ex (b) Other:	
	(ii) Tractors of the mechanical horse type for the haulage of semi-detachable trailers	ad. val. 5%
	(c)(ii) Chassis with or without cabs: imported for bodies to be built in the Federation	ad. val. 5%
130(1)	Tractors, n.e.e.	ad. val. 5%
146	Tools, mechanics' and artisans', and workshop appliances, n.e.e.	ad. val. 5%

GENEVA SCHEDULE (cont'd)
LISTE DE GENEVE (suite)

Tariff	Description of Products	Rate
ex 147(1)	Steam wagons	ad. val. 5%
ex 154	Radio or wireless apparatus and accessories, but not including batteries; ex (a) When imported for aircraft or by persons licensed by the competent authority to conduct a public radio service	Free
ex 203(1)	Paints and colours: (a) Ready mixed for use, including pigmented lacquers, shellacs and similar preparations, n.e.e., enamels, waterpaints, distempers, colour-washes, oil paints, poster colours, and sheep marking oils...	ad. val. 20%
ex 203(2)	Petrifying liquids, n.e.e.	ad. val. 20%
ex 258	Rubber: (a) Crude, synthetic, latex, waste, masticated, reclaimed and gutta percha	ad. val. 5%
ex 260	Rubber tyres and tubes: ex (a) (iii) Tyres, pneumatic, for tractors	ad. val. 5%

TORQUAY SCHEDULE
LISTE DE TORQUAY

Tariff	Description of Products	Rate
ex 41	Spices: (b) Other (not ground, crushed or rubbed).....	td. per lb.
ex 69	Hats, caps and bonnets: ex (a) Hats: ex (iv) Hoods of felt for manufacturing purposes under such regulations and conditions as the Controller may prescribe	ad. val. 5%
ex 71	Lace (not including woven, crocheted or knitted ware) and embroidery: ex (a) Lace: in the piece or in the form of insertions or medallions, n.e.e., excluding lace curtaining and flouncing.	ad. val. 20%
101(2)	Cream separators	ad. val. 10%
ex 116	Lamps and lampware: (d) Incandescent lamps of the pressure type using liquid fuel only	ad. val. 20%
ex 143(1)	Stoves, ranges, coppers, grates, ovens and steam-jacketed pans, not industrial: (a) Cooking stoves for liquid fuel (oil), of pressure type	ad. val. 15%
227	Fertilisers: animal, mineral or vegetable, artificial or natural; and phosphate rock and maltassa: in bulk	Free

TORQUAY SCHEDULE (cont'd)

LISTE DE TORQUAY (suite)

Tariff	Description of Products	Rate
ex 295	Paper: ex (d) Plain, composite or other, n.e.e., excluding gummed, oiled, waxed, plain tissue, greaseproof (plain or corrugated) and transparent cellulose:	
	ex (i) In the original mill wrappers, flat or folded, not less than 16 ins. by 15 ins.	ad. val. 10%
	ex(ii) In the original mill reels; and paper in reels for use on type- setting machines	ad. val. 10%