

23 September 1955

ARTICLE XXVIII NEGOTIATIONS AND THE DECLARATION
ON THE CONTINUED APPLICATION OF SCHEDULES

Note by the Executive Secretary

Some twelve contracting parties which have signed the Declaration of 10 March 1955, by which they undertake not to invoke the provisions of Article XXVIII between 1 July 1955 and 1 January 1958, are having recourse to paragraph 1(b) of the Declaration which allows them to continue until 30 September 1955 negotiations which they entered into under the procedures of Article XXVIII prior to 1 July. In the event that any of these negotiations are still uncompleted on 30 September and if it is desired to continue the negotiations, the contracting party which initiated the negotiations can seek authority, under paragraph 2(a) of the Declaration, to negotiate pursuant to the procedures and conditions of paragraph 4 of Article XXVIII (revised).

If some members or observers attending the meeting, representing contracting parties which entered into negotiations under Article XXVIII prior to 1 July 1955, inform the Committee that time does not permit the conclusion of the negotiations by 30 September and seek the authority of the Committee to continue the negotiations until some later date, the Committee could grant this authority pursuant to the powers given to it by the CONTRACTING PARTIES at their Ninth Session (Basic Instruments and Selected Documents, 3rd S., p. 11). If such requests are received the Committee might decide as follows:

WHEREAS certain contracting parties which have signed the Declaration of 10 March 1955 are having recourse to paragraph 1(b) of the Declaration which allows them to continue until 30 September 1955 negotiations which they entered into under the procedures of Article XXVIII prior to 1 July 1955,

WHEREAS some of these contracting parties have not been able to complete all of their negotiations within the specified time-limit of 30 September 1955, having been prevented from doing so inter alia by the enforced suspension of negotiations through the month of August owing to lack of office and hotel accommodation in Geneva,

WHEREAS these circumstances are deemed by the Intersessional Committee to constitute "special circumstances" in the sense of paragraph 4 of Article XXVIII (revised),

The Intersessional Committee

DECIDES that the governments of -, -, -, and - and any other contracting party which so requests by 30 September 1955, are hereby authorized, with effect from 1 October 1955, to continue their negotiations, subject to the procedures and conditions laid down in paragraph 4 of Article XXVIII (revised), on any items included in their notifications submitted prior to 1 July 1955 and on which no agreement is reached by 30 September 1955.