

Unofficial English Translation**Circular**

From the Undersecretariat of Foreign Trade :

**Circular Concerning Supervision and Protective Measures
with Respect to the Import of Certain Textile and Apparel Products
(Circular No: 2005/9)**

Investigation

Article 1- The investigation conducted by the Undersecretariat of Foreign Trade Import General Directorate (General Directorate) in connection with an application made by the professional associations representing the sector within the scope of Article 12 of the By-Law Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile Products published in the 3rd repetition of the Official Gazette number 25687 dated 31/12/2004 (By-Law) and the Circular number 2005/8 Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile and Apparel Products published in the Official Gazette number 25972 dated 20/10/2005 (Circular) has been completed.

Gathering of data

Article 2- Within the investigation, a period of 30 (thirty) days was allowed for the manufacturers, importers and professional associations concerned to present data by means of filling in the form in the Annex to the Circular and for other real and corporate persons to submit relevant data, documents and opinions.

Market destabilisation and the threat of market destabilisation

Article 3- It was established in the course of the investigation by the General Directorate in connection with the application that:

- Increased imports have resulted in a lower share for domestic products in the domestic market,
- There has been a significant fall in the Manufacturing Industry Production Index in the textile and garment sector ,
- Imports of People's Republic of China (PRC) origin have risen significantly such that they threaten the orderly development of commerce by destabilising the market and threatening to destabilise the market.

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Decision

Article 4- Within the scope of the Decision Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile Products number 95/6815 published in the repetition of the Official Gazette number 22300 dated 1/6/1995 (Decision) and the By-Law based on this decision (By-Law), the Council for Assessing Supervision and Protective Measures with Respect to the Import of Certain Textile Products has decided to apply quotas on the import of certain textile and apparel products of PRC origin.

Consultative negotiations

Article 5- Pursuant to the provisions of the By-Law, consultative negotiations shall be initiated with the PRC. Until such negotiations have been concluded, quotas shall be applied unilaterally on the import of goods of PRC origin under categories shown in Annex I.

Quotas

Article 6- The category numbers of textile and apparel products of PRC origin whose import shall be subject to quota in 2006, the size of the quota for each category, the basis quantity permitted against an import licence, the maximum quantity permitted against an import licence along with the starting and ending dates for the 2006 quota period are shown in Annex I.

Textile and apparel products included in Annex I shall for the duration of the quota period shown next to them be imported against an import licence. The customs office in question shall request the import licence when the customs declaration is submitted. A copy of the import licence shall be attached to the customs declaration.

Distribution of Quotas

Article 7- The distribution of quotas, pursuant to Article 3 of the Decision, shall be made on a first come first served basis taking account of the order in which applications are made. The quantity permitted against an import licence shall be determined by means of adding to the basis quantity permitted against an import licence shown in Annex I an amount to be calculated by assessing importers' past import performance, taking additional account of the number of staff employed and tax positions. However, this amount shall not exceed the maximum amount permitted against an import licence shown in Annex I.

The Istanbul Textile and Apparel Exporters Associations General Secretariat (ITKIB) has been appointed with the management and distribution of quotas. The order of applications shall be determined according to the date on which documents are received by

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the ITKIB.

Information concerning import licences and their use

Article 8- In order for assessment to be made of applications by importers for licences to import textile and apparel products listed in Annex I, the application form in Annex II must be completed correctly and in full, and be submitted to the ITKIB accompanied by the documents in the annex to this form in their entirety. Additional data and documents may be requested should this be deemed necessary. The issuing of an import licence will not be entertained in cases where it is discovered that false declaration has been made or where inconsistencies are detected in data and documents accompanying the application.

Should application be made for more than one category, separate applications are required for each category. No more than one import licence will be entertained for the same importer for each individual category listed in Annex I. However, a fresh import licence for the same category may be issued to importers to whose name import licences have been issued within the scope of this Circular in cases where at least 50% of the quantity stipulated on the import licence in question has been realised or where the import licence in question has been surrendered to the ITKIB.

Importers shall, no later than 15 (fifteen) working days following the date on which the customs declaration is submitted in cases where the quantity stated on the import licence is imported in a single consignment, or in cases where import is made in several consignments, following the date on which customs declarations relating to each consignment are submitted, furnish the ITKIB with the statistical data concerning such imports as are stated on the import licence.

Import licences shall be valid for a period of 3 (three) months as of the date on which they are issued, on condition that such periods fall within the limits of 2006 quota periods shown in Annex I. Such periods shall not extend beyond 31/12/2006.

Import licences shall not be transferred to third persons. Import licences shall be surrendered to the ITKIB no later than 15 (fifteen) working days from the date on which they expire.

No repeat applications for import licences will be entertained from importers found to be in breach of the provisions of the above paragraph until such time as the import licence in question has been surrendered.

Other regulations

Article 9-The Circular number 2005/5 Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile and Apparel Products published in the Official

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Gazette number 25695 dated 9/1/2005 shall remain in force until 31/12/2005.

Effective date

Article 10- This Circular will become effective as of the date of its publication.

Enforcement

Article 11- The provisions of this Circular will be enforced by the Minister to whom the Undersecretariat of Foreign Trade reports.

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ANNEX I

LIST OF PRODUCTS OF PRC ORIGIN WHOSE IMPORT IS SUBJECT TO QUOTA IN
2006

Definitions of the categories are provided in Annexes IA and 1B to the By-Law Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile and Apparel Products

Category number	Unit	Quota size	Basis quantity permitted against an import licence	Maximum quantity permitted against an import licence	Starting and ending dates for the 2006 quota period	
2	kg	8,950,000	2,000	20,000	01/01/2006-31/12/2006	
4	piece	1,780,000	1,500	15,000		
5 ⁽¹⁾	piece	560,000	1,000	10,000		
6	piece	600,000	1,000	10,000		
7	piece	250,000	500	5,000		
8	piece	110,000	500	5,000		
9	kg	5,000	50	500		
10	pair	22,680,000	4,000	40,000		
12	pair	590,000	550	5,500		
13	piece	505,000	1,000	10,000		
14	piece	200,000	1,000	10,000		
15	piece	375,000	1,000	10,000		
16	piece (set)	61,000	200	2,000		
17	piece	20,000	100	1,000		
18	kg	280,000	1,000	2,500		
20	kg	46,000	100	1,000		
21	piece	3,611,000	2,000	20,000		
24	piece	151,000	150	1,500		
26	piece	78,000	100	1,000		
27	piece	410,000	350	5,000		
28	piece	190,000	500	5,000		
29	piece (set)	20,000	150	1,500		
31	piece	853,000	1,000	10,000		
36	kg	6,067,000	2,000	20,000		
39	kg	410,000	500	5,000		
40	kg	248,000	250	2,500		01/02/2006-31/12/2006
50	kg	2,010,000	2,000	20,000		01/01/2006-31/12/2006
67 ⁽²⁾	kg	542,000	250	2,500	01/02/2006-31/12/2006	
68	kg	76,000	100	1,000	01/01/2006-31/12/2006	
72	piece	600,000	1,000	10,000		
73	piece (set)	228,000	300	3,000		
74	piece	32,000	100	1,000		
75	piece	5,000	25	250		
76	kg	18,000	50	500		
78	kg	120,000	250	2,500		
83	kg	129,000	250	2,500		
84	piece	4,566,000	2,000	20,000		

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Category number	Unit	Quota size	Basis quantity permitted against an import licence	Maximum quantity permitted against an import licence	Starting and ending dates for the 2006 quota period
85	piece	1,708,000	1,000	10,000	01/01/2006-31/12/2006
96 ⁽³⁾	kg	5,183,000	2,000	20,000	
100 ⁽⁴⁾	kg	10,000,000	2,000	20,000	
117	kg	100,000	150	1,500	
156	kg	9,000	50	500	
157	kg	35,000	100	1,000	
159	kg	35,000	100	1,000	

- (1) Quotas do not apply to products included under customs tariff position number 6110.12.
- (2) Quotas do not apply to products included under customs tariff position numbers 6301.40.10.00.11; 6301.40.10.00.19; 6301.90.10.00.11; 6301.90.10.00.19 and 6301.90.10.00.29.
- (3) Quotas do not apply to products included under customs tariff position numbers 6301.40.90.10.11; 6301.40.90.10.19; 6301.90.90.10.11; 6301.90.90.10.19 and 6301.90.90.10.29.
- (4) Quotas do not apply to products included under customs tariff position number 5903.20.

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ANNEX II

IMPORT LICENCE APPLICATION FORM

.../.../2006

TO : ISTANBUL TEXTILE AND APPAREL EXPORTERS ASSOCIATIONS

GENERAL SECRETARIAT

Within the scope of Circular number 2005/9 Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile and Apparel Products, we request approval for the issuing of an import licence to the name of our firm for the products subject to quota listed below.

Name-Title

(signature-stamp)

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INFORMATION CONCERNING THE IMPORTER			
Name/Trading name :			
Address :			
Tel :	Fax :	E-mail :	
Tax office:		Tax number:	
Total import volume realised in the last two calendar years (US dollar)	200...	200...	
Tax paid in the last two years (Income/Corporation)			
Chamber of Commerce/Industry where registered and registration no.:			
INFORMATION CONCERNING THE PERSON MAKING THE DECLARATION (IF DIFFERENT FROM IMPORTER)			
Name/Trading name :			
Address :			
Tel :	Fax :	E-mail :	
Tax office:		Tax/Turkish Republic I.D. number:	
Chamber of Commerce/Industry where registered and registration no.:			
INFORMATION CONCERNING THE EXPORTER IN THE COUNTRY OF SUPPLY			
Name/Trading name:			
Address:			Country:
Tel :	Fax :	E-mail :	Internet site:
INFORMATION CONCERNING THE PRODUCT TO BE IMPORTED			
GTIP (12-digit)			
Description of the product under GTIP			
Commercial description of the product			
Category of the product			
Quantity applied for*	Kg:	Pieces:	Pairs:
Value of the product	CIF:		FOB:
If available, delivery and payment date			

* The kg amount is to be stated regardless of the unit for the quantity applied for.

DOCUMENTS TO ACCOMPANY THE IMPORT LICENCE APPLICATION FORM:

ANNEX 1: Circular of signatures for the person making the application,

ANNEX 2: The original pro forma invoice or an original notarised copy of the invoice or pro forma invoice for the goods to be imported (The invoice or pro forma invoice should contain clear descriptions of the goods to be imported, the amount and value of the goods should be shown separately for each item, in addition to the FOB price items such as shipping and insurance contributing to the CIF price should be shown separately),

ANNEX 3: Undertaking,

ANNEX 4: Copies of tax display tables for the last two years.

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UNDERTAKING

TO : ISTANBUL TEXTILE AND APPAREL EXPORTERS ASSOCIATIONS

GENERAL SECRETARIAT (ITKIB)

We agree and undertake that the information contained in the application we have made to obtain an import licence is true, that we shall not transfer an import licence issued to the name of our firm to third parties, moreover that we shall furnish the ITKIB with the statistical data concerning the import of goods against the import licence no later than 15 (fifteen) working days following the date on which the customs declaration is submitted and that we shall surrender import licences to the ITKIB no later than 15 (fifteen) working days from the date on which they expire, otherwise no documents will be issued to ourselves until the document in question has been surrendered.

Firm's trading name

Official signatures

korunma@dtm.gov.tr

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