

GENERAL AGREEMENT ON
TARIFFS AND TRADE

RESTRICTED
L/5687/Add.2
13 December 1985
Limited Distribution

Original: Spanish

NOTIFICATION IN PURSUANCE OF PARAGRAPH 3 OF THE
UNDERSTANDING REGARDING NOTIFICATION, CONSULTATION,
DISPUTE SETTLEMENT AND SURVEILLANCE, AND PARAGRAPH 3 OF
THE DECLARATION ON TRADE MEASURES TAKEN FOR BALANCE-
OF-PAYMENTS PURPOSES

Communication from Argentina

Addendum

The following communication, dated 21 November 1985, has been received from Argentina.

The Permanent Mission of the Argentine Republic to the International Organizations in Geneva presents its compliments to the GATT secretariat and, with reference to the import régime currently in force, has pleasure in forwarding herewith the texts of Decisions Nos. 347/85, 407/85, 413/85, 483/85, 499/85, 533/85 and 547/85 modifying Decree No. 4070/84, which was circulated in document L/5687/Add.1.

Likewise included is a copy of M.E. Ministry of the Economy Decision No. 1325/84, establishing implementing provisions for Decree No. 4070/84.

It is requested that these Decisions be communicated to the other contracting parties in pursuance of paragraph 3 of the Understanding Regarding Notification, Consultation, Dispute Settlement and Surveillance, and furthermore of Article XVIII:B of the General Agreement.

DECISION NO. 347 OF 28 JUNE 1985

HAVING REGARD to the provisions of Decree No. 4070 of 28 December 1984,
and

WHEREAS:

The effect of the decisions adopted on economic matters should begin to show a redirection of import policy both as regards adjustment of tariff levels and in respect of quantitative restrictions;

Without prejudice to the continuing emphasis on the need for prudence in allocating foreign exchange, it is appropriate to take measures to allow evaluation of the desirability of a future review of non-tariff restrictions;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 and Article 12 of M.E. Decision No. 1325, both dated 28 December 1984;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. For a period of thirty (30) days, all the headings of the import tariff included in Annex I to Decree No. 4070 of 28 December 1984 shall be deleted from that Annex.

ARTICLE 2. For a period of thirty (30) days, all the headings of the import tariff, with their corresponding footnotes, deleted from Annex I to Decree No. 4070 of 28 December 1984 under the preceding Article, shall be included in Annex II to that Decree.

ARTICLE 3. After all the footnote references to the headings which under Article 2 above are to be included in Annex II to Decree No. 4070 of 28 December 1984, and which have the same footnote numbers as headings already included in Annex II, the word "bis" shall be added and including down to the last such number.

ARTICLE 4. This Decision shall take effect as from today's date.

ARTICLE 5. To be communicated, etc.

DECISION NO. 407 OF 26 JULY 1985

HAVING REGARD to the provisions of Foreign Trade Department Decision No. 347 of 28 June 1985, and

WHEREAS:

For the evaluation referred to in the above-mentioned Decision, the thirty-day period during which all the headings of the import tariff appearing in Annex I to Decree No. 4070 of 28 December 1984 were included with their footnotes in Annex II to that Decree, has not been sufficient;

It is accordingly necessary to extend the period established by Article 2 of the above-mentioned Decision;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 and Article 12 of M.E. Decision No. 1325, both dated 28 December 1984;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. The period established by Article 2 of Foreign Trade Department Decision No. 347 dated 28 June 1985 is extended until 31 August 1985.

ARTICLE 2. This Decision shall take effect as from 29 July 1985.

ARTICLE 3. To be communicated, etc.

DECISION NO. 413 OF 29 JULY 1985

HAVING REGARD to the provisions of Decree No. 4070 of 28 December 1984,
and

WHEREAS:

It is appropriate to continue to review the system established by the above-mentioned Decree, adjusting it to current needs and to considerations of a general economic character;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 of 28 December 1984 and Article 12 of M.E. Decision No. 1325 of the same date;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. The goods falling within the headings of the import tariff listed in Annex I hereto are deleted from Annex II to Decree No. 4070 of 28 December 1984.

ARTICLE 2. To be communicated, etc.

ANNEX I

08.01.02.01.00	84.18.03.99.00	84.42.00.04.99
38.14.00.01.01	84.19.02.99.99	84.43.02.99.00
48.01.08.09.02	84.19.03.02.99	84.44.02.01.03
48.01.08.11.00	84.20.02.02.99	84.44.02.01.04
48.20.00.01.00	84.21.00.05.01	84.44.02.01.99
48.21.05.02.00	84.21.00.05.99	84.45.09.03.99
73.29.00.01.01	84.22.07.01.00	84.48.01.00.99
73.29.00.01.09	84.22.07.99.00	84.49.02.99.00
83.02.00.00.01	84.23.07.02.00	84.50.00.02.99
84.01.02.99.00	84.23.07.03.00	84.56.05.01.00
84.02.02.99.00	84.23.07.11.00	84.56.05.03.00
84.03.00.99.99	84.23.07.99.00	84.56.05.04.00
84.06.04.02.00	84.26.03.99.00	84.56.05.05.00
84.07.03.02.99	84.27.02.99.00	84.56.05.07.00
84.08.06.99.00	84.28.02.99.00	84.56.05.99.00
84.09.00.02.99	84.29.02.99.00	84.58.00.02.99
84.10.06.02.96	84.30.02.99.00	84.59.04.01.99
84.10.06.02.99	84.33.02.99.00	84.59.09.01.99
84.10.06.03.97	84.34.03.99.00	84.59.09.02.99
84.10.06.03.99	84.35.05.99.00	84.59.09.03.03
84.10.06.04.01	84.38.01.00.01	84.59.09.03.04
84.10.06.04.99	84.38.01.00.02	84.59.09.03.05
84.10.06.05.11	84.38.01.00.03	84.59.09.03.06
84.10.06.05.99	84.38.01.00.18	84.59.09.03.99
84.13.00.02.99	84.38.01.00.19	84.59.09.07.99
84.14.00.91.99	84.38.01.00.99	84.60.00.03.99
84.15.04.99.00	84.38.02.00.01	84.63.00.09.99
84.16.00.02.01	84.38.03.00.99	85.01.06.99.00
84.17.02.08.99	84.40.07.99.00	85.01.11.01.00
84.18.01.02.03	84.41.02.03.02	85.01.11.99.00

85.09.00.02.00	86.09.00.06.00	90.19.01.02.00
85.11.01.03.99	86.09.00.07.00	90.19.02.99.01
85.11.02.02.99	86.09.00.08.00	90.19.02.99.02
85.13.02.01.99	86.09.00.80.00	90.20.00.01.01
85.13.02.02.99	86.09.00.90.00	90.20.00.01.04
85.13.02.03.99	90.07.02.01.00	90.20.00.01.70
85.14.02.01.99	90.07.02.99.00	90.20.00.01.80
85.14.02.99.00	90.07.03.99.00	90.20.00.01.90
85.15.10.01.13	90.10.02.01.99	90.20.00.01.99
85.15.10.01.98	90.10.02.02.00	90.20.00.04.50
85.15.10.01.99	90.10.03.03.00	90.20.00.05.99
85.15.10.05.99	90.12.00.02.00	90.20.00.06.99
85.17.00.02.99	90.13.00.02.00	90.22.00.04.00
85.18.00.01.01	90.14.01.03.00	90.23.00.02.99
85.18.00.04.99	90.14.02.06.00	90.24.00.01.01
85.19.01.04.18	90.16.01.02.08	90.24.00.01.02
85.19.01.04.19	90.16.01.02.11	90.24.00.05.00
85.19.01.04.28	90.16.01.02.12	90.27.00.02.00
85.19.01.04.29	90.16.01.02.13	90.28.01.99.00
85.19.01.04.39	90.16.01.02.14	90.28.02.99.00
85.19.01.06.99	90.17.01.01.26	90.28.03.01.99
85.19.03.04.99	90.17.01.01.31	90.28.03.02.05
85.20.05.01.03	90.17.01.01.99	90.29.00.01.00
85.20.05.01.04	90.17.01.02.00	90.29.00.02.99
85.20.05.01.99	90.17.02.02.00	90.29.00.03.00
85.22.02.90.00	90.17.03.01.01	90.29.00.04.99
85.22.02.99.99	90.17.03.01.02	90.29.00.06.05
86.09.00.03.00	90.17.03.01.04	90.29.00.06.19
86.09.00.04.00	90.17.03.01.12	90.29.00.06.20
86.09.00.05.00	90.17.03.02.00	90.29.00.06.21

90.29.00.05.22

90.29.00.06.25

90.29.00.06.99

92.07.00.01.01

92.07.00.01.02

92.07.00.01.99

92.07.00.02.00

92.07.00.99.00

92.10.00.01.99

92.10.00.02.00

92.10.00.03.00

92.10.00.04.00

92.10.00.05.00

92.10.00.06.01

92.10.00.06.99

92.10.00.07.09

92.10.00.07.10

92.10.00.07.11

92.10.00.99.00

92.13.00.01.02

92.13.00.01.03

DECISION NO. 483 OF 27 AUGUST 1985

HAVING REGARD to the provisions of Decisions Nos. 347 of 28 June 1985 and 407 of 26 July 1985, both issued by the Foreign Trade Department, and

WHEREAS:

The considerations underlying the above-mentioned Decisions still exist, for which reason it is necessary to extend the period referred to therein;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 and Article 12 of M.E. Decision No. 1325, both dated 28 December 1984;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS;

ARTICLE 1. The period established in Article 2 of Foreign Trade Department Decision No. 347 of 28 June 1985 and Article 1 of Foreign Trade Department Decision No. 407 of 26-July 1985 shall be extended until 31 December 1985.

ARTICLE 2. This Decision shall take effect as from today's date.

ARTICLE 3. To be communicated, etc.

DECISION NO. 499 OF 30 AUGUST 1985

HAVING REGARD to the provisions of Decree No. 4070 and M.E. Decision No. 1325, both dated 28 December 1984, and

WHEREAS:

It is appropriate to adopt measures to avoid impairment of the objectives pursued in establishing the procedure mentioned in Article 26 of the above-mentioned Decision;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 and Articles 12 and 31 of M.E. Decision No. 1325, both dated 28 December 1984;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. The procedure established in Article 26 of M.E. Decision No. 1325 of 28 December 1984 shall not be applicable in respect of goods falling within the import tariff headings listed in Annex I to this Decision.

ARTICLE 2. This Decision shall take effect on the day following its publication in the Official Gazette.

ARTICLE 3. To be communicated, etc.

03.01.01.01.01	17.04.00.04.00	21.03.00.00.00
16.01.00.00.00	17.04.00.99.00	21.04.00.00.00
16.02.00.01.00	18.06.00.00.00	21.05.01.00.00
16.02.00.02.00	19.02.00.00.00	21.05.02.00.00
16.02.00.03.00	19.04.00.00.00	21.07.00.01.00
16.02.00.99.00	19.05.00.00.00	21.07.00.03.00
16.03.00.00.00	19.07.00.00.00	21.07.00.04.00
16.04.00.01.00	19.08.00.01.00	21.07.00.05.00
16.04.00.02.00	19.08.00.02.00	21.07.00.07.00
16.04.00.03.00	20.01.00.01.01	21.07.00.99.00
16.04.00.04.00	20.01.00.01.90	22.01.00.00.00
16.04.00.05.00	20.01.00.99.00	22.02.00.01.00
16.04.00.06.00	20.02.00.01.01	22.02.00.02.00
16.04.00.07.00	20.02.00.01.90	22.02.00.99.00
16.04.00.08.00	20.02.00.99.00	22.03.00.01.00
16.04.00.09.00	20.03.00.01.00	22.03.00.99.00
16.04.00.99.00	20.03.00.99.00	22.05.00.01.01
16.05.00.01.00	20.04.00.01.00	22.05.00.01.02
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16.05.00.05.00	20.05.00.02.00	22.05.00.99.00
16.05.00.06.00	20.05.00.03.00	22.06.00.00.00
16.05.00.07.00	20.06.01.00.00	22.07.00.00.00
16.05.00.08.00	20.06.02.01.01	22.09.01.99.00
16.05.00.09.00	20.06.02.01.90	22.09.02.01.00
16.05.00.10.00	20.06.02.99.00	22.09.02.02.00
16.05.00.99.00	20.07.01.00.00	22.09.02.50.00
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17.01.02.01.00	20.07.03.00.00	22.09.03.02.00
17.01.02.99.00	20.07.04.00.00	22.09.03.03.00
17.04.00.01.00	20.07.05.00.00	22.09.03.04.00
17.04.00.02.00	20.07.06.00.00	22.09.03.05.00
17.04.00.03.00	20.07.07.00.00	22.09.03.99.00

22.10.00.00.00	42.02.03.01.01	58.02.02.01.03
24.02.01.00.00	42.02.03.01.02	58.02.02.99.00
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24.02.03.02.00	42.02.04.99.00	58.02.05.01.01
24.02.03.99.00	42.03.00.01.00	58.02.05.01.02
33.06.00.10.01	42.03.00.99.00	58.02.05.01.03
33.06.00.10.02	42.05.00.00.00	58.02.05.02.01
33.06.00.10.03	42.06.00.00.00	58.02.05.02.20
33.06.00.10.04	43.03.00.00.00	58.02.05.02.21
33.06.00.11.00	43.04.00.00.00	58.02.05.02.40
34.01.00.01.99	44.24.00.00.00	58.02.05.02.99
34.05.00.00.00	44.27.00.00.00	58.02.05.99.00
34.06.00.00.00	48.05.02.00.00	58.02.06.00.00
34.07.00.01.00	48.10.00.00.00	58.02.07.00.00
36.05.00.99.00	48.11.00.00.00	58.02.08.00.00
36.06.00.00.00	48.12.00.00.00	58.02.09.00.00
38.11.01.01.00	48.14.00.00.00	58.03.00.00.00
38.11.02.02.00	48.15.01.01.00	59.10.00.00.00
38.11.03.02.00	48.15.01.99.00	60.02.00.01.00
38.11.04.02.00	48.15.03.13.00	60.02.00.02.00
38.11.05.98.00	48.16.00.00.00	60.02.00.03.00
39.07.02.01.00	48.18.00.00.00	60.02.00.04.00
39.07.02.02.00	48.19.00.00.00	60.02.00.99.00
39.07.02.99.00	48.21.02.00.00	60.03.00.01.01
39.07.03.00.00	48.21.03.00.00	60.03.00.01.02
39.07.04.00.00	48.21.04.01.00	60.03.00.01.03
39.07.05.00.00	48.21.04.90.00	60.03.00.01.04
40.12.00.00.00	49.09.00.00.00	60.03.00.01.99
40.13.00.00.00	49.10.00.00.00	60.03.00.02.01
42.01.00.00.00	58.01.01.00.00	60.03.00.02.02
42.02.01.01.00	58.01.02.00.00	60.03.00.02.03
42.02.01.99.00	58.02.01.00.00	60.03.00.02.04
42.02.02.01.00	58.02.02.01.01	60.03.00.02.90
42.02.02.99.00	58.02.02.01.02	60.03.00.99.00

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61.02.03.00.00	61.07.00.00.00	64.01.00.03.03
61.02.04.00.00	61.09.01.00.00	64.01.00.03.99
61.02.05.00.00	61.09.02.00.00	64.01.00.04.01
61.02.06.00.00	61.10.00.00.01	64.01.00.04.99
61.02.07.00.00	61.10.00.00.99	64.01.00.05.00
61.02.08.00.00	61.11.00.00.00	64.02.00.01.01
61.02.09.00.00	62.01.01.00.00	64.02.00.01.99
61.02.10.00.00	62.01.02.00.00	64.02.00.02.01
61.02.11.00.00	62.01.03.00.00	64.02.00.02.99
61.02.12.00.00	62.01.04.00.00	64.02.00.03.01
61.02.13.00.00	62.01.05.00.00	64.02.00.03.99
61.02.14.00.00	62.02.01.00.00	64.02.00.04.01
61.02.15.00.00	62.02.02.00.00	64.02.00.04.99
61.02.16.00.00	62.02.03.00.00	64.03.00.00.00
61.02.17.00.00	62.02.04.00.00	64.04.00.01.00
61.02.18.00.00	62.02.05.01.00	64.04.00.99.00
61.02.19.00.00	62.02.05.99.00	64.05.00.01.00
61.02.20.00.00	62.02.05.01.00	64.05.00.99.00
61.02.21.00.00	62.02.06.99.00	64.06.00.00.00
61.02.22.00.00	62.02.07.00.00	65.01.00.00.00
61.02.23.00.00	62.02.08.00.00	65.02.00.00.00
61.02.24.00.00	62.03.00.00.00	65.03.00.00.00
61.03.01.00.00	62.04.01.00.00	65.04.00.00.00
61.03.02.00.00	62.04.02.00.00	65.05.00.00.00
61.03.03.00.00	62.05.00.00.01	65.06.00.00.00
61.03.04.00.00	62.05.00.00.02	65.07.00.00.00
61.03.05.00.00	62.05.00.00.99	66.01.00.00.00
61.03.06.00.00	63.01.00.00.00	66.02.00.00.00
61.04.01.01.00	63.02.00.00.00	66.03.00.00.00
61.04.01.99.00	64.01.00.01.99	67.01.00.02.01
61.04.02.01.00	64.01.00.02.01	67.01.00.02.02
61.04.02.99.00	64.01.00.02.02	67.01.00.02.99

67.02.00.00.00	76.16.00.00.21	85.12.02.00.00
67.04.00.00.00	79.06.00.01.00	85.12.03.00.00
69.08.00.01.00	80.06.00.01.00	85.12.04.99.00
69.08.00.02.00	82.08.00.00.00	85.12.05.01.00
69.08.00.99.00	82.09.00.00.02	85.12.05.99.00
69.10.00.00.00	82.09.00.00.03	85.15.02.99.00
69.11.00.00.00	82.11.00.02.00	85.15.03.99.00
69.12.00.00.00	82.11.00.03.00	85.15.04.00.00
69.13.00.00.00	82.14.00.99.00	85.15.05.00.00
70.13.00.01.01	83.04.00.00.00	85.15.06.00.00
70.13.00.01.02	83.05.00.00.00	85.17.00.01.01
70.13.00.01.03	83.06.00.00.00	85.20.01.01.07
70.13.00.01.04	83.11.00.00.00	87.02.01.01.01
70.13.00.01.90	83.14.00.00.00	87.02.01.01.20
70.13.00.99.00	84.11.04.01.99	87.02.01.01.40
71.12.00.00.00	84.12.00.01.01	87.02.01.01.60
71.13.00.00.00	84.15.01.01.00	87.04.00.02.99
71.14.00.00.00	84.15.01.02.00	87.09.00.01.01
71.15.00.00.00	84.15.02.00.00	87.09.00.01.10
71.16.00.00.00	84.17.01.01.99	87.09.00.01.20
73.36.01.01.00	84.18.01.02.71	87.09.00.01.30
73.36.01.99.00	84.18.02.06.00	87.09.00.02.00
73.36.02.01.00	84.19.01.00.00	87.10.00.01.00
73.36.02.02.00	84.40.01.00.00	87.10.00.02.00
73.36.02.99.00	84.40.05.00.00	87.10.00.99.00
73.38.01.01.00	84.40.06.99.04	87.13.00.01.00
73.38.01.99.00	84.41.01.01.00	90.07.01.01.00
73.38.02.01.99	84.61.00.01.40	90.07.01.02.00
73.38.02.99.99	84.61.00.01.41	91.01.00.01.01
74.17.00.00.00	84.61.00.01.42	91.01.00.01.02
74.18.01.00.00	85.06.01.00.00	91.01.00.01.50
74.18.02.00.00	85.06.02.00.00	91.01.00.01.60
75.06.00.00.01	85.06.03.00.00	91.01.00.02.01
76.15.01.00.00	85.06.04.00.00	91.01.00.02.40
76.15.02.00.00	85.12.01.01.00	91.02.00.00.01

91.02.00.00.02
91.02.00.00.03
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97.04.00.06.01
97.04.00.06.90
97.04.00.08.00
97.04.00.99.00

97.05.00.00.00
97.08.00.00.00
98.01.00.00.00
98.02.00.00.00
98.03.00.01.00
98.05.00.01.00
98.05.00.02.00
98.05.00.99.00
98.06.00.00.00
98.07.00.00.00
98.09.00.00.00
98.10.00.01.01
98.10.00.01.99
98.11.00.01.00
98.12.00.00.00
98.14.00.00.00
98.15.00.01.99
98.16.00.00.00

DECISION NO. 533 OF 13 SEPTEMBER 1985

HAVING REGARD to the provisions of Decree No. 4070 of 28 December 1984,
and

WHEREAS:

It is appropriate to adjust the system established by the above-mentioned Decree so as to take account of the needs and requirements of the various sectors of the economy;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 and Article 12 of M.E. Decision No. 1325, both dated 28 December 1984;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. The following headings of the import tariff shall be included in Annex II to Decree No. 4070 of 28 December 1984:

49.01.00.01.00	(116)
49.01.00.02.00	(116)
49.01.00.03.00	(116)
49.01.00.99.00	(116)

(116) Only books by Argentine authors and books published as textbooks for primary- or secondary-level educational establishments of the Argentine Republic.

ARTICLE 2. This Decision shall take effect on the day following its publication in the Official Gazette.

ARTICLE 3. To be communicated, etc.

DECISION NO. 547 OF 16 SEPTEMBER 1985

HAVING REGARD to the provisions of Decree No. 4070 of 28 December 1984,
and

WHEREAS:

It is appropriate to continue to adjust the system established by the above-mentioned Decree in the light of the needs and requirements of the various sectors of the economy;

A technical adjustment is necessary in the Annex to Foreign Trade Department Decision No. 499 of 30 August 1985;

The present Decision is issued in exercise of the authority conferred by Article 18 of Decree No. 4070 of 28 December 1984 and delegated by Article 12 of M.E. Decision No. 1325 of the same date;

Now, therefore,

THE SECRETARY FOR FOREIGN TRADE HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. The following footnote shall be appended to heading 97.07.00.00.99 of the import tariff included in Annex II to Decree No. 4070 of 28 December 1984:

"(117) Except fish-hooks".

ARTICLE 2. The Annex to Foreign Trade Department Decision No. 499 of 30 August 1985 shall be corrected as follows:

Replace "85.12.01.01.00" by "85.12.01.00.00".

ARTICLE 3. This Decision shall take effect on the day following its publication in the Official Gazette.

ARTICLE 4. To be communicated, etc.

M.E. /MINISTRY OF THE ECONOMY/ RESOLUTION NO. 1325/84 OF 28 DECEMBER 1984

HAVING REGARD to the provisions of Decree No. 4070 of 28 December 1984,
and

WHEREAS:

It is appropriate to adopt implementing provisions for the system established by the above-mentioned Decree;

Now, therefore,

THE MINISTER OF THE ECONOMY HEREBY DECIDES AS FOLLOWS:

ARTICLE 1. Importers, whether in the public or the private sector, shall submit their import needs to the Foreign Trade Department through a sworn declaration on the form and in the manner prescribed by that Department.

ARTICLE 2. The term "public sector" shall be deemed to comprise the public administration, State, mixed, national-level, provincial and municipal bodies, departments, divisions and self-financed, autonomous or decentralized agencies, companies and enterprises, as well as State contractors when acting in that capacity.

ARTICLE 3. Agencies authorized to engage in foreign-exchange operations shall proceed with an import transaction only upon production of the Certificate of Sworn Declaration of Import Needs issued by the Foreign Trade Department and bearing a date of issue prior to the date on which the goods were despatched by land, water or air to a final destination within the customs territory.

The bank documents to be submitted to the National Customs Administration shall indicate the serial number and the dates of issue and expiry of the Certificate of Sworn Declaration of Import Needs covering the import concerned, and likewise its tariff heading and shall be accompanied by a photocopy of the relevant Certificate legalized by the banking institution involved.

For all purposes, the agency authorized to engage in foreign exchange operations shall retain as depositary the original Certificate of Sworn Declaration of Import Needs on which it proceeds with the transaction.

ARTICLE 4. In the case of imports not entailing a foreign-exchange transfer, the Certificate of Sworn Declaration of Import Needs shall be processed directly by the National Customs Administration.

ARTICLE 5. Transactions not entailing the use of foreign exchange referred to in Article 4 above shall in no case extend to those which, because of the quantity or value involved, appear to be purchases of a commercial character, with the exception of imports not entailing the use of foreign exchange for:

(a) replacement of goods under guarantee; (b) industrial prototypes; (c) luggage; (d) manufacturing plans; (e) re-import of goods sent abroad, subject to due justification of their return; (f) gifts to an agency for non-commercial use; (g) such purposes as the Foreign Trade Department may consider justified in the light of the objectives of the Decree mentioned in the preamble to this Decision.

ARTICLE 6. For purposes of banking and customs formalities, the fact of holding a Certificate of Sworn Declaration of Import Needs issued by the Foreign Trade Department shall not exempt the holder from compliance with the relevant rules in force or with the category and treatment applicable to the goods concerned under the import tariff or with the relevant controls vested in the Central Bank of the Argentine Republic and the National Customs Administration.

ARTICLE 7. Agencies authorized to engage in foreign exchange transactions may allow a tolerance of not more than ten per cent (10%) on the total f.o.b. value stated in the Certificate of Sworn Declaration of Import Needs.

In order to allow for possible variations in the unit prices stated in the Certificate of Sworn Declaration of Import Needs, it shall be acceptable for importers to increase or reduce the quantity of goods authorized, without changing the amount of the declared f.o.b. value, subject to the tolerance mentioned in the preceding paragraph. In no case may the variation in the unit price exceed ten per cent (10%) of the price stated in the Certificate of Sworn Declaration of Import Needs.

ARTICLE 8. The Foreign Trade Department shall be empowered to decide on exceptions requested from the system established under the Decree mentioned in the preamble to this Decision and likewise to establish procedural rules for its correct application.

ARTICLE 9. The Foreign Trade Department may verify the particulars given in the Sworn Declaration of Import Needs, whether on receipt thereof or subsequently, and shall be empowered to initiate appropriate administrative and/or legal action and to suspend the issue of the Certificate of Sworn Declaration of Import Needs.

ARTICLE 10. The goods covered by the Certificate of Sworn Declaration of Import Needs under the system established by the Decree mentioned in the preamble must be shipped not later than one hundred and twenty (120) days from the date of issue of the Certificate of Sworn Declaration of Import Needs; thereafter the Certificate shall cease to be valid and a new procedure must be initiated if the import remains necessary.

ARTICLE 11. The time-limit for shipment mentioned in Article 10 above shall not be applicable in respect of capital goods and replacement parts therefor.

ARTICLE 12. The Foreign Trade Department shall be empowered to make exclusions from the list of goods in Annex I to the Decree mentioned in the preamble and to make inclusions and/or exclusions in the lists of goods given in Annex II and List A of the same Decree.

ARTICLE 13. The issue of the Certificate of Sworn Declaration of Import Needs shall be subject to prior lodging, by the applicant, of a bank deposit in the manner established by the present Decision.

ARTICLE 14. The amount of the bank deposit required by Article 13 shall be determined as follows: (a) its calculation shall be based on the total f.o.b. value indicated in the Sworn Declaration of Import Needs; (b) the calculation basis established in (a) above shall be converted into Argentine pesos at the closing uniform selling rate of exchange on the working day prior to the lodging of the deposit; (c) the figure resulting from the conversion mentioned in (b) above shall be multiplied by the percentage of import duty applicable to the goods concerned under the import tariff.

ARTICLE 15. In the case of goods which on the date of lodging of the deposit were dutiable at rates of less than five per cent (5%), the multiplier used for the calculation required in Article 14 above shall be five per cent (5%).

ARTICLE 16. The above-mentioned deposits shall be non-transferable and shall be released automatically at the end of the minimum holding period established by the Central Bank of the Argentine Republic for fixed-term non-transferable registered deposits adjustable in accordance with the United States dollar clause.

ARTICLE 17. The return of the bank deposit may be automatic before the expiry of the established minimum holding period, inasmuch as the deposit is intended for payment of the import duty payable on the goods for which it was lodged even though the goods may not be subject to such payment or the payment due may be less than the amount of the deposit.

ARTICLE 18. The Central Bank of the Argentine Republic shall determine the adjustments to be made in updating such deposits and/or the interest payable thereon.

ARTICLE 19. The Honorary Imports Advisory Commission, referred to in Articles 7 and 8 of the Decree mentioned in the preamble to this Decision, shall assist the Foreign Trade Department in the handling of applications for a Sworn Declaration of Import Needs in respect of goods listed in Annex II to that Decree. In that connection, the Advisory Commission shall identify cases involving exceptions, special régimes, sectoral agreements, applications accompanied by a duly validated prior favourable opinion by the Department of Industry and other situations provided for by the Decree and this Decision, exempting them from consideration and referring them for action under the relevant powers of the implementing authority.

ARTICLE 20. The above-mentioned Commission shall be chaired by the Under-Secretary for Foreign Trade, who may be replaced by the National Director for Imports or by an official of the Foreign Trade Department of equivalent rank, assisted by a representative of the Department of Industry, which for this purpose shall appoint two officials of equal rank as its representative and alternate.

ARTICLE 21. The Chairman of the Commission may call upon other competent official bodies to attend when the nature of the case to be considered so requires.

ARTICLE 22. Representatives of the following trade associations may be members of the Honorary Imports Advisory Commission: Association of Importers and Exporters of the Argentine Republic, Argentine Chamber of Commerce, General Economic Confederation of the Argentine Republic, Chamber of Importers of the Argentine Republic, Argentine Industry Council, Co-ordinating Body of Foreign-Trade Chambers of the Interior of the Country, Foreign-Trade Forum of the Argentine Republic, Argentine Industrial Union, and such other organizations as the Chairman of the Commission may deem it advisable to invite. For this purpose, the organizations shall proceed to appoint one delegate and one alternate, who alone shall be authorized to participate in meetings and who shall remain in office for a maximum period of six (6) months and may not be re-appointed for a further period.

ARTICLE 23. The Honorary Imports Advisory Commission shall meet on the days and times determined by it, with the members that are present, absence not constituting grounds for review of the matters dealt with or the decisions adopted.

ARTICLE 24. The Honorary Imports Advisory Commission shall be assisted by an official who shall act as its secretary, with the following functions: (a) to submit the applications for Sworn Declaration of Import Needs to the Commission for its consideration; (b) to prepare an official record of each meeting, which shall be signed by the members present at the next meeting; and (c) to file a record of the opinions expressed on each particular case by the members of the Honorary Imports Advisory Commission.

ARTICLE 25. The Foreign Trade Department shall be empowered to establish whatever additional rules it deems advisable to improve the functioning of the Honorary Imports Advisory Commission.

ARTICLE 26. Import operations whose total f.o.b. value, excluding consular fees, does not exceed one thousand United States dollars (US\$1,000) per tariff heading shall be handled by agencies authorized to engage in foreign-exchange operations, in accordance with the procedure and by means of the forms prescribed by the Foreign Trade Department. The declarations thus processed shall, with equivalent effects, serve as the Certificates of Sworn Declaration of Import Needs normally required under Article 1 of the Decree mentioned in the preamble to this Decision.

In the case of the imports not involving a foreign-exchange transfer referred to in the same Decree, the forms shall be submitted directly to the National Customs Administration.

ARTICLE 27. The procedure established in Article 26 shall not extend to goods listed in Annex I to the Decree cited in the preamble and shall be allowed only for an amount of up to two thousand United States dollars (US\$2,000) per importer per month.

ARTICLE 28. For one and the same tariff heading, the accumulated annual total of the Sworn Declarations of Import Needs indicated in Article 26 may not exceed six thousand United States dollars (US\$6,000), per importer.

ARTICLE 29. For the transactions referred to in Article 26 of this Decision, agencies authorized to engage in foreign-exchange operations shall indicate, in the bank documentation to be submitted to the National Customs Administration, the serial number of the relevant Sworn Declaration of Import Needs form, the date of processing of the form and the tariff heading specified in the Declaration. In cases where the National Customs Administration so requests, the banking institution involved shall provide a certified photocopy of the form for submission to that Administration.

ARTICLE 30. Importers must submit to the Foreign Trade Department bi-monthly, as a sworn declaration, a balance-sheet of the transactions they have processed under the procedure established in Article 26. -The balance-sheet shall be submitted within thirty (30) working days after the period covered by the information and shall indicate the total amount of the dollars processed during the two months' period, broken down by tariff heading. Non-submission of such information shall be grounds for disqualification to operate under the procedure established by Article 26 of this Decision.

ARTICLE 31. The Foreign Trade Department shall verify due compliance with the system set up by Article 26, and shall be empowered to modify the amounts indicated, resolve the exceptional cases that may arise, adopt appropriate measures for dealing with any attitudes or procedures which distort its functioning, and issue any additional rules that may prove necessary for the correct application of the system.

ARTICLE 32. The Foreign Trade Department shall be responsible for supervising strict compliance with the provisions of Article 12 of the Decree cited in the preamble and shall be empowered to establish the additional rules necessary for that purpose.

ARTICLE 33. For the goods referred to in Annex II to the Decree cited in the preamble, importers shall have to apply to the Department of Industry with a view to obtaining the opinion referred to in Article 6 of the Decree in question, providing the Department with a photocopy of the form used for the Sworn Declaration of Import Needs.

ARTICLE 34. The opinion of the Department of Industry shall relate to the existence of national production, to the normal-supply situation of the equivalent product in the national market or to the advisability of direct action by the Honorary Imports Advisory Commission. The opinion shall be stated on the special form created for the purpose.

ARTICLE 35. The action referred to in Articles 33 and 34 above - which shall not be obligatory for transactions having a total f.o.b. value of less than two thousand United States dollars (US\$2,000) - shall be applied for prior to the submission of the Sworn Declaration of Import Needs to the Foreign Trade Department and shall be included in the relevant file.

ARTICLE 36. The Foreign Trade Department may, without action by the Honorary Imports Advisory Commission, process applications for a Certificate of Sworn Declaration of Import Needs covering goods listed in Annex II having a total f.o.b. value of less than two thousand United States dollars (US\$2,000), provided that they do not exceed the monthly limit of two thousand United States dollars (US\$2,000) per importer.

ARTICLE 37. The Foreign Trade Department shall exercise the powers accorded by Article 6 of the Decree cited in the preamble, and shall evaluate the operative data in the relevant file before issuing the Certificate of Sworn Declaration of Import Needs.

ARTICLE 38. The Foreign Trade Department may issue Certificates of Sworn Declaration of Import Needs for goods included in industry sectoral agreements for the period, products, quantities and/or values specified therein. Such agreements shall be valid as from their validation by the Foreign Trade Department.

ARTICLE 39. The forms used for the Sworn Declaration of Import Needs relating to the importation of goods under Law No. 19,640 shall require action by the Commission for the Special Customs Zone created by Article 38 of Decree No. 9,208 of 28 December 1972. This provision shall be complied with by an importer whose Sworn Declaration of Import Needs form is in course of processing and who has not obtained a Certificate of Sworn Declaration dated prior to the entry into force of this Decision.

ARTICLE 40. A Certificate of Sworn Declaration of Import Needs issued up to 31 December 1984 under the system established by Decree No. 319 of 29 December 1983 and Decree No. 2045 of 29 June 1984, and under their respective implementing and supplementing rules, shall retain its validity as provided for by the relevant Decree but not beyond 30 April 1985, without exception.

Applications for a Certificate of Sworn Declaration of Import Needs which were submitted under the system of the Decrees and rules cited in the preceding paragraph for goods listed in Annexes I and II thereto and for which the Certificate was not issued up to 31 December 1984 shall, except as provided in Article 39 above, be processed by the Foreign Trade Department in the manner indicated below:

(a) for filed applications requiring the approval of the Honorary Imports Advisory Commission under Decree No. 319 of 29 December 1983 as shown in the record: they shall continue to be processed and the relevant Certificate shall be issued if appropriate, subject to the provisions of the Decree cited in the preamble to this Decision

(b) for filed applications relating to imports which are covered by the systems mentioned in Article 11, paragraph 1, of the Decree cited in the preamble and which require the approval of the competent authority: they shall continue to be processed and the relevant Certificates shall be issued if appropriate, subject to the provisions of the Decree cited in the preamble;

(c) for filed applications which do not meet the conditions described in sub-paragraphs (a) and (b) above: for the processing - which shall be subject to the provisions of the Decree cited in the preamble - to continue, the importers concerned shall only have to submit a note so requesting, for each such application, within thirty (30) days after the date of entry into force of this Decision.

If such a note is not submitted within the indicated time-limit, the applicant shall be deemed to have withdrawn his application.

ARTICLE 41. For cases not covered by this Decision, the Foreign Trade Department shall be empowered to issue the rules necessary for due compliance with the provisions of the Decree cited in the preamble.

ARTICLE 42. M.E. Decisions Nos. 6, 7 and 8 of 5 January 1984, No. 181 of 12 March 1984 and No. 277 of 5 April 1984 are hereby revoked.

ARTICLE 43. This Decision shall take effect as from 1 January 1985.

ARTICLE 44. To be communicated, etc.