Draft Report of the Working Party on the German Import Restrictions

Proposed Additions

Certain delegations have proposed that the following paragraph be inserted in the report of the Working Party on the German Import Restrictions:

1. Add between paragraphs 14 and 15:

14. "A substantial number of delegations represented on the Working Party took the view that the CONTRACTING PARTIES should make a recommendation to the Federal Republic." (A suggested resolution sponsored by ......................... is annexed.)

2. Add the following annex to the report

ANNEX

Recommendation by the CONTRACTING PARTIES to the Federal Republic of Germany on its Import Restrictions

THE CONTRACTING PARTIES,

HAVING HEARD the statement of the German delegation with regard to its import restrictions, and

NOTING that the Federal Republic of Germany is no longer entitled to operate under Article XII and that in the view of many contracting parties its restrictions are not justified under any other provision of the Agreement,

RECOMMEND that:

1. The Government of the Federal Republic of Germany reconsider its commercial policy and revise its programme so as to eliminate its import restrictions at an early date;

2. If for any special reasons the German Government considers that it cannot immediately eliminate its restrictions on certain products it should approach the Intersessional Committee with a view to reconciling its import measures with its obligations under GATT; and
3. The German Government should present to the Intersessional Committee the necessary information so that the relationship between the provisions of the German Marketing Laws and paragraph 1(a)(ii) of the Torquay Protocol may be clarified, the Intersessional Committee to report its findings in the matter to the next Session of the CONTRACTING PARTIES.