

RESTRICTED

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Limited Distribution

**GENERAL AGREEMENT ON
TARIFFS AND TRADE**

Original: Spanish

NOTIFICATION IN PURSUANCE OF PARAGRAPH 3 OF THE
UNDERSTANDING REGARDING NOTIFICATION, CONSULTATION,
DISPUTE SETTLEMENT AND SURVEILLANCE

Communication from Peru

The following communication, dated 19 July 1983, has been received from the Permanent Delegation of Peru.

NOTIFICATION

In pursuance of paragraph 3 of the Understanding regarding Notification, Consultation, Dispute Settlement and Surveillance.

- (a) On 21 March 1983, Supreme Decree No. 085-83 EFC, modifying the tariff surcharge established as a temporary emergency tax for balance-of-payments reasons, was published in the Official Gazette.
- (b) The import surcharge established under Article 18 of Law 233337, and extended until 31 December 1983, is to be at the rate of 10 per cent of the c.i.f. value of imported goods.
- (c) The following are excluded from the surcharge: imports carried out by the State; donations from abroad; imports eligible for duty-free treatment under international undertakings; and imports of products fully liberalized under the customs tariff.

NOTIFICATION

Under paragraph 3 of the Understanding regarding Notification, Consultation, Dispute Settlement and Surveillance.

Exemption from import duties and additional duties in respect of imports of machinery, vehicles and inputs for agricultural use.

On 7 May 1983, Supreme Decree 034-83 AG was published in the Official Gazette; this Supreme Decree establishes implementing regulations for Law 235557 which grants exemption from sales tax, and from charges of any kind, imports of machinery, vehicles and inputs for agricultural use.

- (a) The exemption covers: ad valorem duties on c.i.f. values; 1 per cent additional duty established by Decree-Law 22342; sales tax and selective consumption taxes established under Supreme Decree No. 190, and 10 per cent surcharge on c.i.f. value established by Supreme Decree 085-83 EFC.
- (b) The following are eligible for exemption: any direct operator working the land, whether an individual owner, agricultural production co-operative, SAIS or any other associated property arrangement allowed under the agricultural legislation.
- (c) Two lists of products eligible for exemption have been established:
 - List I. - Goods which may be imported without prior opinion of the MITI, and covered by an agricultural activity certificate granted by the Ministry of Agriculture;
 - List II. - Goods for which a certificate is required together with a notice of non-opposition granted by the MITI.

ANNEX I

<u>Heading No.</u>	<u>Description</u>
31.02.01.00	Sodium nitrate
31.02.05.00	Calcium nitrate
31.02.06.00	Calcium nitrate-magnesium nitrate
31.03.03.00	Only ammonium phosphate
31.04.03.01	Potassium chloride for agricultural use
31.04.04.00	Potassium sulphate
31.04.05.00	Magnesium sulphate-potassium sulphate
38.11.03.01	Insecticides based on pyrethrum
82.09.01.01	Folding-type pruning and grafting knives
82.13.01.03	Animal-hair clippers
84.17.01.31	Pasteurizing apparatus
84.17.03.01	Laboratory lyophilization apparatus and freeze-drying units
84.18.01.01	Cream separators
84.24.02.01	Fertilizer spreaders and distributors
84.24.02.11	Machinery for sowing, planting and transplanting
84.24.02.21	Machinery for cultivating, weeding and hoeing
84.24.02.99	Other machinery for sowing and cultivation
84.24.90.02	Discs for ploughs
84.25.01.01	Mowers for cutting hay
84.25.01.11	Pick-up balers
84.25.01.99	Other harvesting machines (combine harvester-threshers and the like)
84.25.03.01	Baling-process for straw, hay and fodder
84.25.05.01	Egg graders
84.25.05.02	Potato graders
84.25.05.99	Other grading machines for agricultural products
84.26.01.00	Milking machines
84.26.89.00	Other dairy machinery

84.27.01.00	Machinery and apparatus of a kind used in wine-making, cider-making, fruit-juice preparation or the like
84.28.01.01	Fertilizer crushing and mixing mills
84.28.01.03	Machines for cutting and chopping fodder
84.28.01.04	Mechanical animal-hair clippers
84.28.01.99	Other agricultural and horticultural machines
84.28.02.01	Incubators
84.28.03.00	Bee-keeping machines
84.30.07.01	Sugar-mills
84.30.07.99	Other sugar manufacturing or refining machinery
84.36.02.01	Cotton gins
85.07.03.00	Electric animal-hair clippers
87.06.04.16	Wheels for tractors and agricultural machines
90.24.89.05	Gauges and meters for irrigation
90.15.01.01	Thermos flasks and similar special containers for preserving animal semen

ANNEX II

<u>Heading No.</u>	<u>Description</u>
28.16.00.02	Ammonium anhydride
31.02.02.01	Ammonium nitrate for agricultural use
31.02.04.00	Ammonium sulphate
31.02.08.01	Urea for agricultural use
31.04.06.00	Fertilizers used as a source of minor elements
38.11.03.99	Other insecticides
38.11.04.01	Fungicides based on copper compounds
38.11.04.99	Other fungicides
38.11.05.00	Herbicides
39.02.31.21	Special piping for agricultural irrigation
39.07.01.01	Tubes and fittings therefor for irrigation
40.11.01.21	Tyre cases for tractors
40.11.02.01	Inner tubes for tractors
48.16.89.00	Only paperboard containers for dairy products
73.23.01.01	Only tinned or galvanized containers for the transport of milk
73.26.00.01	Barbed wire
76.08.01.00	Structures and parts of structures, of aluminium. Only for the construction of silos
76.10.01.01	Containers of aluminium for the transport of milk
79.06.01.00	Gutters, roof capping, skylight frames and other fabricated building components, of zinc (only for the construction of silos for agricultural use)
82.03.05.00	Files and rasps
82.13.90.00	Parts. Only for animal-hair clippers
84.08.89.02	Windmills
84.08.90.99	Parts for windmills
84.10.21.00	Liquid elevators. Only for agricultural use
84.10.99.99	Parts. Only for liquid elevators for agricultural use
84.17.01.11	Heat exchangers. Only milk coolers

84.17.01.21 Autoclaves. Only for drying wood
84.17.03.99 Only wood dryers and tobacco-drying apparatus
84.17.05.99 Sterilizing apparatus. Only for the dairy industry
84.21.01.01 Mechanical sprays and powder distributors, whether or not self-propelled
84.21.01.09 Other. Sprays and powder distributors weighing less than 20 kg.
84.21.01.99 Sprays and pumps for tractor appliances
84.21.06.00 Agricultural irrigation systems
84.21.90.01 Parts for agricultural irrigation systems
84.22.01.01 Pulley tackle and hoists, winches and capstans (or windlasses), hand-operated
84.23.01.01 Extracting, cutting and drilling machinery, self-propelled
84.23.01.11 Earth boring or drilling machinery, stationary
84.23.01.99 Other extracting, cutting and drilling machinery
84.23.11.01 Bulldozers, angle-dozers and levellers, self-propelled
84.23.11.11 Mechanical shovels and excavators, self-propelled
84.23.11.19 Other excavating and levelling machinery, self-propelled
84.23.11.99 Other machinery for excavating, levelling and similar tasks
84.24.90.09 Other parts, of machinery for sowing and cultivation
84.25.01.21 Harvesting machines (including combines)
84.25.02.00 Threshers, including maize-threshers and the like
84.25.90.01 Parts of mowers for cutting hay, etc., pick-up balers and pick-up baling presses
84.25.90.11 Parts of baling presses for straw, hay and fodder
84.25.90.99 Other parts of fruit-graders and other grading machines for agricultural products
84.26.90.00 Parts of milking machines and dairy machinery
84.27.90.00 Parts of machinery used in wine-making, cider-making and the like
84.28.01.02 Other machines for grinding or milling grain
84.28.01.99 Machines for mixing and distributing fodder
84.28.02.99 Other poultry-keeping machines

84.28.90.00	Parts of machinery and appliances falling within Heading No. 84.28
84.29.04.00	Pelletizers, machines for the preparation of balanced feed and other machinery for the treatment of cereals or dried leguminous vegetables
84.30.90.05	Parts of machinery and appliances falling within Sub-Heading No. 84.30.07.00
84.38.90.01	Parts of cotton gins
84.45.07.01	Lapping and honing machines
84.45.07.99	Other. Sharpening machines, polishing machines and the like
84.48.02.25	Parts of lapping and honing machines
84.49.02.01	Chain-saws and the like
84.61.89.11	Special valves for agricultural irrigation systems
84.63.08.00	Shaft couplings
85.22.01.21	Electrifiers (pulse energizers) for electric fences used in animal husbandry
87.01.02.01	Wheeled tractors, assembled, of 40 HP or less
87.01.02.01	Wheeled tractors, assembled, of more than 40 HP but not more than 120 HP
87.01.02.03	Wheeled tractors, assembled, of more than 120 HP
87.02.01.21	Assembled, falling within category B1.1 or B1.2
87.02.01.25	Assembled, falling within category B2.1 or B2.2
87.02.01.41	Assembled, falling within category C, except automobiles
87.06.03.01	Mechanical gear-boxes and parts, for products falling within Heading 87.01
87.06.03.09	Other gear-boxes and parts thereof, for products falling within Heading 87.01
87.06.03.15	Clutch systems and parts thereof, for products falling within Heading 87.01
87.06.03.21	Tractor axles (front and rear) with differential and parts thereof, for products falling within Heading 87.01
87.06.03.25	Cardan transmissions and parts thereof, for products falling within Heading 87.01
87.06.04.01	Track bearing assemblies and parts thereof, for products falling within Heading 87.01
87.06.05.05	Mechanical steering systems and parts thereof, for products falling within Heading 87.01
87.06.05.11	Flywheels or poles for products falling within Heading 87.01
90.24.01.00	Pressure gauges (manometers)