

ECONOMIC
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13 September 1946
ORIGINAL: ENGLISHSECOND SESSION OF THE UNITED NATIONS CONFERENCE ON
TRADE AND EMPLOYMENTTHE PREPARATORY COMMITTEE OF
GENERAL AGREEMENT ON TARIFFS AND TRADEARTICLE XXVII - PARAGRAPH 1Proposed by Australian Delegation

1. On the day on which the Charter of the International Trade Organization enters into force, Part II of this Agreement shall be suspended and superseded by the corresponding provisions of the Charter. Provided that within sixty days of the closing of the United Nations Conference on Trade and Employment at Havana any contracting party to this Agreement may lodge with the Contracting Parties an objection to any provision or provisions of this Agreement being so suspended or superseded or to the incorporation in this Agreement of any provision of the Charter.
2. Within sixty days after the final date for the lodging of objections, or as soon thereafter as is practicable, the contracting parties shall, if any such objection has been lodged, confer to consider the objection and to decide whether the relevant provision of the Charter to which objection has been lodged shall apply, or be amended, or whether the relative provision of the General Agreement in its existing form, or in any amended form, should apply.
3. Any decision to depart from the relevant provisions of the Charter in terms of paragraph 2 shall require a majority of two-thirds of the Contracting Parties present and voting, but shall be binding on all contracting parties.
4. On 1 November 1948 if the Charter shall have entered into force and any contracting party has not accepted the Charter the contracting parties shall confer to decide whether, and if so in what way, the Agreement insofar as it affects relations between the contracting party which has not accepted the Charter and other contracting parties shall be supplemented or amended. /or whether the Agreement shall be terminated/.
5. On 1 November 1948, should the Charter not have entered into force, or on such earlier date as may be agreed if it is known that the Charter will not enter into force or on such later date as is agreed if the Charter ceases to be in force, the contracting parties shall meet to decide whether the General Agreement should be amended, supplemented or maintained.