THIRD COMMITTEE: COMMERCIAL POLICY

SUB-COMMITTEE C ON GENERAL COMMERCIAL PROVISIONS (Articles 32 - 39)

AGENDA FOR THE FOURTH MEETING

To be Held on 30 December, 4.00 p.m., Room K

(Reference: E/CONF.2/3/10)

CONTINUATION OF DISCUSSION OF ARTICLE 32 - FREEDOM OF TRANSIT

Paragraph 5

Note - Geneva Draft (Item 6), m.f.n. treatment with regard to transport charges.

Paragraph 6

Deletion of qualification of 'direct consignment' for the purpose of maintaining present national legislation (France - Item 7)

New Paragraph

Limitation of the time of transit facilities for 'grazing livestock' (Costa Rica - Item 8)

If Item 8 adopted 'seasonal nomads' to be exempted (Afghanistan - Item 9)

ARTICLE 33 - ANTI-DUMPING AND COUNTERVAILING DUTIES

Paragraph 1

Definition and condemnation of dumping; definition of margin; redraft of paragraphs 1 and 2 (Cuba - Item 10)

Condemnation of dumping (Syria and Lebanon - Item 11; Argentina - Item 12; China - Item 13; Mexico - Item 14, withdrawn in favour of the Cuban amendment, Item 10).

Positive Form of Article 33 (Syria and Lebanon - Item 15)

Hidden dumping (Note - Geneva Draft - Item 16)

Paragraph 2

Offsetting subsidies (Note - Geneva Draft - Item 17)

Paragraph 6

Consultation with and action by the Organization (Denmark - Items 18 and 19); (Syria and Lebanon - Item 23)

Safeguard against abuses (Note - Geneva Draft: Belgium - Luxembourg, Czechoslovakia, France and Netherlands - Item 20)
Paragraph 6

Deletion of this paragraph (China, India and Pakistan - Item 21; Mexico - Item 22; Syria and Lebanon - Item 23)

Reference to Article 40 (Note - Geneva Draft - Item 24)

Rearrangement of paragraphs (Philippines - Item 25)

ARTICLE 34 - VALUATION FOR CUSTOMS PURPOSES

Paragraph 2

Note - Geneva Draft (Item 26) regarding the expression 'at the earliest practicable date'.

Deletion of the words 'upon request by another Member' (Argentina - Item 27).

Paragraph 3

Sub-paragraph (a)

Temporary binding of 'actual value' of goods to be permissible (Uruguay - Item 28).

Sub-paragraph (b)

'Actual value' based on ascertained average value to be permissible if adjusted in cases of considerable price fluctuation (Chile - Item 29).

Prices of government contracts to be regarded as 'actual value' (Uruguay - Item 30).

Notes - Geneva Draft:

Item 31 - 'actual value' represented by invoice price

Items 32 and 33 - the expression 'in the ordinary course of trade' in conjunction with 'under full competitive conditions' explained;

Item 34 - the meaning of sub-paragraphs (a) and (b) of paragraph 3.

Paragraph 5

The deletion of this paragraph (Argentina - Item 35).

Sub-paragraph (d)

To apply also in case of a decrease of the amounts of duty payable (Uruguay - Item 36).

NEW PARAGRAPH

Consultation with customs authorities before dispatching the goods (Uruguay - Item 37).