ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Article 4:4

Bilateral Agreement between Austria and China

The Textiles Surveillance Body received a notification from Austria of a new bilateral agreement with China, concluded under Article 4 of the MFA, valid for the period 1 January 1986-31 December 1988.

The TSB, pursuant to its procedures regarding bilateral agreements notified under Article 4,¹ has examined the relevant documentation and is forwarding the text of the notification to participating countries for their information.²

¹See COM.TEX/SB/35, Annex B
²For the TSB's observations on this notification see COM.TEX/SB/1150

*English only/ Anglois seulement/Inglés solamente
MEMORANDUM OF UNDERSTANDING

RELATING TO TRADE IN CERTAIN TEXTILE PRODUCTS

BETWEEN THE PEOPLE'S REPUBLIC OF CHINA AND AUSTRIA

1. This Memorandum of Understanding has been made having regard to the ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES done at Geneva on 20 December 1973, and in particular to Artical 4 thereof and to the Protocol Extending the Arrangement, done at Geneva on 22 December 1981.

2. This Memorandum of Understanding sets out the arrangement that has been agreed between the People's Republic of China and Austria regarding the exports of certain textile products set out in ANNEX I from the People's Republic of China into Austria.

3. Upon presentation of export licenses as per specimen in ANNEX II issued by the competent authorities of the People's Republic of China within the agreed export limits for exports from the People's Republic of China to Austria and endorsed to the effect that shipment has been debited against the agreed export limits, as indicated in ANNEX I, the competent Austrian authority will issue the corresponding import licenses.

4. According to the export limits set out in ANNEX I, carry-over, carry-forward and swing can be used as follows: Carry-over to the corresponding quantitative limit for the following memorandum year of amount not used during any memorandum year is authorized up to 5% of the quantitative limit for the current memorandum year. Carry-forward in any memorandum year is authorized up to 5% of the quantitative limit for the current memorandum year. Carry-forward shall be deducted from the export limit established for the
succeeding year. Swing between the categories of ANNEX I may be made up to an amount of 5% of the export limit for the receiving category, provided that a corresponding reduction is applied to the export limit from which the swing is made. The calculation shall be based on the conversion factors set out in ANNEX I.

5. The People's Republic of China will provide Austria with statistics of the textile products set out in ANNEX I licensed for exports to Austria and debited against the limits set out in ANNEX I on a monthly basis.

6. Austria will provide the People's Republic of China with monthly statistics of import licenses issued on the basis of export licenses of the People's Republic of China.

7. Austria will inform the People's Republic of China when imports into Austria of the products that have been debited to the agreed export limits are subsequently re-exported from Austria. The People's Republic of China may credit the quantities involved to the export limits set out in ANNEX I.

8. Austria and the People's Republic of China agree to consult at the request of either party, on any matter arising from the implementation of this Memorandum. Any consultations held under this paragraph shall be approached by both parties in a spirit of cooperation and with the object of reconciling any differences between them.

9. Export licenses as set out in para. 3 above shall cease to be valid six months after the date of issue for the purpose of presentation to the competent Austrian authority.
10. This Memorandum shall apply for three calendar year periods commencing on 1st. January 1986.

11. This Memorandum is written in German, Chinese and English. In case of ambiguity, the English version is authentic.

For the Austrian Delegation: For the Delegation of the People's Republic of China:

Dr. Gerhard Waas Mr. Shen Jueren
Director General Director
Federal Ministry of Ministry of Foreign Economic
Commerce, Trade and Industry Relations and Trade

Beijing, 14th. September 1985
<table>
<thead>
<tr>
<th>Category Number</th>
<th>Austrian CCCN Number</th>
<th>Product Description</th>
<th>Unit</th>
<th>Restraint Level</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>ex 6103</td>
<td>Woven shirts of man made fibres or of cotton</td>
<td>pcs.</td>
<td>280,000</td>
</tr>
<tr>
<td>2</td>
<td>ex 6101</td>
<td>Men's down-quilted outerwear</td>
<td>pcs.</td>
<td>17,000</td>
</tr>
<tr>
<td></td>
<td>ex 6102</td>
<td>Women's down-quilted outerwear</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Notes: 1. Down-quilted outerwear means basic style, two layers simply sewing through, with hood or without hood, exclusive of the outerwear of which the construction is not simply sewing through, with baffles, or three layers or more layers.

2. The conversion factor for swing-purposes for 1 kg. shall be 3 pcs. of shirts mentioned in Cat. 1 and 1.2 pcs. of down-quilted outerwear in Cat. 2.
| **ANNEX II** |
|-------------------|-------------------|
| **1 Exporter (name, full address, country)** | **2 No.** |
| **3 Quota year** | **4 Category number** |
| **5 Consignee (name, full address, country)** | |
| **6 Country of origin** | **7 Country of destination** |
| **CHINA** | **AUSTRIA** |
| **8 Place and date of shipment - Means of transport** | **9 Supplementary details** |
| **10 Marks and numbers - Number and kind of packages - DESCRIPTION OF GOODS** | **11 Quantity** | **12 FOB Value** |

**EXPORT LICENCE (Textile products)**

13 CERTIFICATION BY THE COMPETENT AUTHORITY

I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the category shown in box No 4 by the provisions regulating trade in textile products with AUSTRIA.

14 Competent authority (name, full address, country)

At [date] on [year]

(Signature) (Stamp)