Article XXIX, Paragraph 1

Note by the Indian Delegation

1. Certain Delegations have proposed that the text of Article XXIX, paragraph 1, recommended by Working Party No. 3 in GATT/CP.2/22/Rev.1, be amended as follows:

"The contracting parties undertake to observe to the fullest extent of their executive authority the general principles of Chapters I - VI and IX of the Havana Charter pending their acceptance of it in accordance with their constitutional procedures."

2. The Indian Delegation has hitherto opposed this amendment because of its view that the amendment may create a misunderstanding about the attitude of the Contracting Parties towards any general principles contained in Chapters VII and VIII of the Havana Charter. The Indian Delegation considers it necessary to guard against any such possibility of misunderstanding.

3. The Indian Delegation would, therefore, be prepared to recommend to its Government the acceptance of the above amendment if the intention of the Contracting Parties in excluding reference to Chapters VII and VIII of the Havana Charter from Article XXIX, paragraph 1, were made clear by expressing it in the following words:

"Chapters VII and VIII of the Havana Charter have been excluded because they mainly deal with the organization, functions and procedures of the International Trade Organization."

4. The Indian Delegation hopes that with the above clarification the unanimity which is required to amend Article XXIX will now be achieved.