

No. 474

**UNITED STATES OF AMERICA
and
GREECE**

Exchange of notes constituting an agreement relating to the application of most-favoured-nation treatment to the merchandise trade of certain areas under occupation or control. Athens, 2 July 1948

English official text communicated by the Permanent Representative of the United States of America at the seat of the United Nations. The registration took place on 2 June 1949.

**ETATS-UNIS D'AMERIQUE
et
GRECE**

Echange de notes constituant un accord concernant l'application du traitement de la nation la plus favorisée aux échanges commerciaux de certaines régions soumises à occupation ou contrôle. Athènes, 2 juillet 1948

Texte officiel anglais communiqué par le représentant permanent des Etats-Unis d'Amérique au siège de l'Organisation des Nations Unies. L'enregistrement a eu lieu le 2 juin 1949.

No. 474. EXCHANGE OF NOTES¹ CONSTITUTING AN AGREEMENT BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND GREECE RELATING TO THE APPLICATION OF MOST-FAVOURLED-NATION TREATMENT TO THE MERCHANDISE TRADE OF CERTAIN AREAS UNDER OCCUPATION OR CONTROL. ATHENS, 2 JULY 1948

I

The American Chargé d'Affaires ad interim to the Greek Minister of Foreign Affairs

THE FOREIGN SERVICE OF THE
UNITED STATES OF AMERICA
AMERICAN EMBASSY

No. 730

Athens, Greece, July 2, 1948

Excellency:

I have the honor to refer to the conversations which have recently taken place between representatives of our two Governments relating to the territorial application of commercial arrangements between the United States of America and Greece and to confirm the undertakings reached as a result of these conversations as follows:

1. For such time as the Government of the United States of America participates in the occupation or control of any areas in western Germany, the Free Territory of Trieste, Japan or southern Korea, the Government of Greece will apply to the merchandise trade of such area the provisions relating to the most-favored-nation treatment of the merchandise trade of the United States of America set forth in the Provisional Commercial Agreement, signed November 15, 1938,² or, for such time as the Governments of the United States of America and Greece may both be contracting parties to the General Agreement on Tariffs and Trade, dated October 30, 1947,³ the provisions of that Agreement, as now or hereafter amended, relating to the most-favored-nation treatment of such

¹ Came into force on 2 July 1948, by the exchange of the said notes.

² League of Nations, *Treaty Series*, Volume CXCIV, page 145.

³ United Nations Publications, 1947.II.10.

trade. It is understood that the undertaking in this paragraph relating to the application of the most-favored-nation provisions of the Provisional Commercial Agreement shall be subject to the exceptions recognized in the General Agreement on Tariffs and Trade permitting departures from the application of most-favored-nation treatment; provided that nothing in this sentence shall be construed to require compliance with the procedures specified in the General Agreement with regard to the application of such exceptions.

2. The undertaking in point 1, above, will apply to the merchandise trade of any area referred to therein only for such time and to such extent as such area accords reciprocal most-favored-nation treatment to the merchandise trade of Greece.

3. The undertakings in points 1 and 2, above, are entered into in the light of the absence at the present time of effective or significant tariff barriers to imports into the areas herein concerned. In the event that such tariff barriers are imposed, it is understood that such undertakings shall be without prejudice to the application of the principles set forth in the Havana Charter for an International Trade Organization¹ relating to the reduction of tariffs on a mutually advantageous basis.

4. It is recognized that the absence of a uniform rate of exchange for the currency of the areas in western Germany, Japan or southern Korea referred to in point 1 above may have the effect of indirectly subsidizing the exports of such areas to an extent which it would be difficult to calculate exactly. So long as such a condition exists, and if consultation with the Government of the United States of America fails to reach an agreed solution to the problem, it is understood that it would not be inconsistent with the undertaking in point 1 for the Government of Greece to levy a countervailing duty on imports of such goods equivalent to the estimated amount of such subsidization, where the Government of Greece determines that the subsidization is such as to cause or threaten material injury to an established domestic industry or is such as to prevent or materially retard the establishment of a domestic industry.

5. The undertakings in this Note shall remain in force until January 1, 1951, and unless at least six months before January 1, 1951, either Government shall have given notice in writing to the other of intention to terminate these

¹ United Nations Publications, 1948.II.D.4.

undertakings on that date, they shall remain in force thereafter until the expiration of six months from the date on which such notice shall have been given.

Please accept, Excellency, the renewed assurances of my highest consideration.

K. L. RANKIN
Chargé d'Affaires ad interim

His Excellency Constantine Tsaldaris
Minister of Foreign Affairs
Athens

II

*The Greek Minister of Foreign Affairs to the American Chargé
d'Affaires ad interim*

ROYAUME DE GRÈCE
MINISTÈRE DES AFFAIRES ÉTRANGÈRES

No. 6344

Athens, July 2, 1948

Sir:

I have the honor to refer to the conversations which have recently taken place between representatives of our two Governments relating to the territorial application of commercial arrangements between the United States of America and Greece and to confirm the understanding reached as a result of these conversations as follows:

[See note I]

Please accept, Sir, the renewed assurances of my highest consideration.

C. TSALDARIS
Deputy Prime Minister
and Minister for Foreign Affairs

K. L. Rankin, Esquire
Chargé d'Affaires ad Interim
American Embassy
Athens