

# GENERAL AGREEMENT ON TARIFFS AND TRADE

CONFIDENTIAL

TEX.SB/743

6 August 1982

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Textiles Surveillance Body

## ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

### Notification under Article 4:4

#### Modifications to the Agreement between the EEC and Indonesia

#### Note by the Chairman

Attached is a notification received from the Commission of the European Communities concerning three modifications to the EEC's bilateral agreement with Indonesia, concluded under Article 4 of the Arrangement as extended by the 1977 Protocol of Extension. These modifications concern the introductions of new Community limits for 1982 on categories 6, 7 and 8.<sup>1</sup>

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<sup>1</sup> The original agreement with Indonesia, and subsequent modifications are contained in COM.TEX/SB/419, 611, 638, 679 and 680.

TS/140-4

**COMMISSION  
OF THE  
EUROPEAN COMMUNITIES**

Directorate-General for  
External Relations

I.E.1.

7063

Dear Mr Ambassador

For	Action	Comment	Inf.
Cabinet of DG			
Off. Legal Aff.			
Ext. Rel/Info. Div.			
CHAIRMAN TSB	X		
OPER. DEPT. A.			X
Non-Tar. M. Div.			
Development Div.			
Tech. Coop. Div.			
Inter-Agency Aff.			
Special Projects			
OPER. DEPT. B.			X
Econ. R/Anal. Unit			
Agriculture Div.			
Tariff Div.			
Tech. Bar. T. Div.			
DEPT. CONF. AFF./DGA			
Conference Div.			
Adm/Fin. Div.			
Liaison/Doc. Div.			
Training Div.			

Brussels

JRB/jh

ANSWERED	DOC. ISSUED	FOLIO
	TEX 531 342	
REC 3 0 JUL 1982		

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In connection with the European Economic Community's Agreement on trade in textile products with Indonesia negotiated under Article 4 of the Arrangement and signed on 4 September 1979, I have to inform you of the following:

During the course of 1982 imports of trousers (Category 6), blouses (Category 7) and shirts (Category 8) from Indonesia into the Community exceeded 348.000, 254.000 and 402.000 respectively, being the levels at which the Community can ask for consultations with a view to establishing a limit under the provisions of Article 3 of the Agreement. The Community, having deemed that there was real risk of market disruption in these cases, the two sides consulted on 9 and 12 July 1982 in pursuance of Articles 4 and 5 of the Agreement. As a result of these consultations, and in conformity with the provisions of the Agreement, Indonesia agreed to limit exports to the EEC as follows:

Category	Unit	Member State	1982
6	1.000p.	EEC	3.425
7	1.000p.	EEC	2.875
8	1.000p.	EEC	4.675

The existing regional limits for the UK (Categories 6, 7 and 8) and for the Benelux (Category 6) are incorporated into the new Community limits. These new limits contained in the agreed minute annexed to this letter are herewith communicated under Article 4, Paragraph 4 of the Arrangement, as a modification to the Community's Agreement with Indonesia.

Yours sincerely,

*J.R. Beck*  
J.R. BECK

Ambassador M. RAFFAELLI, Chairman  
Textiles Surveillance Body, GATT  
Centre William Rappard, Rue de Lausanne 154  
CH - 1211 GENEVA 21

# BASKET EXIT LIMITATION

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CATEGORY 6,7,8

UNITS 1.000p.

COUNTRIES EEC - Indonesia

(a) Date when new limit was agreed	-	12 July 1982		
(b) Basket Exit level (0.2%) of previous year's total imports in category under consideration)	-	<u>Cat. 6</u> 348.000	<u>Cat. 7</u> 254.000	<u>Cat. 8</u> 402.000
(c) Level agreed - EEC	-	<u>Cat. 6</u> 3425.000	<u>Cat. 7</u> 2875.000	<u>Cat. 8</u> 4675.000
(d) First year of application of new limit	-	1982		
(e) Imports during calendar year 1981	-	<u>Cat. 6</u> 2359.000	<u>Cat. 7</u> 1977.000	<u>Cat. 8</u> 4529.000

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AGREED MINUTE

1. Representatives of the Republic of Indonesia and of the European Economic Community met in Brussels on the 9 and 12 July 1982 to resume consultations in accordance with Articles 4 and 5 of the Agreement on Trade in Textiles between Indonesia and the Community signed on 4 September 1979.
2. Consultations concerned definitive restraint levels for categories 6 (trousers), 7 (blouses) and 8 (shirts) for the Community.

As a result of these consultations Indonesia has agreed to limit for the year 1982 its exports of trousers (cat. 6: NIMEXE code 61.01-62;64;66;72; 74;76; 61.02-66;68;72; cat.7: NIMEXE code 60.05-22;23;24;25; 61.02-78;82;84 cat. 8: NIMEXE code 61.03-11;15;19) to the Community to the following levels:

EEC-limitations for the year 1982:

Cat. 6:	3,425,000 pairs
Cat. 7:	2,875,000 pieces
Cat. 8:	4,675,000 pieces

The limits agreed for 1982 will constitute the base for calculating the quotas for the year 1983. The growth rate to be applied will be determined during the forthcoming negotiations on a future bilateral Agreement.

It was further understood that the provisions of the double checking system - as established in the Annex of the Agreed Minute of 5 February 1980 and of 3 October 1980 and completed in the attached Annex to this Agreed Minute - shall apply to exports of trousers, blouses and shirts (Cat. 6,7 and 8) from Indonesia to all regions of the Community. It is also understood that all exports falling under these categories (6,7 and 8) shipped from Indonesia after 1 January 1982 will be debited against the restraint levels for the Community set for the year 1982.

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*[Signature]*

Imports into the Community of this product would not be subject to the quantitative limit, provided that they were declared to be for re-export outside the Community in the same state or after processing, under the administrative system of control set up for this purpose within the Community.

However, the release for home use of products imported under the conditions referred to above would be subject to the production of an export certificate issued by the Indonesian authorities, and to proof of origin in accordance with the provisions of Protocol A of the Bilateral Agreement.

Where the authorities in the Community found that imports of textile products had been set off against a quantitative limit, but that the products had subsequently been re-exported outside the Community, the authorities concerned would inform the Indonesian authorities within four weeks of the quantities involved and authorize imports of identical quantities of the same products, which would not be set off against the quantitative limit for the current year.

3.
  - a) Indonesia undertook to supply the Community with precise statistical information on all export certificates issued by the Indonesian authorities.
  - b) The Community would likewise transmit to the Indonesian authorities precise statistical information on import authorizations or documents issued by the Community authorities.
  - c) The information referred to above would be transmitted before the end of the second month following the quarter to which the statistics relate.
  - d) Should it be found on analysis of the information exchanged that there were significant discrepancies between the returns for exports and those for imports, consultations could be initiated in accordance with the procedure specified in Article 6 of the Bilateral Agreement.
4. In 1982, transfers between categories 6, 7 and 8 may be effected up to 5% of the quantitative limit for the category to which the transfer is made.  
The table of equivalence applicable to the transfers referred to above is given in Annex I to the Agreement.

Prior notification would be given by the authorities of Indonesia in the event of recourse to these provisions.

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The provisions concerning Certificates of Origin contained in Articles 2-6 inclusive of Protocol A of the bilateral Agreement shall apply mutatis mutandis to Export Licences.

Brussels,

Head of Delegation



Republic of Indonesia

Head of Delegation



European Economic Community

BREAKDOWN OF THE AGREED COMMUNITY LEVELS:

	EEC	D	F	I	BNL	UK	IRL	DK	GR
Cat. 6	3.425	993	528	249	730	728	22	130	45
Cat. 7	2.875	965	390	124	617	520	29	205	25
Cat. 8	4.675	2.018	571	585	493	832	31	115	30

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ANNEX TO AGREED MINUTE BETWEEN INDONESIA AND THE EUROPEAN  
ECONOMIC COMMUNITY DATED 12 July 1982

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Double-Checking System

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Section I : Exportation

1. The competent authorities of Indonesia shall issue an export licence in respect of all consignments from Indonesia of the products subject to quantitative limit, up to the relevant quantitative limits as may be modified by the agreed minute.
2. The export licence shall conform to the model attached to this Annex. It must certify, inter alia, that the quantity of the product in question has been set off against the prescribed quantitative limit.
3. The competent Community authorities must be notified forthwith of the withdrawal or alteration of any export certificate already issued.
4. Exports shall be set off against the quantitative limits established for the year in which shipment of the goods has been effected, even if the export certificate is issued after such shipment.

Section II : Importation




5. Importation into the Community of products subject to quantitative limits shall be subject to the presentation of an import authorization or document.
  6. The competent Community authorities shall issue such import authorization or document automatically within five working days of the presentation by the importer of a certified copy of the corresponding export certificate.  
The import authorization or document shall be valid for six months.
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7. a) If the competent Community authorities find that the total quantities covered by export certificates issued by Indonesia in any year exceed the quantitative limit, the said authorities may suspend the further issue of import authorizations or documents. In this event, the competent Community authorities shall immediately inform the authorities of Indonesia and the consultation procedure, set out in Article 4 of the Agreement, shall be initiated forthwith.

b) Exports of Indonesian origin not covered by Indonesian licences issued in accordance with the provisions of this Annex may be refused the issue of import authorizations or documents by the competent Community authorities.

However, if the imports of such products are allowed into the Community by the competent Community authorities, the quantities involved shall not be set off against the appropriate limit without the express agreement of Indonesia.



1. Name of the company (nom, adresse, pays) 2. No		ORIGINAL	
		3. Quota year Année contingente	
4. Category number Numéro de catégorie		EXPORT LICENCE (Textile products)	
		LICENCE D'EXPORTATION (Produits textiles)	
5. Country of origin Pays d'origine		6. Country of destination Pays de destination	
7. Place and date of export - Means of transport Lieu et date d'exportation - Moyen de transport		8. Supplementary details Données supplémentaires	
9. Description of goods - Désignation des marchandises		10. Quantity (1) Quantité (1)	
		11. Value (2) Valeur (2)	
12. Declaration by the competent authority - Visa de l'autorité compétente I hereby certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the country shown in box No 4 by the provisions regulating trade in textile products with the European Economic Community. Je certifie que les marchandises décrites ci-dessus ont été imputées sur le limite quantitative fixée pour l'année indiquée dans la case No 3 pour le pays indiqué dans la case No 4 dans le cadre des dispositions régissant les échanges de produits textiles avec la Communauté Economique Européenne.			
13. Competent authority (name, full address, country) Autorité compétente (nom, adresse complète, pays)		14. Signature Signature	