

GENERAL AGREEMENT ON

RESTRICTED

TARIFFS AND TRADE

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22 April 1988

Limited Distribution

COUNCIL
4 May 1988

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EUROPEAN ECONOMIC COMMUNITY - IMPORT LICENCES FOR DESSERT APPLES

Recourse to Article XXIII:2 by Chile

Communication from Chile

The following communication, dated 20 April 1988, has been received from Chile with the request that it be circulated to contracting parties and that the matter be placed on the agenda of the Council meeting scheduled for 4 May 1988.

On instructions from my Government, and without prejudice to the contents of my Notes Nos. 013 and 019, I wish to ask you to include in the agenda for the next meeting of the GATT Council, a request by Chile for the establishment of a panel in accordance with Article XXIII:2 of the General Agreement to examine the licensing system applied by the European Economic Community to imports of apples from Chile, as well as all measures which hinder, restrict or prohibit the entry of apples originating in Chile into the Community.

This request includes any final measure which may be adopted by the European Economic Community in this matter and which restricts or prohibits the entry of apples originating in Chile on the basis of any formula or safeguard.

Chile considers that the measures already taken by the European Economic Community nullify and impair benefits accruing to it under the General Agreement. Most particularly, the suspension of the granting of licences to Chile imposed by the Community, besides being discriminatory, seriously affects apples because of their especially perishable nature.

I should be most obliged if you would kindly arrange to have this Note circulated to GATT contracting parties, together with the Annexes to my Notes 013 (see Annex I) and 019 (see Annex II).

ANNEX I

(Letter from the Permanent Representative of Chile, dated 12 April 1988, to the Head of the Permanent Delegation of the European Communities)

Pursuant to instructions received from my Government, I have the honour to request the European Economic Community for consultations in accordance with Article XXIII:1 of the General Agreement on Tariffs and Trade in connection with the decision by the Commission of the European Economic Communities to establish a licensing system for imports of dessert apples from third countries.

The Government of Chile considers that the introduction of this system impairs the value of the concession granted by the EEC, among other benefits accruing to Chile under the General Agreement.

The Government of Chile requests that consultations be held as rapidly as possible with a view to reaching a satisfactory solution to this matter.

ANNEX II

(Letter from the Permanent Representative of Chile, dated 20 April 1988, to the Head of the Permanent Delegation of the European Communities)

I have the honour to refer to my Note No. 014 of 12 April 1988 in which the Government of Chile requested the holding of consultations in accordance with Article XXIII:1 in connection with the decision by the European Economic Communities to establish a licensing system for imports of dessert apples from third countries.

Pursuant to instructions from my Government, I wish to request that these consultations be broadened to cover the suspension of the granting of licences to Chile, as well as any other measure that hinders, restricts or prohibits the entry of apples originating in Chile into the Community market.