Textiles Surveillance Body

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Article 4

Amendments of the bilateral agreement between
the United States and Uruguay

The Textiles Surveillance Body received a notification from the United States of further amendments to its bilateral agreement with Uruguay scheduled to expire on 30 June 1991.¹

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

¹The bilateral agreement and previous amendments are contained in COM.TEX/SB/973, 1022, 1121, 1142, 1157 and 1391.
²See COM.TEX/SB/35, Annex B.
*English only/Anglais seulement/Inglés solamente

91-1411
UNITES STATES AND URUGUAY
AMEND BILATERAL TEXTILE AGREEMENT

The United States and the Republic of Uruguay exchanged notes on 14 November 1988 and 20 June 1989 to amend their bilateral textile agreement. Texts of the notes follow:

UNITED STATES NOTE

Montevideo, 14 November 1988

No. 405

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Oriental Republic of Uruguay and has the honour to refer to the Arrangement regarding International Trade in Textiles, with Annexes, done at Geneva on 20 December 1973 and extended by Protocol on 31 July 1985 (the Arrangement), and to the bilateral textile agreement between the Oriental Republic of Uruguay and the United States of America affected by an exchange of notes in Montevideo on 30 December 1983 and 23 January 1984, as amended (the agreement).

The Embassy has the further honour to refer to impending 1 January 1989 adoption of the United States of the Harmonized Commodity Code as called for in the Trade and Competitiveness Act of 1988 which was signed into law on 23 August 1988.

In order to properly implement all provisions of the Harmonized Commodity Code and to bring the bilateral textile agreement between Uruguay and the United States into conformance with the Harmonized Commodity Code, the Embassy has the honour to propose the following new classification language to replace the current Paragraph 3 of the bilateral agreement:

(3) Tops, yarns, piece goods, made-up articles, garments and other textile manufactured products, all being products which derive their chief characteristics from the textile components of cotton, wool or man-made fibre or blends thereof, in which any or all of those fibres in combination represent the chief weight of the product, are subject to this agreement. For the purposes of this agreement, textile products covered by this paragraph shall be classified as:

(I) Cotton textiles if the products is in chief weight of cotton, or if the cotton with wool and/or man-made fibres in the aggregate equal or exceed 50 per cent by weight of the component fibres thereof and the cotton component equals or exceeds the weight of each of the total wool and/or man-made fibre components, unless the product is a woven fabric in which wool equals or exceeds 36 per cent by weight of all fibres, in which case the product will be a wool textile.
(II) Wool textiles, if the product is in chief weight of wool, or, in the case of products which are chief weight of silk or non-cotton vegetable fibres, wool exceeds 17 per cent by weight of all fibres.

(III) Man-made textiles, if the products is in chief weight of man-made fibres, or if the man-made fibres in combination with cotton and/or wool in the aggregate equal or exceed 50 per cent by weight of the component fibres thereof and the man-made fibre component exceeds the weight of the total wool and/or cotton component, unless:

(a) The products in knitted or crocheted apparel in which wool equals or exceeds 23 per cent by weight of all fibres, in which case the product will be a wool textiles; or

(b) The products is apparel, not knitted or crocheted, in which wool equals or exceeds 36 per cent by weight of all fibres, in which case the product will be a wool textiles; or

(c) The products in a woven fabric in which wool equals or exceeds 36 per cent by weight of all fibres, in which case the product will be a wool textile.

Coverage under this paragraph is intended to be identical with the terms of Article 12 of the Arrangement regarding International Trade in Textiles and in conformance with Paragraph 24 of the 31 July 1986 Protocol of Extension. In the event of a question regarding whether a product is covered by this agreement by virtue of being chief weight cotton, wool, and man-made fibre, the chief value of the fibres may be considered.

If this proposal is acceptable to the Government of Uruguay, then this note and the Ministry's note of confirmation shall constitute an amendment to the agreement.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs the assurances of its highest consideration.

Embassy of the United States of America
Montevideo, 14 November 1988
URUGUAY NOTE

Montevideo, 20 June 1989

D. Treaties and Boundaries
Note No. 48/989

The Ministry of Foreign Affairs presents its compliments to the Embassy of the United States of America and has the honour to acknowledge receipt of its Note Verbale No. 405 dated 14 November 1988, which reads as follows:

[The Spanish text of the Embassy's Note Verbale No. 405 of 14 November 1988, agrees in all substantive respects with the original English text, with the following exception:

In the first paragraph, line 8, the year of the Protocol of 31 July is 1985 in the English text and 1986 in the Spanish text.

A minor spelling error has been corrected in pencil in the Spanish text.]

The Ministry of Foreign Affairs states that the Government of the Oriental Republic of Uruguay is in agreement with the foregoing and avails itself of this opportunity to renew to the Embassy of the United States of Montevideo the assurances of its highest consideration.

Montevideo, 20 June 1989

[Signature]

Luis Barrios Tassano
Minister of Foreign Affairs
The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Oriental Republic of Uruguay and has the honour to refer to the Arrangement regarding International Trade in Textiles, with Annexes, done at Geneva on 20 December 1973 and extended by Protocol on 31 July 1985 (the Arrangement), and to the agreement between the Oriental Republic of Uruguay and the United States of America by an exchange of notes in Montevideo on 30 December 1983 and 23 January 1984, as amended.

The Embassy has the further honour to refer to the bilateral consultations held in Washington, D.C. on 17 October 1988 between representatives of the Oriental Republic of Uruguay and the United States of America and to Article 4 of the Arrangement and Paragraph 14 of the 1986 Protocol of Extension in the Arrangement. As a result of those consultations, the Embassy has the honour to propose the following amendments to the bilateral textile agreement between Uruguay and the United States.

The specific limit for Category 410 shall be as follows, based on a nominal annual limit in the first year of 3,150,000 square years (SYD), with a sub-limit on 410-A (woollens) of no more than 1,800,000 SYD and a sub-limit on 410-B (worsted) or no more than 2,900,000 SYD, as stated in the memorandum of understanding dated 17 October 1988. The following table lists the agreed upon levels in imperial units and metric units of each category and sub-category for the respective agreement period as detailed in the 17 October memorandum of understanding. The actual specific limits for each category and sub-category for each agreement period shall be the metric unit version of each negotiated limit.

<table>
<thead>
<tr>
<th>Date Range</th>
<th>SYD</th>
<th>SM</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 February 1989 -</td>
<td>4,462,500</td>
<td>(3,731,218</td>
</tr>
<tr>
<td>30 June 1990</td>
<td></td>
<td>SM)</td>
</tr>
<tr>
<td></td>
<td>2,550,000</td>
<td>(2,132,125</td>
</tr>
<tr>
<td>410-A</td>
<td></td>
<td>SM)</td>
</tr>
<tr>
<td>4,108,333</td>
<td>2,929,000</td>
<td>(2,449,017</td>
</tr>
<tr>
<td>410-B</td>
<td></td>
<td>SM)</td>
</tr>
</tbody>
</table>

Swing, carryover and carry forward shall be available for the sub-limits as well as for the specific limit.
The specific limit for Category 334 shall be as follows, based on a nominal annual limit in the first year of 82,500 dozen.

<table>
<thead>
<tr>
<th>Period</th>
<th>Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 January 1989 -</td>
<td>41,250 dozen</td>
</tr>
<tr>
<td>30 June 1989</td>
<td>87,450 dozen</td>
</tr>
<tr>
<td>1 July 1989 -</td>
<td>92,597 dozen</td>
</tr>
<tr>
<td>30 June 1990</td>
<td></td>
</tr>
<tr>
<td>30 June 1991</td>
<td></td>
</tr>
</tbody>
</table>

If this proposal is acceptable to the Government of the Oriental Republic of Uruguay, then this note and the Ministry's note of confirmation shall constitute an amendment to the agreement.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs the assurances of its highest consideration.

Embassy of the United States of America
Montevideo, 9 November 1988
The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Oriental Republic of Uruguay and has the honour to refer to the Arrangement regarding International Trade in Textiles, with Annexes, done at Geneva on 20 December 1973 and extended by Protocol on 31 July 1985 (the Arrangement), and to the agreement between the Oriental Republic of Uruguay and the United States of America by an exchange of notes in Montevideo on 30 December 1983 and 23 January 1984, as amended.

The Embassy has the further honour to refer to the bilateral consultations held in Washington, D.C. on 17 October 1988 between representatives of the Oriental Republic of Uruguay and the United States of America, to Article 4 of the Arrangement and Paragraph 14 of the 1986 Protocol of Extension to the Arrangement and to its note No. 400 of 9 November 1988 regarding those consultations.

The Embassy wishes to inform the Ministry that the above note contains an error regarding the specific limit for Category 334. The correct limits shall be as follows, based on a nominal annual limit for the first year of 82,500 dozens:

<table>
<thead>
<tr>
<th>Date Range</th>
<th>Specific Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 January 1989 -</td>
<td>41,250 dozen</td>
</tr>
<tr>
<td>30 June 1989</td>
<td>87,450 dozen</td>
</tr>
<tr>
<td>1 July 1990 -</td>
<td>92,697 dozen</td>
</tr>
<tr>
<td>30 June 1991</td>
<td></td>
</tr>
</tbody>
</table>

Please note that the correct amount in the period 1 July 1990 - 30 June 1991 is 92,697 dozens instead of the 92,597 dozens stated in note No. 400.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs the assurances of its highest consideration.

Embassy of the United States of America
Montevideo, 18 January 1989