

Committee on Customs Valuation

**RESERVATION BY MALTA UNDER PARAGRAPH 2, ANNEX III OF THE
AGREEMENT ON IMPLEMENTATION OF ARTICLE VII OF THE
GENERAL AGREEMENT ON TARIFFS AND TRADE 1994**

Decision

The following Decision concerning the reserve by Malta under paragraph 2 of Annex III of the Agreement was adopted by the Committee on Customs Valuation on 12 November 1999¹.

Taking into account Malta's request for a reservation under Article 21 of the Agreement, and noting:

- the considerable efforts made by Malta to fully apply the provisions of the Customs Valuation Agreement, that its legislation has been finalised, and that Malta is ready to implement the Agreement from 1 January 2000;
- the fact that Malta was a Member of the WTO Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade 1994 (Customs Valuation Agreement) and invoked paragraph 1, Article 20 of that Agreement on 1 January 1995, and is therefore scheduled to apply the provisions of the Agreement on 1 January 2000;
- the good cause for Malta's request as set out in G/VAL/W/47 and its intention to make this reservation on a limited and transitional basis;

The Committee decides pursuant to paragraph 2 of Annex III of the Agreement and paragraph 1 of the Ministerial Decision on Texts Relating to Minimum Values and Imports by Sole Agents, Sole Distributors and Sole Concessionaires, adopted by the Committee in May 1995, that Malta may continue to use the officially-established minimum values listed in G/VAL/W/47 for the valuation for customs purposes of the goods listed in that document until 1 January 2003 according to the following terms and conditions:

1. Malta will report at each formal meeting of the Committee on the status of its implementation of officially-established minimum values for the products listed in G/VAL/W/47;
2. Malta will not apply minimum values to additional products;
3. Malta will, by 1 April 2000, publish and make publicly available, in accordance with Article X of the General Agreement on Tariffs and Trade 1994, the basis, criteria and other relevant information for determining the minimum values for the products listed in G/VAL/W/47;

¹ See document G/VAL/M/12 to be issued.

4. Malta will publish and make publicly available, in accordance with Article X of the General Agreement on Tariffs and Trade 1994, any amendments or changes to the above-mentioned basis, criteria and other relevant information 60 days before implementing such changes, and will not apply such changes to importations entering its customs territory prior to the completion of this 60 day notification period;

5. This Decision shall not prejudice the rights and obligations of Malta under the WTO Agreements, in particular those rights and obligations under the Customs Valuation Agreement.
