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**UNITED STATES OF AMERICA
and
POLAND**

**Exchange of notes constituting an agreement concerning trade in
cotton textiles (with annex). Washington, 15 March 1967**

Authentic text: English.

Registered by the United States of America on 2 September 1969.

**ÉTATS-UNIS D'AMÉRIQUE
et
POLOGNE**

**Échange de notes constituant un accord relatif au commerce des
textiles de coton (avec annexe). Washington, 15 mars 1967**

Texte authentique: anglais.

Enregistré par les États-Unis d'Amérique le 2 septembre 1969.

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

DEPARTMENT OF STATE
WASHINGTON

March 15, 1967

Sir:

I refer to recent discussions held in Washington between representatives of the Government of the United States of America and the Government of the Polish People's Republic concerning exports of cotton textiles from Poland to the United States. As a result of these discussions, I propose the following agreement relating to this trade, which agreement shall replace, as of March 1, 1967, the agreement between our two governments relating to such trade effected by an exchange of notes of May 18 and 20, 1966.²

1. The term of this agreement shall be from March 1, 1967 through February 28, 1970. During the term of this agreement the Government of the Polish People's Republic shall limit annual exports of cotton textiles from Poland to the United States to aggregate, group and specific limits at the levels specified in the following paragraphs.

2. For the first agreement year, constituting the 12-month period beginning March 1, 1967, the aggregate limit shall be 5 million square yards equivalent.

3. Within the aggregate limit, the following group limits shall apply for the first agreement year:

| | <i>In Million Square Yards Equivalent</i> |
|---|---|
| Group I. Apparel (Categories 39-63) | 2.6 |
| Group II. Other (Categories 1-38 and 64). | 2.4 |

¹ Came into force on 15 March 1967 with retroactive effect from 1 March 1967, in accordance with the provisions of the said notes.

² United Nations, *Treaty Series*, vol. 593, p. 147.

4. Within the aggregate limit and the applicable group limits, the following specific limits shall apply for the first agreement year:

Group I

| | |
|-----------------------|----------------|
| Category 42 | 25,000 dozen |
| Category 43 | 45,000 dozen |
| Category 46 | 10,000 dozen |
| Category 53 | 11,000 dozen |
| Category 60 | 13,500 dozen |
| Category 62 | 147,000 pounds |

Group II

| | |
|-----------------------|---|
| Category 19 | 900,000 square yards |
| Category 26 | 500,000 square yards (of which not more than 150,000 square yards may be in duck) |
| Category 28 | 200,000 pieces |

5. Within the aggregate limit, the limit for Group I may be exceeded by not more than 5%, and the limit for Group II may be exceeded by not more than 10%. Within the applicable group limit, as it may be adjusted under this provision, specific limits may be exceeded by not more than 5%.

6. Within the group limit for each group 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. In the event the Government of the Polish People's Republic 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 Government of The Polish People's Republic shall request consultations with the Government of the United States on this question. For the first agreement year the level of the consultation limit for each category in Group I not having a specific limit shall be 350,000 square yards equivalent, and for each category in Group II not having a specific limit shall be 500,000 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 The Polish People's Republic with information on the condition of the United States market in the category in question. Until agreement is reached, the Government of The Polish People's Republic shall continue to limit exports in that category for that agreement year to the consultation limit.

7. The Government of The Polish People's Republic shall use its best efforts to space exports from Poland to the United States within each category evenly throughout the agreement year, taking into consideration normal seasonal factors.

8. 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% of the corresponding level for the preceding 12-month period, the latter level not to include any adjustments under paragraph 5 above.

9. The two governments recognize that the successful implementation of this agreement depends in large part upon mutual cooperation on statistical questions. The Government of the United States of America shall promptly supply the Government of The Polish People's Republic with montly data on the import of cotton textiles from Poland. The Government of The Polish People's Republic shall promptly supply the Government of the United States of America with data on monthly exports of cotton textiles to the United States. Each Government agrees to supply promptly any other available relevant statistical data requested by the other Government.

10. 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 would be 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.

11. The Government of the United States of America and the Government of The Polish People's Republic agree to consult on any question arising in the implementation of the agreement.

12. Mutually satisfactory administrative arrangements or adjustments may be made to resolve minor problems arising in the implementation of this agreement including differences in points of procedure or operation.

13. If the Government of the Polish People's Republic considers that as a result of limitations specified in this agreement, Poland is being placed in an inequitable position *vis-à-vis* a third country, the Government of the Polish People's Republic may request consultation with the Government of the United States of America with the view to taking appropriate remedial action such as reasonable modification of this agreement.