

No. 10617

**UNITED STATES OF AMERICA
and
NEW ZEALAND**

Exchange of notes constituting an agreement relating to the importation of meat into the United States, for consumption, during the calendar year 1970. Washington, 29 January 1970

Authentic text : English.

Registered by the United States of America on 3 August 1970.

**ÉTATS-UNIS D'AMÉRIQUE
et
NOUVELLE-ZÉLANDE**

Échange de notes constituant un accord relatif à l'importation aux États-Unis, durant l'année civile 1970, de viande destinée à la consommation. Washington, 29 janvier 1970

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 3 août 1970.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT ¹
BETWEEN THE UNITED STATES OF AMERICA AND
NEW ZEALAND RELATING TO THE IMPORTATION
OF MEAT INTO THE UNITED STATES, FOR CONSUMP-
TION, DURING THE CALENDAR YEAR 1970

I

DEPARTEMENT OF STATE
WASHINGTON

January 29, 1970

Excellency:

I have the honor to refer to discussions between representatives of our two Governments relating to the importation into the United States for consumption of fresh, chilled, or frozen cattle meat (Item 106.10 of the Tariff Schedules of the United States) and fresh, chilled, or frozen meat of goats and sheep, except lambs (Item 106.20 of the Tariff Schedules of the United States) during the calendar year 1970.

I am able to inform you that the Governments of all countries which are major suppliers of such meats to the United States have agreed to participate in the 1970 restraint program discussed by our representatives. These agreements are being embodied in exchanges of notes between the Governments of the United States of America and the Governments of the respective countries.

I propose that the agreement between our two Governments should provide as follows:

1. On the basis of the foregoing, and subject to paragraph 4, the permissible total quantity of imports of such meats into the United States during the calendar year 1970 shall be 1,061.5 million pounds and the Government of New Zealand and the Government of the United States of America shall respectively undertake responsibilities as set forth below for regulating exports to, and imports into, the United States.

¹ Came into force on 29 January 1970, the date of the note in reply, in accordance with the provisions of the said notes.

2. The Government of New Zealand shall limit the quantity of such meats exported from New Zealand as direct shipments on a through bill of lading to the United States for entry or withdrawal from warehouse for consumption during the calendar year 1970 to 220.3 million pounds or such higher figure as may result from adjustments pursuant to paragraph 4.

3. The Government of the United States of America may limit imports of such meats of New Zealand origin, whether by direct or indirect shipments, through issuance of regulations governing the entry or withdrawal from warehouse for consumption in the United States, provided that, with respect to imports which are direct shipments from New Zealand

- (a) such regulations shall not be employed to govern the timing of entry or withdrawal from warehouse for consumption of such meat from New Zealand:
- (b) such regulations shall be issued only after consultation with the Government of New Zealand pursuant to paragraph 6, and only in circumstances where it is evident after such consultations that the quantity of such meat likely to be presented for entry or withdrawal from warehouse for consumption in the calendar year 1970 will exceed the quantity specified in paragraph 2, as it may be increased pursuant to paragraph 4.

4. The Government of the United States of America may increase the global quantity of imports of such meats into the United States or may allocate any shortfall in a share of the global quantity. Thereupon, if no shortfall is estimated for New Zealand, such increase in global quantity or shortfall shall be allocated to New Zealand in the proportion that 220.3 million pounds bears to the total initial shares from all countries which are estimated to have no shortfall for the calendar year 1970.

5. The Government of the United States of America shall separately reports meats rejected as unfit for human consumption, and such meats will not be regarded as part of the quantity described in paragraph 2.

6. The Government of New Zealand and the Government of the United States of America shall consult promptly upon the request of either Government regarding any matter involving the application, interpretation or implementation of this agreement, and regarding increase in the global quantity and the possibilities for allocations of shortfalls.

7. In the event that quotas on the imports of such meats should become necessary, the representative period used by the Government of the United States of America for calculation of the quota for New Zealand shall not include the period between October 1, 1968 and December 31, 1970.

8. (a) To enable both Governments to follow progress under this agreement, the Government of the United States of America shall provide to the Government of New Zealand as soon as possible after the end of each month:

- (i) Details from all supplying countries of imports into the United States to that date.
- (ii) An estimate of the expected supply/shipment position by country and in total.

(b) As soon as possible after the end of each month the Government of New Zealand shall provide to the Government of the United States of America details of scheduled arrivals to December 31, 1970, ship by ship and port by port, based on actual loadings in New Zealand.

I have the honor to propose that, if the foregoing is acceptable to the Government of New Zealand, this note together with Your Excellency's confirmatory reply, shall constitute an agreement between our two Governments which shall enter into force on the date of your reply.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

Julius L. KATZ

His Excellency Frank Corner
Ambassador of New Zealand

II

The Ambassador of New Zealand to the Secretary of State

29 January 1970

Sir:

I have the honour to refer to your note of today's date which reads as follows:

[*See note I*]

I have the honour to confirm that the foregoing is acceptable to the Government of New Zealand which agrees that your note, together with this reply, should form an agreement between our two Governments on this matter.

Accept, Sir, the renewed assurances of my highest consideration.

Frank CORNER
Ambassador

The Honorable William P. Rogers
Secretary of State