

**GENERAL AGREEMENT
ON TARIFFS AND TRADE**

CONFIDENTIAL

TEX.SB/2092*

22 June 1994

Textiles Surveillance Body

ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Notification under Articles 7 and 8

**Extension and modification of the agreement between
Canada and Mauritius**

Note by the Chairman

Attached is a notification received from Canada of an extension and modification of its agreement with Mauritius for the period 1 January 1994 to 31 December 1995.¹

¹The bilateral agreement and previous extensions are contained in COM.TEX/SB/1188, 1613, 1765 and 1877.

*English only/Anglais seulement/Inglés solamente

**La Mission Permanente du Canada
auprès des Nations Unies**

37-10-3-3-OTHER

June 8, 1994

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Director General:

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Ambassador Marcelo Raffaelli
Chairman
Textiles Surveillance Body
General Agreement on Tariffs and Trade
Centre William Rappard
154 rue de Lausanne
1211 Geneva

Dear Ambassador Raffaelli,

Pursuant to Articles 7 and 8 of the Arrangement Regarding International Trade in Textiles (MFA), done at Geneva on 20 December 1973, and to its 1986, 1991, 1992 and 1993 Protocols of Extension and Maintenance in Force, I have the honour to inform you of the extension with modifications of the Memorandum of Understanding (MOU) between the Governments of Canada and Mauritius regarding exports of certain textile products from Mauritius to Canada.

Through an exchange of Notes, the Agreement was initially extended without modification until 31 December 1995. Following consultations March 1994, the product coverage was modified by the addition of winter outerwear and underwear and the deletion of sweaters. Please find attached copy of the documents extending this MOU.

Yours sincerely,

Jean Saint-Jacques
Jean Saint-Jacques
Counsellor

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16 MAY '94 17:18

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Department of External Affairs



Canada

Ministère des Affaires extérieures

No. KPT1167

The Department of External Affairs presents its compliments to the High Commission of Mauritius and has the honour to refer to the Memorandum of Understanding between the Government of Canada and the Government of Mauritius relating to the Export from Mauritius of Certain Textiles and Textile Products for Import into Canada (the MOU).

In light of the continued delay in the completion of the Uruguay Round of Multilateral Trade Negotiations (MTN), it is clear that the MTN results on textiles and clothing will regrettably not be implemented on January 1, 1994, as was expected in 1992 when the MOU was extended for a year until December 31, 1993.

Under these circumstances, Canadian Authorities wish to avoid uncertainties among producers, exporters and importers in Canada and in Mauritius with respect to the rules which will govern our bilateral trade in textiles and clothing in 1994. Orders have already been placed for delivery in 1994. Manufacturers in Canada and in Mauritius will soon have to produce the items necessary to meet their 1994 delivery commitments. Canadian importers also have committed themselves to meet increasingly stringent deadlines for delivery to their Canadian customers. In the absence of the extension of the MOU,

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Canadian authorities are not in a position at this time to counsel Canadian importers on whether the current import regime would continue into 1994.

Canadian authorities remain committed to maintaining an effective import control policy for the textile and clothing industries in order to moderate growth in low-cost imports and to provide the Canadian industry with a climate that is conducive to an orderly adjustment process. The current bilateral textile agreement between Mauritius and Canada has served to ensure secure terms of access for textiles and clothing exports from Mauritius.

The Canadian authorities propose that the MOU be extended until 31 December, 1994 or if the authorities of Mauritius are agreeable, to 31 December, 1995. This extension would apply to all terms and conditions of the MOU, including growth rate and flexibility provisions. It would also be without prejudice to any changes that may be required to be implemented as a result of a the successful conclusion of the Uruguay Round. In the event that the MTN results are implemented in 1995, the second year of this extension where applicable, would be superseded by the restraint structure contained in the MTN agreement.

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If the authorities of Mauritius are in agreement with the proposed extension of the MOU, the Canadian authorities propose further that this note, along with the reply from the authorities of Mauritius, constitute an agreement extending the MOU until the date on which we mutually agree.

The Department of External Affairs avails itself of this opportunity to renew to the High Commission of Mauritius the assurances of its highest consideration. RB

Ottawa, June 28, 1993

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Mauritius High Commission

4301 CONNECTICUT AVENUE
SUITE 134
WASHINGTON D. C. 20008

TEL: (202) 344-1491
CABLE: MAUREMBA-WASHINGTON
TELEX: 64362

10/19 16 MAY '94 17:16 EPTK

M/C/43

The High Commission of the Republic of Mauritius presents its compliments to the Department of External Affairs and has the honour to refer to its note no. KPT 1167 dated June 28 which reads as follows:

QUOTE

The Department of External Affairs presents its compliments to the High Commission of Mauritius and has the honour to refer to the Memorandum of Understanding between the Government of Canada and the Government of Mauritius relating to the Export from Mauritius of Certain Textiles and Textile Products for Import into Canada (the MOU).

In light of the continued delay in the completion of the Uruguay Round of Multilateral Trade Negotiations (MTN), it is clear that the MTN results on textiles and clothing will regrettably not be implemented on January 1, 1994, as was expected in 1992 when the MOU was extended for a year until December 31, 1993.

Under these circumstances, Canadian Authorities wish to avoid uncertainties among producers, exporters and

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importers in Canada and in Mauritius with respect to the rules which will govern our bilateral trade in textiles and clothing in 1994. Orders have already been placed for delivery in 1994. Manufacturers in Canada and in Mauritius will soon have to produce the items necessary to meet their 1994 delivery commitments. Canadian importers also have committed themselves to meet increasingly stringent deadlines for delivery to their Canadian customers. In the absence of the extension of the MOU, Canadian authorities are not in a position at this time to counsel Canadian importers on whether the current import regime would continue into 1994.

Canadian authorities remain committed to maintaining an effective import control policy for the textile and clothing industries in order to moderate growth in low-cost imports and to provide the Canadian industry with a climate that is conducive to an orderly adjustment process. The current bilateral textile agreement between Mauritius and Canada has served to ensure secure terms of access for textiles and clothing exports from Mauritius.

The Canadian authorities propose that the MOU be extended until 31 December 1994 or if the authorities of Mauritius are agreeable, to 31 December 1995. This extension would apply to all terms and conditions of the MOU, including growth rate and flexibility provisions. It would also be without prejudice to any changes that may be required to be implemented as a result of a successful conclusion of the Uruguay Round. In the event that the MTN results are implemented in 1995, the second year of this extension where applicable, would be superseded by the restraint structure contained in the MTN agreement.

If the authorities of Mauritius are in agreement with the proposed extension of the MOU, the Canadian authorities

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propose further that this note, along with the reply from the authorities of Mauritius, constitute an agreement extending the MOU until the date on which we mutually agree.

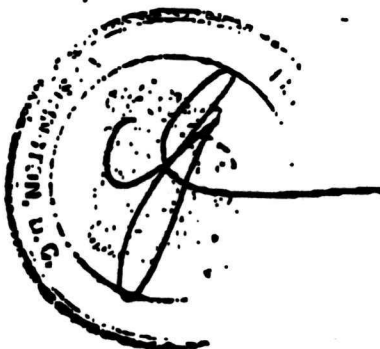
The Department of External Affairs avails itself of this opportunity to renew to the High Commission of Mauritius the assurances of its highest consideration.

UNQUOTE

The High Commission of the Republic of Mauritius wishes to inform the Department of External Affairs that the Government of Mauritius is agreeable to roll over the Memorandum of Understanding between the Government of Canada and the Government of Mauritius relating to the Export of Certain Textiles and Textile Products for import into Canada for a period of two years ending December 1995 with the normal growth rate and flexibility provisions.

The High Commission of the Republic of Mauritius further confirms that the Department's note and this reply constitutes an agreement extending the MOU until December 1995.

The High Commission of the Republic of Mauritius avails itself of this opportunity to renew to the Department of External Affairs of Canada the assurances of its highest consideration.



Washington
11 August 1993

Department of External Affairs



Ministère des Affaires extérieures

Canada

No. EPT-0425

The Department of External Affairs presents its compliments to the High Commission of the Republic of Mauritius and has the honour to refer to the attached agreed record of discussions of March 10, 1994, in Washington, D.C., regarding the amendment of the Memorandum of Understanding between the Government of Mauritius and the Government of Canada relating to the export from Mauritius of certain textiles and textile products for import into Canada ("the MOU") to include winter outerwear and underwear and to exclude sweaters.

The Canadian authorities are pleased to confirm their acceptance of the amendment to the MOU as set out in the agreed record of March 10, 1994.

The Canadian authorities propose that this note, together with the reply from the Mauritian authorities, confirming their similar acceptance of the amendment to the MOU, shall constitute an amendment to the MOU, which shall take effect from January 1, 1994.

The Department of External Affairs avails itself of this opportunity to renew to the High Commission of the Republic of Mauritius the assurances of its highest consideration.

Ottawa, March 25, 1994

A handwritten signature, possibly "WJ", in dark ink.



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Mauritius High Commission

4301 CONNECTICUT AVENUE
SUITE 441
WASHINGTON D. C. 20008

TEL (202) 544-1491
Fax (202) 966-0983

MC/43

The High Commission of the Republic of Mauritius presents its compliments to the Department of External Affairs of Canada and has the honour to refer to the Department's note No. EFT-0425 dated March 25 which reads as follows:

Quote:

The Department of External Affairs presents its compliments to the High Commission of the Republic of Mauritius and has the honour to refer to the attached agreed record of discussions of March 10, 1994, in Washington D.C., regarding the amendment of the Memorandum of Understanding between the Government of Mauritius and the Government of Canada relating to the export from Mauritius of certain textiles and textile products for import into Canada ('the MOU') to include winter outerwear and underwear and to exclude sweaters.

The Canadian authorities are pleased to confirm their acceptance of the amendment to the MOU as set out in the agreed record of March 10, 1994.

The Canadian authorities propose that this note, together with the reply from the Mauritian authorities,

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confirming their similar acceptance of the amendment to the MOU, shall constitute an amendment to the MOU, which shall take effect from January 1, 1994.

The Department of External Affairs avails itself of this opportunity to renew to the High Commission of the Republic of Mauritius the assurances of its highest consideration.

Ottawa, March 25, 1994

UNQUOTE

The High Commission wishes to inform the Department that the Mauritian authorities have confirmed their acceptance of the amendment to the MOU as set out in the agreed record of March 10, 1994.

The High Commission would also like to confirm that the Department's note together with this note shall constitute an amendment to the MOU which shall take effect from January 1, 1994.

The High Commission of the Republic of Mauritius avails itself of this opportunity to renew to the Department of External Affairs of Canada the assurances of its highest consideration.

Washington D.C
May 11, 1994



Canada-Mauritius Textile and Clothing Consultations
Agreed Record of Discussions

1. Delegations representing the Government of Canada and the Government of the Republic of Mauritius met on March 9 and 10, 1994, in Washington, D.C., to discuss the amendment of the Memorandum of Understanding between the Government of Canada and the Government of Mauritius relating to the export from Mauritius of certain textiles and textile products for import into Canada ("the MOU"), to include winter outerwear and underwear.
2. Following detailed discussions, the two delegations reached agreement on an ad referendum basis to amend the MOU to include imports into Canada of winter outerwear and underwear and to exclude sweaters, effective January 1, 1994.
3. During the consultations, agreement was also reached on the following further amendment to the MOU:

Swing

12a. Subject to the specific limitations set out in Annex I, and following notification to the appropriate Canadian officials, the Government of Mauritius may exceed any quantitative limit specified in Annex I up to the percentage shown in column (E) provided that an equivalent amount is deducted from any other restraint level.

12b. For the purpose of implementing the swing provisions in paragraph 12a, the conversion factors shown in column (H) of Annex I will apply.

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4. The two delegations also agreed that Annexes I and II to this Agreed Record will serve as the basis for the restraint levels for imports under the MOU. Annexes I and II attached hereto will thus replace Annexes I and II that were the subject of Diplomatic Notes in February 1993.

5. The two delegations recognized that the continuation of the provisions of the MOU, as hereby amended, would be without prejudice to conclusions that may be reached in the Uruguay Round of Multilateral Trade Negotiations.

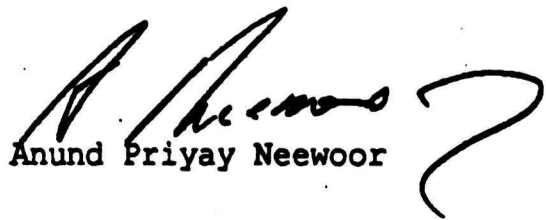
For the Government of Canada



David J. McJanet

Washington, D.C.
March 10, 1994

For the Government of the
Republic of Mauritius



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ANNEX I - RESTRAINT LEVELS**MAURITIUS****GROUP I**

(A) Agreement Item No.	(B) (C) <u>Product Coverage</u>		(D) 1994 Restraint Level(NMB)	(E) Growth ^a	(F) Swing	(G) Carry-over/ Carry Forward	(H) Combined Flexibility (E) & (F)	Conversion Factor (m ² /unit)
	Category	Short Description						
2	2.0	Winter outerwear	115,000	6%	7%	11%(6%)	N/A	3.5
6	6.0	Tailored collar shirts, MBC	1,097,650	6%	7%	11%(6%)	N/A	2.1
9	9.0	Underwear	1,980,000	6%	7%	11%(6%)	N/A	0.8

Subject to provisions of MTN Agreement on Textiles and Clothing

ANNEX II- CLOTHING CATEGORIES**MAURITIUS****GROUP I**

Short Description	Sub Category Category	Long Description	Units
- Winter outerwear	2	<ul style="list-style-type: none"> . Anoraks (including ski-jackets), wind-cheaters, wind-jackets and similar articles, NMB lined and designed to protect the wearer against the cold- <u>MBWGC, woven</u>; . bib and brace overalls (e.g. ski overalls), lined and designed to protect the wearer against the cold - <u>MBWGC, woven</u>; . trousers and breeches (e.g., ski pants), lined and designed to protect the wearer against the cold - <u>MBWGC, woven</u>; . ski suits- <u>MBWGC, woven</u>; . snowsuits, snowmobile suits and similar articles- <u>MBWGC, woven</u>; . lining of thermal characteristics suited for garments of subcategory 1.2- <u>MBWGC, h/s & woven</u>; 	
- Winter outerwear, MBWG	2.1	- Men's, boys', women's and girls'.	
- Winter outerwear, C	2.2	- Children's.	
Tailored collar shirts, MBC	8	Shirts (with tailored collar)- <u>MBC, h/s & woven</u> .	NMB
Underwear	9	<ul style="list-style-type: none"> . Underpants, briefs, panties, slips, petticoats and similar articles- <u>MBWGC, h/s & woven</u>; . T-shirts (of the underwear type)- <u>MBWGC, h/s</u>; . singlets and other vests (of the underwear type)- <u>MBWGC, h/s & woven</u>; 	NMB
- Underwear, MB	9.1	- Men's & boys'.	
- Underwear, WG	9.2	- Women's & girls'.	
- Underwear, C	9.3	- Children's.	