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ORIGINAL: ENGLISH

SECOND SESSION OF THE PREPARATORY COMMITTEE OF THE UNITED NATIONS CONFERENCE ON TRADE AND EMPLOYMENT.

Non-negotiated Notes and Schedules

In accordance with the procedure laid down in document E/PC/T/220, the United States Delegation has submitted the following statement regarding Non-negotiated Notes which it proposes to append to the United States Schedule:

> The Delegation of the United States of America submit the following general notes to be inserted at the end of Schedule XX, relating to the United States of America. If comments are not received by October 10, 1947, it will be assumed that these notes are acceptable.

GENERAL NOTES

1. The provisions of this Schedule shall be construed and given the same effect, and the application of collateral provisions of the customs laws of the United States to the provisions of this Schedule shall be determined, insofar as may be practicable, as if each provision of this Schedule appeared respectively in the statutory provision noted in the column at the left of the respective descriptions of articles.

2. In the case of any article provided for in this Schedule, which is subject on the date of this Agreement to any additional or separate ordinary customs duty, whether or not imposed under the statutory provision noted in the column at the left of the respective description of the article, such separate or additional duty shall continue in force, subject to any reduction or consolidation with the primary duty indicated in this Schedule or hereafter provided for, until terminated in accordance with law, but shall not be increased.

3. Wherever in this Schedule provision is made for the application of a rate of duty to an article when "entered" during a specified period or in excess of a specified quantity, the word "entered" shall mean "entered, or withdrawn from warehouse, for consumption".

4. If any tariff quota provided for in this Schedule, other than those provided for in items 771, becomes effective after the beginning of a period specified as the quota year, the quantity of the quota product entitled to enter under the quota during the unexpired portion of the quota year shall be the annual quota quantity less 1/12 thereof for each full calendar month that has expired in such period.

5. In the event that the United States adopts any measure which precludes the application of "American selling price", as defined in section 402(g), Tariff Act of 1930, as a basis for determining the dutiable value of imported merchandise, it shall be free to adjust any rate of duty specified in this Schedule which on the date of this Agreement is required to be assessed on the basis of such "American selling price" to offset in whole or in part the difference in amount of duty which would otherwise result from the adoption of such measure.