

No. 5631

**CANADA
and
PORTUGAL**

**Trade Agreement (with schedule and exchange of notes).
Signed at Lisbon, on 28 May 1954**

Official texts: English and Portuguese.

Registered by Canada on 21 March 1961.

**CANADA
et
PORTUGAL**

**Accord de commerce (avec tableau et échange de notes).
Signé à Lisbonne, le 28 mai 1954**

Textes officiels anglais et portugais.

Enregistré par le Canada le 21 mars 1961.

No. 5631. TRADE AGREEMENT¹ BETWEEN CANADA AND PORTUGAL. SIGNED AT LISBON, ON 28 MAY 1954

The Government of Canada and the Government of Portugal, desiring to strengthen and develop the economic relations existing between the two countries, have decided to conclude a Trade Agreement to supersede the commercial arrangements made applicable between Canada and Portugal as from October 1, 1928.

And, for this purpose, have appointed their representatives who have agreed upon the following articles :

Article I

1. For the purpose of this Agreement, it is understood that "Portuguese products" shall mean goods the produce or manufacture of Portugal, of the Portuguese Adjacent Islands or the Portuguese Overseas Provinces, and that "Canadian products" shall mean goods the produce or manufacture of Canada.

2. Each Contracting Party shall accord to the other Contracting Party unconditional most-favoured-nation treatment in all matters with respect to customs duties and charges of any kind imposed on or in connection with importation or exportation or imposed on payments for imports or exports, and with respect to the method of levying such duties and charges, with respect to the rules and formalities connected with importation or exportation, and with respect to all internal taxes or other internal charges of any kind, and with respect to all laws, regulations and requirements affecting internal sale, offering for sale, purchase, distribution or use of imported goods within the territory of such Contracting Party.

3. Accordingly, products of either Contracting Party imported into the territory of the other Contracting Party shall be subject to the lowest duties, taxes or other charges, and to treatment with respect to regulations and formalities no less favourable than that granted to similar products of any other country.

4. Similarly, products exported from either Contracting Party and consigned to the territory of the other Contracting Party shall not be subject to any duties, taxes or charges higher or more burdensome than, or to any

¹ Applied provisionally as from 1 July 1954 and came into force definitively on 29 April 1955, the date of the exchange of the instruments of ratification at Ottawa, in accordance with article VIII.

formalities differing from those which apply to like products, when exported and consigned to any other country.

5. Either Contracting Party undertakes to grant unconditionally to the products of the other Contracting Party, in regard to the matters referred to in paragraph 2 of this Article, any privilege, favour or advantage granted to any product originating in any other country.

6. Goods, the produce or manufacture of Portugal, enumerated and described in Schedule A¹ annexed to this Agreement, shall on importation into Canada be exempt from ordinary customs duties in excess of those set forth in the said schedule. Schedule A shall have full force and effect as an integral part of this Agreement.

7. The provisions of this Article relating to most-favoured-nation treatment are not applicable neither can they be invoked with regard to the advantages :

- (a) granted by either of the Contracting Parties to a neighbouring State, for the purpose of facilitating frontier traffic;
- (b) granted by the Government of Portugal to Spain or Brazil;
- (c) granted by the Government of Portugal to the territories contiguous to her Overseas Provinces;
- (d) granted by the Canadian Government exclusively to member countries of the British Commonwealth of Nations, including their dependent territories, and to the Republic of Ireland.

Article II

Either Contracting Party shall accord to the products of the other Contracting Party, which have been in transit through the territory of any third country receiving most-favoured-nation treatment from the importing country, treatment no less favourable than that which would have been accorded to such products had they been transported from their place of origin to their destination without going through the territory of such third country.

Either Contracting Party shall, however, be free to maintain its requirements of direct consignment existing on the date of the present Agreement in respect of any products in regard to which such direct consignment has relation to the Contracting Party's prescribed method of valuation for duty purposes.

Article III

1. No prohibitions or restrictions shall be maintained or applied by either Contracting Party on the importation of any product of the other Contracting

¹ See p. 262 of this volume.