

No. 9923

**UNITED STATES OF AMERICA
and
JAMAICA**

**Exchange of notes constituting an agreement concerning
trade in cotton textiles (with annex and related
note). Washington, 29 September 1967**

Authentic text : English.

Registered by the United States of America on 1 october 1969.

**ÉTATS-UNIS D'AMÉRIQUE
et
JAMAÏQUE**

**Échange de notes constituant un accord relatif au commerce
des textiles de coton (avec annexe et note connexe).
Washington, 29 septembre 1967**

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 1^{er} octobre 1969.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND JAMAICA CONCERNING TRADE IN COTTON TEXTILES

I

DEPARTMENT OF STATE
WASHINGTON

September 29, 1967

Sir :

I refer to the decision of the Cotton Textiles Committee of the General Agreement on Tariffs and Trade approving a Protocol² to extend through September 30, 1970, the Long-Term Arrangements regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962³ (hereinafter referred to as "the Long-Term Arrangements"). I also refer to recent discussions between representatives of our two Governments and to the agreement between our two Governments concerning exports of cotton textiles from Jamaica to the United States effected by an exchange of notes dated October 1, 1963,⁴ as amended.⁵ I confirm, on behalf of my Government, the understanding that this agreement is replaced by a new agreement as provided in the following numbered paragraphs. This new agreement is based on our understanding that the above-mentioned Protocol will enter into force for our two Governments on October 1, 1967.

1. The term of this agreement shall be from October 1, 1966, through September 30, 1970. During the term of this agreement, the Government of Jamaica shall limit annual exports of cotton textiles from Jamaica to the United States to aggregate and specific limits at the levels specified in the following paragraphs.

2. For the first agreement year, constituting the 12-month period beginning October 1, 1966 :

(a) The aggregate limit shall be 21,416,063 square yards equivalent.

¹ Came into force on 29 September 1967 by the exchange of the said notes, with retroactive effect from 1 October 1966, in accordance with paragraph 1 thereof.

² United Nations, *Treaty Series*, vol. 620, p. 276.

³ *Ibid.*, vol. 471, p. 296. As registered by the Executive Secretary of the Contracting Parties to the General Agreement on Tariffs and Trade, this Arrangement is identified in the United Nations *Treaty Series* by the date of its entry into force, i.e., 1 October 1962.

⁴ *Ibid.*, vol. 488, p. 133.

⁵ *Ibid.*, vol. 526, p. 350.

(b) Within this aggregate limit, the following specific limits shall apply :

<i>Category</i>	<i>Quantity</i>
45 . . .	20,000 dozen
46 . . .	450,000 dozen
47 . . .	22,000 dozen
48 . . .	9,261 dozen
50-51. .	182,905 dozen (of which not more than 81,034 dozen shall be in Category 50 and not more 127,334 dozen shall be in Category 51)
52 . . .	92,610 dozen
53 . . .	30,000 dozen
55 . . .	30,000 dozen
57 . . .	100,000 dozen
61 . . .	460,000 dozen

3. In the second and succeeding 12-month periods for which any limitation is in force under this agreement, the level of exports permitted under such limitation shall be increased by 5 percent of the corresponding level for the preceding 12-month period, the latter level not to include any adjustments under paragraph 4 or 5. The phrase "level of exports" in the preceding sentence refers to the aggregate and specific limits set out in paragraph 2 and to the limits set out in paragraph 8 of this agreement.

4. Within the aggregate limit, specific limits may be exceeded by not more than 5 percent.

5. (a) For any agreement year immediately following a year of shortfall (i.e., a year in which cotton textile exports from Jamaica to the United States were below the aggregate limit and any specific limit applicable to the category concerned) the Government of Jamaica may permit exports to exceed these limits by carryover in the following amounts and manner :

- (i) The carryover shall not exceed the amount of the shortfall in either the aggregate limit or any applicable specific limit and shall not exceed 5 percent of the aggregate limit applicable to the year of the shortfall;
- (ii) In the case of shortfalls in the categories subject to specific limits, the carryover shall not exceed 5 percent of the specific limit in the year of the shortfall and shall be used in the same category in which the shortfall occurred; and
- (iii) In the case of shortfalls not attributable to categories subject to specific limits, the carryover shall not be used to exceed any applicable specific

limit except in accordance with the provisions of paragraph 4 and shall not be used to exceed the limits in paragraph 8.

(b) The limits referred to in subparagraph (a) of this paragraph are without any adjustments under this paragraph or paragraph 4.

(c) The carryover shall be in addition to the exports permitted by paragraph 4.

6. In the implementation of this agreement, the system of categories and the rates of conversion into square yard equivalents listed in Annex A hereto shall apply. In any situation where the determination of an article to be a cotton textile is affected by whether the criterion provided for in Article 9 of the Long-Term Arrangements is used or the criterion provided for in paragraph 2 of Annex E of the Long-Term Arrangements is used, the chief value criterion used by the Government of the United States of America in accordance with paragraph 2 of Annex E shall apply.

7. Categories not given a specific limit in paragraph 2 shall be subject to the aggregate limit, and to the relevant consultation and concentration provisions of paragraph 8.

8. (a) The square yard equivalent of any shortfalls occurring in exports in the categories given specific limits may be used in any category not given a specific limit.

(b) In the event the Government of Jamaica desires to permit exports during any agreement year of more than the level of the consultation limit in any category not having a specific limit, the the Government of Jamaica shall request consultation with the government of the United States of America on this question. For the first agreement year the level of the consultation limit for each category not having a specific limit shall be 405,169 square yards equivalent. The Government of the United States of America shall enter into such consultations and, during the course thereof, shall provide the Government of Jamaica with information on the condition of the United States market in the category in question. Until agreement is reached, the Government of Jamaica shall continue to limit exports in that category for that agreement year to the consultation limit.

(c) In the event concentration of exports from Jamaica to the United States of apparel items made of a particular fabric causes or threatens to cause market disruption in the United States, the Government of the United States of America may call for consultations with the Government of Jamaica