

No. 13368

**UNITED STATES OF AMERICA
and
SINGAPORE**

**Exchange of notes constituting an agreement relating to
trade in wool and man-made fiber textile products
(with annexes). Singapore, 30 October 1973 and
29 January 1974**

Authentic text: English.

Registered by the United States of America on 30 May 1974.

**ÉTATS-UNIS D'AMÉRIQUE
et
SINGAPOUR**

**Échange de notes constituant un accord relatif au com-
merce des articles en textiles de laine et de fibre syn-
thétique (avec annexes). Singapour, 30 octobre 1973
et 29 janvier 1974**

Texte authentique : anglais.

Enregistré par les États-Unis d'Amérique le 30 mai 1974.

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND SINGAPORE RELATING TO TRADE IN WOOL AND MAN-MADE FIBER TEXTILE PRODUCTS

I

The American Ambassador to the Singaporean Minister for Finance

Singapore, October 30, 1973

No. 566/73

Excellency:

I refer to recent discussions between our two Governments concerning exports of man-made fiber and wool textile products from Singapore to the United States of America. As a result of those discussions, I propose the following agreement:

1. The Government of the Republic of Singapore shall limit exports of wool and man-made fiber textile products from Singapore to the United States for the three agreement years beginning October 1, 1973, and extending through September 30, 1976, to the annual aggregate and specific limits as set forth below, and in accordance with the provisions of this Agreement:

(a) The aggregate limit for exports of man-made fiber textile products from Singapore to the United States for the first agreement year shall be:

124,000,000 square yards equivalent.

(b) The aggregate limit for exports of wool textile products from Singapore to the United States for the first agreement year shall be:

3,300,000 square yards equivalent.

2. (a) The coverage of this Agreement is limited to wool and man-made fiber apparel categories listed in annex B and subject to the provisions of paragraph 10 (b) (i) of this Agreement. Wool and man-made fiber fabric, yarn and made-up goods categories shall be controlled pursuant to the terms of the bilateral Cotton Textile Agreement of January 19, 1971, as amended.² In the event that the Cotton Textile Agreement is not extended beyond December 31, 1974, the wool and man-made fiber categories included in group II of the Cotton Textile Agreement shall be transferred to and controlled under the bilateral Wool and Man-made Fiber Textile Agreement, and the two Governments agree to consult to make the appropriate amendments.

(b) A schedule of handicraft and art articles which shall be exempt from the limitation of this Agreement shall be developed by the two Governments and incorporated into this Agreement as annex C.

¹ Came into force on 29 January 1974 by the exchange of the said notes, with retroactive effect from 1 October 1973, in accordance with their provisions.

² United Nations, *Treaty Series*, vol. 781, p. 165, and vol. 937, No. A-11129.

3. Within the applicable aggregate limit for man-made fiber textiles set forth in paragraph 1 (a) above, the following specific limits shall apply for the first agreement year:

MAN-MADE FIBER TEXTILE PRODUCTS

<i>Category</i>	<i>Syds. equivalent</i>
219.....	37,800,000
221.....	3,700,000
222.....	26,800,000
224.....	28,000,000
229.....	16,000,000

In the event that the Government of the United States of America requests consultations with the Government of the Republic of Singapore concerning undue concentration in exports from Singapore to the United States of apparel in TSUSA Nos. 380.8150 or 380.8155 or 380.8160 (all in category 224), these exports will be limited until the two Governments reach a satisfactory solution. The limit shall be on the basis of the twelve-month period beginning on the date the Government of the United States of America requests consultations under this paragraph and shall be 105 percent of the exports of such products from Singapore to the United States during the most recent twelve-month period preceding the request for consultations and for which statistics were available to the two Governments on the date of this request.

4. For wool and man-made fiber textile categories not given a specific limit, the consultation levels in annex A shall apply. Exports from Singapore to the United States in any agreement year shall not exceed those levels without consultation with, and approval of, the Government of the United States of America.

5. For the second and succeeding twelve-month periods for which this Agreement is in effect, the level of exports permitted under each limitation set forth in this Agreement shall be increased by five percent for man-made fiber textiles and by one percent for wool textiles over the corresponding level for the preceding twelve-month period. The corresponding level for the preceding twelve-month period shall not include any adjustments under paragraphs 6 and 7.

6. The following shall be applied separately to the wool textile aggregate, and to the man-made fiber textile aggregate and specific limits.

(a) For any agreement year subsequent to the first agreement year and immediately following a year of a shortfall (i.e., a year in which textile exports from Singapore were below the aggregate limit and specific limits applicable to the category concerned), the Government of the Republic of Singapore may permit exports from Singapore to exceed these limits by carryover in the following amounts and manner:

- (i) The carryover shall not exceed the amount of shortfall in either the aggregate limit or any applicable specific limit and shall not exceed five percent of the aggregate limit in the year of the shortfall, and
- (ii) In the case of shortfalls in the categories subject to specific limits, the carryover shall be used in the same category in which the shortfall occurred, and shall not exceed five percent of the specific limit in the year of the shortfall, and
- (iii) In the case of shortfalls not attributable to categories subject to specific limits, the carryover shall be used in the categories not subject to specific limits and shall not be used to exceed any applicable specific limit except in accordance with the provision of paragraph 7 and shall be subject to the provisions of paragraph 5 of this Agreement.

(b) The limits referred to in subparagraph (a) of this paragraph are without any adjustments under this paragraph or paragraph 7.

(c) The carryover shall be in addition to the exports permitted in paragraph 7 of this Agreement.

7. Within the applicable aggregate limit as adjusted pursuant to paragraph 6, exports in any category given a specific limit may exceed that limit by not more than five percent; provided, however, that the total of exports authorized for any category under this paragraph shall not exceed five percent of the unadjusted category limit for the year in question. Within the applicable aggregate limit, 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 during the year of the shortfall.

8. The Government of the Republic of Singapore shall use its best effort to space exports from Singapore to the United States of America as evenly as practicable taking into account seasonal factors.

9. Each Government agrees to supply promptly any relevant available statistical data requested by the other Government. In particular, the Governments agree to exchange monthly data on exports and imports of wool and man-made fiber textile products from Singapore to the United States of America.

10. (a) For the purpose of this Agreement, the schedules of categories and conversion factors attached hereto as annex B shall apply.

(b) (i) Any textile product which is wholly or in part of wool and/or man-made fiber, but not in chief value cotton, shall be subject to the terms of this Agreement, whether or not listed in annex B.

(b) (ii) For purposes of this Agreement, a product covered under (b) (i) and not listed in annex B shall be treated as a wool textile product if (a) it is 17 percent or more by weight of wool, or (b) the weight of the wool component is not less than the weight of the man-made fiber content, or (c) the product contains no man-made fiber. All other products under (b) (i) but not listed in annex B shall be considered man-made fiber textile products.

(c) Both Governments agree to take such measures as may be appropriate to prevent the evasion of this Agreement by transshipment or other means.

11. (a) The Governments agree to consult on any question arising in the implementation of this Agreement. 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.

(b) Experts of the two Governments shall meet to consider hardship situations which may arise during the term of the present Agreement. The experts may make recommendations to the two Governments for appropriate solutions. In considering these situations, conditions in both countries shall be taken into account.

12. The Government of the Republic of Singapore shall administer its export control system under this Agreement. The Government of the United States of America may assist the Government of the Republic of Singapore in implementing the limitations of this Agreement.

13. If the Government of the Republic of Singapore considers that, as a result of limitations specified in this Agreement, Singapore is being placed in an inequitable position vis-à-vis a third country, the Government of the Republic of Singapore 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.

14. In the event that any multilateral international arrangement affecting world trade in cotton, man-made fiber and wool textiles is agreed within the terms of this

Agreement, and provided that both Governments accept such an arrangement, both Governments agree to consult promptly to review the terms of this Agreement and to effect such adjustments as may be mutually agreed as necessary to render the terms of this Agreement consonant with the rights and obligations of both Governments arising from any such international arrangement.

15. Either Government may terminate this Agreement effective at the end of an agreement year by written notice to the other Government to be given at least ninety days prior to the end of such agreement year. Either Government may at any time propose revisions in the terms of this Agreement.

If this proposal is acceptable to the Government of the Republic of Singapore, this note and your note of confirmation on behalf of the Government of the Republic of Singapore shall constitute an agreement between the Government of the Republic of Singapore and the Government of the United States of America.

Accept, Excellency, the assurances of my highest consideration.

EDWIN M. CRONK

Mr. Hon Sui Sen
Minister for Finance
Singapore

A N N E X A

Consultation levels for wool apparel categories (cats. 111-126) not given specific limits and for man-made fiber apparel categories (cats. 214-240) not given specific limits are established for the first agreement year as indicated below:

WOOL APPAREL CATEGORIES

<i>Category</i>	<i>Syds. equivalent</i>
111-120	100,000
121	1,500,000
122	600,000
123-124	100,000
125	1,000,000
126	100,000

MAN-MADE FIBER APPAREL CATEGORIES

<i>Category</i>	<i>Syds. equivalent</i>
216	751,000
218	576,000
228	500,000
234	693,000
235	787,000
240	690,000
All other apparel categories	350,000

ANNEX B
CATEGORIES OF WOOL TEXTILE PRODUCTS

<i>Category*</i>	<i>Description</i>	<i>Unit of measure</i>	<i>Syd. conversion</i>
111	Hosiery	Doz. Pr.	2.7814
112	Gloves and mittens	Doz. Pr.	2.093
113	Underwear, knit	Lb.	1.95
114	Other infants articles, knit, not ornamented	Lb.	1.95
115	Knit hats and similar items	Lb.	1.95
116	Knit wearing apparel, nes., valued not over \$5 per pound	Lb.	1.95
117	Knit wearing apparel, nes., valued over \$5 per pound	Lb.	1.95
118	Hats, caps, not blocked	Lb.	1.95
119	Hats, caps, blocked finished	Lb.	1.95
120	Men's and boys' suits	No.	4.5
121	Men's and boys' outer coats	No.	4.5
122	Women's, misses' and children's coats and suits	No.	4.75
123	Women's, misses' and children's separate skirts	No.	1.5
124	Trousers, slacks and shorts	No.	1.5
125	Articles of wearing apparel, nes.	Lb.	2.0
126	Lace and net articles, including veiling	Lb.	1.95

* Non-apparel categories, by agreement between the two Governments, and subsequent amendment, of the bilateral Cotton Textile Agreement of January 19, 1971 are, with effect from October 1, 1973, controlled under the provision of the bilateral Cotton Textile Agreement, as amended. [Footnote in the original.]

CATEGORIES OF MAN-MADE TEXTILE FIBER PRODUCTS

<i>Category*</i>	<i>Description</i>	<i>Unit of measure</i>	<i>Syd. conversion</i>
214	Gloves and mittens, knit, whether or not ornamented	Doz. Pr.	3.53
215	Hosiery	Doz. Pr.	4.6
216	Dresses, Knit	Doz.	45.3
217	Pajamas and other nightwear, knit	Doz.	51.96
218	T-Shirts, knit	Doz.	7.24
219	Shirts, other (including blouses), knit	Doz.	18.36
220	Skirts, knit	Doz.	17.8
221	Sweaters and cardigans, knit	Doz.	36.8
222	Trousers, slacks and shorts, knit	Doz.	17.8
223	Underwear, knit	Doz.	16.0
224	Other wearing apparel, knit, whether or not ornamented	Lb.	7.8
225	Body supporting garments	Doz.	4.75
226	Handkerchiefs	Doz.	1.66
227	Mufflers, scarves and shawls, not knit	Lb.	7.8
228	Blouses, not knit	Doz.	14.53
229	Coats, not knit	Doz.	41.25
230	Dresses, not knit	Doz.	45.3
231	Dressing gowns, including bathrobes and beach robes, not knit	Doz.	51.0
232	Pajamas and other nightwear, not knit	Doz.	51.96
233	Playsuits, sunsuits, washsuits, etc., not knit	Doz.	21.3
234	Dress shirts, not knit	Doz.	22.19
235	Shirts, other, not knit	Doz.	24.46
236	Skirts, not knit	Doz.	17.8
237	Suits, not knit	No.	4.5
238	Trousers, slacks and shorts, not knit	Doz.	17.8
239	Underwear, not knit	Doz.	16.0
240	Other wearing apparel, not knit, whether or not ornamented	Lb.	7.8

* Non-apparel categories, by agreement between the two Governments, and subsequent amendment, of the bilateral Cotton Textile Agreement of January 19, 1971, are with effect from October 1, 1973, controlled under the provision of the bilateral Cotton Textile Agreement, as amended. [Footnote in the original.]

II

MINISTRY OF FINANCE
SINGAPORE
REPUBLIC OF SINGAPORE

30 October 1973

MF(D) 00102/64 Vol 3

Excellency,

I have the honour to acknowledge receipt of your note No. 566/73 of October 30, 1973, with attachments, proposing an agreement between our two Governments, to be effective October 1, 1973, concerning the export of man-made fibre and wool textiles from Singapore to the United States.

I have the honour to inform you that the Government of the Republic of Singapore accepts the proposals contained in your note.

[Signed]

NGIAM TONG DOW
Permanent Secretary
Ministry of Finance
Development Division

His Excellency Mr. Edwin M. Cronk
Ambassador
Embassy of the United States of America in Singapore
Singapore

III

*The Singaporean Ministry of Foreign Affairs to the American Embassy*MAJULAH SINGAPURA¹

MFA 67/74

The Ministry of Foreign Affairs presents its compliments to the Embassy of the United States of America and has the honour to refer to the Embassy's note No. 27/74 dated 15 January 1974,* on the subject of the bilateral Textile Agreement on Man-Made Fibre and Wool Textiles and Textile Products.

The Ministry wishes to confirm that the Government of Singapore accepts the terms of the bilateral Agreement as specified in the attachments to the memorandum of understanding initialled by representatives of the delegations of the United States of America and Singapore on 24 August 1973** in Singapore, acceptance of which was conveyed in the two letters dated 30 October 1973 from

* Not printed.

** Not printed. The substance of the memorandum of understanding is embodied in U.S. notes 566/73 (see p. 4 of this volume) and 567/73 (United Nations, *Treaty Series*, vol. 937, No. A-11129).

¹ Republic of Singapore.

Mr. Ngiam Tong Dow, Permanent Secretary, Development Division, Ministry of Finance addressed to H.E. Mr. Edwin M. Cronk, Ambassador of the United States of America to Singapore.

The Ministry of Foreign Affairs avails itself of this opportunity to convey to the Embassy of the United States of America the renewed assurances of its highest consideration.

Singapore, 29 January 1974.

Embassy of the United States of America
Singapore
