

**DECLARATION ON THE PROVISIONAL ACCESSION OF THE FEDERAL
PEOPLE'S REPUBLIC OF YUGOSLAVIA TO THE GENERAL
AGREEMENT ON TARIFFS AND TRADE. DONE AT GENEVA,
ON 13 NOVEMBER 1962**

The Government of the Federal People's Republic of Yugoslavia (hereinafter referred to as the "Government of Yugoslavia") and the other governments on behalf of which this Declaration has been accepted (hereinafter referred to as the "participating governments");

Considering that the Government of Yugoslavia on 17 October 1962 made a formal request to accede to the General Agreement on Tariffs and Trade (hereinafter referred to as the "General Agreement") in accordance with the provisions of Article XXXIII of the General Agreement, and that the Government of Yugoslavia will be prepared to conduct the tariff negotiations with contracting parties which it is considered should precede accession under Article XXXIII, as soon as such negotiations become practicable after the adoption by Yugoslavia of a definitive customs tariffs;

Considering that trade relations between the Government of Yugoslavia and most contracting parties to the General Agreement have, for three years, been governed by the Declaration of 25 May 1959 which was designed to be a transitional stage until Yugoslavia was in a position to apply for accession under Article XXXIII;

Considering that the Government of Yugoslavia, pursuant to the provisions of the said Declaration, has, in the development of arrangements affecting its commercial policies, moved progressively towards a position in which it can give full effect to the provisions of the General Agreement;

Considering that the Government of Yugoslavia, pending accession under Article XXXIII, is prepared to accept the obligations of the General Agreement; and

Considering the desirability of basing the trade relations between Yugoslavia and contracting parties upon the General Agreement as soon as possible, and consequently the desirability of providing for the provisional accession of the Government of Yugoslavia to the General Agreement as a further step towards its accession pursuant to Article XXXIII;

1.

Declare that, pending the accession of the Government of Yugoslavia to the General Agreement under the provisions of Article XXXIII, which will be subject to the satisfactory conclusion of negotiations on customs tariffs in accordance with rules and procedures to be adopted by the CONTRACTING PARTIES, and, if necessary for other matters, to the examination of the application of the provisions of the General Agreement, the commercial relations between the participating governments and the Government of Yugoslavia shall be based upon the General Agreement, subject to the following conditions;

(a) The Government of Yugoslavia shall apply provisionally and subject to the provisions of this Declaration (i) Parts I and III of the General Agreement, and (ii) Part II of the General Agreement to the fullest extent not inconsistent with its legislation existing on the date of

this Declaration; the obligations incorporated in paragraph 1 of Article I of the General Agreement by reference to Article III thereof and those incorporated in paragraph 2(b) of Article II by reference to Article VI shall be considered as falling within Part II of the General Agreement for the purpose of this paragraph.

(b) While Yugoslavia under the most-favoured-nation provisions of Article I of the General Agreement will receive the benefit of the concessions contained in the Schedules annexed to the General Agreement, it shall not have any direct rights with respect to those concessions either under the provisions of Article II or under the provisions of any other Article of the General Agreement.

(c) In each case in which paragraph 6 of Article V, sub-paragraph 4 (d) of Article VII, and sub-paragraph 3 (c) of Article X of the General Agreement, refer to the date of that Agreement, the applicable date in respect of Yugoslavia shall be the date of this Declaration.

(d) The provisions of the General Agreement to be applied by the Government of Yugoslavia shall be those contained in the text annexed to the Final Act of the second session of the Preparatory Committee of the United Nations Conference on Trade and Employment as rectified, amended, supplemented, or otherwise modified by such instruments as may have become effective by the date of this Declaration.

2.

Request the CONTRACTING PARTIES to the General Agreement (hereinafter referred to as the "CONTRACTING PARTIES") to perform such functions as are necessary for the implementation of this Declaration.

This Declaration, which has been approved by the CONTRACTING PARTIES by a two-thirds majority, shall be deposited with the Executive Secretary of the CONTRACTING PARTIES. It shall be open for acceptance, by signature or otherwise, by the Government of Yugoslavia, by contracting parties to the General Agreement and by any governments which shall have acceded provisionally to the General Agreement.

This Declaration shall become effective between the Government of Yugoslavia and any participating government on the thirtieth day following the day upon which it shall have been accepted on behalf of both the Government of Yugoslavia and that government. It shall remain in force until the Government of Yugoslavia accedes to the General Agreement under the provisions of Article XXXIII thereof or until 31 December 1965, whichever date is the earlier, unless it has been agreed between the Government of Yugoslavia and the participating governments to extend its validity to a later date.

The Executive Secretary of the CONTRACTING PARTIES shall promptly furnish a certified copy of this Declaration, and a notification of each acceptance thereof, to each government to which this Declaration is open for acceptance.

DONE at Geneva this thirteenth day of November one thousand nine hundred and sixty-two, in a single copy in the French and English languages, both texts authentic.

[Quelle: United Nations, Treaty Series, vol. 462, 1963, p. 330-334.]