Page 5, paragraph 2(b)

Under the heading of "discriminatory restrictions", South Africa desires to be associated with New Zealand in the reservation on the assembly of motor vehicles. A reservation must also be entered in respect of groundnuts.

Page 11, lines 2 to 6. (Several reservations normal tariffs).

In view of the fact that South Africa is not mentioned in this connection in any of the documents issued on the deliberations of the Sub-Committee, it is desired that her reservation be now duly recorded.

Page 16, paragraph (d), line 3

Amend word "excepts" to read "accepts".

Page 18, paragraph (b)

South Africa desires to support Australia in this proposal regarding the revision of legislation.
COMMENTS BY AUSTRALIAN DELEGATION

The Australian Delegation has considered the Draft Report of the Technical Sub-Committee of Committee II (E/T/C.II/54) of 16 November 1946 and considers the report correctly sets out the points of agreement and disagreement which were indicated during the discussion. Nevertheless, Australia feels that the document in its present form offers insufficient guidance to the proposed January Drafting Committee to enable it to prepare suitable alternative draft articles for discussion at the second meeting of the Preparatory Committee. Australia accordingly proposes the following amendments for consideration by the Drafting Committee:

Amend Paragraph 2 of Article 9 (page 5 of Rapporteurs Report) by addition of the following words at the end of the paragraph:

"Unless it is demonstrable that such requirements are less restrictive or less onerous in operation than other permissible practices, such as tariffs and subsidies, of all of which matters the Organization shall be the judge."

Amend Paragraph 6 of Article 10 (page 10 of report) by the addition at the end of the paragraph of the following sentence:

"Any member country shall, however, be free to maintain its existing requirements of direct consignment (expedition directe) in respect of any goods in regard to which such direct consignment is a requisite condition for entry of the goods at concessional rates of duty, or has relation to the country's prescribed method of valuation for duty purposes."

Article 11

Wherever the words "like or similar product" occur in paragraph 1 of Article 11, the words "or similar" be indicated in square brackets.
leaving consideration to be given to the price at which the like product is sold.

Paragraph 1 (b) of article 11 to be amended to read:

"(b) In the absence of such domestic price, the highest comparable price at which the like product is sold for export to any and every purchaser in any third country in the ordinary course of commerce."

It be recommended to the Drafting Committee to include provisions to enable member countries to protect themselves against other forms of dumping, such as freight dumping and dumping by depreciation of currency.

Article 12.

Page 19 of Rapporteurs' report. It is noted that the words "rate of exchange either one or more than one rate for each dual – or multiple –" have been omitted (apparently in error) after the word "multiple" in the penultimate line of paragraph 2 (c) on page 19.

Article 13

Paragraph 2 (page 21 of Rapporteurs' report) to be amended to read:

2. "Members undertake, on receipt of a request from another interested member country, to review any Customs Laws and/or Regulations the subject of the specific request, with a view to giving effect etc.

(balance of paragraph 2 as per original draft).

Article 14

Paragraph 3 to be shown in square brackets, indicative of the fact that the paragraph is not acceptable to the majority of the countries present at the Conference.
Paragraph 6 amend by adding at beginning of paragraph the words "as a general rule", and replacing the word "shall" by the word "should" in first line.

Article 15

Paragraph 3 to be placed in square brackets to indicate that a majority of the countries present do not favour the giving of notice of intention to impose legislative increases in rates of duty, but have no grave objection in regard to administrative changes in practice.

Article 17

Amend by addition of an additional sentence reading:

"Provided that a campaign in support of the use or consumption of products of national origin or manufacture, and not directed against the products of any specific country, shall not be deemed to be a breach of this undertaking."

Article 32

Preamble. It is recommended that the Drafting Committee prepare a suitable addition to the preamble of Article 32 on the lines suggested by the United Kingdom (pp. 32/3 of Rapporteurs' report) in regard to discrimination and restriction on international trade.