

**DRAFT REPORT OF THE WORKING PARTY ON
THE ACCESSION OF BULGARIA**

Corrigendum

This document replaces the corrigendum WT/SPEC/14/Rev.1/Corr.1 dated 5 August 1996.

The following corrections should be made to the draft Report of the Working Party on the Accession of Bulgaria:

- Page 4, paragraph 6, line 3: delete "88" and replace with "90";
- Page 8, paragraph 15, last line: delete "electricity" and replace with "electrical energy (HS 2716)";
- Page 9, paragraph 15, first line, after "domestic coal (for production purposes)", insert "(HS ex 2701, ex 2702)",
- Page 9, paragraph 15, first line, after "tobacco products for internal sale", insert "(HS ex 2402, ex 2403)";
- Page 9, paragraph 15, second line, after "ceiling prices for gasoline", insert "(HS ex 2710)";
- Page 9, paragraph 15, third line, after "diesel oil", insert "(HS ex 2710)";
- Page 9, paragraph 15, third line, after "gas oil (for production purposes)", insert "(HS ex 2710)";
- Page 9, paragraph 15, third line, after "fuel oil", insert "(HS ex 2710)";
- Page 9, paragraph 15, third line, after "gas propane-butane", insert "(HS ex 2711)";
- Page 9, paragraph 15, seventh to tenth lines, after "... (bread" delete the rest of the sentence and replace with the following "(HS ex 1905); meat with bone in of bovine animals, swine, sheep, poultry (HS ex 0201, ex 0202, ex 0203, ex 0204, ex 0207); cow's milk (HS ex 0401.10, ex 0401.20); cow's yoghurt (HS 0403.10); white cheese in brine (HS ex 0406.90); refined sunflower oil (HS ex 1512.19); cow's butter (HS ex 0405.10); eggs (HS ex 0407); pasta (HS ex 1902); refined sugar (HS ex 1701); beans (HS ex 0713.33); lentils (HS ex 0713.40); rice (HS ex 1006.20); potatoes (HS 0701.90) and mineral waters (HS ex 2201.10), non-food products (pharmaceuticals for human consumption (from Chapter 30); coal and briquettes for the population (HS ex 2701.19, ex 2701.20)), the passenger (rail, urban and interurban) road transport services.";
- Page 14, paragraph 21: delete the last sentence;

- Page 17, paragraph 26, fourth line: delete "promptly" and replace with "every 18 months";
- Page 17, paragraph 26, sixth line: delete penultimate sentence;
- Page 20, insert the following new paragraph 33 (which was the first sentence of paragraph 43) before the heading "Duty Exemptions":

"The representative of Bulgaria said that upon accession to the Agreement Establishing the WTO, his Government would use the authority to apply taxes and surcharges on imports and exports in conformity with the provisions of the GATT 1994, in particular Articles III, VI, VIII, XII, XVIII and XIX thereof. The Working Party took note of this commitment.";

- Page 20, from paragraph 33 onwards the paragraph numbers will be renumbered;
- Page 21, insert the following new paragraph 36 after the heading "Customs Fee":

"Referring to the customs fee levied by Bulgaria, some members stated that this fee was not consistent to the provisions of Article VIII of the GATT 1994. In their view, minimum and maximum fees should correspond to the approximate cost of the services rendered. In response, the representative of Bulgaria said that as of 1995 the customs fee rate was set at 1 per cent of the customs value with a maximum amount of US\$700. This fee was applied to both exports and imports. The amount paid pursuant to the fee were at the disposal of the General Customs Directorate to cover the respective administrative costs. A member noted that this change, while addressing one aspect of the problem, does not fully address all issues involved in the application of such a fee on an ad valorem basis. A 1 per cent fee on imports is relatively high, as is the maximum fee level per entry of US\$700. To meet Article VIII criteria, revenues from the application of the fee should approximate the cost of providing the services, both in overall terms and in terms of individual shipments. In addition, the revenues from the fee should only be used to process imports and exports, and not for other expenses. If preferential trading partners or others are exempted from the fee, the revenues from the fee should not be used to process trade with these countries. The fee should not be included in the customs and tax valuation base of dutiable imports. The Working Party members sought Bulgaria's commitment to revise its fee to bring it into full conformity with the provisions of Article VIII of the GATT 1994."

All following paragraphs should be renumbered accordingly.

- Page 24, former paragraph 43, move the first sentence to the new paragraph 33 and renumber the rest of the paragraph as 45;

In the same paragraph, after the words "(a) for distilled spirits," delete the words "...on the basis of...", and add "...specific duties based on...".
- Page 33, former paragraph 59 should be renumbered as 61 and at the end of the paragraph insert "The representative of Bulgaria assured that Regulation No.180 would be revised to conform fully with WTO provisions and ensure that any use of such provisions would be fully consistent with the Agreement";

- Page 40, former paragraph 72 should be renumbered as 74 and at the end of the paragraph insert "The representative of Bulgaria assured that Bulgaria would provide answers to these questions.";
- Page 45, former paragraph 86 should be renumbered as 88 and in the eighth line, replace "44(a)" with "87";
- Page 46, former paragraph 88 should be renumbered 90 and in line 3 replace the paragraph numbers as follows: "29, 37, 45, 80 and 88";
- Page 46, former paragraph 89, second sentence: to become new paragraph 91 and read as follows:

"The Working Party took note of the statements and assurances given by Bulgaria in relation to certain specific matters which are reproduced in paragraphs 15, 31, 38, 59, 65, 76, 79 and 84 of this Report";
- Page 46, former paragraph 89 should be renumbered 92 and the third sentence will read as follows: "The Working Party took note of the commitments given by Bulgaria in relation to certain specific matters which are reproduced in paragraphs 16, 17, 25, 26, 29, 30, 32, 33, 35, 37, 39, 40, 45, 48, 49, 50, 55, 64, 69, 73, 75, 78, 80, 81, 83, 85, 88 and 90 of this Report.";
- Page 47, former paragraph 90 should be renumbered 93 and in line 8 after "Add.1" insert "and Corr.1-2.";
- Page 49, paragraph 2, line 4: delete "89" and insert "92";
- Page 49, paragraph 3, line 1: delete "89" and insert "92";
- Page 51, line 4, after "Add.1" insert "and Corr.1-2"
- Page 57, Annex 2, replace existing text with the following:

ANNEX 2
to the Report of the Working Party on the Accession of Bulgaria

LIST OF EXPORT TAXES APPLIED IN THE REPUBLIC OF BULGARIA

Description of products	Bulgarian Customs Tariff No	Export Tax Level
1. Live animals:		
- horses	0101 11) 0101 19)	150 USD/PCE
- bovine animals	0102	500 USD/TNE
- sheep and goats	0104	30 USD/TNE
2. Sea snails	ex 0307 91	260 USD/TNE
3. Hides and skins:		

Description of products	Bulgarian Customs Tariff No	Export Tax Level
- raw hides and skins of bovine animals	4101	700 USD/TNE
- raw hides and skins of sheep and goats	4102) 4103 10)	3.5 USD/PCE
- raw pigskins	ex 4103 90	450 USD/TNE
4. Wood:		
- fuel wood	ex 4401	15 USD/MTQ
- wood in the rough, coniferous and non-coniferous	ex 4403	
- with the diameter of the slender edge exceeding 4 to 20cm, excl. cerise, acacia, lime-tree		25 USD/MTQ
- with the diameter of the slender edge exceeding 20cm:		
- poplar (Populus)		25 USD/MTQ
- walnut		250 USD/MTQ
- others, excl. cerise, acacia and lime-tree		35 USD/MTQ
- wood chipped lengthwise:	ex 4407	
- planks and details of all kinds of wood, excl. walnut, cerise, acacia and lime-tree		25 USD/MTQ
- walnut wood, sliced lengthwise		200 USD/MTQ
- beams:		
- of all kinds of wood, excl. walnut, cerise, acacia and lime-tree		30 USD/MTQ
- of walnut		200 USD/MTQ
- details of walnut, any size		200 USD/MTQ
5. Waste of paper and paperboard	4707	100 USD/TNE
6. Wool:		
- greasy wool, fleece-washed	5101 11) 5101 19)	200 USD/TNE
- degreased wool, not carbonised	5101 21) 5101 29)	
- noils of wool or of fine animal hair	5103 10)	
- wool tops	5105 10) 5105 21) 5105 29)	
7. Waste and scrap:		
- of stainless steel	7204 21) ex 7204 50 10)	100 USD/TNE plus 30USD/TNE for each additional % nickel above 10%
- of cast iron	7204 10	40 USD/TNE
- of other alloy steel	7204 29	150 USD/TNE
- of tinned iron or steel	7204 30	30 USD/TNE

Description of products	Bulgarian Customs Tariff No	Export Tax Level
- lightweight scrap	7204 41	30 USD/TNE
- heavy scrap	7204 49)	50 USD/TNE
	ex 7204 50 10)	
- of aluminium	7602 00 11	110 USD/TNE
	7602 00 19	200 USD/TNE
	7602 00 90	200 USD/TNE
- of zinc	7902	80 USD/TNE
8. Copper products	7419 91)	150 USD/TNE
	7419 99)	