

No. 6404

**UNITED STATES OF AMERICA
and
PERU**

**Interim Agreement relating to the General Agreement on
Tariffs and Trade (with schedules). Signed at Geneva,
on 5 March 1962**

**Exchange of notes relating to the above-mentioned Interim
Agreement. Geneva, 30 May 1962**

Official text: English.

Registered by the United States of America on 29 November 1962.

**ÉTATS-UNIS D'AMÉRIQUE
et
PÉROU**

**Accord intérimaire relatif à l'Accord général sur les tarifs
douaniers et le commerce (avec listes). Signé à Genève,
le 5 mars 1962**

**Échange de notes relatif à l'Accord intérimaire susmen-
tionné. Genève, 30 mai 1962**

Texte officiel anglais.

Enregistrés par les États-Unis d'Amérique le 29 novembre 1962.

No. 6404. INTERIM AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND PERU RELATING TO THE GENERAL AGREEMENT ON TARIFFS AND TRADE.² SIGNED AT GENEVA, ON 5 MARCH 1962

The Government of the United States of America and the Government of Peru, having carried on tariff negotiations pursuant to Article XXVIII bis³ of the General Agreement on Tariffs and Trade² at the 1960-61 Tariff Conference of the Contracting Parties to the General Agreement, and desiring to enter immediately into a definitive agreement without awaiting the preparation of a Protocol embodying the results of that Conference, agree as follows :

I

The provisions of each party's schedule annexed hereto shall be applied by it as if this Agreement were a Protocol of Supplementary Concessions to the General Agreement.

II

The CONTRACTING PARTIES are requested to exercise the same functions with respect to the schedules annexed to this Agreement as they would exercise if these schedules were schedules to the General Agreement.

III

This Agreement shall enter into force upon signature. However, the concessions set forth in the schedule of a party shall take effect, except as otherwise provided in such schedule, thirty days after the date on which that party has notified the other party of its intention to put such concessions into effect⁴. A party which has put the concessions set forth in its schedule into effect shall have the right to suspend or withdraw them in whole or in part until such time as the other party gives such notification.

¹ Came into force on 5 March 1962, upon signature, in accordance with the provisions of article III.

² See footnote 2, p. 10 of this volume.

³ United Nations, *Treaty Series*, Vol. 278, p. 208.

⁴ Notification given by the United States on 1 June 1962, effective 1 July 1962.

IV

This Agreement shall terminate at such time as a Protocol to the General Agreement on Tariffs and Trade embodying the results of the 1960-61 Tariff Conference¹ and incorporating the schedules annexed hereto enters into force.

DONE at Geneva this fifth day of March 1962.

For the Government
of the United States of America :

John W. EVANS

For the Government
of Peru :

MAX DE LA FUENTE LOCKER

¹ United Nations, *Treaty Series*, Vols. 440 and 441, and Vol. 445.

SCHEDULE OF THE UNITED STATES OF AMERICA

This schedule is authentic only in the English language

Customs Territory of the United States

MOST-FAVORED-NATION TARIFF

(See general notes at the end of this Schedule)

Paragraph*	Description of Products	Rates of Duty	
		A	B
4	Ethyl alcohol for nonbeverage purposes only	6.75¢ per gal.	6¢ per gal.
5 and 23	All chemical elements, all chemical salts and compounds, all medicinal preparations, and all combinations and mixtures of any of the foregoing obtained naturally or artificially, and not specially provided for, whether or not in any form or container specified in paragraph 23, Tariff Act of 1930 : Tellurium compounds	11% ad val.	10% ad val.
35	Derris, tube, or tuba root, and barbasco or cube root ; all the foregoing which are natural and uncompounded, but which are advanced in value or condition by shredding, grinding, chipping, crushing, or any other process or treatment whatever beyond that essential to proper packing and the prevention of decay or deterioration pending manufacture, and not containing alcohol	1% ad val.	
36	Cocoa leaves	1.7¢ per lb.	1.4¢ per lb.
52	Oils, animal and fish : Sperm, crude	0.75¢ per gal.	0.5¢ per gal.
717 (a)	Fish, fresh or frozen (whether or not packed in ice), whole, or beheaded or eviscerated or both, but not further advanced (except that the fins may be removed) : Frozen swordfish	1¢ per lb.	0.75¢ per lb.
765	Beans not specially provided for, dried : Mung : Entered during the period from May 1 to Aug. 31, inclusive, in any year Other	1.35¢ per lb. 2.7¢ per lb.	1.2¢ per lb. 2.4¢ per lb.
802	Brandy of a type known as "Pisco", in containers holding each more than one gallon	\$1.12 per proof gal.	\$1 per proof gal.

* The word "Paragraph" refers to the respective paragraphs appearing in the Tariff Act of 1930.

Paragraph*	Description of Products	Rates of Duty	
		A	B
1102 (b)	Hair of the alpaca, llama, and vicuna : In the grease or washed	7.5 per lb. of clean content	6¢ per lb. of clean content
	Scoured	9¢ per lb. of clean content	8¢ per lb. of clean content
	On the skin	6¢ per lb. of clean content	5¢ per lb. of clean content
	Sorted, or matchings, if not scoured . .	8¢ per lb. of clean content	6.5¢ per lb. of clean content
1117 (c)	Floor coverings, including mats and druggets, wholly or in chief value of hair of the alpaca, guanaco, huarizo, llama, misti, suri, or a com- bination of the hair of two or more of these species, not specially provided for, valued over 40 cents per square foot	22½% ad val.	20% ad val.
1685	Guano	Free	
1731	Oils, distilled or essential, not mixed or com- pounded with or containing alcohol : Linaloe or bois de rose	Free	

* The word "Paragraph" refers to the respective paragraphs appearing in the Tariff Act of 1930.

[TRADUCTION — TRANSLATION]

GENERAL NOTES

1. The provisions of this Schedule are subject to the pertinent notes appearing at the end of Schedule XX (Geneva-1947) annexed to the General Agreement on Tariffs and Trade, as authenticated at Geneva on October 30, 1947.

2. Subject to the provisions of this Schedule, to the provisions of this Agreement, and to the provisions of section 350 (a) (4) (B) and (C) of the Tariff Act of 1930, the rates specified in the rate columns in this Schedule will become effective as follows :

(a) Rates in Column A will become initially effective on the day provided therefor in the proclamation by the Presi-

NOTES GÉNÉRALES

1. Les dispositions de la présente liste sont assujetties aux notes appropriées figurant à la fin de la liste XX (Genève 1947) annexée à l'Accord général sur les tarifs douaniers et le commerce et authentiquée à Genève le 30 octobre 1947.

2. Sous réserve des dispositions de la présente liste, de celles du présent Accord et de celles de l'article 350 a) 4) B) et C) du tarif des États-Unis (loi de 1930), les taux indiqués dans les colonnes A et B de la présente liste entreront en vigueur aux dates suivantes :

a) Les taux de la colonne A entreront originairement en vigueur à la date prévue à cet effet dans la proclamation du Prési-

dent of the United States¹ to carry out the provisions of this Agreement. Rates in Column B will become initially effective in each case upon the expiration of a full period of one year after the related rate in Column A became initially effective. A rate shall be considered as becoming initially effective as indicated above even though such rate reflects no change in rate of duty, and not withstanding duty on the product or products concerned is temporarily suspended.

(b) For the purposes of subparagraph (a) above, the phrase "full period of one year" means a period or periods aggregating one year exclusive of the time, after a rate becomes initially effective, when, by reason of legislation of the United States or action thereunder, a higher rate of duty is being applied.

dent des États-Unis¹ portant mise en application des dispositions du présent Accord. Les taux de la colonne B entreront originairement en vigueur, dans chaque cas, à l'expiration d'une période complète d'un an à compter de la date d'entrée en vigueur initiale du taux correspondant de la colonne A. Un taux sera considéré comme entrant originairement en vigueur selon les indications qui précèdent, même si ce taux ne représente aucune modification des droits et même si les droits sur le produit ou les produits en question sont temporairement suspendus.

b) Aux fins de l'alinéa a, l'expression « période complète d'un an » signifie une période d'un an ou plusieurs périodes représentant un an au total, compte non tenu du temps pendant lequel, après la date d'entrée en vigueur initiale d'un taux, des droits plus élevés auront été appliqués en vertu de la législation des États-Unis ou de mesures prises en application de ladite législation.

FINAL LIST OF CONCESSIONS GRANTED BY PERU TO THE UNITED STATES OF AMERICA

This list is authentic only in the English language

<i>Tariff Item Number</i>	<i>Description of Products</i>	<i>Rate of Duty Soles / ad val</i>
17	Meat of farm birds	KG 0.50 / 12.5%
63	Dried yolks of eggs, pulverized or not	KG 0.05 / 11.5%
99	Corn (maiz)	KG Free / 10.5%
Ex-139	Pears and plums, fresh	KG Free / 10.5%
208	Hops in cones	KG 0.15 / 10.5%
Ex-376	Semi-refined soya bean oil, edible	KG 0.10 / 10.5%
377	Soya bean oil, crude or denatured	KG 0.05 / 9.5%

¹ Rates effective 1 July 1962. See Proclamation 3468 of 30 April 1962; 27 Fed. Reg. 4239, 4241.

¹ Taux applicables à partir du 1^{er} juillet 1962. Voir Proclamation 3468 du 30 avril 1962.

<i>Tariff Item Number</i>	<i>Description of Products</i>		<i>Rate of Duty Soles / ad val</i>
774	Artificial plastic materials having a cellulose base (except collodion and artificial fibers), such as acetyl-cellulose, nitro-cellulose or pyroxylin, celluloid and the like, colored or not, in powder, flakes, granules or scrap	KG	0.25 / 12.5%
774-A	Cellulose acetate, in flakes, special for the manufacture of artificial textile fibers	KG	0.15 / 12.5%
813	Organic products, natural or synthetic, used in the manufacture and vulcanization of tires, of inner tubes and of rubber articles, such as: thiophenyl-beta-naphthylamine, amylamine, diorthoguanidine, phenyl-alpha-naphthylamine, mercaptobenzothiazole and other similar products for the same use, such as those called "Vulcacite", "Vulcafor", "Vulcanol", "Vulcasol", etc.	KG	0.30 / 12.5%
922	Titanium white and antimony white (titanium dioxide and antimony dioxide)	KG	0.10 / 12.5%
Ex-990	Peppermint, spearmint and other mint oils	KN	12.00 / 13.5%
1068	Natural phosphates (fertilizer materials), ground or not . . .	KG	Free / 10.5%
1109	Hose, special for compressed air* * Note of Section IV	KG	0.30 / 12.5%
1260	Special cardboard for stereotype	KG	0.05 / 13.5%
1303	Cellophane paper* * Note: Subject to the right to increase the specific duty rate on this item to a maximum of \$/5.00 per KG.	KG	2.00 / 13.5%
Ex-2107	Dodecylbenzene, aromatic hydrocarbon for use in the preparation of detergents	KG	0.20 / 11.5%
2131	Clay for pottery and for ceramic products	KG	0.05 / 12.5%
2234	Apparatus and utensils not specially mentioned, of glass, crystal or quartz, for laboratory use, graduated or not, such as boiling flasks, burettes, funnels, pipettes, test tubes, condensers, coils and the like; and glass droppers for any use . . .	KG	1.00 / 12.5%
2797	Machines and apparatus for domestic use or for use in stores or warehouses, such as meat slicers, coffee grinders and the like whether or not operated by electricity and weighing each more than 20 kilograms	KG	0.50 / 13.5%
2819	Sewing machines, without stands or tables, for industrial establishments; machines for special purposes, with one or more needles or hooks, executing lock-stitch or chain-stitch performing work other than single or parallel sewing . . .	KG	0.10 / 10.5%
2956	Agricultural tractors (including track-laying tractors) ¹ . . .	KG	Free / 9.5%
3080	Cinematographic cameras of any kind, and unspecified accessories and spare parts thereof.	A/v.	12% / 13.5%

¹ Includes all types of tractors other than those under item number 2957.

3087	Apparatus for developing and copying photographs, including drying apparatus and automatic apparatus for copying plans.	KL	5.00 / 13.5%
3091	Stereoscopes, hand or other kinds, with or without pictures	KL	20.00 / 13.5%
3092	Screens of any kind, special for cinematographic projections, including screens with automatic rolling-up device, with or without case	KG	12.00 / 13.5%
3121	Manometers of all kinds, including tire pressure gauges . . .	KG	2.00 / 11.5%
3124	Thermometers and pyrometers, with or without frame, centigrade or other scale, for laboratory, industrial or other purposes (except clinical thermometers)	KL	3.00 / 12.5%
3127	Instruments and apparatus for physical or chemical research and analysis, for scientific or industrial laboratories, such as spectrosopes, photometers, colorimeters, refractometers, saccharimeters, polarimeters, interferential apparatus, ph indicators, and other scientific instruments and apparatus n.e.s.i.	KG	2.00 / 12.5%

EXCHANGE OF NOTES

(See page 76 of this volume.)

ÉCHANGE DE NOTES

(Voir page 77 de ce volume.)

EXCHANGE OF NOTES RELATING TO THE INTERIM
AGREEMENT OF 5 MARCH 1962¹ BETWEEN THE UNITED
STATES OF AMERICA AND PERU RELATING TO THE
GENERAL AGREEMENT ON TARIFFS AND TRADE.
GENEVA, 30 MAY 1962

I

May 30, 1962

Excellency :

With reference to the Interim Agreement regarding the Results of the Tariff Negotiations 1960-61 under Article XXVIII bis of the General Agreement on Tariffs and Trade, signed at Geneva on March 5, 1962,¹ I have the honor to inform Your Excellency of my understanding of recent conversations concerning the United States Schedule, as follows :

It is my understanding that item 765 in the United States Schedule² to said Agreement should be rectified by the insertion of the words "for consumption" after the word "Entered" in the description of products in that item. It is also understood that this rectification will take effect on the same day as the United States Schedules takes effect.

I should appreciate receiving confirmation that the above is also your understanding of these conversations.

I avail myself, Excellency, of this opportunity to renew assurances of my highest consideration.

John W EVANS
Minister for Economic Affairs

His Excellency Max de la Fuente Locker
Permanent Representative of Peru to the
International Organizations in Geneva
Geneva, Switzerland

¹ See p. 66 of this volume.

² See p. 70 of this volume.

II

DELEGACION PERMANENTE DEL PERÚ ANTE LA OFICINA EUROPEA DE LAS
NACIONES UNIDAS¹

Geneva, May 30th, 1962

AEX/36

Excellency :

I have the pleasure to answer your Excellency's letter of today.

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Max DE LA FUENTE LOCKER
Ambassador of Peru
Permanent Representative to the
International Organisations
in Geneva

His Excellency J. Evans
Minister for Economic Affairs
United States Mission to International Organisations
Geneva

¹ Permanent Delegation of Peru to the European Office of the United Nations