

N° 4094.

COMMONWEALTH
D'AUSTRALIE
ET UNION ÉCONOMIQUE
BELGO-LUXEMBOURGEOISE

Accord commercial provisoire, avec
annexes, signé à Canberra, le
3 octobre 1936, et échange de
notes y relatif de la même date.

COMMONWEALTH
OF AUSTRALIA
AND ECONOMIC UNION OF
BELGIUM AND LUXEMBURG

Provisional Commercial Agreement,
with Annexes, signed at Canberra,
October 3rd, 1936, and Exchange
of Notes relating thereto of the
same Date.

No. 4094. — PROVISIONAL COMMERCIAL AGREEMENT¹ BETWEEN THE COMMONWEALTH OF AUSTRALIA AND THE BELGO-LUXEMBURG ECONOMIC UNION. SIGNED AT CANBERRA, OCTOBER 3RD, 1936.

English and French official texts communicated by the Minister for External Affairs of the Commonwealth of Australia. The registration of this Agreement took place April 16th, 1937.

THE GOVERNMENT OF THE COMMONWEALTH OF AUSTRALIA and THE GOVERNMENT OF BELGIUM acting both on its own behalf and by virtue of existing agreements on behalf of THE GOVERNMENT OF LUXEMBURG, desiring to facilitate and extend still further the commercial relations between Australia, on the one part, and the Belgo-Luxemburg Economic Union, on the other part, have agreed as follows :

Article I.

Articles, produced or manufactured in Australia, on their importation into the Customs Territory of the Belgo-Luxemburg Economic Union, and articles produced or manufactured in the Customs Territory of the Belgo-Luxemburg Economic Union, on their importation into Australia, shall not be subjected to other or higher duties or charges than those paid on the like articles, the produce or manufacture of the most-favoured foreign country.

Article II.

(1) Articles enumerated in Schedule "A" to this Agreement, produced or manufactured in the Customs Territory of the Belgo-Luxemburg Economic Union, shall, on importation into Australia, be accorded the benefits of the Australian Intermediate Tariff.

(2) Articles enumerated in Schedule "B" this Agreement, being the produce or manufacture of the Customs Territory of the Belgo-Luxemburg Economic Union, shall not, on importation into Australia, be subjected to a higher duty than that specified in the said Schedule.

(3) The stipulations of paragraphs (1) and (2) of this Article shall not be deemed to exempt the said articles from liability to sales tax or, except as provided in paragraph (4), from payment of primage duties.

(4) Articles enumerated in Schedule "C" to this Agreement, produced or manufactured in the Customs Territory of the Belgo-Luxemburg Economic Union, shall not, on importation into Australia, be subjected to higher primage duties than those specified in the said Schedule.

(5) Outside packages and outer coverings containing articles enumerated in Schedule "D" to this Agreement, produced or manufactured in the Customs Territory of the Belgo-Luxemburg Economic Union, shall, on importation into Australia, be exempt from duty.

¹ Came into force provisionally January 1st, 1937.

Article III.

Articles enumerated in Schedule "E" to this Agreement, produced or manufactured in Australia, shall not, on importation into the Customs Territory of the Belgo-Luxemburg Economic Union, be subjected to higher duties than those specified in the said Schedule.

Article IV.

During the currency of the present Agreement, Belgian plain clear sheet glass (Australian Tariff Item 242 (B)) shall benefit in Australia from the import regime set forth in this Article.

(1) During any year in which the consumption of plain clear sheet glass in Australia is estimated not to exceed 7,500,000 square feet the Government of the Commonwealth of Australia shall permit the importation into Australia of 2,152,500 square feet of Belgian plain clear sheet glass.

(2) If the consumption of plain clear sheet glass in Australia during any year is greater than 7,500,000 square feet the Government of the Commonwealth of Australia will grant to Belgium a supplementary quota of plain clear sheet glass equal to 35.8725 per centum of the difference between the figure for the actual Australian consumption during the year in question and 7,500,000 square feet.

(3) In the event that the Australian glass makers are unable to supply the full quota reserved to them and that it becomes necessary to authorize the importation of additional quantities of plain clear sheet glass, the Government of the Commonwealth of Australia will grant a supplementary quota to Belgium. The supplementary quota granted to Belgium shall be equal to 71.745 per centum of the total additional quantity authorised to be imported under the conditions set forth in this paragraph.

(4) Belgian plain clear sheet glass the importation of which into Australia is authorised under this import regime shall be subjected to a duty of four shillings (4/-) per hundred square feet and shall be exempt from primage duty. However, if this duty is reduced or suppressed in favour of any other foreign country, the same reduction or suppression shall be applied to Belgian plain clear sheet glass.

(5) In the event of a cessation of production of plain clear sheet glass in Australia, the Government of the Commonwealth of Australia shall have the right to abolish all restrictions on the importation of this product. In that event, Belgian plain clear sheet glass shall be admitted into Australia either under the rates of duty specified in paragraph (4) or under the most favourable rates of duty granted to any other foreign country, whichever is the lower.

(6) The quotas allocated to Belgium shall be divided between glass of the various qualities and weights in the following proportions :

	Per centum of total quantity allocated
Horticultural glass	11.25
Other qualities :	
16 oz. glass	43
21 oz. glass	40
Heavier than 21 oz. glass	5.75

In the case of glass heavier than 21 oz. import permits shall be granted, within the limits of the specified percentage, in such weights as Australian consumers require.

(7) In the event that the Australian demand for horticultural glass in any year is less than 11.25 per centum of the total Australian demand for plain clear sheet glass of all qualities, the Government of the Commonwealth of Australia will use its best endeavours to arrange that the allocations of horticultural glass to Belgium shall coincide with the actual percentage. In this

case the difference between the figure representing 11.25 per centum of the total Belgian quota and the figure representing the actual percentage shall be divided between the other categories as follows :

	Per centum of quantity allocated
16 oz. glass	48
21 oz. glass	45
Heavier than 21 oz. glass	7

The percentage allocated by this paragraph to glass heavier than 21 oz. may, if the Belgian Government so desires, be distributed between glass of 16 oz. and 21 oz. weights.

(8) With a view to permitting the application of paragraphs (6) and (7) of this Article, the Government of the Commonwealth of Australia shall continue to take all the necessary measures to ascertain the actual annual demand in Australia for horticultural glass.

(9) Since the demand for glass of horticultural quality is seasonal and occurs almost entirely during the months of January to April in each year the Belgian Government will assist the Government of the Commonwealth of Australia in all measures that may be necessary to meet the demands of the market within that period and to assure the equitable treatment of the various interests concerned.

(10) In the event that this Agreement is terminated before the expiration of any year and that as a result of such termination the quotas for horticultural glass allocated to Belgium are greater than 11.25 per centum of the total Belgian quota, the Government of the Commonwealth of Australia shall communicate with the Belgian Government with a view to arriving at an equitable adjustment of the quantities for each category of glass.

(11) To facilitate the administration of the import regime set forth in this Article the Belgian Government shall use its best endeavours to advise the Government of the Commonwealth of Australia not later than the 15th day of October in each year as to the proportions in which the Belgian quota shall be divided amongst the several Belgian exporters.

(12) For the purposes of the import regime set forth in this Article a year shall be deemed to commence on the 1st day of November and to end on the 31st day of October of the next following calendar year.

Article V.

During the currency of the present Agreement, Barley (Tariff No. 51 (f)), Wheat (Tariff No. 51 (b) 1), and Frozen Beef (Tariff No. 2 (b) 1) originating in and coming from the Commonwealth of Australia shall not be prohibited from importation into the Customs Territory of the Belgo-Luxemburg Economic Union.

Article VI.

In the event of the Government of either Party adopting in respect of any products specifically mentioned in this Agreement any measures which, even though they do not conflict with the terms of this Agreement, are considered by the Government of the other Party to have the effect of nullifying or impairing any of the advantages of this Agreement, the Government which considers its interests adversely affected may, within three months of the adoption of such measures, request the opening of negotiations with a view to effecting a mutually satisfactory adjustment of the matter. If agreement is not reached within two months of the receipt of such request the Party which considers its interests adversely affected may take such action as it thinks proper to re-establish the equilibrium of the present Agreement.

Article VII.

Nothing in this Agreement shall be deemed to affect the rights of either Government to impose or maintain prohibitions or restrictions :

- (a) Relating to public security ;
- (b) Imposed on moral or humanitarian grounds ;
- (c) Occasioned by the necessity of securing the safety of persons ; and
- (d) Imposed for the protection of animals and plants ;

provided that such measures are applied under the same conditions to like articles imported from any other foreign country.

Article VIII.

(1) Nothing in this Agreement shall entitle the Belgo-Luxemburg Economic Union to claim the benefit of any treatment, preference, or privilege which may at any time be in force exclusively between the territories under the sovereignty of His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, or under His Majesty's suzerainty, protection or mandate.

(2) Neither Party shall invoke the provisions of Article I of this Agreement to secure the advantages which result from any Customs Union to which the other may become a party.

(3) The stipulations of this Agreement shall not apply to the advantages which the Governments of the Belgo-Luxemburg Economic Union have granted or may grant to contiguous States to facilitate border traffic within a limited zone on each side of the frontier.

Article IX.

The present Agreement shall, as from the date of its coming into force, supersede the arrangement between the Commonwealth of Australia and the Belgo-Luxemburg Economic Union concluded by the Exchanges of Notes on 19th November, 1934,¹ and on 23rd October, 1935. It shall be ratified and the instruments of ratification shall be exchanged at Canberra as soon as possible. It shall come into force fourteen days after the exchange of instruments of ratification or such earlier date as may be agreed upon and, except as otherwise provided, shall remain in force and effect until six months from the day on which either Government shall have given notice of its intention to terminate it.

In witness whereof the undersigned, being duly authorized to that effect, have signed in duplicate this Agreement drawn up in the English and French languages and have affixed thereto their seals.

Done at Canberra this third day of October, 1936.

(L.S.) H. S. GULLETT.

(L.S.) Armand NIHOTTE.

¹ Vol. CLV, page 385, of this Series.

SCHEDULE A.

Item of the Australian Tariff	Description of Articles
Ex 58 (C) (1) Ex 105 (A) (1) (a) (3) Ex 105 (N)	Cornflour; when not packed for household use.
105 (A) (1) (a)	Piece Goods, viz.: Tickings wholly of cotton or of cotton in admixture with linen, wholly or partly woven from coloured yarns.
105 (A) (1) (c)	Piece Goods, viz.: Cotton Piece Goods and piece goods containing a mixture of fibres in which cotton predominates (excepting piece goods enumerated in sub-items (AA), (D) (1) and (F)), n.e.i.
105 (A) (3)	Piece Goods, viz.: Cotton Piece Goods and piece goods containing a mixture of fibres in which cotton predominates (excepting piece goods enumerated in sub-items (AA), (D) (1) and (F)), viz.: Drills Dungarees and Jeans, weighing 6 ounces or less per square yard or weighing 18 ounces or more per square yard.
Ex 105 (AA) (2)	Piece Goods, viz.: Tapestries containing at least 95% by weight of cotton or linen or cotton and linen.
Ex 105 (D) (1) (b) Ex 105 (F) (2)	Piece Goods, viz.: Artificial Silk Piece Goods, Knitted or Lock-stitched, in tubular form or otherwise (except piece goods enumerated in item 208 (D) (2)): Other.
Ex 105 (E) (1)	Piece Goods, viz.: Tapestries and Tapestry Curtain Material containing not more than 5% by weight of wool, and containing at least 10% by weight of artificial silk.
Ex 105 (E) (1) Ex 105 (F) (2)	Piece Goods, viz.: Velvets and Velvetens.
105 (F) (4) 105 (F) (5) 106 (B)	Piece Goods, viz.: Moquettes of the type used for upholstery: (a) Containing at least 20% by weight of wool. (b) Other. Piece Goods, felt, of wool or containing wool. Piece Goods, felt, composed of hair; Piece Goods, felt, n.e.i. Trimmings and Ornaments, n.e.i. for Hats, Shoes and other attire, not being partly or wholly of gold or silver; Braids n.e.i.; Fringes n.e.i.; Frillings; Rufflings; Pleatings; Ruchings; Galoons n.e.i.; Ribbons n.e.i.; Tinselled Belting n.e.i.; Webbing n.e.i.; Belting for apparel not elsewhere specified and not being cut to lengths for belts.
Ex 113 (B) Ex 117 (A)	Kid Gloves. Blankets manufactured by the Jacquard process, woven from yarn wholly of cotton.
120 (A)	Articles, Textile, as under, not being piece goods, viz.: Articles of Furnishing, Drapery and Napery, including Quilts n.e.i., Table Covers, Doyleys, Tray Cloths, Sheets, Pillowcases and Covers, Bolster Cases, Counterpanes, Bed Spreads, Table Mats, Splashes,

Item of the Australian Tariff	Description of Articles
	Tablecloths, Runners, Mantel Borders, Toilet Sets, Bags for Linen, Brush and Comb Bags, Nightdress Cases, Handkerchief Sachets, and the like, Cosies and Cushions in part or wholly made up :
Ex 122 (A)	(1) When not containing wool. Cotton cloths and material cut into shape therefor, not being felt, impregnated with oil and silicious matter, of a type used for polishing metalware and glassware.
125	Felt for making polishing pads.
130 (B)	Canvas and Duck :
140 (C)	Not waterproofed by treatment with any substance. Copper, viz. :
	Angles, Bars, Pipes, Plates, Rods, Sheets, Strips, Tees and Tubes, not further manufactured than plated, polished or decorated ; Wire including stranded or twisted wire.
Ex 161 (A)	Pressing Machines, wine, continuous.
Ex 174 (M) (39)	Rolls for use in rolling black sheets.
179 (C)	Regulating Starting and Controlling Apparatus for all electrical purposes, including Distributing Boards and Switchboards, n.e.i.
179 (D) (1)	Dynamo Electric Machines.
179 (D) (2)	Static Transformers, n.e.i.
Ex 181 (A) (1)	Covered Cable and Wire, n.e.i.
189 (A)	Double-barrelled Guns and Rifles bearing the British or other approved test mark.
189 (B)	Single-barrelled Guns and Rifles bearing the British or other approved test mark.
189 (C)	Revolvers ; Pistols.
229 (E)	Lubricating (Mineral) Oil in vessels exceeding one gallon.
231 (E)	Colours, dry, n.e.i., including litharge and sub-oxide of lead.
231 (G) (2)	White Lead, dry or ground in oil.
242 (C)	Glass, Sheet, viz. : Figured Rolled, Cathedral, Milled Rolled, Rough Cast and Wired Cast.
242 (D)	Glass, viz. : Plate, polished and patent, in sheets not exceeding 25 square feet.
242 (E)	Glass, viz. : Plate, polished and patent, in sheets exceeding 25 square feet.
250 (A)	Bottles, flasks, jars, vials and tubes, n.e.i., of glass, earthenware, stoneware or china, empty or containing goods not subject to an <i>ad valorem</i> duty and not classifiable under Item 408.
Ex 250 (B)	Articles of cut glass, including bottles, decanters, flasks and jars of cut glass, empty or containing goods not subject to an <i>ad valorem</i> duty, but not including articles of etched or engraved glass.
250 (F)	Articles of glass including articles of etched or engraved glass (but not including articles covered by sub-items (B) and (E)), viz. : Dishes, tumblers, salads, bowls other than lightingware, nappies, jugs, candlesticks, butters, battery jars or cells, vases, trays, comports, flowerblocks, mugs, sundaes, goblets, measures including medicine measures.
Ex 255 (C)	Coloured gelatine sheets of the type used for window displays and for lighting effects ; gelatine dust of the type used in the manufacture of ladies' evening shoes .
268	Naphthalene.
270	Fly Papers, chemical and sticky.

Item of the Australian Tariff	Description of Articles
271 (A)	Ammonia, viz. : Acetate, Carbonate, Anhydrous, Liquid and Chloride.
Ex 281 (B) (2)	Sulphate of Soda.
324 (C)	Leather, viz. : (1) Patent and Enamelled. (2) Glazed or Mat Kid or substitutes therefor. (3) Calf, other than Patent and Enamelled. (4) N.E.I.
328	Goloshes, rubber sand boots and shoes and plimsolls.
333 (A)	Pneumatic rubber tyres and tubes therefor, valved or unvalved.
381 (D) (4)	Brushes n.e.i.
384 (A) (1)	Photographic and X-Ray Dry Plates and Flat Films, sensitized.
384 (A) (2)	Photographic Sensitized Films n.e.i.
384 (A) (3)	Photographic Sensitized Papers and Cards, also Linen and other Sensitized Materials, n.e.i. ; Postcards (sensitized with or without letterpress).
389 (C)	Fishing and rabbit nets and netting therefor.
392 (G)	Yarns : Artificial Silk.
397 (A)	Cartridges n.e.i.

SCHEDULE B.

Item of the Australian Tariff	Description of Articles	Rate of duty
Ex 118 (A)	Floor coverings wholly of cotton	30% <i>ad valorem</i>
126 (A)	Saddlers' Webs ; Upholsterers' Webs	15% <i>ad valorem</i>
Ex 144 (B)	Zinc Sheets for lithographic purposes	15% <i>ad valorem</i>
160 (B) (1)	Cream Separators	15% <i>ad valorem</i>
334 (H)	True Vegetable Parchment—in sizes not less than 8 × 38	
	inches (or its equivalent).	Free
Ex 334 (K)	Surface Coated Paper n.e.i., plain or embossed	15% <i>ad valorem</i>
Ex Departmental	Ultramarine blue in powder form or in aqueous paste form, for all purposes	
yB-law 97		15% <i>ad valorem</i>
Ex 404		

SCHEDULE C.

Item of the Australian Tariff	Description of Articles	Rate of Primage Duty
Ex 105 (A) (1) (a) (3) Ex 105 (N)	Piece Goods, viz. :	Free
105 (A) (1) (a)	Ticking wholly of cotton or of cotton in admixture with linen, wholly or partly woven from coloured yarns .	Free
105 (A) (1) (c)	Piece Goods, viz. : Cotton Piece Goods and piece goods containing a mixture of fibres in which cotton predominates (excepting piece goods enumerated in sub-items (AA), (D) (I) and (F)), n.e.i.	5% <i>ad valorem</i>
105 (A) (3)	Piece Goods, viz. : Cotton Piece Goods and piece goods containing a mixture of fibres in which cotton predominates (excepting piece goods enumerated in sub-items (AA), (D) (I) and (F)), viz. : Drills, Dungarees and Jeans, weigh- ing 6 ounces or less per square yard or weighing 18 ounces or more per square yard	5% <i>ad valorem</i>
Ex 105 (D) (1) (b) Ex 105 (F) (2)	Piece Goods, viz. : Tapestries containing at least 95 % by weight of cotton or linen or cotton and linen	Free
105 (E) (1)	Piece Goods, viz. : Tapestries and Tapestry Curtain Material containing not more than 5% by weight of wool, and containing at least 10 % by weight of artificial silk Velvets, Velveteens, Plushes, Sealette and cloths imitat- ing furs, Astrachans	Free
Ex 105 (E) (1) Ex 105 (F) (2)	Piece Goods, viz. : Moquettes of the type used for upholstery : (a) Containing at least 20% by weight of wool (b) Other	5% <i>ad valorem</i>
106 (B)	Trimmings and Ornaments, n.e.i. for Hats, Shoes and other attire, not being partly or wholly of gold or silver ; Braids n.e.i. ; Fringes n.e.i. ; Frillings ; Ruffings ; Pleatings ; Ruchings ; Galoons n.e.i. ; Ribbons n.e.i. ; Tinselled Belting n.e.i. ; Webbing n.e.i. ; Belting for apparel not elsewhere specified and not being cut to lengths for belts	5% <i>ad valorem</i>
Ex 113 (B) Ex 117 (A)	Kid Gloves Blankets manufactured by the Jacquard process, woven from yarn wholly of cotton	Free
Ex 118 (A) Ex 122 (A)	Floor coverings wholly of cotton Cotton cloths and material cut into shape therefor, not being felt, impregnated with oil and silicious matter, of a type used for polishing metalware and glassware	Free

Item of the Australian Tariff	Description of Articles	Rate of Primage Duty
125	Felt for making polishing pads	Free
126 (A)	Saddlers' Webs; Upholsterers' Webs	Free
130 (B)	Canvas and Duck : Not waterproofed by treatment with any substance	5% <i>ad valorem</i>
140 (C)	Copper, viz. : Angles, Bars, Pipes, Plates, Rods, Sheets, Strips, Tees and Tubes, not further manufactured than plated, polished or decorated; Wire including stranded or twisted wire	Free
Ex 144 (B)	Zinc Sheets for lithographic purposes	Free
160 (B) (1)	Cream Separators	Free
Ex 161 (A)	Pressing Machines, wine, continuous	Free
Ex 174 (M) (39)	Rolls for use in rolling black sheets	Free
179 (C)	Regulating Starting and Controlling Apparatus for all electrical purposes, including Distributing Boards and Switchboards, n.e.i.	Free
179 (D) (1)	Dynamo Electric Machines	Free
179 (D) (2)	Static Transformers n.e.i.	Free
Ex 181 (A) (1)	Covered Cable and Wire, n.e.i.	4% <i>ad valorem</i>
189 (A)	Double-barrelled Guns and Rifles bearing the British or other approved test mark	Free
189 (B)	Single-barrelled Guns and Rifles bearing the British or other approved test mark	Free
189 (C)	Revolvers; Pistols	Free
231 (E)	Colours, dry, n.e.i., including litharge and sub-oxide of lead	Free
231 (G) (2)	White Lead, dry or ground in oil	5% <i>ad valorem</i>
242 (B)	Glass, Sheet, viz. : Plain Clear	Free
242 (D)	Glass, viz. : Plate, polished and patent, in sheets not exceeding 25 square feet	5% <i>ad valorem</i>
242 (E)	Glass, viz. : Plate, polished and patent, in sheets exceeding 25 square feet	5% <i>ad valorem</i>
250 (A)	Bottles, flasks, jars, vials and tubes, n.e.i., of glass, earthen- ware, stoneware or china, empty or containing goods not subject to an <i>ad valorem</i> duty and not classifiable under Item 408	5% <i>ad valorem</i>
Ex 250 (B)	Articles of cut glass, including bottles, decanters, flasks and jars of cut glass empty or containing goods not subject to an <i>ad valorem</i> duty, but not including articles of etched or engraved glass	5% <i>ad valorem</i>
250 (F)	Articles of glass including articles of etched or engraved glass (but not including articles covered by sub-items (B) and (E)), viz. : Dishes, tumblers, salads, bowls other than lighting- ware, nappies, jugs, candlesticks, butters, battery jars or cells, vases, trays, comports, flowerblocks,, mugs, sundaes, goblets, measures including medicine measures	5% <i>ad valorem</i>
268	Naphthalene	Free
270	Fly Papers, chemical and sticky	5% <i>ad valorem</i>

Item of the Australian Tariff	Description of Articles	Rate of Primage Duty
271 (A)	Ammonia, viz. : Acetate, Carbonate, Anhydrous, Liquid and Chloride	Free
Ex 281 (B) (2)	Sulphate of Soda	Free
Ex 281 (L) (1)	Phosphate of soda, phthalic anhydrides, phthalic acid and phthalates ; ethylene glycol	Free
324 (C)	Leather, viz. :	
	(1) Patent and Enamelled	Free
	(2) Glazed or Mat Kid or substitutes therefor	Free
	(3) Calf, other than Patent and Enamelled	Free
	(4) N.E.I.	Free
328	Goloshes, rubber sand boots and shoes and plimsolls	Free
333 (A)	Pneumatic rubber tyres and tubes therefor, valved or unvalved	5% <i>ad valorem</i>
334 (H)	True Vegetable Parchment—in sizes not less than 8 × 38 inches (or its equivalent)	Free
Ex 334 (K)	Surface Coated Paper n.e.i., plain or embossed	Free
381 (D) (4)	Brushes n.e.i.	Free
384 (A) (1)	Photographic and X-Ray Dry Plates and Flat Films, sensitized	Free
384 (A) (2)	Photographic Sensitized Films n.e.i.	Free
384 (A) (3)	Photographic Sensitized Papers and Cards, also Linen and Other Sensitized Materials, n.e.i. ; Postcards (sensitized with or without letterpress)	Free
389 (C)	Fishing and rabbit nets and netting therefor	Free
392 (G)	Yarns :	
	Artificial Silk	5% <i>ad valorem</i>
397 (A)	Cartridges n.e.i.	5% <i>ad valorem</i>
	The following articles shall be exempted from payment of Primage Duty provided such goods are used for the purpose or purposes specified and that the requirements or conditions of any security to the Australian Customs, which may be entered into, are fulfilled or complied with.	
Ex Departmental By-law 97	Ultramarine blue in powder form or in aqueous paste form, for all purposes.	
Ex 404 Ex Departmental By-law 97	Gelatine for photographic use.	
Ex 404 Ex Departmental By-law 97	Lithopone for industrial purposes.	
Ex 404		

SCHEDULE D.

Item of the Australian Tariff	Description of Articles
Ex 144 (B) 242 (C)	Zinc Sheets for lithographic purposes. Glass, Sheet, viz. : Figured Rolled, Cathedral, Milled Rolled, Rough Cast and Wired Cast.
250 (A)	Bottles, flasks, jars, vials and tubes, n.e.i., of glass, earthenware, stoneware or china, empty or containing goods not subject to an <i>ad valorem</i> duty and not classifiable under Item 408.
Ex 250 (B)	Articles of cut glass, including bottles, decanters, flasks and jars of cut glass, empty or containing goods not subject to an <i>ad valorem</i> duty, but not including articles of etched or engraved glass.
250 (F)	Articles of glass including articles of etched or engraved glass (but not including articles covered by sub-items (B) and (E)), viz. : Dishes, tumblers, salads, bowls other than lightingware, nappies, jugs, candlesticks, butters, battery jars or cells, vases, trays, comports, flowerblocks, mugs, sundaes, goblets, measures including medicine measures.
384 (A) (1)	Photographic and X-Ray Dry Plates and Flat Films, sensitized.
384 (A) (2)	Photographic Sensitized Films n.e.i.
384 (A) (3)	Photographic Sensitized Papers and Cards, also Linen and other Sensitized Materials, n.e.i. ; Postcards (sensitized with or without letterpress).
397 (A)	Cartridges n.e.i.

SCHEDULE E.

Number of the Belgian Tariff	Description of Articles	Rate of Duty
15	Fats and Greases from neat cattle, sheep and goats :	
	(b) For industrial purposes	Free
22	Hides and skins, raw	Free
Ex 25	Wool :	
	(a) In the grease or not completely freed from the grease	Free
93 (a) 2	Fresh Pears : Imported in cases or barrels weighing 20 kg. or less (1st February to 31st August, both dates inclusive)	125 fr. per 100 kg.
Ex 95 (a)	Apples : Fresh : Imported in cases or barrels weighing more than 15 kg. (aggregate weight of container and contents) (1st April to 31st August, both dates inclusive) .	25 fr. per 100 kg. gross weight.

CORRESPONDENCE.

I.

PRIME MINISTER'S DEPARTMENT.
TRADE TREATIES.

CANBERRA, F.C.T., *October 3rd, 1936.*

SIR,

With reference to the Provisional Commercial Agreement signed this day between the Commonwealth of Australia and the Belgo-Luxemburg Economic Union, I have the honour to inform you that the Government of the Commonwealth of Australia takes note of the requests for the reduction of the duties on the tariff items set out hereunder, submitted by you on behalf of the Belgo-Luxemburg Economic Union during the negotiations.

Tariff Item	Goods
Ex 58 (C) (1)	Cornflour, when not packed for household use.
Ex 105 (AA) (2)	Artificial Silk Piece Goods, Knitted or Lockstiched, in tubular form or otherwise (except piece goods enumerated in item 208 (D) (2)) : Other.
105 (F) (4)	Piece Goods, felt, of wool or containing wool.
(5)	Piece Goods, felt, composed of hair ; Piece Goods, felt, n.e.i.
120 (A) (1)	Articles, Textile, as under, not being piece goods, viz. : Articles of Furnishing, Drapery and Napery, including Quilts n.e.i., Table Covers, Doyleys, Tray Cloths, Sheets, Pillow Cases and Covers, Bolster Cases, Counterpanes, Bed Spreads, Table Mats, Splashes, Tablecloths, Runners, Mantel Borders, Toilet Sets, Bags for Linen, Brush and Comb Bags, Nightdress Cases, Handkerchief Sachets, and the like, Cosies and Cushions in part or wholly made up :
	When not containing wool.
242 (C)	Glass, viz. : Sheet, viz. : Figured Rolled, Cathedral, Milled Rolled, Rough Cast and Wired Cast.
268	Naphthalene.
271 (A)	Ammonia, viz. : Acetate, Carbonate, Anhydrous, Liquid and Chloride.
Ex 281 (B) (2)	Sulphate of Soda.
384 (A) (1)	Photographic and X-Ray Dry Plates and Flat Films, sensitized.
(2)	Photographic Sensitized Films n.e.i.
(3)	Photographic Sensitized Papers and Cards, also Linen and other Sensitized Materials, n.e.i. ; Postcards (sensitized with or without letterpress).

In accordance with your desire I have the honour to place on record and confirm the undertaking given on behalf of the Government of the Commonwealth of Australia, to refer these items to the Tariff Board for public inquiry and report (if not already so referred) with a view to determining an Intermediate Tariff rate based on the present London-Australia rate of exchange.

In the course of the negotiations you also made the following requests with respect to opaque glass of the Marbrite and Marmorite types, at present classified under Tariff Item 243 (A) :

- (1) That these types of glass be classified as polished and patent plate glass ;

ÉCHANGE DE NOTES

¹ TRADUCTION. — TRANSLATION.

I.

CANBERRA, le 3 octobre 1936.

MONSIEUR LE CONSUL GÉNÉRAL,

Me référant à l'Accord commercial provisoire signé ce jour entre le Commonwealth d'Australie et l'Union Economique belgo-luxembourgeoise, j'ai l'honneur de vous informer que le Gouvernement du Commonwealth d'Australie prend note des demandes de réduction des droits afférents aux positions du tarif reprises ci-après, présentées par vous au nom de l'Union Economique belgo-luxembourgeoise au cours des négociations :

Numéro du tarif	Désignation de la marchandise
Ex 58 (C) (1)	Farine de maïs, non conditionnée pour l'usage domestique.
Ex 105 (AA) (2)	Tissus en soie artificielle, tricotés ou faits au point de chaînette en forme tubulaire ou autrement (à l'exception des tissus dénommés au N ^o 208 (D) (2)). Autres.
105 (F) (4)	Tissus en feutre de laine ou contenant de la laine.
(5)	Tissus de feutre de poils ; tissus de feutre, n. c. a.
120 (A) (1)	Articles en tissus ci-après dénommés, autres que les tissus au mètre : Articles d'ameublement, tentures et lingerie, y compris les couvertures piquées n. c. a., tapis de table, napperons pour plats et plateaux, draps de lit, taies d'oreillers et couvre-oreillers, couvre-traversins, courtepointes, couvre-lits, dessous de plats, protège-nappes, nappes, chemins de table, housses pour cheminées, garnitures de lavabo, sacs à linge, à brosses et à peignes, sacs pour chemises de nuit, sachets pour mouchoirs et articles similaires, couvre-théières et coussins, entièrement ou partiellement confectionnés : Ne contenant pas de laine.
242 (C)	Verre en feuilles : à dessins, cathédrale, laminé à la machine, coulé brut et armé.
268	Naphtaline.
271 (A)	Ammoniaque : acétate, carbonate, ammoniaque anhydre, ammoniaque liquide et chlorhydrate.
Ex 281 (B) (2)	Sulfate de soude.
384 (A) (1)	Plaques sèches et pellicules plates pour photographie et radiographie, sensibilisées.
(2)	Pellicules sensibilisées pour photographie, n. c. a.
(3)	Papiers et cartons sensibilisés pour photographie, ainsi que toile et autres matières sensibilisées, n. c. a. ; cartes postales (sensibilisées, avec ou sans impressions).

Conformément à votre désir, j'ai l'honneur de confirmer l'engagement pris au nom du Gouvernement du Commonwealth d'Australie de soumettre ces positions du tarif au Tariff Board afin qu'il soit procédé à une enquête publique et de faire rapport (si cela n'a pas déjà été fait) en vue de déterminer les taux du tarif intermédiaire basés sur le cours actuel du change Londres-Australie.

Au cours des négociations, vous avez également présenté les demandes suivantes relatives au verre opaque des genres marbrite et marmorite, rangés à présent sous la position 243 (A) du tarif :

(1) Que ces genres de verre soient classés comme verre en plaques polies et brevetées;

¹ Traduction du Gouvernement belge.¹ Translation of the Belgian Government.

(2) That failing a reduction in the duties at present imposed on polished and patent plate glass the Commonwealth Government should introduce Intermediate Tariff rates on glass of these descriptions.

On behalf of the Commonwealth Government I desire to confirm the assurance given to you that steps will be taken to introduce the necessary amendments of the Australian Customs Tariff.

Yours faithfully,

H. S. GULLETT,
Minister negotiating Trade Treaties.

M. Armand Nihotte,
Actg. Consul-General for Belgium,
Sydney, N.S.W.

II.

CONSULAT GÉNÉRAL DE BELGIQUE À SYDNEY.

CANBERRA, F.C.T., *October 3rd, 1936.*

SIR,

In your letter of to-day's date you have made the following communication to me :

" With reference to the Provisional Commercial Agreement signed this day between the Commonwealth of Australia and the Belgo-Luxemburg Economic Union I have the honour to inform you that the Government of the Commonwealth of Australia takes note of the requests for the reduction of the duties on the tariff items set out hereunder, submitted by you on behalf of the Belgo-Luxemburg Economic Union during the negotiations.

Tariff Item	Goods
Ex 58 (C) (1)	Cornflour, when not packed for household use.
Ex 105 (AA) (2)	Artificial Silk Piece Goods, Knitted or Lockstitched, in tubular form or otherwise (except piece goods enumerated in item 208 (D) (2)) : Other
105 (F) (4)	Piece Goods, felt, of wool or containing wool.
	(5) Piece Goods, felt, composed of hair ; Piece Goods, felt, n.e.i.
120 (A) (1)	Articles, Textile, as under, not being piece goods, viz. : Articles of Furnishing, Drapery and Napery, including Quilts n.e.i., Table Covers, Doyleys, Tray Cloths, Sheets, Pillow Cases and Covers, Bolster Cases, Counterpanes, Bed Spreads, Table Mats, Splashes, Tablecloths, Runners, Mantel Borders, Toilet Sets, Bags for Linen, Brush and Comb Bags, Nightdress Cases, Handkerchief Sachets, and the like, Cosies and Cushions in part or wholly made up :
	When not containing wool.
242 (C)	Glass, viz. : Sheet, viz. : Figured Rolled, Cathedral, Milled Rolled, Rough Cast and Wired Cast.
268	Naphthalene.
271 (A)	Ammonia, viz. : Acetate, Carbonate, Anhydrous, Liquid and Chloride.
Ex 281 (B) (2)	Sulphate of Soda.
384 (A) (1)	Photographic and X-Ray Dry Plates and Flat Films, sensitized.
	(2) Photographic Sensitized Films n.e.i.
	(3) Photographic Sensitized Papers and Cards also Linen and other Sensitized Materials, n.e.i. ; Postcards (sensitized with or without letterpress).

In accordance with your desire I have the honour to place on record and confirm the undertaking given on behalf of the Government of the Commonwealth of Australia, to refer these items to the Tariff Board for public inquiry and report (if not already so referred) with a view to determining an Intermediate Tariff rate based on the present London-Australia rate of exchange.

In the course of the negotiations you also made the following requests with respect to opaque glass of the Marbrite and Marmorite types, at present classified under Tariff Item 243 (A) :

- (1) That these types of glass be classified as polished and patent plate glass ;
- (2) That failing a reduction in the duties at present imposed on polished and patent plate glass the Commonwealth Government should introduce Intermediate Tariff rates on glass of these descriptions.

On behalf of the Commonwealth Government I desire to confirm the assurance given to you that steps will be taken to introduce the necessary amendments of the Australian Customs Tariff. ”

In acknowledging the receipt of your letter I have the honour, on behalf of the Belgo-Luxemburg Economic Union, to inform you of my acceptance of these assurances.

Yours faithfully.

Armand NIHOTTE.

Consulat Général de Belgique à Sydney.

(L. S.)

Sir Henry Gullet, K.C.M.G., M.P.,
Minister negotiating Trade Treaties,
Canberra, F.C.T.