

**No. 8962**

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**DENMARK  
and  
AUSTRIA**

**Protocol on Danish-Austrian discussions concerning Agriculture in connexion with the establishment of a European Free Trade Association (EFTA). Signed at Vienna, on 14 November 1959**

*Official text : German.*

*Registered by Denmark on 12 February 1968.*

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**DANEMARK  
et  
AUTRICHE**

**Protocole concernant les négociations dano-autrichiennes relatives aux échanges de produits agricoles dans le cadre de l'Association européenne de libre-échange (AELE). Signé à Vienne, le 14 novembre 1959**

*Texte officiel allemand.*

*Enregistré par le Danemark le 12 février 1968.*

[TRANSLATION — TRADUCTION]

No. 8962. PROTOCOL<sup>1</sup> BETWEEN DENMARK AND AUSTRIA OF DANISH-AUSTRIAN DISCUSSIONS CONCERNING AGRICULTURE IN CONNEXION WITH THE ESTABLISHMENT OF A EUROPEAN FREE TRADE ASSOCIATION (EFTA). SIGNED AT VIENNA, ON 14 NOVEMBER 1959

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I

In view of the participation of Denmark and Austria in the European Free Trade Association (EFTA), which is in process of being established, negotiations took place at Vienna from 8 to 10 October and from 11 to 14 November 1959 between a Danish and an Austrian delegation, with the following results:

GENERAL

1. The Austrian authorities shall bring those provisions of the EFTA Convention which relate to agricultural policies and objective (chapter V of the EFTA Convention) to the attention of all competent authorities.

The Austrian authorities, to the extent compatible with the legislation in force and international obligations, shall endeavour, in connexion with the administrative procedure for the import of Danish agricultural products (invitation of tenders, issue of import permits, etc.), to abide by the spirit of the relevant provisions of the EFTA Convention in order to give the greatest possible consideration to the export interests of Denmark in the agricultural sector.

DUMPING

2. It is agreed that injury to the economy of either Contracting Party may result from the import of agricultural products which were formerly delivered by one Contracting Party to the territory of the other and are subsequently delivered to the territory of a Contracting Party at dumped or subsidized prices by a third country. The competent authorities of the two States shall therefore — if after consultation between the two Parties it is established that such injury has occurred or threatens to occur — recommend to their Governments the adoption of appropriate counter-measures in conformity with their respective legislation and to the extent compatible with existing international obligations.

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<sup>1</sup> Came into force on 28 December 1959, upon its approval by both Governments, in accordance with section II.

## JOINT COMMISSION

3. It is agreed that a Joint Commission consisting of representatives of the two Contracting Parties shall be established.

The Commission shall concern itself with all questions affecting the execution of this Agreement. It shall also be empowered to deal with common export problems in the agricultural sector and with cases of alleged or suspected discrimination in that sector.

The Commission shall in each case submit such proposals to the Governments of the two Contracting Parties as it considers appropriate.

## SWINE

4. The wish was expressed by the Danish side that Austria should resume the import of slaughtered swine. It was pointed out by the Austrian side that, primarily on the ground of employment considerations, pork is at present imported only in the form of live swine. Austria will take note of the Danish desire to supply slaughtered swine and, if the import thereof is eventually permitted, shall take steps to ensure that Denmark is able to participate therein.

## EGGS

5. The Austrian authorities shall, in connexion with the import of chickens' eggs (Austrian customs tariff No. 04.05A) from Denmark within the limits of the quota for warehousing and in excess thereof, grant exemptions from duty to the maximum possible extent and recommend to importers an increase in purchases from Denmark.

## CHEESE

6. The Austrian authorities shall recommend the *Milchwirtschaftsfonds* (Dairy Farming Fund) to refrain from increasing the import equalization charge for fine table cheese (Austrian customs tariff No. 04.04 A) of Danish origin which at the present time is levied on an *ad valorem* basis at the rate of 15 per cent at the time of import. If, however, an increase in the import equalization charge should in future become necessary, the Danish authorities shall be so informed with a view to the possible holding of joint consultations.

## POULTRY

7. The Austrian authorities shall, in connexion with the import of pullets and poulards (Austrian customs tariff No. 02.02 A2), grant reductions in duty to the maximum possible extent and, in addition, recommend importers to give greater attention to the supply possibilities of Denmark.

## GOODWILL

8. The Austrian authorities declare themselves ready to take action, to the extent compatible with the legislation in force, to ensure that no measures are taken which would impair or nullify the aforementioned assurances.

## II

The two delegations shall submit the foregoing negotiation results to their Governments for approval.

DONE at Vienna in duplicate in the German language on 14 November 1959.

Jens CHRISTENSEN  
Chairman of the Danish Delegation

WILLFORT  
Chairman of the Austrian Delegation