

**No. 23006**

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**SPAIN  
and  
AUSTRIA**

**Agreement on trade in agricultural products (with annexes  
and exchanges of letters). Signed at Madrid on 26 June  
1979**

*Authentic texts: Spanish and German.  
Registered by Spain on 23 July 1984.*

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**ESPAGNE  
et  
AUTRICHE**

**Accord relatif à l'échange de produits agricoles (avec annexes  
et échanges de lettres). Signé à Madrid le 26 juin 1979**

*Textes authentiques : espagnol et allemand.  
Enregistré par l'Espagne le 23 juillet 1984.*

[TRANSLATION — TRADUCTION]

## AGREEMENT<sup>1</sup> ON TRADE IN AGRICULTURAL PRODUCTS BETWEEN SPAIN AND AUSTRIA

Spain and the Republic of Austria,

Desiring to promote trade in agricultural products between the two Parties,

Having regard to the provisions of article 9 of the Agreement between Spain and the EFTA countries, signed at Madrid on 26 June 1979,<sup>2</sup>

Have agreed as follows:

*Article 1.* Products originating in and exported from Spain shall, when imported into Austria, be subject to the reductions in import duties specified in annex A.<sup>3</sup>

*Article 2.* Products originating in and exported from Austria shall, when imported into Spain, be subject to the reductions in import duties under the Spanish Customs Tariff at the percentage rates specified in annex B.<sup>3</sup>

*Article 3.* The provisions of articles 1 and 2 shall apply from the first day of the third month following the month in which the Agreement between the EFTA countries and Spain entered into force.

*Article 4.* Spain undertakes to purchase in Austria, under normal market conditions, a minimum of 2 per cent of its total annual butter imports (item 04.03 in the Spanish Customs Tariff) provided that imports of butter continue to be subject to State trade regulations. If other butter-exporting EFTA countries do not use their respective shares, the percentage shall be increased to a maximum of 25 per cent. Spain also undertakes to provide the Austrian authorities, on a quarterly basis, with information on butter imports showing the quantities of butter imported by Spain from each exporting country.

*Article 5.* The import of Butterkäse, Cantal, Edam, Fontal, Fontina, Gouda, Italic, Kernheim, Mimolette, St. Nectaire, St. Paulin and Tilsit cheeses, coming under item 04.04 G lb 3 of the Spanish Customs Tariff and originating in and exported from Austria, shall be authorized under the following conditions: the difference between the general non-preferential entry price applied by Spain and that applied to the types of cheese specified above, originating in and exported from Austria, shall not be lower than 6 per cent. Should the preferential margin for the general entry price be changed for any third country in the future, Austria may call for consultations so as to maintain a general balance between the concessions of the respective Parties.

*Article 6.* Austria shall reserve 20 per cent of its total import quota for wines in the wood and in bottles for wines originating in and imported from Spain, without prejudice to the possibility that Spain may continue to export wines to Austria within the limits of the residual free quota.

*Article 7.* The following provisions of the Agreement between the EFTA countries and Spain shall apply to trade covered by this Agreement:

<sup>1</sup> Came into force on 1 May 1980, the date of entry into force of the Agreement of 26 June 1979 between Spain and the countries of the European Free Trade Association relating to trade, and after the exchange of the instruments of ratification, in accordance with article 10.

<sup>2</sup> United Nations, *Treaty Series*, vol. 1250, p. 2.

<sup>3</sup> Not published herein in accordance with article 12(2) of the General Assembly regulations to give effect to Article 102 of the Charter of the United Nations as amended in the last instance by General Assembly resolution 33/141 A of 19 December 1978.

- Article 4 (Basic duties)
- Article 7 (Rules of origin)
- Article 9 (Trade in agricultural products)
- Article 10 (Implementation of agricultural policies)
- Article 11 (Payments)
- Article 13 (General exceptions)
- Article 25 (Territorial application).

*Article 8.* With a view to ensuring proper implementation of this Agreement and to considering any amendments, consultations shall be held as soon as possible at the request of either Party.

*Article 9.* If either Party finds it necessary to limit or withdraw any concession specified in this Agreement, prior consultations shall be held with the other Party. No such action shall be taken until three months have elapsed from the date on which the other Party was notified of the proposed measure.

*Article 10.* This Agreement shall be ratified and enter into force on the same day as the Agreement between Spain and EFTA countries of 26 June 1979.

*Article 11.* This Agreement may be denounced by either Party subject to at least one year's notice. If no such notice in writing is given, this Agreement shall expire at the same time as the Agreement between the EFTA countries and Spain, signed at Madrid on 26 June 1979.

IN WITNESS WHEREOF the undersigned, being duly authorized thereto, have signed this Agreement at Madrid on 26 June 1979.

DONE in duplicate, in the Spanish and German languages, both texts being equally authentic.

For the Government  
of Spain:  
MARCELINO OREJA AGUIRRE  
Minister for Foreign Affairs

J. ANTONIO GARCÍA DÍEZ  
Minister of Trade and Tourism

For the Government  
of the Republic of Austria:  
ERIK NETTEL  
Chairman of the Austrian Delegation  
to EFTA

## EXCHANGES OF LETTERS

### Ia

THE CHAIRMAN OF THE SPANISH DELEGATION

Madrid, 26 June 1979

Sir,

I have the honour to inform you that, should the import arrangements for butter (item 04.03 of the Spanish Customs Tariff) be changed both on the mainland and in the Balearic Islands, the Spanish authorities will accord equivalent advantages to Austria.

Accept, Sir, etc.

Chairman  
of the Spanish Delegation

The Chairman of the Austrian Delegation

## IIa

## THE CHAIRMAN OF THE AUSTRIAN DELEGATION

Madrid, 26 June 1979

Sir,

I have received your letter of today's date which reads as follows:

[See letter Ia]

I have the honour to acknowledge receipt of the above letter and to confirm that my Government agrees to the contents thereof.

Accept, Sir, etc.

Chairman  
of the Austrian Delegation

The Chairman of the Spanish Delegation

## Ib

## THE CHAIRMAN OF THE SPANISH DELEGATION

Madrid, 26 June 1979

Sir,

I have the honour to inform you that, should the import arrangements applicable in the Canary Islands to products under Spanish Customs Tariff item 04.02 A 1a (milk in powder, undenatured and unsweetened) be amended, the Spanish authorities are prepared, at the request of the Austrian authorities, to consider the possible effects of such amendment on the traditional exports originating in and imported from Austria so as to arrive at a mutually satisfactory solution.

Accept, Sir, etc.

Chairman  
of the Spanish Delegation

The Chairman of the Austrian Delegation

## IIb

## THE CHAIRMAN OF THE AUSTRIAN DELEGATION

Madrid, 26 June 1979

Sir,

I have received your letter of today's date which reads as follows:

[See letter Ib]

I have the honour to acknowledge receipt of the above letter and to confirm that my Government agrees to the contents thereof.

Accept, Sir, etc.

Chairman  
of the Austrian Delegation

The Chairman of the Spanish Delegation

Ic

## THE CHAIRMAN OF THE SPANISH DELEGATION

Madrid, 26 June 1979

Sir,

I have the honour to inform you that the Spanish authorities have taken note of the fact that Austria wishes to increase its sales to Spain of select breeding animals (Spanish Customs Tariff number 01.02).

In line with its agricultural policy, the Spanish Government will give particular attention to Austria's wish, under normal market conditions, to increase sales of this category of live animals in the Spanish market.

Accept, Sir, etc.

Chairman  
of the Spanish Delegation

The Chairman of the Austrian Delegation

IIc

## THE CHAIRMAN OF THE AUSTRIAN DELEGATION

Madrid, 26 June 1979

Sir,

I have received your letter of today's date which reads as follows:

[*See letter Ic*]

I have the honour to acknowledge receipt of the above letter and to confirm that my Government agrees to the contents thereof.

Accept, Sir, etc.

Chairman  
of the Austrian Delegation

The President of the Spanish Delegation

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