

Public Law 96-236
96th Congress

An Act

Apr. 22, 1980
[H.R. 6029]

Providing for the implementation of the International Sugar Agreement, 1977, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

International
Sugar
Agreement 1977,
implementation.
7 USC 3601.

SECTION 1. DEFINITIONS.

For purposes of this Act—

(1) The term "Agreement" means the International Sugar Agreement, 1977, signed at New York City on December 9, 1977.

(2) The term "sugar" has the same meaning as is given to such term in paragraph (12) of Article 2 of the Agreement.

(3) The term "entry" means entry, or withdrawal from warehouse, for consumption in the customs territory of the United States.

7 USC 3602.

SEC. 2. IMPLEMENTATION OF AGREEMENT.

On and after the entering into force of the Agreement with respect to the United States, and for such period before January 1, 1983, as the Agreement remains in force, the President may, in order to carry out and enforce the provisions of the Agreement—

(1) regulate the entry of sugar by appropriate means, including, but not limited to—

(A) the imposition of limitations on the entry of sugar which is the product of foreign countries, territories, or areas not members of the International Sugar Organization, and

(B) the prohibition of the entry of any shipment or quantity of sugar not accompanied by a valid certificate of contribution or such other documentation as may be required under the Agreement;

(2) require of appropriate persons the keeping of such records, statistics, and other information, and the submission of such reports, relating to the entry, distribution, prices, and consumption of sugar and alternative sweeteners as he may from time to time prescribe; and

(3) take such other action, and issue and enforce such rules or regulations, as he may consider necessary or appropriate in order to implement the rights and obligations of the United States under the Agreement.

Recordkeeping.

7 USC 3603.

SEC. 3. DELEGATION OF POWERS AND DUTIES.

The President may exercise any power or duty conferred on him by this Act through such agencies or offices of the United States as he shall designate. Such agencies or offices shall issue such regulations as they determine are necessary to implement this Act.

SEC. 4. CRIMINAL OFFENSES.

7 USC 3604.

Any person who—

- (1) knowingly fails to keep any information, or to submit any report, required under section 2;
- (2) submits any report under section 2 knowing that the report or any part thereof is false; or
- (3) knowingly violates any rule or regulation issued to carry out this Act;

is guilty of an offense and upon conviction thereof is punishable by a fine of not more than \$1,000.

SEC. 5. REPORT TO CONGRESS.

7 USC 3605.

The President shall submit to Congress, on or before May 1 and November 1 of each year, a report on the operation and effect of the Agreement during the immediately preceding six-month period. Unless otherwise published on a regular basis by an agency of the United States, the report shall contain, but not be limited to—

- (1) information with respect to world and domestic sugar demand, supplies, and prices during the period concerned;
- (2) projections with respect to world and domestic sugar demand, supplies, and prices; and
- (3) a summary of the international and domestic actions taken during the period concerned under the Agreement and under domestic legislation to protect the interests of United States consumers and producers of sugar.

SEC. 6. PROTECTION OF INTERESTS OF UNITED STATES CONSUMERS.

7 USC 3606.

The powers and duties conferred by sections 2 and 3 shall be exercised in the manner the President considers appropriate to protect the interest of United States consumers. If the President determines that there has been an unwarranted increase in the price of sugar due in whole or in part to the Agreement, or to market manipulation by two or more members of the International Sugar Organization, the President shall request the International Sugar Council or the Executive Committee to increase supplies of sugar available to world markets by suspending sugar export quotas or to take any other appropriate action, and, at the same time, shall report that determination to the Congress. If the International Sugar Council fails to take corrective action to remedy the situation within a reasonable time after such request, the President shall submit to the Congress such recommendations as he may consider appropriate to correct the situation. In the event that members of the International Sugar Organization involved in market manipulation which has resulted in price increases have failed to remedy the situation within a reasonable time after a request for remedy, the exercise of the authority set forth in section 2 shall be suspended until the President determines that effective market manipulation activities have ceased.

Recommendations, submittal to Congress.

Approved April 22, 1980.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-725, pt. 1 (Comm. on Ways and Means).

SENATE REPORT No. 96-644 (Comm. on Finance).

CONGRESSIONAL RECORD, Vol. 126 (1980):

Mar. 11, considered and passed House.

Apr. 2, considered and passed Senate.