

**TURKEY – RESTRICTIONS ON IMPORTS OF
TEXTILE AND CLOTHING PRODUCTS**

Agreement under Article 21.3(b) of the DSU

The following communication, dated 7 January 2000, from the Permanent Missions of India and Turkey to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 21.3(b) of the DSU.

Pursuant to Article 21.3(b) of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU), the Government of India and the Government of Turkey have reached a mutual agreement with respect to the reasonable period of time for Turkey's implementation of the recommendations and rulings of the Panel and Appellate Body in "Turkey - Restrictions on Imports of Textile and Clothing Products" (WT/DS34/R and WT/DS34/AB/R) adopted by the Dispute Settlement Body (DSB) on 19 November 1999. A copy of the agreement, through an exchange of letters between our governments, is enclosed.

We kindly request that you circulate this letter and its enclosures to the Members to the DSB.

S. Narayanan
Ambassador
Permanent Representative to the WTO

7 January 2000

H.E. Mr. Ömer Ersun
Ambassador
Permanent Representative to the
World Trade Organization
Permanent Mission of Turkey to the WTO
ICC, Route de Pre-Bois 20, 1215 Geneva.

Re: "Turkey - Restrictions on Imports of Textile and Clothing Products" WT/DS34/AB/R and WT/DS34/R): Reasonable Period of Time for Implementation of the Rulings and Recommendations of the Dispute Settlement Body.

Dear Ambassador,

Desiring to reach mutual agreement in connection with the above-referenced matter, and on the understanding that, not later than by the close of the reasonable period of time, Turkey will fully comply with the rulings and recommendations of the Dispute Settlement Body of the World Trade Organization adopted at its meeting on 19 November 1999 in "Turkey - Restrictions on Imports of Textile and Clothing Products" (WT/DS34), the Government of India and the Government of Turkey (the "Parties") agree as follows:

1. Without prejudice to the other provisions of this agreement and the rights that either of the Parties may have or acquire under the DSU, the Parties hereby mutually agree, pursuant to Article 21.3(b) of the Understanding on Rules and Procedures Governing the Settlement of Disputes (the "DSU"), that the reasonable period of time shall expire on 19 February 2001.
2. Turkey confirms that, as of the date of this agreement, Turkey maintains quantitative restrictions on only 19 categories of textile and clothing products' imports from India (the "items") that it notified to the World Trade Organization in [G/TMB/N/308 and 326]. Those 19 items are listed in Annex A to this letter, which constitutes an integral part of this agreement. Turkey shall refrain from making more restrictive the import arrangements affecting any of the items.
3. Turkey shall increase the size of the quotas from India, for the year 2000 by 50% over the year-2000 levels published in Turkey's Official Gazette (No. 23892 dated 30 November 1999), and for the remaining part of the reasonable period of time by 50% over the year 2001 levels, on a pro rata basis, on the following items:

Group	Product Category	Product Description	Unit	2000 Level
IB	7	Women's or girls' blouses, shirts and shirt-blouses, whether or not knitted or crocheted, of wool, of cotton or of man-made fibres.	Pieces	4,700

IIA	20	Bed linen, other than knitted or crocheted.	Kgs.	5,400
IIA	39	Table linen, toilet and kitchen linen, other than knitted or crocheted, other than of terry towelling or similar terry fabrics of cotton.	Kgs.	5,700
IIB	26	Women's or girls' dresses, of wool, of cotton or of man-made fibres.	Pieces	5,100
IIB	27	Women's or girls' skirts, including divided skirts.	Pieces	5,100
IIB	29	Women's or girls' suits and ensembles, other than knitted or crocheted, of wool, of cotton or man-made fibres, excluding ski-suits; women's or girls' tracksuits with lining, with an outer shell of an identical fabric, of wool, of cotton or of man-made fibres.	Pieces	5,400

4. Turkey shall grant to India treatment no less favourable than that granted by Turkey to any other Member of the World Trade Organization with respect to the elimination or modification of quantitative restrictions affecting any product covered by this agreement, whether such elimination or modification is done autonomously, pursuant to an agreement, or otherwise.

I have the honour to propose that this letter, and your letter of confirmation in reply, shall constitute an agreement between our two governments, to enter into force from 7 January 2000.

Yours sincerely,

(Signed) S. Narayanan

Attachment: Annex A.

Annex A

Group	Product Category	Product Description	Unit	2000 Level
IA	1	Cotton yarn, not put up for retail sale.	Kgs.	8,218,000
IA	2	Woven fabrics of cotton, other than gauze, terry fabrics, pile fabrics, chenille fabrics, tulle and other fabrics.	Kgs.	827,300
IA	2a	Of which: Other than unbleached or bleached.	Kgs.	143,100
IA	3	Woven fabrics of synthetic fibres (discontinuous or waste), other than narrow woven fabrics, pile fabrics (including terry fabrics), and chenille fabrics.	Kgs.	20,000
IA	3a	Of which: Other than unbleached or bleached.	Kgs.	18,800
IB	4	Shirts, T-shirts, lightweight fine knit roll, polo or turtle necked jumpers and pullovers (other than of wool or fine animal hair), undervests and the like, knitted or crocheted.	Pieces	10,300
IB	5	Jerseys, pullovers, slip-overs, waistcoats, twinsets, cardigans, bed-jackets and jumpers (other than jackets and blazers), anoraks, windcheaters, waister jackets and the like, knitted or crocheted.	Pieces	5,400
IB	6	Men's or boys' woven breeches, shorts other than swimwear and trousers (including slacks), of wool, of cotton or of man-made fibres; lower parts of tracksuits with lining, other than category 16 or 29, of cotton or of man-made fibres.	Pieces	5,400
IB	7	Women's or girls' blouses, shirts and shirt-blouses, whether or not knitted or crocheted, of wool, of cotton or of man-made fibres.	Pieces	4,700
IB	8	Men's or boys' shirts, other than knitted or crocheted, of wool, of cotton or of man-made fibres.	Pieces	4,700
IIA	9	Terry towelling and similar woven terry fabrics, of cotton; toilet and kitchen linen, other than knitted or crocheted, of terry towelling and woven terry fabrics, of cotton.	Kgs.	5,400
IIA	20	Bed linen, other than knitted or crocheted.	Kgs.	5,400
IIA	23	Yarn of staple or waste artificial fibres, not put up for retail sale.	Kgs.	659,500
IIA	39	Table linen, toilet and kitchen linen, other than knitted or crocheted, other than of terry towelling or similar terry fabrics of cotton.	Kgs.	5,700
IIB	15	Women's or girls' woven overcoats, raincoats and other coats, cloaks and capes; jackets and blazers, of wool, of cotton or of man-made fibres (other than parkas) (of category 21).	Pieces	5,700
IIB	24	Men's or boys' night shirts, pyjamas, bathrobes, dressing gowns and similar articles, knitted or crocheted; Women's or girls' night dresses, pyjamas, negligees, bathrobes, dressing gowns and similar articles, knitted or crocheted.	Pieces	5,700
IIB	26	Women's or girls' dresses, of wool, of cotton or of man-made fibres.	Pieces	5,100
IIB	27	Women's or girls' skirts, including divided skirts.	Pieces	5,100
IIB	29	Women's or girls' suits and ensembles, other than knitted or crocheted, of wool, of cotton or man-made fibres, excluding ski-suits; women's or girls' tracksuits with lining, with an outer shell of an identical fabric, of wool, of cotton or of man-made fibres.	Pieces	5,400

Ömer Ersun
Ambassador
Permanent Representative to the WTO

7 January 2000

H.E. Mr. S. Narayanan
Ambassador
Permanent Representative to the World Trade Organization
Permanent Mission of India to the WTO
9, Rue du Valais, 1202 Geneva.

Re: "Turkey - Restrictions on Imports of Textile and Clothing Products"
(WT/DS34/AB/R and WT/DS34/R): Reasonable Period of Time for Implementation
of the Rulings and Recommendations of the Dispute Settlement Body.

Dear Ambassador,

I have the honour to acknowledge receipt of your letter of today's date and the accompanying Annex.

The text of your letter reads as follows:

"Desiring to reach mutual agreement in connection with the above-referenced matter, and on the understanding that, not later than by the close of the reasonable period of time, Turkey will fully comply with the rulings and recommendations of the Dispute Settlement Body of the World Trade Organization adopted at its meeting on 19 November 1999 in "Turkey - Restrictions on Imports of Textile and Clothing Products" (WT/DS34), the Government of India and the Government of Turkey (the "Parties") agree as follows:

1. Without prejudice to the other provisions of this agreement and the rights that either of the Parties may have or acquire under the DSU, the Parties hereby mutually agree, pursuant to Article 21.3(b) of the Understanding on Rules and Procedures Governing the Settlement of Disputes (the "DSU"), that the reasonable period of time shall expire on 19 February 2001.
2. Turkey confirms that, as of the date of this agreement, Turkey maintains quantitative restrictions on only 19 categories of textile and clothing products' imports from India (the "items") that it notified to the World Trade Organization in [G/TMB/N/308 and 338]. Those 19 items are listed in Annex A to this letter, which constitutes an integral part of this agreement. Turkey shall refrain from making more restrictive the import arrangements affecting any of the items.
3. Turkey shall increase the size of the quotas from India, for the year 2000 by 50% over the year-2000 levels published in Turkey's Official Gazette (No. 23892 dated 30 November 1999), and for the remaining part of the reasonable period of time by 50% over the year 2001 levels, on a pro rata basis, on the following items:

Group	Product Category	Product Description	Unit	2000 Level
IB	7	Women's or girls' blouses, shirts and shirt-blouses, whether or not knitted or crocheted, of wool, of cotton or of man-made fibres.	Pieces	4,700
IIA	20	Bed linen, other than knitted or crocheted.	Kgs.	5,400
IIA	39	Table linen, toilet and kitchen linen, other than knitted or crocheted, other than of terry towelling or similar terry fabrics of cotton.	Kgs.	5,700
IIB	26	Women's or girls' dresses, of wool, of cotton or of man-made fibres.	Pieces	5,100
IIB	27	Women's or girls' skirts, including divided skirts.	Pieces	5,100
IIB	29	Women's or girls' suits and ensembles, other than knitted or crocheted, of wool, of cotton or man-made fibres, excluding ski-suits; women's or girls' tracksuits with lining, with an outer shell of an identical fabric, of wool, of cotton or of man-made fibres..	Pieces	5,400

4. Turkey shall grant to India treatment no less favourable than that granted by Turkey to any other Member of the World Trade Organization with respect to the elimination or modification of quantitative restrictions affecting any product covered by this agreement, whether such elimination or modification is done autonomously, pursuant to an agreement, or otherwise.

I have the honour to propose that this letter, and your letter of confirmation in reply, shall constitute an agreement between our two governments, to enter into force from 7 January 2000."

I have the honour to confirm the agreement contained in your letter and the accompanying Annex.

Yours sincerely,

(Signed) Ömer Ersun
Ambassador
Permanent Representative

Attachment: Annex A.

Annex A

Group	Product Category	Product Description	Unit	2000 Level
IA	1	Cotton yarn, not put up for retail sale.	Kgs.	8,218,000
IA	2	Woven fabrics of cotton, other than gauze, terry fabrics, pile fabrics, chenille fabrics, tulle and other fabrics.	Kgs.	827,300
IA	2a	Of which: Other than unbleached or bleached.	Kgs.	143,100
IA	3	Woven fabrics of synthetic fibres (discontinuous or waste), other than narrow woven fabrics, pile fabrics (including terry fabrics), and chenille fabrics.	Kgs.	20,000
IA	3a	Of which: Other than unbleached or bleached.	Kgs.	18,800
IB	4	Shirts, T-shirts, lightweight fine knit roll, polo or turtle necked jumpers and pullovers (other than of wool or fine animal hair), undervests and the like, knitted or crocheted.	Pieces	10,300
IB	5	Jerseys, pullovers, slip-overs, waistcoats, twinsets, cardigans, bed-jackets and jumpers (other than jackets and blazers), anoraks, windcheaters, waister jackets and the like, knitted or crocheted.	Pieces	5,400
IB	6	Men's or boys' woven breeches, shorts other than swimwear and trousers (including slacks), of wool, of cotton or of man-made fibres; lower parts of tracksuits with lining, other than category 16 or 29, of cotton or of man-made fibres.	Pieces	5,400
IB	7	Women's or girls' blouses, shirts and shirt-blouses, whether or not knitted or crocheted, of wool, of cotton or of man-made fibres.	Pieces	4,700
IB	8	Men's or boys' shirts, other than knitted or crocheted, of wool, of cotton or of man-made fibres.	Pieces	4,700
IIA	9	Terry towelling and similar woven terry fabrics, of cotton; toilet and kitchen linen, other than knitted or crocheted, of terry towelling and woven terry fabrics, of cotton.	Kgs.	5,400
IIA	20	Bed linen, other than knitted or crocheted.	Kgs.	5,400
IIA	23	Yarn of staple or waste artificial fibres, not put up for retail sale.	Kgs.	659,500
IIA	39	Table linen, toilet and kitchen linen, other than knitted or crocheted, other than of terry towelling or similar terry fabrics of cotton.	Kgs.	5,700
IIB	15	Women's or girls' woven overcoats, raincoats and other coats, cloaks and capes; jackets and blazers, of wool, of cotton or of man-made fibres (other than parkas) (of category 21).	Pieces	5,700
IIB	24	Men's or boys' night shirts, pyjamas, bathrobes, dressing gowns and similar articles, knitted or crocheted; Women's or girls' night dresses, pyjamas, negligees, bathrobes, dressing gowns and similar articles, knitted or crocheted.	Pieces	5,700
IIB	26	Women's or girls' dresses, of wool, of cotton or of man-made fibres.	Pieces	5,100
IIB	27	Women's or girls' skirts, including divided skirts.	Pieces	5,100
IIB	29	Women's or girls' suits and ensembles, other than knitted or crocheted, of wool, of cotton or man-made fibres, excluding ski-suits; women's or girls' tracksuits with lining, with an outer shell of an identical fabric, of wool, of cotton or of man-made fibres.	Pieces	5,400