

# GENERAL AGREEMENT ON

CONFIDENTIAL

TEX.SB/1948\*

4 September 1992

## TARIFFS AND TRADE

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Textiles Surveillance Body

### ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

#### Notification under Article 8:4

United States/China

Note by the Chairman

The attached communication, received from the United States, refers to measures taken by the United States with respect to the transshipment of textile products manufactured in China and sent to the United States as products of third countries. Changes were made against several 1992 quota limits of products restrained under the terms of the existing MFA agreement between the two countries.

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\* English only/Anglais seulement/Inglés solamente



**UNITED STATES TRADE REPRESENTATIVE**

1-3 AVENUE DE LA PAIX  
1202 GENEVA, SWITZERLAND

August 31, 1992

The Honorable  
Ambassador Marcelo Raffaelli  
General Agreement on Tariffs and Trade  
Rue de Lausanne 154  
1211 Geneva

Dear Ambassador Raffaelli:

I am communicating to the TSB, pursuant to paragraph 4 of Article 8 of the Arrangement, measures taken by the United States with respect to the transshipment of textile products manufactured in China and sent to the United States as products of other countries. Consultations were held with respect to these measures in May and June of this year.

These measures are in addition to those cited in my earlier communication of February 21, 1992. In each case, the measures taken have been to charge to the appropriate quota in the U.S.-Chinese bilateral agreement the amounts which were transshipped and entered the customs territory of the United States as products of third countries.

Details of the above cited measures are set out in the enclosed July 15 letter with its attached Federal Register notice.

Sincerely,

Robert E. Shepherd  
Minister Counsellor

Enclosure



United States Department of State

Washington, D.C. 20520

July 15, 1992

Mr. Wang Tianming  
Commercial Minister-Counselor,  
Embassy of the People's Republic of China,  
2300 Connecticut Ave., N.W.,  
Washington, D.C.

Dear Mr. Wang

I refer to the consultations held between representatives of our two governments on May 29 - 30 in Guangzhou and June 30 - July 1, 1992 in Washington on issues related to illegally transshipped textile and apparel goods manufactured in the People's Republic of China.

As Mr. Jon Rosenbaum informed the Chinese delegation during those consultations, the U.S. Government has now taken action to charge the quotas of the People's Republic of China. The Government of the People's Republic of China was informed of the details of the proposed charges in a letter from the U.S. Embassy dated April 10, 1992. A copy of the Federal Register implementing those charges effective July 10, 1992 is attached.

If you have any questions on this matter, please feel free to contact my office.

Sincerely,

John P. Lyle  
Chief, Textiles Division  
Bureau of Economic and Business Affairs

## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

**new Transshipment Charges for Certain Cotton, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textile Products Produced or Manufactured in the People's Republic of China**

July 7, 1992.

**AGENCY:** Committee for the Implementation of Textile Agreements (CITA).

**ACTION:** Issuing a directive to the Commissioner of Customs charging transshipments to 1992 limits.

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**EFFECTIVE DATE:** July 10, 1992.

**FOR FURTHER INFORMATION CONTACT:** Janet Heinzen, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 377-4212.

### **SUPPLEMENTARY INFORMATION:**

**Authority:** Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

In a notice published in the Federal Register on January 2, 1992 (57 FR 50), CITA announced that Customs would be conducting other investigations of transshipments of textiles produced in China and exported to the United States. Based on these investigations, the U.S. Customs Service has determined that textile products in various categories, produced or manufactured in China and entered into the United States with the incorrect country of origin were transshipped in circumvention of the U.S.-China Bilateral Cotton, Wool, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textile Agreement of February 2, 1988, as amended. In addition, charges are being applied to Category 239 because the product was substantially transformed in China. The U.S. Government informed the Government of the People's Republic of China in a letter dated April 10, 1992 of the charges to be made to the 1992 quotas. Accordingly, in the letter published below, the Chairman of CITA directs the Commissioner of Customs to charge the following amounts to the 1992 quota levels for the categories listed below:

Category	Amount to be charged to 1992 limit
239	231,285 kilograms.
336	1,500 dozen.
338	179,331 dozen.
338-S <sup>1</sup>	13,578 dozen.
339	52,638 dozen.
339-S <sup>2</sup>	145,578 dozen.
341	1,550 dozen.
347	91,927 dozen.
348	51,808 dozen.
350-O	30,115 kilograms.
350-C	40,882 kilograms.
360-O	200,276 kilograms.
634	3,983 dozen.
635	8,019 dozen.
638	600 dozen.
640	4,085 dozen.

Category	Amount to be charged to 1992 limit
641 .....	9,458 dozen.
642 .....	193 dozen.
645 .....	434 dozen.
646 .....	1,250 dozen.
647 .....	45,295 dozen.
648 .....	9,563 dozen.
659-O .....	2,786 kilograms.
659-S .....	25,694 kilograms.
845 .....	1,500 dozen.
846 .....	838 dozen.

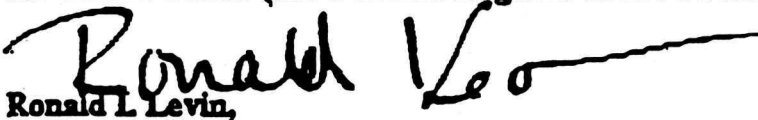
<sup>1</sup> Charges to Category 338-S are in addition to those charges being made to Category 338.

<sup>2</sup> Charges to Category 339-S are in addition to those charges being made to Category 339.

U.S. Customs continues to conduct other investigations of such transshipments of textiles produced in China and exported to the United States. The charges resulting from these investigations will be published in the Federal Register.

The U.S. Government is taking this action pursuant to the U.S. letter dated April 10, 1992, the U.S.-China bilateral textile agreement of February 2, 1988, as amended, and in conformity with Paragraph 16 of the Protocol of Extension and Article 8 of the Arrangement Regarding International Trade in Textiles, Joint Declaration on December 20, 1973 and extended on December 14, 1977, December 22, 1981, July 31, 1986 and July 31, 1991.

A description of the textile and apparel categories in terms of HTS numbers is available in the CORRELATION: Textile and Apparel Categories with the Harmonized Tariff Schedule of the United States (see Federal Register notice 56 FR 60101, published on November 27, 1991).

  
 Ronald L. Levin,

Acting Chairman, Committee for the Implementation of Textile Agreements.

## Committee for the Implementation of Textile Agreements

July 7, 1992.

Commissioner of Customs,

Department of the Treasury, Washington, DC 20229.

Dear Commissioner: To facilitate implementation of the Bilateral Cotton, Wool, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textile Agreement of February 2, 1988, as amended, between the Governments of the United States and the People's Republic of China, I request that, effective on July 10, 1992, you charge the following amounts to the following categories for 1992:

Category	Amount to be charged to 1992 limit
239 .....	231,285 kilograms.
336 .....	1,500 dozen.
338 .....	179,331 dozen.
338-S <sup>1</sup> .....	13,578 dozen.
339 .....	52,636 dozen.
339-S <sup>2</sup> .....	145,578 dozen.
341 .....	1,550 dozen.
347 .....	91,927 dozen.
348 .....	51,808 dozen.
359-O <sup>3</sup> .....	30,115 kilograms.
359-C <sup>4</sup> .....	40,882 kilograms.
369-O <sup>5</sup> .....	200,276 kilograms.
634 .....	3,983 dozen.
635 .....	8,019 dozen.
638 .....	600 dozen.
640 .....	4,085 dozen.
641 .....	9,458 dozen.
642 .....	193 dozen.
645 .....	434 dozen.
646 .....	1,250 dozen.
647 .....	45,295 dozen.
648 .....	9,583 dozen.
659-O <sup>6</sup> .....	2,786 kilograms.
659-S <sup>7</sup> .....	25,694 kilograms.
845 .....	1,500 dozen.
848 .....	838 dozen.

<sup>1</sup> Category 338-S: all HTS numbers except 6109.10.0012, 6109.10.0014, 6109.10.0018 and 6109.10.0023.

<sup>2</sup> Category 339-S: all HTS numbers except 6109.10.0040, 6109.10.0045, 6109.10.0060 and 6109.10.0065.

<sup>3</sup> Category 359-O: all HTS numbers except 6103.42.2025, 6103.49.3034, 6104.62.1020, 6104.69.3010, 6114.20.0048, 6103.19.2030, 6103.19.4030, 6104.12.0040, 6104.19.2040, 6110.20.1022, 6110.20.1024, 6110.20.2030, 6110.20.2035, 6110.90.0044, 6110.90.0048, 6201.92.2010, 6202.92.2020, 6203.19.1030, 6203.19.4030, 6204.12.0040, 6204.19.3040, 6211.32.0070 and 6211.42.0070 (Category 359-V).

<sup>4</sup> Category 359-C: only HTS numbers 6103.42.2025, 6103.49.3034, 6104.62.1020, 6104.69.3010, 6114.20.0048, 6114.20.0052, 6203.42.2010, 6203.42.2090, 6204.62.2010, 6211.32.0010, 6211.32.0025 and 6211.42.0010.

<sup>5</sup> Category 369-O: all HTS numbers except 6302.60.0010, 6302.91.0005, 6302.91.0045 (Category 369-D); 4202.12.4000, 4202.12.8020, 4202.12.8060, 4202.92.1500, 4202.92.3015, 4202.92.8000 (Category 369-L); and 6307.10.2005 (Category 369-S).

<sup>6</sup> Category 659-O: all HTS numbers except 6103.23.0055, 6103.43.2020, 6103.43.2025, 6103.49.2000, 6103.49.3038, 6104.63.1020, 6104.63.1030, 6104.69.1000, 6104.69.3014, 6114.30.3044, 6114.30.3054, 6203.43.2010, 6203.43.2090, 6203.49.1010, 6203.49.1090, 6204.63.1510, 6204.89.1010, 6210.10.4015, 6211.33.0010, 6211.33.0017, 6211.43.0010 (Category 659-C); 6502.00.9030, 6504.00.9015, 6504.00.9060, 8505.90.5090, 8505.90.6090, 8505.90.7090, 8505.90.8090 (Category 659-I); 6112.31.0010, 6112.31.0020, 6112.41.0010, 6112.41.0020, 6112.41.0030, 6112.41.0040, 6211.11.1010, 6211.11.1020, 6211.12.1010 and 6211.12.1020 (Category 659-S).

<sup>7</sup> Category 659-S: only HTS numbers 6112.31.0010, 6112.31.0020, 6112.41.0010, 6112.41.0020, 6112.41.0030, 6112.41.0040, 6211.11.1010, 6211.11.1020, 6211.12.1010 and 6211.12.1020.

This letter will be published in the Federal Register.

Sincerely,

Ronald I. Levin

*Ronald I. Levin*  
*Acting Chairman, Committee for the Implementation of Textile Agreements.*

[FR Doc 92-0000; Filed 0-00-92; 8:45 am]

BILLING CODE 3510-DR-F