

24 December 2006, SUNDAY

Official Gazette**CIRCULAR**From the Under Secretariat of Foreign Trade:**CIRCULAR CONCERNING SUPERVISION AND PROTECTIVE MEASURES WITH RESPECT TO THE IMPORT OF CERTAIN TEXTILE AND APPAREL PRODUCTS
(CIRCULAR NO: 2006/6)****Investigation**

ARTICLE 1 – (1) The investigation conducted by the Under Secretariat of Foreign Trade Import General Directorate (General Directorate) within the scope of amended Article 12 of the By-Law Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile Products (By-Law) published in the 3rd repeated edition of the Official Gazette number 25687 dated 31/12/2004 has been completed.

Market destabilisation and the threat of market destabilisation

ARTICLE 2 – (1) It was established in the course of the investigation by the General Directorate that:

- The current textile and apparel production capacity of the People's Republic of China (PRC) is continuing to increase
- Imports of People's Republic of China (PRC) origin threaten the orderly development of commerce by destabilising the market and threatening to destabilise the market.

Decision

ARTICLE 3 – (1) 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 repeated edition 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 to the import of certain textile and apparel products of PRC origin.

Consultative negotiations

ARTICLE 4 – (1) Pursuant to the provisions of the By-Law, consultative negotiations shall be initiated with the PRC. Quotas shall be applied unilaterally on the import of goods of PRC origin under the categories shown in Annex I.

Quotas

ARTICLE 5 - (1) The category numbers of textile and apparel products of CPR origin whose import shall be subject to quota in 2007, the size of the quota for each category, the minimum quantity permitted against an import licence, the maximum quantity permitted against an import licence along with the start and end dates for the 2007 quota period are shown in Annex I.

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

(3) Textile and apparel products included in Annex I shall be imported against an import licence without deducting them from the quota amount if they are to be imported in quantities less than 25 kg or 50 piece/pair/set under a customs declaration. This quota exemption shall be applied to each company only once.

Distribution of quotas

ARTICLE 6 – (1) 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. 40% of the imports subject to quota realized in each category in 2006 shall be allocated to conventional importers, and the remaining part shall be distributed freely. For categories 5, 6, 14, 15, 21 and 29, quota distribution from the free part shall be made in two periods, namely during 1 January-30 June 2007 period and during 1 July-31 December 2007 period. During the first period, at most half of the quota amount to be distributed in the related category from the free part can be distributed.

(2) For the quotas to be allocated from the free part, the quantity permitted against an import licence shall be determined by means of adding to the minimum 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 quantity shall not exceed the maximum quantity permitted against an import licence shown in Annex I.

(3) 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 the ITKIB.

(4) As of 1/10/2007, undistributed quotas from the part allocated for conventional importers shall be transferred to the free part.

Information concerning import licences and their use

ARTICLE 7 - (1) 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 granted in cases where it is discovered that false declaration has been made or where inconsistencies are detected in data and documents accompanying the application.

(2) Should application be made for more than one category, separate applications are required for each category. Under the scope of the quotas to be allocated from the free part, no more than one import licence will be granted to 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 said quotas 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.

(3) 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 following the date on which customs declarations relating to each consignment are submitted in cases where import is made in several consignments, furnish the ITKIB with the statistical data concerning such imports as are stated on the import licence.

(4) 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 2007 quota periods shown in Annex I. Such periods shall not extend beyond 31/12/2007.

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

(6) No further applications for import licences will be granted to 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 8 - The Circular number 2005/9 Concerning Supervision and Protective Measures with Respect to the Import of Certain Textile and Apparel Products published in the Official Gazette number 26026 dated 17/12/2005 is abolished.

Effective date

ARTICLE 9 - (1) This Circular shall become effective on 1/1/2007.

Enforcement

ARTICLE 10 - (1) The provisions of this Circular will be enforced by the Minister to whom the Under Secretariat of Foreign Trade reports.

For the Annexes, please [click here](#)

**LIST OF TEXTILE AND APPAREL PRODUCTS OF PRC ORIGIN WHOSE IMPORT IS SUBJECT TO
QUOTA IN 2007**

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	Minimum quantity permitted against an import licence	Maximum quantity permitted against an import licence	Start and end dates for the 2007 quota period
2	kg	10.000.000	2.000	20.000	1/1/2007-31/12/2007
4	piece	2.100.000	1.500	15.000	
5 ⁽¹⁾	piece	650.000	1.000	10.000	
6	piece	700.000	1.000	10.000	
7	piece	300.000	500	5.000	
8	piece	125.000	500	5.000	
9	kg	6.000	50	500	
10	pair	26.000.000	10.000	100.000	
12	pair	700.000	550	5.500	
13	piece	570.000	1.000	10.000	
14	piece	240.000	1.000	10.000	
15	piece	430.000	1.000	10.000	
16	piece (set)	70.000	200	2.000	
17	piece	23.000	100	1.000	
18	kg	320.000	1.000	2.500	
20	kg	53.000	100	1.000	
21	piece	4.000.000	2.000	20.000	
24	piece	175.000	150	1.500	
26	piece	90.000	100	1.000	
27	piece	470.000	350	5.000	
28	piece	220.000	500	5.000	
29	piece (set)	23.000	150	1.500	
31	piece	970.000	1.000	10.000	
36	kg	6.900.000	2.000	20.000	
39	kg	455.000	500	5.000	
40	kg	300.000	250	2.500	

50	kg	2.250.000	20.000	20.000
67 ⁽²⁾	kg	650.000	250	2.500
68	kg	85.000	150	1.500
72	piece	690.000	1.000	10.000
73	piece (set)	260.000	300	3.000
74	piece	37.000	100	1.000
75	piece	6.000	25	250
76	kg	21.000	50	500
78	kg	140.000	250	2.500
83	kg	150.000	250	2.500
84	piece	5.200.000	20.000	20.000
85	piece	1.950.000	10.000	10.000
96 ⁽³⁾	kg	5.900.000	2.000	20.000
100 ⁽⁴⁾	kg	11.500.000	2.000	20.000
117	kg	115.000	150	1.500
156	kg	11.000	50	500
157	kg	40.000	100	1.000
159	kg	40.000	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.

ANNEX II
IMPORT LICENCE APPLICATION FORM

.../.../2007

TO: ISTANBUL TEXTILE AND APPAREL EXPORTERS ASSOCIATIONS GENERAL SECRETARIAT

Within the scope of Circular number 2006/6 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. 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.

Name-Title
(signature-stamp)

Type of Declaration: CONVENTIONAL IMPORTER QUOTA () FREE QUOTA ()

INFORMATION CONCERNING THE IMPORTER			
Name/Trade name:			
Address:			
Phone:	Fax:	E-mail:	
Tax Office:		Tax/Turkish Republic I.D. Number:	
INFORMATION CONCERNING THE PERSON MAKING THE DECLARATION (IF DIFFERENT FROM IMPORTER)			
Name/Trade name:			
Address:			
Phone:	Fax:	E-mail:	
Tax Office:		Tax/Turkish Republic I.D. Number:	
INFORMATION CONCERNING THE EXPORTER IN THE COUNTRY OF SUPPLY			
Name/Trade name:			
Address:			Country:
Phone:	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*	Piece/Pair/Meter:	Net Kg:	Gross Kg:
Value of the Product	FOB:		CIF:
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 2: Notarized copy of the specimen signatures of 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: Notarised or Sworn Financial Advisor certified copies of tax plates for the last year.

ANNEX 4: The Knit/Woven Fabrics Fibre Detail Declaration Form for goods subject to Knit/Woven Fabrics Fibre Detail Declaration upon entry into free circulation.