DRAFT DECLARATION ON THE CONTINUED APPLICATION OF SCHEDULES

(Alternative Draft proposed by the United States Delegation)

The United States delegation suggests that the Declaration on the Continued Application of Schedules, the Decision on Procedures for Completing Article XXVIII Negotiations, the Decision on Authority to Negotiate Concessions in Special Circumstances and the Decision on Application of Article XVIII:A, as proposed in the secretariat drafts L/343, L/342, L/341 and L/340 respectively, should be combined in one instrument and has submitted the following draft for consideration by the CONTRACTING PARTIES.
DRAFT DECLARATION ON THE CONTINUED APPLICATION
OF SCHEDULES TO THE GENERAL AGREEMENT

(Declaration of ___________ March 1955)

The contracting parties to the General Agreement on Tariffs and Trade
(hereinafter referred to as "the General Agreement"),

CONSIDERING that, pursuant to the Declaration of 24 October 1953, the
assured life of the concessions embodied in the Schedules annexed to the
General Agreement will expire on 30 June 1955, in the sense that thereafter
it will become possible for a contracting party by negotiation with other
contracting parties to modify or cease to apply the treatment which it has
agreed to accord under Article II to any products described in its Schedule,

CONSIDERING that, although by the terms of the General Agreement the
Schedules would retain their full validity even if their assured life were to
expire, the contracting parties are desirous of continuing the assured life
of the Schedules as a means of contributing to the stability which has been
one of the principle achievements of the General Agreement,

CONSIDERING that the CONTRACTING PARTIES have, at their Ninth Session,
drawn up and submitted to contracting parties for acceptance, a protocol
modifying Article XXVIII, and Section A of Article XVIII of the General
Agreement,

RECOGNIZING the desirability that the procedures embodied therein which
have been agreed upon for the conduct of renegotiations under specified
circumstances could appropriately be applied during the period of the
continued life of the Schedules,

HEREBY DECLARE

1. That they will not invoke after 1 July 1955 and prior to 1 January
1958 the provisions of Article XXVIII of the General Agreement to modify or
cease to apply the treatment which they are required to accord under Article II
(which is being amended to Article III) of the General Agreement to any
product described in the appropriate schedule annexed thereto; PROVIDED

(a) the provisions of this Declaration shall not apply to concessions
initially negotiated with a contracting party with respect to which this
Declaration is not in effect;

(b) A contracting party which has entered into negotiations under the
procedures of Article XXVIII prior to 1 July 1955 shall be authorized to
pursue such negotiations up to and including 30 September 1955, and any
modification or withdrawal of a concession following such negotiations
may be made effective in accordance with the provisions of Article XXVIII
if it is notified to the contracting parties not later than 1 October 1955
and 30 days notice is given of the date on which such modification or
withdrawal will become effective;
(c) From 2 July 1955 until 31 December 1957, or until the day on which the amendments to Articles XVIII and XXVIII of the General Agreement, provided for in the Protocol amending Parts II and III of the General Agreement dated ___ March 1955, have entered into force, whichever is the earlier date, a contracting party desiring to enter into renegotiations may do so under the conditions and in accordance with the procedures which are the same as those set forth in Section A of Article XVIII and paragraph 4 of Article XXVIII, together with the applicable notes thereto, as set forth in that Protocol, and any contracting party which has previously been authorized to enter into such negotiations pursuant to procedures adopted by the contracting parties shall have the option to continue such negotiations under the procedures provided for in this sub-paragraph; and

2. That in any situation of the type described in paragraph 7(b) of the amended Article XVIII they will not invoke the provisions of paragraph 2 of Article XXVIII of the General Agreement with respect to the withdrawal of equivalent concessions.