ACCESSION OF JAPAN

Action under paragraphs 3 and 4 of the Protocol of Terms of Accession and Invocation of Article XXXV

1. Accession of Japan to the General Agreement

Following the Decision agreeing to the accession of Japan to the General Agreement (L/390), taken unanimously by the CONTRACTING PARTIES on 11 August 1955, the Protocol of Terms of Accession of Japan to the General Agreement entered into force and Japan became a contracting party on 10 September 1955.

2. Notifications under paragraph 3 of the Protocol of Terms of Accession

Under paragraph 3 of the Protocol of Terms of Accession of Japan, the schedule of a contracting party, contained in Annex A to the Protocol, will, after notification by that contracting party of its intention to apply the concessions contained in that schedule, enter into effect "either on the date on which the Protocol first enters into force pursuant to paragraph 10 or on the thirtieth day following the day upon which such notification is received by the Executive Secretary, whichever is the later".

Notifications under paragraph 3 have been received from the following:

<table>
<thead>
<tr>
<th>Schedule</th>
<th>Notification received on</th>
<th>Schedule effective on</th>
</tr>
</thead>
<tbody>
<tr>
<td>V</td>
<td>25 June 1955</td>
<td>10 September 1955</td>
</tr>
<tr>
<td>XXII</td>
<td>12 July 1955</td>
<td>10 September 1955</td>
</tr>
<tr>
<td>XXIII</td>
<td>9 September 1955</td>
<td>9 October 1955</td>
</tr>
<tr>
<td>XXVII</td>
<td>5 September 1955</td>
<td>5 October 1955</td>
</tr>
<tr>
<td>XX</td>
<td>9 June 1955</td>
<td>10 September 1955</td>
</tr>
</tbody>
</table>

3. Withholding of concessions under paragraph 4 of the Protocol

The United States Government informed the Executive Secretary that it would withhold, in accordance with paragraph 4 of the Protocol of Terms of Accession, the application of the following concessions which were negotiated with contracting parties which did not give the notifications provided for under paragraph 3:
### Item Designation

<table>
<thead>
<tr>
<th>Item Designation</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>38</td>
<td>Extracts, dyeing and tanning, not containing alcohol: Oak</td>
</tr>
<tr>
<td>301 (Identified only as to the matter related to the rate of 56-1/4#/ per ton)</td>
<td>Iron in pigs and iron kentledge:</td>
</tr>
<tr>
<td>717(c)</td>
<td>Fish, dried and unsalted, other than cod, haddock, hake, pollock, and cusk (except shark fins)</td>
</tr>
<tr>
<td>720(a)(2)</td>
<td>Herring, whole or beheaded, but not further advanced, if hard dry-smoked</td>
</tr>
<tr>
<td>1409 (second)</td>
<td>Sulphite wrapping paper not specially provided for</td>
</tr>
<tr>
<td>1531 (first)(^1)</td>
<td>Coin purses, change purses, billfolds, bill cases, bill rolls, bill purses, bank-note cases, currency cases, money cases, card cases, license cases, pass cases, passport cases, letter cases, and similar flat leather goods; all the foregoing wholly or in chief value of leather other than reptile leather</td>
</tr>
<tr>
<td>1531 (second)(^1)</td>
<td>Articles provided for in paragraph 1531, Tariff Act of 1930, if wholly or in chief value of reptile leather and permanently fitted and furnished with traveling, bottle, drinking, dining or luncheon, sewing, manicure, or similar sets</td>
</tr>
<tr>
<td>1536 (first)</td>
<td>Candles</td>
</tr>
</tbody>
</table>

#### 4. Invocation of Article XXXV

The following contracting parties have invoked the provisions of Article XXXV, and consequently the Agreement will not apply as between them and Japan:

**AUSTRALIA**

"... the Government of the Commonwealth of Australia hereby gives notice that in accordance with the provisions of Article XXXV it does not consent to the application of the General Agreement on Tariffs and Trade as between itself and the Government of Japan".

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\(^1\) These concessions, negotiated with Italy, will become effective on 5 October 1955.
AUSTRIA

"...in considering that Japan will become a contracting party on 11 September, the Federal Government of Austria has decided not to agree to the application of the General Agreement between Austria and Japan, under paragraph 1 of Article XXXV, the two countries not having entered into tariff negotiations with each other."

BELGIUM

"... the Royal Government of Belgium, in invoking paragraph 1 of Article XXXV regrets that it cannot, until further notice, agree to the application of the General Agreement between Belgium and the Japanese Empire."

BRAZIL

"... the Brazilian Government not having completed its negotiations with Japan, wishes to invoke the provisions of Article XXXV of the General Agreement on Tariffs and Trade as far as Japan is concerned. The Brazilian Government hopes that it will be able to suspend the application of the said Article as soon as negotiations with Japan have resulted in a mutually advantageous agreement."

CUBA

"In view of the reasons expressed by their representatives at various meetings of the CONTRACTING PARTIES, the Government of Cuba feels obliged, with regret, to invoke the provisions of paragraph 1(b) of Article XXXV of the General Agreement on Tariffs and Trade with respect to accession of Japan. ... The General Agreement on Tariffs and Trade will not, therefore, be considered as applicable between Cuba and Japan."

FRANCE

"... the French Government intends to resort to the provisions of Article XXXV of the General Agreement, and therefore the Agreement will not apply as between Japan and France."

HAITI

"... Our cable of 8 August should be interpreted as indicating that recourse is being had to the provisions of Article XXXV of the General Agreement."

INDIA

"... the Government of India have decided to invoke the provisions of Article XXXV and to withhold consent to the application of the General Agreement between Japan and India."

LUXEMBURG

"... the Government of Luxemburg, in invoking paragraph 1 of Article XXXV regrets that it cannot, until further notice, agree to the application of the General Agreement between Luxemburg and the Japanese Empire."
THE NETHERLANDS
"... the Government of the Netherlands, in invoking paragraph 1 of Article XXXV, regrets that it cannot, until further notice, agree to the application of the General Agreement between the Kingdom of the Netherlands and the Japanese Empire."

NEW ZEALAND
"... the Government of New Zealand desires to invoke the provisions of Article XXXV of the General Agreement. Notwithstanding the entry into force of the General Agreement for the Government of Japan on 10 September 1955, the General Agreement will not apply as between Japan and New Zealand."

RHODESIA AND NYASALAND
"... I am directed by my Government to inform you that, should Japan become a contracting party, the Federation will, at that time, not consent, in terms of Article XXXV of the Agreement, to the application of any part of the Agreement as between the Federation of Rhodesia and Nyasaland and Japan."

UNION OF SOUTH AFRICA
"... the Government of the Union of South Africa have decided to invoke Article XXXV of the General Agreement when Japan becomes a contracting party on 10 September in terms of the relevant protocol of accession and that the Union will not apply the General Agreement to its trade with Japan."

UNITED KINGDOM
"... Her Majesty's Government in the United Kingdom wish to state that in pursuance of Article XXXV (1) of the General Agreement they do not consent to the application of the General Agreement as between Her Majesty's Government and the Government of Japan."