

DRAFT CHARTER

Amendments proposed by the
Argentine Delegation

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CHAPTER I

Article 1

INSERT the following as paragraph 6:

- "6. To further the recognition of the
worker's right:
- (a) to work;
 - (b) to receive a fair wage;
 - (c) to receive training;
 - (d) to proper working conditions;
 - (e) to conditions not injurious to
health;
 - (f) to comfort and well-being;
 - (g) to social security;
 - (h) to family protection;
 - (i) to economic advancement, and
 - (j) to defend his professional
interests.

The present paragraph 6 thus becomes paragraph 7.

CHAPTER II

Article 4

AMEND the present text to read:

"Each Member, recognizing that all countries have a common interest in the achievement and maintenance of fair labour standards related to productivity, shall take whatever action may be appropriate and feasible to eliminate sub-standard wages and conditions of labour in all fields of economic activity, whether engaged in production for export or not. Members which are also members of the International Labour Organization shall co-operate with that Organization in giving effect to this undertaking."

CHAPTER III - ECONOMIC DEVELOPMENT

Article 12 - 1 AMEND the last sentence, line 14, to read:

"Accordingly they agree to provide, as
far as is possible and consistent..."

2 Argentina is not a member of the International
Monetary Fund and retains its own exchange
system. It cannot, therefore, enter into an
agreement on this matter with the Organization
(see reservation to Article 20). The first
sentence should therefore be DELETED.

(a) Argentina cannot accord national treatment
to foreign investments. The words:
"...upon its own nationals" should
therefore be DELETED.

(iii) DELETE the last part of the sub-
paragraph, beginning with the
words: "... provided that..."

(iv) DELETE the last part of the sub-
paragraph, beginning with the
words: "... and that if the
nationals..."

Article 13 - 2 (a) Acceptance is subject to the adoption of the reservations or amendments proposed in the wording of Chapter IV.

(c) DELETE "... to determine whether it concurs in it, with or without modification ..."

3 (a) AMEND as follows: "if as a result of its examination pursuant to paragraph 2(c) of this Article the Organization concurs in principle that any proposed measure would be inconsistent..."

DELETE the last sentence in this paragraph

From: "The Organization ..."

To: "such negotiations"

(b) PROPOSED WORDING:

"Members shall commence the negotiations provided for in sub-paragraph (a) of this paragraph, with a view to reaching essential agreement."

(c) DELETE

4 (a) DELETE

(b) DELETE

(c) PROPOSED WORDING:

"If, while the negotiations provided for in paragraph 3(b) of the present Article are

in progress, the importations of the product or products ... the applicant member may, after informing the Organization, adopt such other measures as the situation may require."

5 (a) DELETE

(b) DELETE

Article 14 - 1 (a) PROPOSED WORDING:

"Any such Member which is a signatory of the General Agreement on Tariffs and Trade shall notify the other signatory Governments of the products on which any such existing measure is to be maintained and of the nature and purpose of such measure."

(b) "Any such Member not being a signatory of the General Agreement, but having signed this Charter on the day of its general signature, shall notify the other Governments signing this Charter of the products on which any such existing measure is to be maintained and of the nature and purpose of such measure."

(c) "Any other such Member signing this Charter under conditions other than those set forth

in sub-paragraphs (a) and (b) of paragraph 1 of this Article shall notify the other Governments signing the Charter of any existing measure it desires to maintain and of the nature and purpose of such measure."

2. ~~DELETE~~

Article 15 - 1. ~~DELETE~~ the sentence beginning "Subject to such limitations ..."

2. ~~DELETE~~ the last two sentences beginning "The Organization shall then ..."

CHAPTER IV

Article 16 - 1. AMEND as follows: "With respect to customs duties and charges of any kind imposed on or in connection with importation or exportation or to duties and dues imposed on the international transfer of payments for imports or exports, and the method of imposing such duties and charges and with respect to all rules and formalities in connection with importation and exportation and with respect to all matters referred to in paragraphs 1 and 2 of Article 18, any advantage, favour, privilege or immunity granted by any Member to

any product originating in or destined for any other Member country shall be accorded to the like product originating in or destined for all other Member countries respectively, on a reciprocal and mutually advantageous basis.

"The above provisions shall not apply to any advantage, favour, privilege or immunity granted by a Member to any product originating in or destined for another Member country, provided that the Members concerned form a group of complementary economies co-operating on a compensatory basis and on a basis of equality."

Article 17 - 1. AMEND as follows:

"Each Member shall enter into and carry out with the other Members negotiations directed to the progressive reduction of tariffs hindering imports and exports, etc., etc."

Article 18 - 4. AMEND as follows:

"The provisions of paragraphs 1, 2 and 3 of this Article shall not apply to:

"(a) Any internal quantitative regulation relating to cinematograph films and meeting the requirements of Article 19 and to any products deemed by the individual Member to be of national interest.

"(b) Internal legislation and provisions in force in any Member country on 21 November 1947; provided that, etc."

5. AMEND as follows:

"The provisions of this Article shall not apply to the purchases of products by governmental agencies, nor shall they prevent the payment ..., etc."

Article 19 - (c) DELETE the last part, beginning with the words: "provided that no such minimum proportion of screen time shall be increased above the level in effect on 10 April 1947."

Article 20 - INSERT a new paragraph 3 as follows:

"Countries which are at an early stage of industrial development and those which have not reached an advanced stage of industrialization as a whole shall, in conformity with the purposes

and objectives set forth in Chapter I of this Charter, not be required to apply the provisions of paragraph 1 of this Article."

Paragraph 3 thus becomes paragraph 4.

Article 21 - 2. (a) (i) AMEND as follows:

"to forestall the threat of or to stop a decline in its monetary reserves ..."

3. (a) AMEND the second sentence as follows:

"During this period each Member may impose import restrictions in order to restore equilibrium in its balance of payments on a sound and lasting basis."

(c) (ii) DELETE the last part of the sub-paragraph beginning with the words:

"or prevent compliance with ..."

4. (a) AMEND as follows:

"Any Member imposing restrictions under this Article shall inform the Organization of the nature of its balance-of-payments difficulties and the various corrective measures which have been applied."

Article 21 - 4. (b) DELETE

(c) DELETE

(d) DELETE

(e) DELETE

Article 22 - 2. DELETE

3. DELETE

4. DELETE

5. DELETE

Article 23 - REPLACE Article 23 in its entirety by the following:

"Recognizing the principle of the non-discriminatory administration of quantitative restrictions established in Article 22, taking into account the fact that not all the countries signing this Charter are Members of the International Monetary Fund and also the absence at present of any general and sound balance in international trade and payments, Member countries shall not be required to apply the principle of non-discrimination in connection with international payments until the above-mentioned conditions are fulfilled."

- Article 24 - DELETE.
- Article 26 - 3. DELETE the last part of the paragraph,
beginning with the words: "but in any event..."
- Article 27 2. DELETE.
3. DELETE.
- Article 28 - DELETE entirely.
- Article 29 - DELETE entirely.
- Article 30 - DELETE entirely.
- Article 31 - DELETE entirely.
- Article 32 - 1. DELETE the phrase: "..., and also vessels
and other means of transport,..."
2. DELETE.
- Article 33 - DELETE the whole article and title and
INSERT the following:

"PREVENTION OF DUMPING."

"The Members condemn the practice of
dumping and recognize the need to resort
to every means possible for combating it.
They undertake to spare no effort to that
end."

"The Organization shall undertake
studies and inquiries to provide
information on dumping and shall communicate
the results of such inquiries to Members,
so that the latter may adopt such counter-
measures as they think fit."

Article 34 - 2.

In the second sentence DELETE the words:

"... upon a request by another Member..."

5.

DELETE.

Article 35 - 1.

AMEND as follows:

"The Members recognize that dues

imposed by governmental authorities..."

In the second sentence, REPLACE the words:

"...fees and charges..."

by the word: "...dues..."

5.

In the first sentence, REPLACE the words:

"...fees, charges..."

by the word: "...dues..."

Article 36 -

DELETE entirely.

Article 37 - 3. (c)

DELETE the last part of the last sentence,
beginning with the words:

"in order that the Organization may
determine..."

Article 40 - 2.

AMEND the last sentence, as follows:

"In circumstances where any delay..."

3.

In the last sentence, DELETE the words:

"the suspension of which the Organization
does not disapprove."

Article 42 - 2. (a) DELETE the words:

"in order to facilitate frontier
traffic;"

ADD a new sub-paragraph (c), as follows:

"The formation of a group of complementary
economies co-operating on a compensatory
basis and on the basis of equality of
treatment."

3. (a) REPLACE the words:

"shall consult with the Organization
and shall make available to it such
information..."

by the words:

"may consult with the Organization and,
in that case, shall make available to the
Organization such information..."

(b) DELETE.

(c) DELETE.

Article 43 - I (i) DELETE the last part of the sub-paragraph

beginning with the words:

"...during periods..."

II (a) DELETE the last part of the sub-paragraph,

beginning with the words:

"Provided that..."

- (c) DELETE the last part of the sub-paragraph,
beginning with the words:

"Provided that..."

DELETE the last part of the paragraph,
beginning with the words:

"Provided that this period may..."

Article 44 - 1. DELETE the words:

"individually or through the Organization
or in both ways..."

DELETE the words:

"...(whether engaged in by private of
public commercial enterprises)..."

2. In the first sentence, AMEND the words:

"...the Organization may decide..."

to read:

"...the Organization may investigate..."

(b) In the first phrase, DELETE the words:

"or public."

DELETE the words "...between public or
commercial enterprises or between private and
public commercial enterprises..."

Article 44 - 3.(c) AMEND thus: "discriminating against other
particular enterprises;"

4. DELETE.

- Article 45 - 1. DELETE "... (whether engaged in by private or public commercial enterprises)..."
2. DELETE the last part of the paragraph beginning: "...; Provided that..."
7. AMEND thus: "The Organization shall notify all Members of the result of the investigation made."
8. REPLACE the word "decides" by "considers."

Article 47 - 1 DELETE the words "private and public."

Article 50 DELETE entirely.

Article 65 - 1. REPLACE the words: "Members shall conform with the decisions..." in the third sentence,

BY: The Organizations shall make the recommendations warranted by the case regarding the continued participation of Members in any such inter-governmental agreement which, after review by the Organization, shall have been found to be inconsistent with the provisions of this Chapter."

2. REPLACE the words: "Members shall conform with decisions..." in paragraph 2,

BY: "Members shall consider the recommendations..

CHAPTER VII

- Article 69 - (a) REPLACE the words "and general economic..."
at the end,
BY: "...and general social-economic."
- Article 72 - Alternatives B and C are unacceptable.
- Article 75 - Alternatives A and C are unacceptable.
- Article 83 - 1. REPLACE the first paragraph by the
following: "Deputy Directors-General shall
be appointed by the Executive Board upon
the recommendation of the Director-General,
in accordance with regulations approved by
the Conference. The Director-General shall
also appoint..."

CHAPTER VIII

- Article 92 - 1. ADD the SPANISH language.

CHAPTER IX

- Article 93 - Alternatives B and C are unacceptable, but
A is acceptable subject to the following
AMENDMENTS: Deletion of the last part of

paragraph 1 beginning: "Provided that..."

DELETION of paragraphs 2 and 3.
