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ECONOMIC COMMISSION FOR LATIN AMERICA
Office for the Caribbean

INAUGURATION
OF THE
CARIBBEAN COMMUNITY AND COMMON MARKET

Inauguration
of the
Caribbean Community and Common Market

The Heads of Governments of Commonwealth Caribbean countries at their Eighth Conference (April 1973 - Guyana) decided that a Caribbean Community and Common Market should be established as of 1 August 1973. The first step in implementing this decision was taken at Chaguaramas on 4 April 1973 when four Heads of Governments met to sign, and the others to witness, the conclusion of the Caribbean Community Treaty for initiating introduction of the measures stipulated in the Georgetown Accord. ^{1/}

2. Barbados, Guyana, Jamaica, Trinidad and Tobago were the signatories to the Caribbean Community Treaty. The ceremony was witnessed by the other CARIFTA Heads of Governments, Representatives of Governments of the non-CARIFTA Caribbean countries, and the Heads or Representatives of various international institutions active in the Caribbean. ECLA was represented by Dr. Raúl Prebisch and Mr. S. St. A. Clarke. It is significant that the official statements at the ceremony indicated the long range objective that eventually such integration measures might embrace the whole Caribbean region. In this respect it should be noted that this was the first occasion on which Surinam participated in a CARIFTA event in its special liaison status to CARIFTA. So far Surinam is the only country that has a formal relationship to the CARIFTA Group.

3. The non-independent member countries of CARIFTA (i.e. the West Indies Associated States, Belize and Montserrat), are still constitutionally unable to act on their own behalf in various aspects of economic and external relationships which are embraced in the scope of the Caribbean Community and Common Market. ^{2/} Their accession to

^{1/} The Report POS/INT 73/1 dated 5 May 1973 covered those aspects. The text of the Accord is at Annex I.

^{2/} The texts outlining the extent of authority in external affairs delegated to the West Indies Associated States on assumption of the constitutional status is at Annex II.

these closer integration mechanisms must therefore await derogation of further powers to act in external affairs, by the United Kingdom. Provision was therefore made in the Georgetown Accord that the Associated States and Belize could accede to the Caribbean Community and the Caribbean Common Market by 1 May 1974.

4. In effect the Caribbean Free Trade Association (CARIFTA) will as of 1 August 1973 embrace two common markets and one national member; that is, the East Caribbean Common Market (ECCM), comprised of the West Indies Associated States and Montserrat, the Caribbean Common Market (CARICOM), comprised of the four independent countries, and Belize (British Honduras). Accordingly three tariff systems will operate under the CARIFTA umbrella, relating respectively to the two common markets and Belize. Phasing arrangements for unifying the three tariff systems have already been considered by the CARIFTA Council of Ministers, and these would come into operation with the accession of new members to the CARICOM.

5. The specific agreements governing Intra-regional Double Taxation, Harmonization of Fiscal Incentives to Industry, and operation of the Caribbean Investment Corporation, which are to operate within the framework of CARIFTA (and CARICOM), have already been signed by the CARICOM countries. To supplement these measures an Agreement establishing the Common External Tariff for the Caribbean Common Market was signed at Chaguaramas. ^{3/} This Agreement specifies the phasing arrangements that will ensure complete uniformity of the external tariffs by 1981, the majority of commodities being harmonized by 1976.

S. St. A. Clarke

^{3/} The text of the Agreement establishing the Common External Tariff for CARICOM is at Annex III. The main purpose of this Agreement was to enable the Governments to take immediate national legislative action.



UNITED NATIONS
ECONOMIC
AND
SOCIAL COUNCIL



Date: 4 May 1973

ECONOMIC COMMISSION FOR LATIN AMERICA
Office for the Caribbean

THE GEORGETOWN ACCORD

Text adopted at the
Eighth Conference of Heads of Government
of *Commonwealth Caribbean Countries*

INFORMATION PAPER

THE GEORGETOWN ACCORD

THE GOVERNMENTS OF THE COMMONWEALTH CARIBBEAN COUNTRIES
THROUGH THEIR HEADS OF DELEGATIONS TO THE EIGHTH CONFERENCE OF HEADS
OF GOVERNMENT OF COMMONWEALTH CARIBBEAN COUNTRIES ASSEMBLED IN
GEORGETOWN, GUYANA, FROM 9TH TO 12TH APRIL, 1973 -

DETERMINED to consolidate and strengthen the bonds of unity
which have historically existed among their peoples;

SHARING a common determination to fulfil within the shortest
possible time the hopes and aspirations of the people of the Caribbean
Territories for industrial and agricultural development, full employment
and improved living standards;

CONSCIOUS that these goals can most rapidly be attained by
the optimum use of available human and natural resources of the Region
and by accelerated, co-ordinated and sustained economic development;

RECOGNISING that over the past five years the Caribbean Free
Trade Association has laid the foundation for further progress in
regional integration;

COMMITTED to ever-widening programmes of functional
co-operation and common services;

AWARE of the vital necessity of enhancing the bargaining
power of the Region in relation to third countries, groups of third
countries and extra-regional entities providing goods, services and
funds to the countries of the Region;

MINDFUL of their different levels of development and of the
need to enable all Member States to share equitably in the benefits
of regional economic integration;

CONVINCED that closer economic integration among Member
States will contribute to the creation of a viable economic community
of the Commonwealth Caribbean Countries;

ACKNOWLEDGING that it is the intention to establish a Common
External Tariff as an integral feature of the Caribbean Common Market;

COGNISANT of the need to elaborate an effective regime by establishing and utilising institutions designed to enhance the economic, social and cultural development of their peoples;

RE-AFFIRMING the commitment progressively to advance the self-determination of all the peoples of the Caribbean:

HAVE AGREED as follows:

1.(1) The Caribbean Community, including the Caribbean Common Market, shall be established on the basis of the Draft Treaty set out in Annex I hereto, hereinafter referred to as 'the Community Treaty'.

(2) The Treaty will be open for signature not later than 1st July, 1973.

(3) The Governments of Barbados, Guyana, Jamaica and Trinidad and Tobago agree and undertake to sign and ratify the Treaty subject to and in accordance with their constitutional procedures so as to enable the Caribbean Community and Caribbean Common Market to be established on 1st August, 1973 with these countries as Founder Members.

(4) The Governments of Belize, Dominica, Grenada, St. Kitts-Nevis-Anguilla, St. Lucia and St. Vincent agree and undertake to sign and ratify the Community Treaty subject to and in accordance with their constitutional procedures so as to become contracting parties thereto on 1st May, 1974.

(5) All Signatory Governments note the declared intention of the Governments of Antigua and Montserrat to give urgent consideration to joining in this Accord, signature of which by either Government at any time prior to 1st May, 1974, will constitute agreement and undertaking to sign and ratify the Community Treaty subject to and in accordance with its constitutional procedures so as to become a Contracting Party thereto on 1st May, 1974.

(6) The Governments mentioned in sub-paragraphs (4) and (5) hereof who sign and ratify the Community Treaty pursuant to this Accord shall be deemed to be Founder Members of the Caribbean Community.

2.(1) The Caribbean Community and the Caribbean Common Market shall replace the Caribbean Free Trade Association which shall cease to exist on 1st May, 1974 and which, prior thereto, shall cease to apply as between States who shall have become Contracting Parties to the Community Treaty.

(2) On and after 1st August, 1973, the Commonwealth Caribbean Regional Secretariat shall continue to be the administrative organ of the Caribbean Free Trade Association; but the Secretariat shall, in addition, become the principal administrative organ of the Community and thereupon shall be known as the Caribbean Community Secretariat.

(3) The Secretariat shall establish administrative procedures designed to facilitate the transitional arrangements for the continued operation of the Caribbean Free Trade Association until 1st May, 1974, and for the enlargement of the Caribbean Common Market on that date.

(4) States, parties to this Accord, shall take all appropriate steps to achieve these objectives.

3.(1) A Caribbean Investment Corporation shall be established by 1st June, 1973, on the basis of the Agreement for the establishment of the said Corporation considered at the Eighth Conference of Heads of Government of Commonwealth Caribbean Countries.

(2) The Corporation shall be required to proceed expeditiously with a programme for the promotion and establishment in the Less Developed Countries of industries based on, but not limited to, the list set out in Annex II hereto.

(3) Enterprises entitled to benefit from the Caribbean Investment Corporation shall be enterprises located in Less Developed Countries who are Member States of the Caribbean Common Market and, prior to 1st May, 1974, in Less Developed Countries parties to this Accord.

4.(1) The Agreement for the Harmonization of Fiscal Incentives considered at the Eighth Conference of Heads of Government of Commonwealth Caribbean Countries shall be applied with effect from 1st June, 1973, among all States parties to this Accord:

Provided that such Agreement shall cease to have application to any Less Developed Country, who, after 1st May, 1974, is not a Member State of the Caribbean Common Market.

(2) It shall be a feature of the Scheme established by the Agreement that no enterprise within the industries listed in Annex II hereto shall be eligible for the receipt of new or extended fiscal incentives in the form of income tax holidays or tax free dividends from the Governments of the More Developed Countries for a period of five years in the first instance:

Provided that, after 1st May, 1974, such obligations shall only apply in relation to Less Developed Countries who are Member States of the Caribbean Common Market.

5.(1) For the purpose of promoting industrial development in the Less Developed Countries industries which answer to the following criteria are approved for treatment under the provisions of Article 56 of the Common Market Annex to the Community Treaty and, prior to 1st May, 1974, under Article 39 of the CARIFTA Agreement:

- (a) an industry identified in the Report of the Economist Intelligence Unit Team on Industrial Development in Less Developed Countries as requiring a substantial part of the market of the Less Developed Countries for viability;
- (b) an industry already established in a Less Developed Country which requires a substantial part of the market of the Less Developed Countries for expansion; and
- (c) an industry requiring a substantial part of the market of the Less Developed Countries for viability and in respect of which negotiations for its establishment in a Less Developed Country are in an advanced stage.

(2) Nothing in this paragraph shall be deemed to derogate from the rights of Less Developed Countries under, or the procedures established by, the provisions of Article 56 of the Common Market Annex to the Community Treaty or, prior to 1st May, 1974, of Article 39 of the CARIFTA Agreement.

6. With a view to facilitating the flow of investment capital from the More Developed Countries to the Less Developed Countries, parties to this Accord, a Double Taxation Treaty with tax-sparing facilities shall be concluded between the former and the latter by 1st June, 1973:

Provided that such Treaty shall cease to have application to any Less Developed Country, who, after 1st May, 1974, is not a Member State of the Caribbean Common Market.

7. For the purpose of safeguarding the rights of Caribbean consumers with regard to standards and prices there shall be established not later than 1st May, 1974, a Regional Commission constituted under the provisions of the Common Market Annex to the Community Treaty.

8. Special arrangements or mechanisms shall be adopted to meet the particular position of Montserrat.

9. With a view to safeguarding the special interests of the Less Developed Countries, the Common Market Annex to the Community Treaty shall provide as follows:-

- (a) In so far as the Less Developed Countries, except Belize and Montserrat, are concerned, their existing ECCM Tariffs shall be deemed as fulfilling their initial obligations in relation to the Common External Tariff of the Caribbean Common Market.
- (b) Wherever the Plan and Schedule of rates in the existing ECCM, Common External Tariff differ from those in the Common External Tariff of the Caribbean Common Market, the Plans and Schedule of rates in both the ECCM and the Caribbean Common Market Tariffs will be subject to annual review in the light of the prevailing economic situation of the Less Developed Countries for the purpose of determining the appropriate Plan and

Schedule that will be introduced; provided that the introduction of such a Plan and Schedule will commence not later than 1st August, 1977, and the phasing period will end not later than 1st August, 1981.

- (c) In so far as Belize and Montserrat are concerned, their existing Tariffs on 1st May, 1974, shall be deemed as fulfilling their initial obligations in relation to the Common External Tariff of the Caribbean Common Market. They shall progressively phase their tariffs in accordance with the annual reviews mentioned in (b) above; provided that, in the case of Montserrat, the introduction of the Plan and Schedule will commence not later than 1st August, 1981, and the phasing period will end not later than 1st August, 1985.
- (d) There shall be an annual review by the Heads of Government Conference of the need for strengthening existing mechanisms or introducing new ones to provide greater benefits to the Less Developed Countries.

10. A Scheme for the Rationalisation of Agriculture in the Region, containing special provisions for the Less Developed Countries, shall be introduced not later than 1st July, 1975, and adequate protection afforded thereunder for intra-regional trade in agricultural products.

11. Immediate steps shall be taken to commence the technical work on a Regional Perspective Plan designed to make the fullest use of the Region's resources, paying special regard to the need to achieve specific development targets in the Less Developed Countries.

12. Notwithstanding the commitment herein re-affirmed of all Member States to seek a group relationship with the European Economic Community, the right of the Less Developed Countries to choose their form of Association with the European Economic Community is re-affirmed

and provision made to ensure that nothing in the Treaty establishing the Caribbean Community qualifies or in any way derogates from the exercise of this right by the Less Developed Countries.

13. Consistent with the principles and understandings concerning the Membership of Belize in the Caribbean Free Trade Association, nothing in this Accord or in the Community Treaty shall impair the right of Belize to enter into arrangements for closer economic relations with other economic groupings of the Western Hemisphere; provided that no more favourable treatment is accorded under these arrangements to other regional economic groupings than is accorded to Member Countries of the Caribbean Common Market.

14. In this Accord, references to "More Developed Countries" and "Less Developed Countries" have the meanings assigned to them under the Community Treaty.

Reached at Georgetown, Guyana, this 12th day of April, 1973.

(Sgd. George C.R. Moe)
Government of Barbados

(Sgd. Robert L. Bradshaw)
Government of St. Kitts-Nevis-Anguilla

(Sgd. George Price)
Government of Belize

(Sgd. John Compton)
Government of St. Lucia

(Sgd. Ronald O.P. Armour)
Government of Dominica

(Sgd. James F. Mitchell)
Government of St. Vincent

(Sgd. George Hosten)
Government of Grenada

(Sgd. F.C. Prevatt)
Government of Trinidad & Tobago

(Sgd. L.F.S. Burnham)
Government of Guyana

Government of Antigua

(Sgd. Michael Manley)
Government of Jamaica

Government of Montserrat

Antigua, Dominica, Grenada, St. Lucia, St. Vincent

Commonwealth Office,
London, S.W.1.

February 1967.

No.

Sir,

Delegation of authority in external affairs

I have the honour to address you in pursuance of the agreement recorded in paragraph 17 of the Report of the () Constitutional Conference 1966 ().

2. Her Majesty's Government in the United Kingdom wish it to be formally recorded that in carrying out their general responsibility for the external affairs of () they will seek the fullest consultation with the Government of () and will at all times have special regard to the interests of the Government of () and of the association between the two Governments.

3. Subject to paragraph 5 of this despatch Her Majesty's Government in the United Kingdom hereby delegate executive authority to the Government of () to conduct on behalf of Her Majesty's Government external affairs as follows:-

- (a) authority to apply for full or associate membership, as may be provided for in the Constitution of the organization concerned, of those United Nations Specialised Agencies or similar international organisations of which the United Kingdom is itself a member and for membership of which () is eligible;
- (b) authority to arrange or permit visits by representatives of or persons in the employ of any organisation under subparagraph (a) above of which () is a full or associate member;
- (c) authority to negotiate and conclude trade agreements with other countries, whether bilateral or multilateral, relating solely to the treatment of goods. (Agreements relating to establishment matters, i.e., those affecting the rights of persons and companies of the contracting parties, will continue to be dealt with in commercial treaties negotiated by Her Majesty's Government. Her Majesty's Government will, however, be prepared, in appropriate circumstances to delegate to the Government of () ad hoc authority to conclude individual trade agreements in which establishment matters are included. Agreements affecting ())

relating to civil aviation and shipping will continue to be dealt with in accordance with present practice whereby Her Majesty's Government engage in the fullest consultation with the Government of () and invite their participation in such negotiations as are necessary);

(d) authority to arrange or permit visits of up to thirty days for trade or commercial purposes by representatives or residents of () to any other country, and by representatives or residents of any other country to () (though questions relating to the establishment of permanent or temporary representation of other countries in () or of () in other countries will continue to be determined by Her Majesty's Government after consultation with the Government of ());

(e) authority to negotiate and conclude agreements of purely local concern with any independent member of the Commonwealth in the Caribbean area or any other Associated State or any British colony in the Caribbean area or with such authorities in other neighbouring islands as the Government of () may request and Her Majesty's Government approve;

(f) authority to negotiate and conclude agreements for financial and technical assistance or of a cultural or scientific nature with:-

(i) any independent member of the Commonwealth;

(ii) the United States of America or such other countries as the Government of () may request and Her Majesty's Government may approve; or

(iii) any international organisation of which the United Kingdom is a member;

(g) authority to negotiate and conclude agreements with other countries, whether multilateral or bilateral, relating to emigration from () to those countries and to emigrant labour schemes.

4. In addition Her Majesty's Government will give sympathetic consideration to any request by the Government of () for authority to take action on individual questions of external affairs not covered by paragraph 3 of this despatch.

5. In view of the general responsibility of Her Majesty's Government for external affairs under the terms of the association agreed between Her Majesty's Government and the Government of (), Her Majesty's Government's delegation of executive authority to the Government of () to conduct the external affairs referred to in paragraph 3(c), (e), (f) and (g) of this

despatch is made subject to the understanding that the Government of () will inform Her Majesty's Government in advance of any proposal for the exercise of the delegated executive authority and will keep Her Majesty's Government fully informed of the progress and conduct of any negotiations relating to those external affairs. Any subsequent delegation under paragraph 4 will be subject to the same understanding.

6. Her Majesty's Government will inform the Government of () if it shall appear that the actions or proposals of the Government of () in the field of external affairs conflict with the international commitments, responsibilities or policies of Her Majesty's Government or if they are likely to lead to such conflict. The Government of () have agreed that after consultation they will accept the decision of Her Majesty's Government in such matters.

7. In furtherance of the interests of () and of the association between the United Kingdom and () Her Majesty's Government will -

- (a) endeavour to assist in the training of officials from () who will be required to deal with matters connected with the conduct of external affairs and defence;
- (b) consider the inclusion of a representative of the Government of () or of the Governments of the Associated States, either as an adviser or observer or in a similar capacity, in any United Kingdom delegation whenever a subject materially affecting the interests of () or of the Associated States is being discussed in an international body of which the United Kingdom is a member; and
- (c) consider the appointment of a person nominated by the Government of () to advise a diplomatic mission in the exercise of consular functions in respect of persons belonging to () in a place abroad if such an appointment were at any time felt to be necessary.

8. The arrangements contained in this despatch will become effective when () assumes the status of association with the United Kingdom in accordance with the West Indies Act 1967, subject to the acceptance by your Government of the stipulations set out in paragraph 5.

I have the honour to be,

Sir,

Your most obedient, humble servant,

Officer Administering
The Government of ().

**THE SAINT CHRISTOPHER, NEVIS AND
ANGUILLA AGREEMENT 1967**

This Agreement is made the 16th day of February 1967 between the Right Honourable Herbert Bowden, C.B.E., Secretary of State for Commonwealth Affairs, on behalf of Her Majesty's Government in the United Kingdom of the one part and the Honourable Robert Llewellyn Bradshaw, Chief Minister of Saint Christopher, Nevis and Anguilla, on behalf of the Government of Saint Christopher, Nevis and Anguilla of the other part.

Whereas provision has been made by the West Indies Act 1967 for conferring upon Saint Christopher, Nevis and Anguilla a status of association with the United Kingdom:

And whereas Her Majesty's Government in the United Kingdom will during the continuance of the association, have certain responsibilities for the government of Saint Christopher, Nevis and Anguilla, including responsibility for any matter which in the opinion of Her Majesty's Government in the United Kingdom is a matter relating to defence (whether of Saint Christopher, Nevis and Anguilla or of any other territory having a status of association with the United Kingdom or of the United Kingdom or of any other territory for whose government Her Majesty's Government in the United Kingdom are wholly or partly responsible) or to external affairs:

And whereas the said Act contains provisions under which Acts of the Parliament of the United Kingdom required in the interests of the responsibilities of Her Majesty's Government in the United Kingdom relating to defence and external affairs may extend to Saint Christopher, Nevis and Anguilla as part of its law and Her Majesty may in such interests by Order in Council make, as part of the law of Saint Christopher, Nevis and Anguilla, such provision as appears to Her Majesty to be appropriate:

And whereas Her Majesty's Government in the United Kingdom have undertaken to authorise the Government of Saint Christopher, Nevis and Anguilla, subject to certain exceptions, limitations and conditions, to conduct external affairs on their behalf in respect of certain matters:

Now, therefore, it is hereby agreed between Her Majesty's Government in the United Kingdom and the Government of Saint Christopher, Nevis and Anguilla as follows:-

1. (1) This Agreement may be cited as the Saint Christopher, Nevis and Anguilla Agreement 1967.

Citation,
commence-
ment and
duration.

(2) This Agreement shall come into force on the day on which Saint Christopher, Nevis and Anguilla becomes an associated state under the West Indies Act 1967 and shall continue in force, subject to any modifications that may be agreed between Her Majesty's Government in the United Kingdom and the Government of Saint Christopher, Nevis and Anguilla, for so long as Saint Christopher, Nevis and Anguilla maintains a status of association with the United Kingdom in accordance with the provisions of that Act.

2. The Government of Saint Christopher, Nevis and Anguilla shall take all steps (including, where necessary, steps to secure the enactment of legislation by the Legislature of Saint Christopher, Nevis and Anguilla or by other competent authority in Saint Christopher, Nevis and Anguilla) to provide or permit the establishment of such facilities as may be required in Saint Christopher, Nevis and Anguilla by Her Majesty's Government in the United Kingdom in the interests of their responsibilities relating to the defence of Saint Christopher, Nevis and Anguilla or of any other territory having a status of association with the United Kingdom or of the United Kingdom or of any other territory for whose Government Her Majesty's Government in the United Kingdom are wholly or partly responsible or of any other part of the Commonwealth or of any of the allies of the United Kingdom.

Facilities
for defence
etc.

3. The Government of Saint Christopher, Nevis and Anguilla shall not, without the consent of Her Majesty's Government in the United Kingdom, grant access to any part of Saint Christopher, Nevis and Anguilla or its territorial waters to the armed forces or agents of any other Government or allow them the use of any airfields, communications or harbour or other military facilities in Saint Christopher, Nevis and Anguilla.

Foreign
forces, etc

4. The provisions of the schedule to this Agreement shall have effect in relation to armed forces of the United Kingdom in Saint Christopher, Nevis and Anguilla.

Status of
U.K. forces
etc.

5. Any armed forces of the United Kingdom sent to Saint Christopher, Nevis and Anguilla for defence purposes shall not be used in aid of the civil power in Saint Christopher, Nevis and Anguilla or for any purposes other than defence purposes except with the consent of Her Majesty's Government in the United Kingdom and at the request of the Government of Saint Christopher, Nevis and Anguilla:

Use of
U.K.
forces.

Provided that the request of the Government of Saint Christopher, Nevis and Anguilla shall not be necessary if at any time they are unable, through circumstances beyond their control, to make a request.

6. Her Majesty's Government in the United Kingdom shall consult with the Government of Saint Christopher, Nevis and Anguilla before entering into international obligations with respect to Saint Christopher, Nevis and Anguilla.

Consultation before international obligations are entered into.

7. The extent to which the Government of Saint Christopher, Nevis and Anguilla will be authorised to conduct external affairs shall be defined from time to time by despatch addressed to the Government of Saint Christopher, Nevis and Anguilla by Her Majesty's Government in the United Kingdom.

Extent of delegated authority to conduct external affairs.

8. The Government of Saint Christopher, Nevis and Anguilla shall take all steps (including, where necessary, steps to secure the enactment of legislation by the Legislature of Saint Christopher, Nevis and Anguilla or by other competent authority in Saint Christopher, Nevis and Anguilla) that, after full consultation between Her Majesty's Government in the United Kingdom and the Government of Saint Christopher, Nevis and Anguilla, are required by Her Majesty's Government in the United Kingdom:-

Requirement to take steps relating to external affairs.

- (a) to secure the discharge of the responsibilities of Her Majesty's Government in the United Kingdom relating to external affairs; or
- (b) otherwise in the interests of good relations between Saint Christopher, Nevis and Anguilla or the United Kingdom and any other country or territory.

9. The Government of Saint Christopher, Nevis and Anguilla shall not take steps to secure, or support proposals for, the enactment of any legislation having effect in Saint Christopher, Nevis and Anguilla that might affect the discharge of the responsibilities of Her Majesty's Government in the United Kingdom relating to external affairs in the maintenance of good relations between Saint Christopher, Nevis and Anguilla or the United Kingdom and any other country or territory without prior consultation with Her Majesty's Government in the United Kingdom; and the Government of Saint Christopher, Nevis and Anguilla shall not proceed with, or support any proposals for the enactment of legislation as aforesaid if they are informed by Her Majesty's Government in the United Kingdom that its enactment would be detrimental to the discharge of those responsibilities or the maintenance of such good relations.

Restriction of legislation affecting external affairs.

10. (1) Where in the opinion of Her Majesty's Government in the United Kingdom the enactment of legislation having effect in Saint Christopher, Nevis and Anguilla is required in the interests of the responsibilities of Her Majesty's Government in the United Kingdom relating to the defence (whether of Saint Christopher, Nevis and Anguilla or of any other territory having a status of association with the United Kingdom or of the United Kingdom or of any other territory for whose government Her Majesty's Government in the United Kingdom are wholly or partly responsible) or external affairs Her Majesty's Government in the United Kingdom shall request the Government of Saint Christopher, Nevis and Anguilla either

Enactment of legislation required by H.M.G. in interests of their responsibility for defence and external affairs.

- (a) to signify their agreement to the enactment of the legislation by the Parliament of the United Kingdom or by Her Majesty in Council, or
- (b) to take steps to secure the enactment of the legislation by the Legislature of Saint Christopher, Nevis and Anguilla or by other competent authority in Saint Christopher, Nevis and Anguilla.

(2) If the agreement of the Government of Saint Christopher, Nevis and Anguilla to the enactment of the legislation is signified under paragraph 1(a) of this article, Her Majesty's Government in the United Kingdom may take steps to secure the enactment of the legislation accordingly.

(3) If the Government of Saint Christopher, Nevis and Anguilla see difficulty in acceding to a request made by Her Majesty's Government in the United Kingdom under paragraph (1) of this article, then the fullest consultation that is practicable in the circumstances of the case shall take place between Her Majesty's Government in the United Kingdom and the Government of Saint Christopher, Nevis and Anguilla with a view to resolving the difficulty.

(4) Where after consultation under paragraph (3) of this article there is failure to reach agreement concerning the enactment of legislation and Her Majesty's Government in the United Kingdom remain of the opinion that it is nevertheless necessary for legislation to be enacted to secure the discharge of the responsibilities of Her Majesty's Government in the United Kingdom referred to in paragraph (1) of this article, Her Majesty's Government in the United Kingdom shall give as much notice as possible of their intention to secure the enactment of the legislation by the Parliament of the United Kingdom or by Her Majesty in Council.

(5) The provisions of this article shall be without prejudice to the provisions of articles 2 and 8 of this Agreement.

11. In order to enable Her Majesty's Government in the United Kingdom to discharge their responsibilities relating to defence and external affairs, the Government of Saint Christopher, Nevis and Anguilla shall keep Her Majesty's Government in the United Kingdom fully informed on all matters affecting those responsibilities.

H.M.G. to
be kept
informed.

Done in duplicate this 16th day of February 1967.

In witness whereof the parties hereto have hereunto set
their hands in the presence of

(Sgd.)

Secretary of State for Commonwealth Affairs

(Sgd.)

Chief Minister of Saint Christopher, Nevis and Anguilla

THE SCHEDULE

1. (1) The service authorities of the armed forces of the United Kingdom shall have the right to exercise in Saint Christopher, Nevis and Anguilla all criminal and disciplinary jurisdiction and powers conferred upon them by the law for the time being of the United Kingdom over persons who are subject to naval, military or air force law.

(2) The jurisdiction of the courts of Saint Christopher, Nevis and Anguilla over persons who are subject to the naval, military or air force law of the United Kingdom shall be subject to the like restrictions as are at the commencement of this Agreement provided for in the United Kingdom Forces (Jurisdiction of Civil Courts) Ordinance 1967.

Provided that the powers vested for the time being in the Governor or any other officer or authority of Saint Christopher, Nevis and Anguilla by or under that Ordinance or any law amending or replacing that Ordinance shall be exercised by him in accordance with any request in that behalf that may from time to time be made by Her Majesty's Government in the United Kingdom to the Government of Saint Christopher, Nevis and Anguilla.

(3) If the courts of Saint Christopher, Nevis and Anguilla are to exercise jurisdiction over a member of the armed forces of the United Kingdom, the military authorities of the United Kingdom in Saint Christopher, Nevis and Anguilla shall have the right to take custody of such member until he is brought to trial by the courts of Saint Christopher, Nevis and Anguilla and, in any such case, the military authorities of the armed forces of the United Kingdom shall present such member to those courts for investigatory process and trial when required.

2. Her Majesty's Government in the United Kingdom may import either directly or through its agents free of duty and without licence or other permit into Saint Christopher, Nevis and Anguilla equipment and supplies required for the armed forces of the United Kingdom and reasonable quantities of provisions, supplies and other goods for the exclusive use or consumption of the members thereof.

3. No restriction shall be placed on the movement of members of the armed forces of the United Kingdom within Saint Christopher, Nevis and Anguilla or on their entry into and departure from Saint Christopher, Nevis and Anguilla or on their access to or use of any physical facility provided or established in pursuance of article 2 of this Agreement.

4. Remittances from the United Kingdom and Saint Christopher, Nevis and Anguilla shall be freely permitted for the official funds of the armed forces of the United Kingdom and funds derived by the members thereof from their pay and other emoluments and for the funds of authorised service organisations.

5. (1) Members of the armed forces of the United Kingdom shall be exempt from taxation by the Government or any other authority of Saint Christopher, Nevis and Anguilla on their pay and other emoluments and shall be exempt from any other form of direct taxation.

(2) Authorised service organisations shall be exempt from any form of direct taxation by the Government or other authority.

6. (1) The Government of Saint Christopher, Nevis and Anguilla shall take steps to secure the enactment of legislation to give effect to the foregoing paragraphs of this Schedule or, insofar as those paragraphs are given effect by any provisions of law in force at the commencement of this agreement, to continue those provisions of law in force.

(2) Any law giving effect to paragraph 1 of this Schedule shall be in such form as Her Majesty's Government in the United Kingdom may request.

7. Should Her Majesty's Government give their consent that the armed forces of the United Kingdom may be held or made available for the purpose of assisting the civil power in the maintenance of public order and internal security at the request of the Government of Saint Christopher, Nevis and Anguilla the Government of Saint Christopher, Nevis and Anguilla will, so long as such forces are so held or made available, keep Her Majesty's Government, its authorities and persons in its service (whether military or civil) indemnified against all claims in respect of the activities of such forces or the acts or omissions of such persons and all claims, if made in Saint Christopher, Nevis and Anguilla, shall be investigated and settled by the Government of Saint Christopher, Nevis and Anguilla.

8. In this schedule, the expression "members of the armed forces of the United Kingdom" shall be construed as including such civilians as are authorised by the naval, military or air force authorities of the United Kingdom to accompany such armed forces in Saint Christopher, Nevis and Anguilla and the expression "authorised service organisation" means a non-profit making organisation authorised by the authorities of the United Kingdom to accompany the armed forces of the United Kingdom in Saint Christopher, Nevis and Anguilla in order to provide for the needs of those forces.

9. The provisions of this schedule shall be without prejudice to the provisions of article 2 of this Agreement.

AGREEMENT ESTABLISHING
THE COMMON EXTERNAL TARIFF
FOR THE CARIBBEAN COMMON MARKET

THE CONTRACTING PARTIES TO THE TREATY ESTABLISHING
THE CARIBBEAN COMMUNITY, (HEREINAFTER REFERRED TO AS "THE TREATY")

PURSUANT TO the undertaking assumed in Article 31 of the Annex
to the Treaty.

HAVE AGREED AS FOLLOWS:

Article 1

The Schedule of Rates set out in Annex 1 hereto is hereby adopted
as the Common External Tariff of the Caribbean Common Market (hereinafter
referred to as 'the Common External Tariff') pursuant to Article 31 of
the Annex to the Treaty.

Article 2

Barbados, Guyana, Jamaica and Trinidad and Tobago shall, upon entry
into force of this Agreement, apply in their national tariffs the rates
of duty established under the Common External Tariff.

Article 3

Where upon entry into force of this Agreement differences exist
between the rates of duty established under the Common External Tariff
and the national tariffs of Member States mentioned in Article 2 of
this Agreement in respect of commodities to which Article 4 of this
Agreement applies, such differences may be maintained but shall be
progressively eliminated in accordance with Article 5 hereof.

Article 4

The commodities to which this Article applies shall be those set
out in the Lists contained in Annex 11 to this Agreement as follows:
Barbados - Lists A, B and C; Guyana - List D; Jamaica - Lists E and F;
Trinidad and Tobago - List G.

Article 5

The progressive harmonization of the national tariffs applied to the commodities set out in the Lists mentioned in Article 4 above with the rates to be applied to those commodities under the Common External Tariff shall be undertaken in accordance with the Table below: provided, however, that if in any one year a Member State mentioned therein reduces such difference by an amount exceeding its minimum obligations specified in column 3 of the Table, account shall be taken of the total reduction already effected in determining whether or not the provisions of this Article have been complied with.

TABLE

Member States	Commodity Lists	Annual Rate of Reduction of Difference between national tariffs on July 31, 1973 and the Common External Tariff	Harmonisation Period (commencing not later than 1 August in each year)
Barbados	List A	1/3	1974 to 1976
	List B	1/5	1974 to 1978
	List C	1/8	1974 to 1981
Guyana	List D	1/3	1974 to 1976
Jamaica	List E	1/3	1974 to 1976
	List F	1/4	1973 to 1976
Trinidad and Tobago	List G	1/3	1974 to 1976

Article 6

1. The value of the unit of account used to express the specific rates of duty of the Common External Tariff shall be EC\$ Value - 0.395833 grams of fine gold.

2. The parity of the currency of a Member State in relation to the unit of account shall be the relation between the weight of fine gold corresponding to a unit of account and the weight of fine gold corresponding to the parity of such currency as declared to the International Monetary Fund. Provided that, where a currency has no fixed parity or where the rate of exchange of such currency is allowed to float beyond the margins fixed by the International Monetary Fund, the weight of fine gold corresponding to the parity of the currency shall be determined on the basis of its exchange rate for current payments against its Intervention currency and the parity of such Intervention currency as declared to the International Monetary Fund; or, in case the intervention currency is on a floating exchange rate, on the basis of the gold value of that currency as derived from its market value for current payments.

3. Where a Member State changes the parity of its currency, the specific rates of duty applied by that Member State in keeping with its obligations with respect to the Common External Tariff shall be adjusted in inverse ratio to the change in its currency.

4. Where the currency of any Member State is allowed to float beyond the limits laid down under the rules of the International Monetary Fund, the Member State concerned shall adjust the specific duties applied in its national tariff in keeping with its obligations in respect of the Common External Tariff in inverse ratio to the alteration in the value of its currency, provided that, a Member State may not make such adjustment if the exchange of its currency varies by less than 3 per cent on either side of its value on July 3, 1973, or, in the case where adjustments have previously been made, its value on the date of the last of such adjustments.

5. If by a decision of the International Monetary Fund under Article 4, Section 7 of its Articles of Agreement there is a uniform proportionate change in the parity of all currencies then the weight of fine gold defining the unit of account shall vary in inverse ratio to such alteration. Provided, however, that where one or more Member States do not implement the decision of the International Monetary Fund, the Common Market Council shall examine the situation and shall decide on such measures as it considers necessary by majority vote.

Article 7

Subject to the relevant provisions of Article 8 of the Treaty, the Common Market Council shall be responsible for the operation of the provisions of this Agreement which shall be construed as an integral part of the Annex to the Treaty.

Article 8

The Annexes to this Agreement shall form an integral part hereof.

Article 9

This Agreement shall come into effect simultaneously with the Treaty.

IN WITNESS WHEREOF the undersigned, being duly authorised thereto by their respective Governments, have affixed their signatures to this Agreement.

Done at Chaguaramas, this fourth day of July one thousand nine hundred and seventy-three, in a single copy which shall be deposited with the Commonwealth Caribbean Regional Secretariat which shall transmit certified copies to all of the Contracting Parties.

Signed by
For the Government of Barbados

Signed by
For the Government of Guyana

Signed by
For the Government of Jamaica

Signed by
For the Government of Trinidad and Tobago.

