

GENERAL AGREEMENT ON  
TARIFFS AND TRADE

RESTRICTED

L/2281/Add.1  
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Limited Distribution

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Committee on the Legal and Institutional Framework  
of the GATT in Relation to Less-Developed Countries

REPORT OF THE COMMITTEE

Addendum

ANNEX II

Amendment to Article XVIII to Permit Developing Countries  
to Use Temporary Import Surcharges to Safeguard  
the Balance of Payments

Add paragraph 12 bis at the end of Section B of Article XVIII, as follows:

"12 bis A contracting party which is entitled under the terms of paragraph 9 of this Article to control the general level of its imports and which chooses to effect such control through the imposition of temporary surcharges on imports may, notwithstanding the provisions of paragraph 1 of Article II, apply such surcharges to imports of products described in the appropriate Schedule of concessions annexed to the Agreement and in excess of the rates set forth and provided for therein. The application of such temporary surcharges shall be subject to the criteria and procedures laid down in this Section in relation to the application of import restrictions. The term 'restrictions' as used in this Section shall accordingly be deemed to include such surcharges."

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