Arrangement Regarding International Trade in Textiles

Notification under Articles 7 and 8

Amendment of the bilateral agreement between the United States and Haiti

Note by the Chairman

Attached is a notification received from the United States of an amendment of its bilateral agreement with Haiti.

*English only/Anglais seulement/Inglés solamente

The bilateral agreement between the parties is contained in COM.TEX/SB/1254.

87-1346
The Honorable
Ambassador Marcelo Raffaelli
Chairman, Textiles Surveillance Body
GATT
Rue De Lausanne 154
1211 Geneva

Dear Ambassador Raffaelli:

Pursuant to the provisions of Articles 7 and 8 of the
Arrangement Regarding International Trade in Textiles I am
instructed by my government to inform the Textiles Surveillance
Body of the amendment of the bilateral textile agreement
between the Government of the United States of America and the
Republic of Haiti. Copies of the notes giving effect to this
amendment are attached.

Sincerely,

[Signature]
Robert E. Shepherd
Minister Counselor

Attachment
UNITED STATES AND REPUBLIC OF HAITI
SIGN NEW BILATERAL TEXTILE AGREEMENT


UNITED STATES NOTE

June 9, 1987


I have the further honor to propose the following amendments to the Agreement.

Paragraph 2 (C) of the Agreement shall be amended to read as follows:

For more information contact: EB/TEX: Bonnie Richardson (202) 647-2690
"The system of categories and the rates of conversion into square yards equivalent listed in Annex A shall apply in implementing this agreement, except as provided for in this paragraph. For the purposes of this agreement merged Category 337/637 shall have a conversion factor of 23.0 square yards equivalent per dozen.

Annex A shall be amended by adding the following:

<table>
<thead>
<tr>
<th>Category</th>
<th>Conversion Factor</th>
<th>Unit of</th>
</tr>
</thead>
<tbody>
<tr>
<td>301 Combed Cotton Yarn</td>
<td>4.6 SYE</td>
<td>pound</td>
</tr>
</tbody>
</table>

Annex B, Guaranteed Access Levels, shall be amended as follows:

- Delete .......... 341/341 400,000 dozen
- Add ............ 341/641 400,000 dozen

Annex C, Designated Consultation Levels, shall be amended as follows:

- Delete .......... 341/341 175,000 dozen
- Add ............ 341/641 320,000 dozen

My Government further confirms that charges of 75,000 dozen which have been recorded against the Designated Consultation Level for Category 347/348 shall be deducted.
immediately from the Designated Consultation Level and charged against the Guaranteed Access Level for Category 347/348. It is understood that documentation will be provided substantiating that these shipments qualified for the Guaranteed Access Level.

My Government agrees to review documentation to be provided by your Government substantiating that certain shipments which have been charged against the Designated Consultation Levels for various categories were, in fact, qualified for the Guaranteed Access Levels. Should the documentation provided substantiate that fabric formed and cut in the United States of America was used in the assembly of these products, my Government will deduct the appropriate charges from the Designated Consultation Levels and charge them against the corresponding Guaranteed Access Levels.

My Government agrees to adopt these procedures on a one-time basis in recognition of the extraordinary circumstances surrounding the start-up of the Guaranteed Access Program. To be eligible for this adjustment, shipments of fabric pieces made of fabric formed and cut in the United States of America must have been exported from the United States of America prior to June 1, 1987, and must have been assembled into goods exported from Haiti after December 31, 1986.

If the foregoing confirms with the understanding of the Government of Haiti, this note and your Excellency's note of confirmation shall constitute an amendment to the Agreement between our two Governments.
I take this opportunity to renew to the Ministry of Foreign Affairs of the Republic of Haiti the assurances of my highest consideration.

Embassy of the United States of America,
Port-au-Prince, June 9, 1987
HAITI NOTE

June 23, 1987

Monsieur l'Ambassadeur,

J'ai l'honneur d'accuser réception de la lettre no 258 du 9 juin 1987 ainsi conçue:

J'ai aussi l'honneur de proposer les amendements suivants à l'Accord.

Le paragraphe 2 alinéa C de l'Accord sera amendé comme suit:

«Le système de catégories et les taux de conversion en équivalents de yards carrés seront appliqués dans l'exécution de ce présent Accord sauf comme prévu dans ce paragraphe. Pour les besoins de cet Accord, les catégories combinées 337/637 auront un facteur de conversion de 23.0 équivalents de yards carrés par douzaine.

L'Annexe A sera amendée en ajoutant ce qui suit:

<table>
<thead>
<tr>
<th>Catégorie</th>
<th>Facteur de Unité de Catégorie</th>
<th>Mesure</th>
</tr>
</thead>
<tbody>
<tr>
<td>301 fil de coton peigné</td>
<td>4.6 SYD</td>
<td>lb.</td>
</tr>
</tbody>
</table>

L'Annexe B, Niveaux d'Accès Garantis, sera amendée comme suit:

<table>
<thead>
<tr>
<th>Catégorie</th>
<th>Niveaux Annuels</th>
</tr>
</thead>
<tbody>
<tr>
<td>supprimer</td>
<td>1987, 1988, 1989 400,000 douzaines</td>
</tr>
<tr>
<td>ajouter</td>
<td>341/341</td>
</tr>
<tr>
<td></td>
<td>400,000 douzaines</td>
</tr>
</tbody>
</table>
L'Annexe C, Niveaux de Consultation Désignés, sera amendée comme suit:

<table>
<thead>
<tr>
<th>Catégorie</th>
<th>Niveaux Annuels</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1987, 1988, 1999</td>
</tr>
</tbody>
</table>

supprimer ....... 341/341 175,000 douzaines
ajouter .......... 341/641 320,000 douzaines

<table>
<thead>
<tr>
<th>Catégorie</th>
<th>Niveaux Annuels</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1987</td>
</tr>
</tbody>
</table>

ajouter .......... 340/640 320,000 douzaines

Mon Gouvernement confirme en outre que les 75,000 douzaines qui ont été imputées au niveau de consultation désigné pour la catégorie 347/348 seront immédiate-tement déduites du niveau de consultation désigné et imputées au niveau d'accès garanti pour la catégorie 347/348. Il demeure entendu que sera fournie la document-ation établissant que ces expéditions sont conformes aux conditions requises pour le niveau d'accès garanti.

Mon Gouvernement accepte de considérer toute docu-mentation fournie par votre Gouvernement établissant que certaines expéditions imputées aux niveaux de Cons-ultation Désignés pour diverses catégories remplis-sent en réalité les conditions requises pour les ni-
veaux d'Accès Garantis. Si la documentation fournie établit que le tissu utilisé dans l'assemblage de ces produits est d'origine américaine et coupé aux États-Unis, mon Gouvernement déduira les charges des Niveaux de Consultation Désignés et les imputera aux Niveaux d'Accès Garantis correspondants.

Mon Gouvernement accepte d'adopter ces procédures, et d'en faire un cas unique d'exception en reconnaissance des circonstances particulières entourant l'entrée en vigueur du programme d'accès garanti. Pour être éligibles à cet ajustement, toutes expéditions de composantes produites à partir de tissus d'origine américaine et coupés aux États-Unis, doivent avoir été exportées des États-Unis d'Amérique antérieurement au 1er juin 1987, et doivent avoir été assemblées en articles exportés d'Haiti ultérieurement au 31 décembre 1986.

Si le Gouvernement Haitien acquiesce à ce qui précède cette note et la note de confirmation de votre Excellence constitueront un amendement à l'Accord entre nos deux Gouvernements.

J'ai également l'honneur de confirmer au nom du gouvernement de la République d'Haiti les amendements susmentionnés et de consentir à ce que votre lettre et la présente lettre soient considérées comme constituant un amendement à l'Accord par échange de lettres des 26 et 30 septembre 1987, qui entrera en vigueur à la date de la présente.

Je saisirai cette occasion pour vous renouveler Monsieur l'Ambassadeur, l'assurance de ma haute considération.

Hérard Abraham
Colonel FAD'H
Ministre des Affaires Étrangères
Port au Prince, 23 June 1987

Mr. Ambassador,

I have the honor to acknowledge receipt of letter No. 258 of 9 June 1987 which reads as follows:


I have the further honor to propose the following amendments to the agreement.

Paragraph 2 (c) of the Agreement shall be amended to read as follows:

"The system of categories and the rates of conversion into square yards equivalent listed in Annex A shall apply in implementing this Agreement, except as provided for in this paragraph. For the purposes of this Agreement merged category 337/637 shall have a conversion factor of 23.0 square yards equivalent per dozen."

Annex A shall be amended by adding the following:

<table>
<thead>
<tr>
<th>Category</th>
<th>Conversion factor</th>
<th>Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>301 combed cotton</td>
<td>4.6 SYE</td>
<td>lb</td>
</tr>
<tr>
<td>yarn</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

His Excellency
Mr. Brunson McKinley
Ambassador of the United States of America
Annex B, Guaranteed Access Levels, shall be amended as follows:

<table>
<thead>
<tr>
<th>Category</th>
<th>Annual Levels 1967, 1988, 1989</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delete:</td>
<td>341/341 400,000 dozen</td>
</tr>
<tr>
<td>Add:</td>
<td>341/641 400,000 dozen</td>
</tr>
</tbody>
</table>

Annex C, Designated Consultation Levels, shall be amended as follows:

<table>
<thead>
<tr>
<th>Category</th>
<th>Annual Levels 1987, 1988, 1989</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delete:</td>
<td>341/341 175,000 dozen</td>
</tr>
<tr>
<td>Add:</td>
<td>341/641 320,000 dozen</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Category</th>
<th>Annual Level 1987</th>
</tr>
</thead>
<tbody>
<tr>
<td>340/640</td>
<td>320,000 dozen</td>
</tr>
</tbody>
</table>

My Government further confirms that charges of 75,000 dozen which have been recorded against the Designated Consultation Level for category 347/348 shall be deducted immediately from the Designated Consultation Level and charged against the Guaranteed Access Level for Category 347/348. It is understood that documentation will be provided substantiating that these shipments qualified for the Guaranteed Access Level.

My Government agrees to review documentation to be provided by your Government substantiating that certain shipments which have been charged against the Designated Consultation Levels for various categories were, in fact, qualified for the Guaranteed Access Levels for those categories. Should the documentation provided substantiate that fabric formed and cut in the United States of America was used in the
assembly of these products, my Government will deduct the appropriate charges from the Designated Consultation Levels and charge them against the corresponding Guaranteed Access Levels. My Government agrees to adopt these procedures on a one-time basis in recognition of the extraordinary circumstances surrounding the start-up of the Guaranteed Access Level Program. To be shall be eligible for this adjustment shipments of fabric pieces made of fabric formed and cut in the United States of America must have been exported from the United States of America prior to June 1, 1987, and must have been assembled into goods exported from Haiti after December 31, 1986.

If the foregoing conforms with the understanding of the Government of Haiti, this note and Your Excellency's note of confirmation shall constitute an Amendment to the Agreement between our two Governments.

In the name of the Government of the Republic of Haiti I also have the honor to confirm the amendments and to agree that your letter and this letter shall be considered as constituting an amendment of the Agreement effected by exchange of letters of 25 and 30 September 1987, which will enter into effect on the date of this letter.

I avail myself of this occasion to renew, Mr. Ambassador, assurances of my highest consideration.

/Signed/

Herard ABRAHAM
Colonel of the Armed Forces of Haiti
Minister of Foreign Affairs