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I

(Acts whose publication is obligatory)

REGULATION (EEC) No 3282/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 3/74 of the EEC-Austria Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

Having regard to the proposal from the Commission;

Whereas an Agreement ⁽¹⁾ between the European Economic Community and the Republic of Austria was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 3/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Whereas it is necessary to give effect within the Community to that Decision,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of the Agreement between the European Economic Community and the Republic of Austria, Decision No 3/74 of the Joint Committee annexed hereto shall apply within the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

For the Council

The President

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 2.

DECISION No 3/74 OF THE JOINT COMMITTEE

of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Austria, signed at Brussels on 22 July 1972;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos 78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote ⁽¹⁾, as follows:

⁽¹⁾ These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

*For the Joint Committee**The President*

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40 % of the value of the finished product
ex 61.01 } ex 61.02 } ex 61.10 }	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40 % of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor-decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

REGULATION (EEC) No 3283/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 10/74 of the EEC-Finland Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

Having regard to the proposal from the Commission;

Whereas an Agreement ⁽¹⁾ between the European Economic Community and the Republic of Finland was signed on 5 October 1973 and entered into force on 1 January 1974;

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 10/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Whereas it is necessary to give effect within the Community to that Decision,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of the Agreement between the European Economic Community and the Republic of Finland, Decision No 10/74 of the Joint Committee annexed hereto shall apply within the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

*For the Council**The President*

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 328, 28. 11. 1973, p. 2.

DECISION No 10/74 OF THE JOINT COMMITTEE

of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Finland, signed at Brussels on 5 October 1973;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos

78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote ⁽¹⁾, as follows:

⁽¹⁾ These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

*For the Joint Committee**The President*

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40 % of the value of the finished product
ex 61.01 ex 61.02 ex 61.10 }	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40 % of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

REGULATION (EEC) No 3284/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 3/74 of the EEC-Iceland Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Whereas it is necessary to give effect within the Community to that Decision,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission;

Whereas an Agreement⁽¹⁾ between the European Economic Community and the Republic of Iceland was signed on 22 July 1972 and entered into force on 1 April 1973;

Article 1

For the purposes of the Agreement between the European Economic Community and the Republic of Iceland, Decision No 3/74 of the Joint Committee annexed hereto shall apply within the Community.

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 3/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

*For the Council**The President*

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 301, 31. 12. 1972, p. 2.

DECISION No 3/74 OF THE JOINT COMMITTEE

of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Iceland, signed at Brussels on 22 July 1972;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos

78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote ⁽¹⁾, as follows:

'⁽¹⁾ These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

*For the Joint Committee**The President*

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40 % of the value of the finished product
ex 61.01 ex 61.02 ex 61.10	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40 % of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

REGULATION (EEC) No 3285/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 3/74 of the EEC-Norway Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Whereas it is necessary to give effect within the Community to that Decision,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission;

Article 1

Whereas an Agreement⁽¹⁾ between the European Economic Community and the Kingdom of Norway was signed on 14 May 1973 and entered into force on 1 July 1973;

For the purposes of the Agreement between the European Economic Community and the Kingdom of Norway, Decision No 3/74 of the Joint Committee annexed hereto shall apply within the Community.

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 3/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

*For the Council**The President*

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 171, 17. 6. 1973, p. 2.

DECISION No 3/74 OF THE JOINT COMMITTEE

of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Kingdom of Norway, signed at Brussels on 14 May 1973;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos

78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote (1), as follows:

(1) These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

*For the Joint Committee**The President*

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40 % of the value of the finished product
ex 61.01 } ex 61.02 } ex 61.10 }	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40 % of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

REGULATION (EEC) No 3286/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 3/74 of the EEC-Portugal Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

Having regard to the proposal from the Commission;

Whereas an Agreement ⁽¹⁾ between the European Economic Community and the Republic of Portugal was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 3/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Whereas it is necessary to give effect within the Community to that Decision,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of the Agreement between the European Economic Community and the Republic of Portugal, Decision No 3/74 of the Joint Committee annexed hereto shall apply within the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

*For the Council**The President*

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 301, 31. 12. 1972, p. 165.

DECISION No 3/74 OF THE JOINT COMMITTEE

of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Portugal, signed at Brussels on 22 July 1972;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos

78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote ⁽¹⁾, as follows:

'⁽¹⁾ These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

*For the Joint Committee**The President*

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40% of the value of the finished product
ex 61.01 } ex 61.02 } ex 61.10 }	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40% of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

REGULATION (EEC) No 3287/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 3/74 of the ECC-Sweden Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Whereas it is necessary to give effect within the Community to that Decision,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission;

Whereas an Agreement ⁽¹⁾ between the European Economic Community and the Kingdom of Sweden was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 3/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Article 1

For the purposes of the Agreement between the European Economic Community and the Kingdom of Sweden, Decision No 3/74 of the Joint Committee annexed hereto shall apply within the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

*For the Council**The President*

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 97.

DECISION No 3/74 OF THE JOINT COMMITTEE
of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Kingdom of Sweden, signed at Brussels on 22 July 1972;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos

78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote ⁽¹⁾, as follows:

'⁽¹⁾ These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

For the Joint Committee

The President

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40 % of the value of the finished product
ex 61.01 } ex 61.02 } ex 61.10 }	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40 % of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽³⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

REGULATION (EEC) No 3288/74 OF THE COUNCIL

of 2 December 1974

on the application of Decision No 3/74 of the EEC-Switzerland Joint Committee supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Whereas it is necessary to give effect within the Community to that Decision,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission;

Article 1

Whereas an Agreement ⁽¹⁾ between the European Economic Community and the Swiss Confederation was signed on 22 July 1972 and entered into force on 1 January 1973;

For the purposes of the Agreement between the European Economic Community and the Swiss Confederation, Decision No 3/74 of the Joint Committee annexed hereto shall apply within the Community.

Whereas pursuant to Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which is an integral part of that Agreement, the Joint Committee adopted Decision No 3/74 supplementing and modifying Lists A and B annexed to the said Protocol;

Article 2

This Regulation shall enter into force on 1 January 1975.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 1974.

*For the Council**The President*

J. SAUVAGNARGUES

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 189.

DECISION No 3/74 OF THE JOINT COMMITTEE

of 31 October 1974

supplementing and modifying Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Swiss Confederation, signed at Brussels on 22 July 1972;

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof;

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products;

Whereas it is now convenient to supplement and modify certain of these rules,

HAS DECIDED AS FOLLOWS:

Article 1

1. The rules set out in Annex I to this Decision are inserted in List A annexed to Protocol 3 in the positions determined by the numerical order of the tariff headings.

2. The rules set out in Annex II to this Decision are substituted for the rules in List A annexed to Protocol 3 concerning heading Nos 50.04, 50.05, 50.06, 50.07 and 54.03.

3. The text contained in List A annexed to Protocol 3, fourth column in respect of heading Nos

78.02, 78.03, 78.04, 78.05 and 78.06 shall be read in conjunction with footnote ⁽¹⁾, as follows:

'⁽¹⁾ These particular provisions do not apply when the products are obtained from products which have acquired the character of originating products by meeting the conditions set out in List B.'

Article 2

1. The rules set out in Annex III to this Decision are inserted in List B annexed to Protocol 3 in the position determined by the numerical order of the tariff headings.

2. The rules in Annex IV to this Decision are substituted for the rules in List B annexed to Protocol 3 concerning Chapters 38 and 39 and heading No ex 70.13.

3. The rule at the top of the third column of List B annexed to Protocol 3 shall read as follows:

'Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5 % of the value of the finished product.'

Done at Brussels, 31 October 1974.

*For the Joint Committee**The President*

R. de KERGORLAY

ANNEX I

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from chemical products or textile pulp; manufacture from fibre or continuous polypropylene filament of which the denomination of the filaments is less than 8 denier and of which the value does not exceed 40 % of the value of the finished product
ex 61.01 } ex 61.02 } ex 61.10 }	Fire resisting equipment of cloth covered by foil of aluminized polyester		Manufacture from uncoated cloth of which the value does not exceed 40 % of the value of the finished product ⁽¹⁾ ⁽²⁾

ANNEX II

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04 ⁽¹⁾	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05 ⁽¹⁾	Yarn spun from silk waste other than noil, not put up for retail sale		Manufacture from products of heading No 50.03
50.06 ⁽¹⁾	Yarn spun from noil silk, not put up for retail sale		Manufacture from products of heading No 50.03
50.07 ⁽¹⁾	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture from products either of heading No 54.01 neither carded nor combed or of heading No 54.02

ANNEX III

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 75.01	Unwrought nickel except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium and scrap
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 83.06	Indoor ornaments made from base metals other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30 % of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40 % of the value of the finished product and provided that at least 50 % of the materials and parts used are originating products ⁽¹⁾
ex 94.01	Chairs and other seats (other than those falling within heading No 94.02) whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽²⁾

⁽¹⁾ The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for non-originating transistors laid down in List A for the same tariff heading.

⁽²⁾ This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

ANNEX IV

Products obtained		Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description	
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05) and sulphate turpentine, refined (ex 38.07)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
ex Chapter 39	Artificial plastic materials, cellulose ethers and esters, artificial resins and articles made of these materials, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20 % of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration or similar uses	Cutting of glass objects the value of which does not exceed 50 % of the value of the finished product or decoration, entirely done by hand, excepting screen printing, of mouth blown glass, objects of which the value does not exceed 50 % of the value of the finished product

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DIRECTIVE

of 9 December 1974

extending the period within which the Kingdom of Denmark may implement Directive No 72/160/EEC, concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement

(74/645/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Directive No 72/160/EEC is carried forward to 31 December 1976.

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas the Danish Government has encountered difficulties in bringing into force in that country Council Directive No 72/160/EEC ⁽¹⁾ of 17 April 1972 concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement; whereas those difficulties are of a temporary nature;

Whereas it is therefore advisable to authorize the Danish Government to postpone the implementation of the said Directive; whereas, nevertheless, the Community, during the period covered by this authorization, must be able to obtain adequate information concerning the development of agricultural structures in Denmark,

HAS ADOPTED THIS DIRECTIVE:

Article 1

As regards the Kingdom of Denmark with effect from 1 January 1974, the time limit to comply with

Article 2

1. Before 1 May of every year, the Kingdom of Denmark shall provide the Commission with all the necessary information concerning the development of the structural situation in agriculture; this information shall be submitted for each region.

2. The data so provided by the Kingdom of Denmark shall be used in the annual report submitted by the Commission and examined by the Council in accordance with Article 15 of Directive No 72/160/EEC.

Article 3

This Directive is addressed to the Kingdom of Denmark.

Done at Brussels, 9 December 1974.

For the Council

The President

Ch. BONNET

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 9.

COUNCIL DECISION

of 9 December 1974

authorizing extension or tacit renewal of certain trade Agreements concluded between
Member States and third countries

(74/646/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

Having regard to the Council Decision of 16 December 1969 ⁽¹⁾ on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiation of Community Agreements, and in particular Article 3 thereof;

Having regard to the proposal from the Commission;

Whereas tacit extension beyond the end of the transitional period has already been authorized in the case of the Agreements and Protocols listed in the Annex hereto by the Council under its Decisions of 28 January 1969 ⁽²⁾, 26 June 1969 ⁽³⁾, 30 June 1969 ⁽⁴⁾, 15 September 1969 ⁽⁵⁾, 17 October 1969 ⁽⁶⁾, 8 December 1969 ⁽⁷⁾, 20 December 1969 ⁽⁸⁾, 6 February 1970 ⁽⁹⁾, 8 June 1970 ⁽¹⁰⁾, 13 July 1970 ⁽¹¹⁾, 29 September 1970 ⁽¹²⁾, 23 November 1970 ⁽¹³⁾, 25 October 1971 ⁽¹⁴⁾, 18 October 1972 ⁽¹⁵⁾, 28 April 1973 ⁽¹⁶⁾ and 6 December 1973 ⁽¹⁷⁾;

Whereas the Member States concerned have requested authorization to extend or renew these Agreements with a view to avoiding interruption in their commercial relations with the third countries concerned based on agreement;

Whereas authorization has to be granted only for the maintenance of trade relations between the Member States and the third countries concerned, based on agreements, pending their replacement by Community Agreements to be negotiated; whereas such authorization would not, therefore, in any way modify the obligation of the Member States to avoid and, where appropriate, eliminate any incompatibility between such agreements and the provisions of Community law;

Whereas furthermore, the provisions of the instruments to be either extended or renewed should not, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas the Member States concerned have declared that the extension or tacit renewal of these Agreements would prevent neither the opening of Community negotiations with the third countries concerned nor the transfer of the commercial fabric thereof to Community Agreements, nor would it, during the period envisaged, hinder the adoption of the measures necessary to complete the standardization of the import systems of the Member States;

Whereas, at the conclusion of the consultations provided for in Article 2 of the Council Decision of 16 December 1969, it was established, as the aforesaid declarations by the Member States confirm, that the provisions of the Agreements to be extended or renewed would not, during the period envisaged, constitute an obstacle to the implementation of the common commercial policy;

Whereas, in these circumstances, the Agreements may be either extended or tacitly renewed for a limited period,

⁽¹⁾ OJ No L 326, 29. 12. 1969, p. 39.

⁽²⁾ OJ No L 43, 20. 2. 1969, p. 15.

⁽³⁾ OJ No L 159, 1. 7. 1969, p. 20.

⁽⁴⁾ OJ No L 169, 10. 7. 1969, p. 2.

⁽⁵⁾ OJ No L 238, 23. 9. 1969, p. 9.

⁽⁶⁾ OJ No L 266, 24. 10. 1969, p. 32.

⁽⁷⁾ OJ No L 323, 24. 12. 1969, p. 10.

⁽⁸⁾ OJ No L 6, 9. 1. 1970, p. 1.

⁽⁹⁾ OJ No L 36, 14. 2. 1970, p. 29.

⁽¹⁰⁾ OJ No L 133, 18. 6. 1970, p. 14.

⁽¹¹⁾ OJ No L 157, 18. 7. 1970, p. 29.

⁽¹²⁾ OJ No L 225, 12. 10. 1970, p. 24.

⁽¹³⁾ OJ No L 262, 3. 12. 1970, p. 18.

⁽¹⁴⁾ OJ No L 248, 9. 11. 1971, p. 7.

⁽¹⁵⁾ OJ No L 250, 6. 11. 1972, p. 1.

⁽¹⁶⁾ OJ No L 124, 10. 5. 1973, p. 20, and OJ No L 220, 8. 8. 1973, p. 25.

⁽¹⁷⁾ OJ No L 30, 4. 2. 1974, p. 1.

HAS ADOPTED THIS DECISION:

Article 2

This Decision is addressed to the Member States.

Article 1

Done at Brussels, 9 December 1974.

The trade Agreements and Protocols listed in the Annex hereto between Member States and third countries may be extended or tacitly renewed up to the dates specified in each case in the said Annex.

For the Council

The President

Ch. BONNET

BILAG — ANHANG — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung
Member State	Third country	Type and date of agreement	Extended until
État membre	Pays tiers	Nature et date de l'accord	Échéance après reconduction
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo il rinnovo
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na verlenging
BENELUX	Autriche	Accord commercial du 29. 6. 1957	31. 3. 1976
	Espagne	Accord commercial du 2. 6. 1960	14. 4. 1976
	Norvège	Accord commercial du 28. 5. 1957	30. 4. 1976
	Suède	Accord commercial du 27. 4. 1957	28. 2. 1976
	Suisse	Accord commercial du 21. 6. 1957 et échange de notes 5. 5. 1961	} 31. 3. 1976
	Tunisie	Accord commercial du 1. 8. 1958	
DANMARK	Bulgarien	Forlængelse for året 1975 af protokol af 15. 12. 1972, til handelsoverenskomsten af 31. 8. 1970	31. 12. 1975
	Island	Vareudvekslingsaftale 4. 6. 1948	31. 12. 1975
	Norge	Vareudvekslingsoverenskomst og tillægsprotokol hertil 30. 3. 1946 2. 8. 1966	} 31. 12. 1975
	Polen	Forlængelse for året 1975 af protokol af 7. 11. 1972, til langtidshandelsaftale af 3. 12. 1970	
	Rumænien	Forlængelse for året 1975 af protokol af 23. 10. 1972, til langtidshandelsaftale af 21. 8. 1970	31. 12. 1975
	Schweiz	Vareudvekslingsaftale 15. 9. 1951	31. 12. 1975
	Sverige	Vareudvekslingsoverenskomst 11. 3. 1948	31. 1. 1976
	Sovjetunionen	Forlængelse for året 1975 af brevveksling af 28. 12. 1972, til langtidshandelsaftale af 24. 10. 1969	31. 12. 1975
DEUTSCH- LAND	Indonesien	Handelsabkommen vom 22. 4. 1953	31. 3. 1976
	Spanien	Handelsabkommen vom 20. 6. 1960	30. 4. 1976
	Südkorea	Handelsabkommen vom 8. 4. 1965	7. 4. 1976
FRANCE	Afrique du Sud ⁽¹⁾	Échange de lettres du 18. 4. 1964	31. 12. 1975
	Corée du Sud	Échange de lettres 12. 3. 1963	31. 3. 1976
	Inde ⁽¹⁾	Accord commercial et échange de lettres 19. 10. 1959	31. 12. 1975
	Irak	Accord commercial du 25. 9. 1967	25. 3. 1976
	Liban	Accord commercial du 25. 3. 1955	10. 4. 1976

⁽¹⁾ Prorogation par échange de notes.

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung
Member State	Third country	Type and date of agreement	Extended until
État membre	Pays tiers	Nature et date de l'accord	Échéance après reconduction
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo il rinnovo
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na verlenging
IRELAND	Austria	Trade agreement concluded by exchange of notes 6. 10. 1950	31. 12. 1975
	Finland	Trade agreement 1. 6. 1951	31. 12. 1975
	Iceland	Trade agreement 2. 12. 1950	31. 12. 1975
	Sweden	Trade agreement 25. 6. 1949	31. 12. 1975
ITALIA	Corea del Sud	Accordo commerciale 9. 3. 1965	8. 3. 1976
	El Salvador	Accordo commerciale protocollo addizionale 30. 3. 1953 21. 12. 1955	} 31. 3. 1976
	Indonesia	Accordo commerciale 23. 3. 1951	
	Iran	Scambio di note e 29. 1. 1958 23. 3. 1961	} 9. 2. 1976
	Israele	Accordo commerciale scambio di lettere processi verbali e 5. 3. 1954 5. 1. 1956 21. 10. 1956 11. 2. 1964	
	Iugoslavia	Accordo commerciale protocollo e scambio di note successivo } 1. 7. 1967 30. 4. 1969	} 31. 12. 1975
	Norvegia	Accordo commerciale protocollo scambio di note 20. 5. 1953 31. 8. 1959 10. 5. 1962	
	Repubblica dominicana	Accordo commerciale 18. 2. 1954	11. 3. 1976
NEDERLAND	Finland	Handelsakkoord 8. 12. 1956	31. 3. 1976
UNITED KINGDOM	USSR	Prolongation for the year 1975 of the exchange of letters of 21. 12. 1972 under the long-term trade Agreement of 3. 6. 1969	31. 12. 1975

COUNCIL DIRECTIVE
of 9 December 1974
on control of carnation leaf-rollers
(74/647/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament ⁽¹⁾;

Having regard to the Opinion of the Economic and Social Committee ⁽²⁾;

Whereas the production of carnations occupies an important place in Community agriculture;

Whereas the carnation yield is constantly threatened by harmful organisms;

Whereas, through the protection of carnation cultivation against such harmful organisms, not only should productive capacity be maintained but also agricultural productivity increased;

Whereas protective measures to prevent the introduction of harmful organisms into individual Member States would have only a limited effect if such organisms were not controlled simultaneously and methodically throughout the Community and were not prevented from spreading;

Whereas the organisms most harmful to carnations are the Mediterranean and South African leaf-rollers;

Whereas these harmful organisms have occurred in several Member States;

Whereas there is a permanent risk to carnation cultivation throughout the Community if effective measures are not taken to control these harmful organisms and to prevent them from spreading;

Whereas, in order to eradicate these harmful organisms, minimum provisions must be adopted for

the Community; whereas Member States must be able to adopt additional or stricter provisions where necessary,

HAS ADOPTED THIS DIRECTIVE:

Article 1

This Directive concerns the minimum measures to be taken within Member States to control carnation leaf-rollers and to prevent them from spreading.

Article 2

For the purposes of this Directive 'carnation leaf-roller' means the Mediterranean carnation leaf-roller (*Cacoecimorpha pronubana* Hb) and the South African carnation leaf-roller (*Epichoristodes acerbella* (Walk.) Diak.).

Article 3

1. Member States shall provide that carnations (*Dianthus* L.) be put into circulation only if they are not contaminated by carnation leaf-rollers and that carnation cultures contaminated by carnation leaf-rollers must be treated in such a way that the carnations obtained from them are no longer contaminated at the time when they are put into circulation.

2. Notwithstanding paragraph 1, cut carnation flowers slightly contaminated by carnation leaf-rollers may be put into circulation from 16 October to 30 April.

Article 4

Member States shall prohibit the holding of carnation leaf-rollers.

Article 5

1. Member States may authorize:

(a) derogations from the measures referred to in Articles 3 and 4 for scientific purposes, tests or selection work;

⁽¹⁾ OJ No C 93, 7. 8. 1974, p. 87.

⁽²⁾ OJ No C 116, 30. 9. 1974, p. 49.

(b) that, notwithstanding Article 3, cut carnation flowers slightly contaminated by carnation leaf-rollers may be put into circulation from 1 May to 15 October.

2. Member States shall ensure that the authorizations referred to in paragraph 1 are granted only where adequate controls guarantee that they do not prejudice the control of carnation leaf-rollers and create no risk of the spread of these harmful organisms.

Article 6

Member States may adopt additional or stricter provisions to control carnation leaf-rollers or to prevent them from spreading insofar as such provisions are necessary for such control or prevention.

Article 7

Member States shall bring into force the measures needed to comply with this Directive not later than a year following its notification and forthwith inform the Commission thereof.

Article 8

This Directive is addressed to the Member States.

Done at Brussels, 9 December 1974.

For the Council

The President

Ch. BONNET

COUNCIL DIRECTIVE

of 9 December 1974

amending Directive No 68/193/EEC on the marketing of material for the vegetative propagation of the vine

(74/648/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament ⁽¹⁾;

Having regard to the Opinion of the Economic and Social Committee ⁽²⁾;

Whereas, for the reasons given below, amendments should be made to certain provisions of Council Directive No 68/193/EEC ⁽³⁾ of 9 April 1968 on the marketing of material for the vegetative propagation of the vine, as amended by Directive No 71/140/EEC ⁽⁴⁾;

Whereas the scope of Directive No 68/193/EEC should be made clear;

Whereas Member States must be authorized to distinguish between standard propagation material on the basis of different quality criteria;

Whereas certain regions benefit from particular conditions which are so favourable for the development of propagation material that the Member State concerned should be enabled to authorize exemptions as to the length of the propagation material for production and marketing in their territories;

Whereas the application of the Directive may cause difficulties for importation into certain Member States, since some of them require importers to supply different particulars; whereas these particulars should therefore be harmonized;

Whereas the amendments to the Annex are intended essentially to permit the application of the Directive and, on these grounds, should be adopted in accordance with the procedure of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry;

Whereas the growing of vines and the marketing of propagation material may be of minimal economic importance in a Member State; whereas the Member State concerned should therefore have the possibility of being exempted from most of the provisions of the Directive,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Council Directive No 68/193/EEC is hereby amended as follows:

Article 2

The following shall be substituted for Article 1:

'This Directive shall apply to material for the vegetative propagation of the vine (hereinafter called "propagation material") marketed within the Community.'

Article 3

The following paragraph 1a shall be added to Article 3:

'1a The Member States may subdivide the category "standard material" laid down in Article 2 into classes which comply with special conditions. These special conditions, the appellation or a time limit, may be determined in accordance with the procedure laid down in Article 17.'

Article 4

The following subparagraph (c) shall be added to Article 3 (4):

⁽¹⁾ OJ No C 2, 9. 1. 1974, p. 66.

⁽²⁾ OJ No C 8, 31. 1. 1974, p. 19.

⁽³⁾ OJ No L 93, 17. 4. 1968, p. 15.

⁽⁴⁾ OJ No L 71, 25. 3. 1971, p. 16.

- '(c) authorize Member States, notwithstanding Annex II (III) (1B) and (2B), to reduce the minimum stipulated lengths of propagation material, for production and marketing in certain areas where such authorization is justified by special conditions of growth.'

Article 5

1. Article 11 shall become Article 11 (1).
2. The following paragraph 2 shall be added to Article 11:

'2. The Member States shall take all necessary measures to ensure that the competent authorities are supplied with the following particulars during the marketing of vegetative propagation material, originating in another Member State or in a third country:

- (a) species (botanical designation),
- (b) variety and, where appropriate, the clone; in the case of rooted grafts, these particulars shall be supplied for both the root stocks and the top graft cutting,
- (c) category,
- (d) nature of the propagation material,
- (e) country of production and official control authority,
- (f) country of dispatch,
- (g) importer,
- (h) quantity of the material.

The manner in which these particulars must be presented may be determined in accordance with the procedure laid down in Article 17.'

Article 6

The following shall be substituted for Article 17a:

'Article 17a

Any amendments to be made to the Annexes to the development of scientific knowledge or

techniques shall be decided upon in accordance with the procedure laid down in Article 17.'

Article 7

The following shall be substituted for Article 18a:

'Article 18a

In accordance with the procedure laid down in Article 17, a Member State may, if it so requests, be wholly or partially released from the obligation to apply this Directive with the exception, however, of Articles 12 (1) and 12a, in so far as the growing of vines and the marketing of propagation material are of minimal economic importance in its territory.'

Article 8

The following shall be substituted for point 2 of Annex IV, Section A (a):

- '2. Name and address of the person responsible for sealing or his identification number.'

Article 9

Member States shall, not later than 1 July 1976, bring into force the laws, regulations or administrative provisions needed in order to comply with the requirements of this Directive.

Article 10

This Directive is addressed to the Member States.

Done at Brussels, 9 December 1974.

For the Council

The President

Ch. BONNET

COUNCIL DIRECTIVE

of 9 December 1974

on the marketing of material for the vegetative propagation of the vine produced in third countries

(74/649/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Directive No 68/193/EEC ⁽¹⁾ of 9 April 1968 on the marketing of material for the vegetative propagation of the vine, as last amended by Directive No 74/648/EEC ⁽²⁾, and in particular Article 15 (2) thereof;

Having regard to the proposal from the Commission;

Whereas the requirements for propagation material can, at present, be covered by Community production; whereas however, it should be possible for propagation material produced in third countries to be admitted into the Community;

Whereas such propagation material must not, however, be admitted unless it offers the same guarantees as that produced within the Community;

Whereas, on the other hand, it is necessary to recognize, under certain conditions, material propagated in third countries from basic propagation material certified in a Member State as being equivalent to material propagated in that Member State,

HAS ADOPTED THIS DIRECTIVE:

Article 1

This Directive shall apply to material for the vegetative propagation of the vine (hereinafter called 'propagation material') produced in third countries and marketed within the Community.

Article 2

The Member States may provide that propagation material which is obtained directly from basic propagation material certified in a Member State and grown in a third country may be certified in the State which produced the basic propagation material, if it

has undergone an official field inspection establishing that the crop satisfies the conditions laid down in Annex I to Council Directive No 68/193/EEC and if it has been found at an official inspection that the conditions laid down in Annex II to the abovementioned Directive have been fulfilled.

Article 3

Acting by a qualified majority on a proposal from the Commission, the Council shall establish

- (a) whether, in the cases provided for in Article 2, official inspections of crops carried out in a third country are equivalent to those carried out in the Community as regards the conditions laid down in Annex I to Council Directive No 68/193/EEC;
- (b) whether propagation material grown in a third country and offering the same guarantees with regard to both characteristics and arrangements made for examination to ensure identity, for marking and for inspection, are in this respect equivalent to basic propagation material, certified propagation material or standard propagation material harvested within the Community and complying with the above Directive.

Article 4

The Member States shall bring into force on 1 July 1976, the measures necessary to comply with this Directive and shall immediately inform the Commission thereof.

Article 5

This Directive is addressed to the Member States.

Done at Brussels, 9 December 1974.

For the Council
The President
Ch. BONNET

⁽¹⁾ OJ No L 93, 17. 4. 1968, p. 15.

⁽²⁾ See page 43 of this Official Journal.

COUNCIL DECISION

of 9 December 1974

supplementing the Community programme of research into classical swine fever and African swine fever

(74/650/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas by Decision No 72/446/EEC ⁽¹⁾ the Council adopted a Community research programme into classical swine fever and African swine fever;

Whereas it is expedient to exploit the particular epidemiological conditions in the United Kingdom, in Ireland and in Denmark for the purposes of examining the existing, and any future, body of scientific knowledge gained in conjunction with work on the Community programme of research into classical swine fever and African swine fever;

Whereas, furthermore, a contribution should be made towards the setting up of scientific teams competent in epidemiological matters for the purposes of improved prevention of epizooty risks in the countries of the Community which are at present free from classical swine fever and African swine fever,

HAS DECIDED:

Sole Article

The Annex to Decision No 72/446/EEC is supplemented as follows:

(¹) OJ No L 298, 31. 12. 1972, p. 50.

I. Description of the work:

A. *Classical swine fever*:

I. Virology:

- purification of the virus labelled by means of radioactive precursors;
- breaking down of the virus into its sub-units and study of these sub-units.

II. Pathology:

- study of the antigenic relationships between the classical swine fever virus and the bovine diarrhoea virus for the purposes of improving differential diagnosis between the two diseases;
- laying down of the most effective means of administering this vaccine;

III. Immunology:

- determination of the age at which a piglet sets up its local immunity process;
- study of the immunizing activity of bovine diarrhoea virus as compared with classical swine fever virus.

B. *African swine fever*:

Perfecting of differential diagnosis in the light of the evolution of wild strains.

II. Participants:

United Kingdom:

- The Animal Virus Research Institute, Pirbright, Woking, Surrey;
- The Central Veterinary Laboratory, New Haw, Weybridge, Surrey;
- The Department of Animal Husbandry, University of Bristol, Gloucestershire.

Ireland:

Done at Brussels, 9 December 1974.

- The Veterinary Research Institute, Laboratory of Dublin.

Denmark:

- The State Veterinary Institute for Virus Research of Kalvehave.

*For the Council**The President*Ch. BONNET
