PROPOSAL BY THE UNITED KINGDOM DELEGATION

Supply of information as to State-Trading operations

With reference to the proposal made by the Czechoslovak delegate in Commission A (E/PC/T/A/PV/27, page 36) for an addition in connection with this subject, the United Kingdom Delegation suggest that this addition should be assimilated to the text of Article 42 paragraph 3 adopted by the Sub-Committee on the Restrictive Practices Chapter, and approved by Commission B on 27th June (E/PC/T/112).

Thus the addition might form a new Article at the end of Section E, reading as follows:

"If representations in pursuance of Article 35 are made in respect of State-Trading operations, as defined in Articles 31 and 32, the Member whose enterprise is involved may withhold -

(a) confidential information relating to its national security; and

(b) on proper notification to the Organization, information which the Member considers is not essential to the Organization in conducting an adequate investigation and which, if disclosed, would materially damage the legitimate business interests of its State-Trading enterprises. In notifying the Organization that it is withholding information pursuant to this clause, the Member shall indicate the general character of the information withheld and the reasons why it considers it not essential."