GENERAL AGREEMENT ON TARIFFS AND TRADE

CONTRACTING PARTIES
Eleventh Session

Working Party on the Accession of Switzerland

RESERVATIONS BY THE GOVERNMENT OF SWITZERLAND TO BE ATTACHED TO THE DECLARATION

Report by the Drafting Group

The drafting group has had a series of discussions with the Swiss representatives, as a result of which the latter have, in consultation with the group, formulated the following reservations and declarations as being appropriate to cover the various points put forward by Switzerland in the Working Party.

ARTICLE XI

The Government of Switzerland reserves its position with regard to the application of the provisions of Article XI of the General Agreement to the extent necessary to permit the Swiss Government to apply import restrictions pursuant to Title II of the Federal Law of 3 October 1951 as well as to the legislation concerning the alcohol and wheat monopolies based on Art. 32 bis and 23 bis of the Federal Constitution and pursuant to Article 11 of the Federal Law of September 28, 1956. In applying measures under these Laws the Swiss Government will so far as is consistent with the implementation of these Laws, observe to the fullest possible extent the appropriate provisions of the General Agreement, and in particular will endeavour to ensure that they are applied in such a manner as to cause minimum harm to the interests of the signatories to this Declaration. Thus, the Swiss Government, consistently with Article XIII of the General Agreement will apply all restrictions imposed under these Laws in accordance with the principles of non-discrimination, and pursuant to Article XXII of the General Agreement and to paragraph 1 of Article XXIII, will give sympathetic consideration to any representations made to it by any other signatory to this Declaration, and enter into consultation with respect to such representations. At the first session of the CONTRACTING PARTIES following the entry into force of this Declaration and at each annual session thereafter so long as the Declaration remains in force, the Swiss Government will furnish to the CONTRACTING PARTIES a report of the measures maintained consistently with this reservation, and upon request of the CONTRACTING PARTIES, enter into consultation with them regarding such measures.
ARTICLE XV

In due course it is hoped that a draft relating to Article XV can also be submitted to the Working Party.

FURTHER DECLARATION BY SWITZERLAND

Following the entry into force of this Declaration, and the approval by the CONTRACTING PARTIES of a concurrent Decision inviting Switzerland to participate fully in the work of the CONTRACTING PARTIES, Switzerland will enter into consultations with the CONTRACTING PARTIES with a view to finding solutions compatible with the basic principles of the General Agreement, to the problems dealt with in the foregoing reservations which at present prevent the definitive accession of Switzerland to the General Agreement pursuant to the provisions of Article XXXIII.

Switzerland contributing through the granting of the necessary credit facilities to the functioning of the EPU will continue to apply the concomitant rules of the OEEC liberalization code within the OEEC area.