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Legislation

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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 946/78**of 2 May 1978****concerning the conclusion of the Trade Agreement between the European Economic Community and the People's Republic of China**

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 recommendation from the Commission,

Whereas the Trade Agreement between the European Economic Community and the People's Republic of China, signed in Brussels on 3 April 1978 should be concluded,

HAS ADOPTED THIS REGULATION:

Article 1

The Trade Agreement between the European Economic Community and the People's Republic of China is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Regulation.

Article 2

The President of the Council shall give the notification provided for in Article 11 of the Agreement ⁽¹⁾.

Article 3

The Community shall be represented on the Joint Committee provided for in Article 9 of the Agreement, by the Commission, assisted by representatives of the Member States.

Article 4

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 2 May 1978.

For the Council

The President

K. B. ANDERSEN

⁽¹⁾ The date of entry into force of the Agreement will be published in the *Official Journal of the European Communities* by the General Secretariat of the Council.

TRADE AGREEMENT

between the European Economic Community and the People's Republic of China

THE COUNCIL OF THE EUROPEAN COMMUNITIES

and

THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA,

DESIRING to develop economic relations and trade between the European Economic Community and the People's Republic of China on the basis of equality and the mutual advantage of the two Contracting Parties and to give a new impetus to their relations,

HAVE DECIDED TO CONCLUDE THIS AGREEMENT THE TERMS OF WHICH ARE AS FOLLOWS:

Article 1

The two Contracting Parties will endeavour, within the framework of their respective existing laws and regulations, to promote and intensify trade between them.

To this end they confirm their determination:

- (a) to take all appropriate measures to create favourable conditions for trade between them;
- (b) to do all they can to improve the structure of their trade in order to diversify it further; and
- (c) to examine, each for its own part and in a spirit of goodwill, any suggestions made by the other Party, in particular in the Joint Committee, for the purpose of facilitating trade between them.

Article 2

1. In their trade relations the two Contracting Parties shall accord each other most-favoured-nation treatment in all matters regarding:

- (a) customs duties and charges of all kinds applied to the import, export, re-export or transit of products, including the procedures for the collection of such duties or charges;
- (b) regulations, procedures and formalities concerning customs clearance, transit, warehousing and transshipment of products imported or exported;
- (c) taxes and other internal charges levied directly or indirectly on products or services imported or exported;
- (d) administrative formalities for the issue of import or export licences.

2. Paragraph 1 of this Article shall not apply in the case of:

- (a) advantages accorded by either Contracting Party to States which together with it are members of a customs union or free trade area;
- (b) advantages accorded by either Contracting Party to neighbouring countries for the purpose of facilitating border trade;
- (c) measures which either Contracting Party may take in order to meet its obligations under international commodity agreements.

Article 3

The two Contracting Parties will make every effort to foster the harmonious expansion of their reciprocal trade and to help, each by its own means, to attain a balance in such trade.

Should an obvious imbalance arise, the matter must be examined within the Joint Committee so that measures can be recommended in order to improve the situation.

Article 4

1. The People's Republic of China will give favourable consideration to imports from the European Economic Community. To this end the competent Chinese authorities will ensure that Community exporters have the possibility of participating fully in opportunities for trade with China.

2. The European Economic Community will strive for an increasing liberalization of imports from the People's Republic of China. To this end it will endeavour progressively to introduce measures extending

the list of products for which imports from China have been liberalized and to increase the amounts of quotas. The procedure for implementation will be examined within the framework of the Joint Committee.

Article 5

1. The two Contracting Parties shall exchange information on any problems that may arise with regard to their trade and shall open friendly consultations, with the intention of promoting trade, for the purpose of seeking mutually satisfactory solutions to those problems. Each of the two Contracting Parties will ensure that no action is taken before consultations are held.

2. In an exceptional case, however, where the situation does not admit any delay, either Contracting Party may take measures, but must endeavour as far as possible to hold friendly consultations before doing so.

3. Each Contracting Party will ensure that, when taking the measures referred to in paragraph 2, the general objectives of this Agreement are not prejudiced.

Article 6

The two Contracting Parties undertake to promote visits by persons, groups and delegations from economic, trade and industrial circles, to facilitate industrial and technical exchanges and contacts connected with trade and to foster the organization of fairs and exhibitions by both sides and the relevant provision of services. As far as possible they must grant each other the facilities concerning the above activities.

Article 7

Trade in goods and the provision of services between the two Contracting Parties shall be effected at market-related prices and rates.

Article 8

The Contracting Parties agree that payments for transactions shall be made, in accordance with their respective existing laws and regulations, in currencies of the Member States of the Community, Renminbi or any convertible currency accepted by the two parties concerned in the transactions.

Article 9

1. An EEC-China Joint Committee for Trade shall be set up, comprising representatives of the European Economic Community on the one hand and representatives of the People's Republic of China on the other.

2. The tasks of the Joint Committee shall be as follows :

- to monitor and examine the functioning of this Agreement,
- to examine any questions that may arise in the implementation of this Agreement,
- to examine problems that could hinder the development of trade between the Contracting Parties,
- to examine means and new opportunities of developing trade between the Contracting Parties and other problems relating to their trade,
- and
- to make recommendations that may help to attain the objectives of this Agreement.

3. The Joint Committee shall meet once a year, in Brussels and Peking alternately. Extraordinary meetings may be convened by mutual agreement, at the request of either Contracting Party. The office of chairman of the Joint Committee shall be held by each of the two Contracting Parties in turn. Where both Parties consider it necessary, the Joint Committee may set up working parties to assist it in its work.

Article 10

As far as the European Economic Community is concerned, this Agreement shall apply to the territories in which the Treaty establishing the European Economic Community is applied, and under the conditions laid down in that Treaty.

Article 11

This Agreement shall enter into force on the first day of the month following the date on which the Contracting Parties have notified each other of the completion of the legal procedures necessary for this purpose. It is concluded for a period of five years. The Agreement shall be tacitly renewed from year to year provided that neither Contracting Party notifies the other Party in writing of its denunciation of the Agreement six months before the date of expiry.

However, the Agreement may be amended by mutual consent of the two Contracting Parties in order to take account of new situations.

For regeringen for Den kinesiske Folkerepublik

Für die Regierung der Volksrepublik China

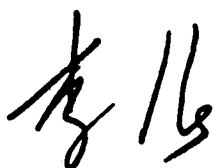
For the Government of the People's Republic of China

Pour le gouvernement de la république populaire de Chine

Per il governo della Repubblica popolare cinese

Voor de Regering van de Volksrepubliek China

中华人民共和国政府代表

A handwritten signature in black ink, consisting of stylized Chinese characters, likely representing the representative of the Chinese government.

COMMISSION REGULATION (EEC) No 947/78

of 10 May 1978

fixing the import levies on cereals and on wheat or rye flour groats and meal

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 709/78⁽²⁾, and in particular
Article 13 (5) thereof,

Whereas the import levies on cereals, wheat and rye
flour, and wheat groats and meal were fixed by Regula-
tion (EEC) No 1729/77⁽³⁾ and subsequent amending
Regulations ;

Whereas it follows from applying the provisions
contained in Regulation (EEC) No 1729/77 to the

offer prices and today's quotations known to the
Commission that the levies at present in force should
be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on products listed in
Article 1 (a), (b) and (c) of Regulation (EEC) No
2727/75 are hereby fixed as shown in the table
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 11 May
1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 10 May 1978 fixing the import levies on cereals and on wheat or rye flour groats and meal

(u.a./tonne)

CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	88.92
10.01 B	Durum wheat	130.47 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	84.18 ⁽⁶⁾
10.03	Barley	76.07
10.04	Oats	78.52
10.05 B	Maize, other than hybrid maize for sowing	71.88 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	80.07 ⁽⁴⁾
10.07 C	Grain sorghum	81.72 ⁽⁴⁾
10.07 D	Canary seed; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	136.56
11.01 B	Rye flour	129.92
11.02 A I a)	Durum wheat groats and meal	213.36
11.02 A I b)	Common wheat groats and meal	145.91

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.50 u.a./tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./tonne as provided for in Regulation (EEC) No 706/76.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.50 u.a./tonne.

⁽⁴⁾ Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.

⁽⁵⁾ Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.50 u.a./tonne.

⁽⁶⁾ The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 1180/77 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 948/ 8

of 10 May 1978

fixing the premiums to be added to the import levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 709/78 ⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
1730/77 ⁽³⁾ and subsequent amending Regulations ;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in
force, which are to be added to the levies, should be

altered as shown in the tables annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION :

Article 1

The scale of the premiums to be added, pursuant to
Article 15 of Regulation (EEC) No 2727/75, to the
import levies fixed in advance in respect of cereals
and malt is hereby fixed as shown in the tables
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 11 May
1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 10 May 1978 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a./tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8
10.01 A	Common wheat, and meslin	0	0.66	0.66	0
10.01 B	Durum wheat	0	0	0	0.33
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0.66
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0.49	0.49	1.15
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0.33	0.33	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0.91	0.91	0

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	1.17	1.17	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.88	0.88	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	1.17	1.17
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0.88	0.88
11.07 B	Roasted malt	0	0	0	1.02	1.02

COMMISSION REGULATION (EEC) No 949/78

of 10 May 1978

fixing the import levies on rice and broken rice

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 709/78 ⁽²⁾, and in particular Article
11 (2) thereof,

Whereas the import levies on rice and broken rice
were fixed by Regulation (EEC) No 87/78 ⁽³⁾, as last
amended by Regulation (EEC) No 927/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 87/78 to
the offer prices and today's quotations known to the

Commission that the levies at present in force should
be altered as shown in the table annexed to this Regu-
lation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the products listed
in Article 1 (1), (a) and (b) of Regulation (EEC) No
1418/76 are hereby fixed as shown in the table
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 11 May
1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 15, 19. 1. 1978, p. 5.

⁽⁴⁾ OJ No L 120, 4. 5. 1978, p. 13.

ANNEX

to the Commission Regulation of 10 May 1978 fixing the import levies on rice and broken rice

(u.a. / tonne)

CCT heading No	Description	Third countries	ACP or OCT ⁽¹⁾ ⁽²⁾
10.06	Rice : A. Paddy rice ; husked rice : I. Paddy rice : a) Round grain b) Long grain II. Husked rice : a) Round grain b) Long grain B. Semi-milled or wholly milled rice : I. Semi-milled rice : a) Round grain b) Long grain II. Wholly milled rice : a) Round grain b) Long grain C. Broken rice :	44.34 77.29 55.43 96.61 131.37 173.91 139.91 186.43 18.92	19.17 35.65 24.72 45.31 55.79 77.09 59.71 82.97 6.96

⁽¹⁾ Subject to the application of the provisions of Article 9 of Regulation (EEC) No 706/76.

⁽²⁾ In accordance with Regulation (EEC) No 706/76, the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

COMMISSION REGULATION (EEC) No 950/78**of 10 May 1978****fixing the premiums to be added to the import levies on rice and broken rice**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 709/78 ⁽²⁾, and in particular Article
13 (6) thereof,

Whereas the premiums to be added to the levies on
rice and broken rice were fixed by Regulation (EEC)
No 1954/77 ⁽³⁾, as last amended by Regulation (EEC)
No 928/78 ⁽⁴⁾;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in

force, which are to be added to the levies, should be
altered as shown in the table annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION:

Article 1

The premiums to be added to the import levies fixed
in advance in respect of rice and broken rice are
hereby fixed as shown in the table annexed to this
Regulation.

Article 2

This Regulation shall enter into force on 11 May
1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 223, 1. 9. 1977, p. 8.

⁽⁴⁾ OJ No L 120, 4. 5. 1978, p. 15.

ANNEX

to the Commission Regulation of 10 May 1978 fixing the premiums to be added to the import levies on rice and broken rice

(u.a. / tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8
10.06	Rice :				
	A. Paddy rice ; husked rice :				
	I. Paddy rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Husked rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	B. Semi-milled or wholly milled rice :				
	I. Semi-milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Wholly milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	C. Broken rice	0	0	0	0

COMMISSION REGULATION (EEC) No 951/78**of 10 May 1978****establishing the standard average values for customs purposes of citrus fruits
and apples and pears**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Commission Regulation (EEC) No
1570/70 of 3 August 1970 establishing a system of
standard average values for citrus fruits⁽¹⁾, as last
amended by Regulation (EEC) No 223/78⁽²⁾, and in
particular Article 2 thereof,

Having regard to Commission Regulation (EEC) No
1641/75 of 27 June 1975 establishing a system of
standard average values for the determination of the
value for customs purposes of apples and pears⁽³⁾, as
amended by Regulation (EEC) No 224/78⁽⁴⁾, and in
particular Article 2 thereof,

Whereas it follows from the application of the notes
and criteria laid down by Regulations (EEC) No

1570/70 and (EEC) No 1641/75 to the elements
communicated to the Commission in accordance with
Article 4 (1) of Regulation (EEC) No 1570/70 and
Article 4 (1) of Regulation (EEC) No 1641/75 that the
standard average values should be fixed as shown in
the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard average values provided for in Article 2
(1) of Regulation (EEC) No 1570/70 and in Article 2
(1) of Regulation (EEC) No 1641/75 shall be as shown
in the tables in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 12 May
1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 171, 4. 8. 1970, p. 10.

⁽²⁾ OJ No L 32, 3. 2. 1978, p. 7.

⁽³⁾ OJ No L 165, 28. 6. 1975, p. 45.

⁽⁴⁾ OJ No L 32, 3. 2. 1978, p. 10.

ANNEX

Table I: Citrus fruits

Code	Description	Amount of standard average values/100 kg gross						
		Bfrs/Lfrs	Dkr	DM	FF	£	Lit	Fl
1.	Lemons :							
1.1	— Spain.	868	151.96	55.68	123.65	14.67	23 270	59.47
1.2	(deleted)							
1.3	— Countries in southern Africa	—	—	—	—	—	—	—
1.4	— Other African countries and countries on the Mediterranean	790	138.17	50.63	112.43	13.34	21 159	54.07
1.5	— USA	1 297	226.98	83.18	184.70	21.91	34 759	88.83
1.6	— Other countries	—	—	—	—	—	—	—
2.	Sweet oranges :							
2.1	— Countries on the Mediterranean :							
2.1.1	— Navels (with the exception of Navel sanguines), Navelines, Navelates, Salustianas, Vernas, Valencia lates, Maltese blondes, Shamoutis, Ovalis, Trovita, Hamlins	981	171.62	62.89	139.65	16.57	26 282	67.17
2.1.2	— Sanguines and semi-sanguines, including Navel sanguines and Maltese sanguines	1 074	187.96	68.88	152.94	18.14	28 783	73.56
2.1.3	— Other	—	—	—	—	—	—	—
2.2	— Countries in southern Africa	—	—	—	—	—	—	—
2.3	— USA	935	163.69	59.98	133.19	15.80	25 066	64.06
2.4	— Brazil	—	—	—	—	—	—	—
2.5	— Other countries	747	130.64	47.87	106.30	12.61	20 005	51.12
3.	Grapefruit and pomelos :							
3.1	(deleted)							
3.2	— Cyprus, Israel, Gaza, Egypt, Turkey	905	158.40	58.04	128.89	15.29	24 256	61.99
3.3	— Countries in southern Africa	— ⁽¹⁾	— ⁽¹⁾	— ⁽¹⁾	— ⁽¹⁾	— ⁽¹⁾	— ⁽¹⁾	— ⁽¹⁾
3.4	— USA	1 078	188.54	69.09	153.42	18.20	28 872	73.79
3.5	— Other American countries	1 248	218.38	80.02	177.69	21.08	33 441	85.46
3.6	— Other countries	—	—	—	—	—	—	—
4.	Clementines	—	—	—	—	—	—	—
5.	Mandarines including Wilkings	—	—	—	—	—	—	—
6.	Monreales and satsumas	2 137	373.76	136.97	304.13	36.09	57 235	146.28
7.	Tangerines, tangelos, tangors and other citrus fruits falling within subheading 08.02 B of the Common Customs Tariff, not elsewhere specified or included	1 524	266.54	97.67	216.89	25.73	40 816	104.31

⁽¹⁾ The standard average value for this code number is established by Regulation (EEC) No 2084/77 of 21 September 1977 (OJ No L 244 of 23. 9. 1977).

Table II: Apples and pears

8.	Apples :							
8.1	— Countries of the southern hemisphere	1 720	300.80	110.23	244.77	29.04	46 063	117.72
8.2	— European third countries.	960	168.03	61.58	136.73	16.22	25 731	65.76
8.3	— Countries of the northern hemisphere other than European countries	1 567	274.13	100.46	223.06	26.47	41 978	107.28
9.	Pears :							
9.1	— Countries of the southern hemisphere	2 115	370.05	135.61	301.12	35.73	56 667	144.83
9.2	— European third countries.	—	—	—	—	—	—	—
9.3	— Countries of the northern hemisphere other than European countries	—	—	—	—	—	—	—

COMMISSION REGULATION (EEC) No 952/78
of 10 May 1978
fixing the amount of the subsidy on oil seeds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats ⁽¹⁾, as last amended by Regulation (EEC) No 2560/77 ⁽²⁾, and in particular Article 27 (4) thereof,

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Regulation (EEC) No 190/78 ⁽³⁾, as last amended by Regulation (EEC) No 902/78 ⁽⁴⁾;

Whereas, in the absence of the indicative price for the 1978/79 marketing year and in the absence of the amount for the monthly increase for September and October 1978 for colza and rape seed, in case of pre-fixation for the months of July, August, September and October 1978 the amount of subsidy on these products has been obtainable only on the basis of the indicative price for the months of July, August, September and October 1977 and on the basis of the monthly increase for September and October 1977, this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative price for the 1978/79 marketing year and this increase are known;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 190/78 to the information at present available to the Commission that the amount of the subsidy at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC is hereby fixed as shown in the table annexed to this Regulation.

2. The amount of the subsidy for the months of July, August, September and October 1978 will, however, as for colza and rape seeds, be confirmed or replaced as from 11 May 1978 to take into account the indicative price which is fixed for these products for the 1978/79 marketing year and the amount of the monthly increase for the month of September and October 1978.

Article 2

This Regulation shall enter into force on 11 May 1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 27, 1. 2. 1978, p. 24.

⁽⁴⁾ OJ No L 117, 29. 4. 1978, p. 70.

*ANNEX***to the Commission Regulation of 10 May 1978 fixing the amount of the subsidy on oil seeds**

Subsidy applicable from 11 May 1978 to colza and rape seeds (CCT heading No ex 12.01) and sunflower seeds (CCT heading No ex 12.01) (u.a./100 kg)

	Colza and rape seed	Sunflower seed
Subsidy	8·985	11·301
Subsidy in the case of advance fixing :		
— for the month of May 1978	8·985	11·301
— for the month of June 1978	8·985	11·301
— for the month of July 1978	6·857 (1)	11·301
— for the month of August 1978	7·055 (1)	11·301
— for the month of September 1978	7·359 (1)	—
— for the month of October 1978	9·860 (1)	—

(1) Subject to confirmation.

COMMISSION REGULATION (EEC) No 953/78
of 10 May 1978
fixing the world market price for colza and rape seed

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the markets in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾,

Having regard to Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza and rape seed⁽³⁾, as last amended by Regulation (EEC) No 852/78⁽⁴⁾,

Having regard to Commission Regulation (EEC) No 2300/73 of 23 August 1973 laying down detailed rules for applying differential amounts for colza and rape seed and repealing Regulation (EEC) No 1464/73⁽⁵⁾, as last amended by Regulation (EEC) No 1234/77⁽⁶⁾, and in particular Article 9 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas, pursuant to Article 9 (4) of Regulation (EEC) No 2300/73, the Commission must determine the world market price for colza and rape seed;

Whereas the world market price should be determined in accordance with the rules and the criteria set out in Commission Regulation (EEC) No 190/78 of 31 January 1978 fixing the amount of the subsidy

on oil seeds⁽⁷⁾, as last amended by Regulation (EEC) No 952/78⁽⁸⁾;

Whereas, to enable the price system to operate normally, the world market price should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period in relation to the Community currencies referred to in the previous subparagraph;

Whereas, applying all these provisions, the world market price for colza and rape seed should be fixed as shown in the table annexed to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The world market price referred to in Article 9 (4) of Regulation (EEC) No 2300/73 and the rates to be used for converting them into national currencies shall be as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 11 May 1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁴⁾ OJ No L 116, 28. 4. 1978, p. 6.

⁽⁵⁾ OJ No L 236, 24. 8. 1973, p. 28.

⁽⁶⁾ OJ No L 143, 10. 6. 1977, p. 9.

⁽⁷⁾ OJ No L 27, 1. 2. 1978, p. 24.

⁽⁸⁾ See page 16 of this Official Journal.

ANNEX

World market price applicable from 11 May 1978 for colza and rape seed (CCT heading No ex 12.01)

	u.a./100 kg ⁽¹⁾
World market price	21·673
World market price where the subsidy is fixed in advance :	
— for the month of May 1978	21·673
— for the month of June 1978	21·673
— for the month of July 1978	21·673
— for the month of August 1978	21·475
— for the month of September 1978	21·475
— for the month of October 1978	19·278

⁽¹⁾ The conversion rates from units of account into national currency as foreseen by Article 9 (5) (a) of Regulation (EEC) No 2300/73 are the following :

1 u.a. = DM	3·15665
1 u.a. = Fl	3·35507
1 u.a. = Bfr/Lfr	48·6572
1 u.a. = FF	7·04891
1 u.a. = Dkr	8·56656
1 u.a. = £	0·829717
1 u.a. = I £	0·829717
1 u.a. = Lit	1 313·81

COMMISSION REGULATION (EEC) No 954/78**of 10 May 1978****fixing the import levies on white sugar and raw sugar**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar ⁽¹⁾, as last amended by Regulation (EEC) No 2560/77 ⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1436/77 ⁽³⁾, as last amended by Regulation (EEC) No 907/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1436/77 to the information at present available to the Commis-

sion that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The levies referred to in Article 15 (1) of Regulation (EEC) No 3330/74 are, in respect of white sugar and standard quality raw sugar, hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 11 May 1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 161, 1. 7. 1977, p. 9.

⁽⁴⁾ OJ No L 117, 29. 4. 1978, p. 80.

ANNEX

to the Commission Regulation of 10 May 1978 fixing the import levies on white sugar and raw sugar

(u.a. / 100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	26.21
	B. Raw sugar	21.83 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the levy applicable is calculated in accordance with the provisions of Article 2 of Regulation (EEC) No 837/68.

COMMISSION REGULATION (EEC) No 955/78**of 10 May 1978****altering the import levies on products processed from cereals and rice**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 709/78 ⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice ⁽³⁾, as last amended by Regulation (EEC) No 709/78, and in particular Article 12 (4) thereof,

Whereas the import levies on products processed from cereals and rice were fixed by Regulation (EEC) No 860/78 ⁽⁴⁾;

Whereas the levy on the basic product as last fixed differs from the average levy by more than 2.5 units of

account per tonne of basic product ; whereas, pursuant to Article 1 of Regulation (EEC) No 1579/74 ⁽⁵⁾, the levies at present in force must therefore be altered as shown in the table annexed to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on products processed from cereals and rice covered by Regulation (EEC) No 2744/75 ⁽⁶⁾, as last amended by Regulation (EEC) No 2560/77 ⁽⁷⁾, as fixed in the Annex to Regulation (EEC) No 860/78, are hereby altered as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 11 May 1978.

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

Done at Brussels, 10 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 116, 28. 4. 1978, p. 21.

⁽⁵⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁶⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁷⁾ OJ No L 303, 28. 11. 1977, p. 1.

ANNEX

to the Commission Regulation of 10 May 1978 altering the import levies on products processed from cereals and rice

CCT heading No	Levies in u.a./tonne	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 A II ⁽²⁾	156.34	151.34
11.02 B II b) ⁽²⁾	114.33	111.83
11.02 C II ⁽²⁾	137.03	134.53
11.02 D II ⁽²⁾	88.26	85.76
11.02 E II b) ⁽²⁾	156.34	151.34
11.02 F II ⁽²⁾	156.34	151.34

⁽²⁾ For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within heading Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polametric method), referred to dry matter, exceeding 45 % by weight,
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 25 April 1978

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

(78/419/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 on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiation of Community Agreements⁽¹⁾, 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 listed in the Annex hereto by the Council in its Decisions of 30 June 1969⁽²⁾, 15 September 1969⁽³⁾, 20 December 1969⁽⁴⁾, 8 June 1970⁽⁵⁾, 13 July 1970⁽⁶⁾, 25 May 1971⁽⁷⁾, 6 June 1972⁽⁸⁾, 18 June 1973⁽⁹⁾, 17 September 1974⁽¹⁰⁾, 16 June 1975⁽¹¹⁾, 8 April 1976⁽¹²⁾ and 25 April 1977⁽¹³⁾;

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 would 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 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,

⁽¹⁾ OJ No L 326, 29. 12. 1969, p. 39.

⁽²⁾ OJ No L 169, 10. 7. 1969, p. 2.

⁽³⁾ OJ No L 238, 23. 9. 1969, p. 9.

⁽⁴⁾ OJ No L 6, 9. 1. 1970, p. 1.

⁽⁵⁾ OJ No L 133, 18. 6. 1970, p. 14.

⁽⁶⁾ OJ No L 157, 18. 7. 1970, p. 29.

⁽⁷⁾ OJ No L 122, 4. 6. 1971, p. 24.

⁽⁸⁾ OJ No L 133, 10. 6. 1972, p. 61.

⁽⁹⁾ OJ No L 189, 11. 7. 1973, p. 45.

⁽¹⁰⁾ OJ No L 266, 2. 10. 1974, p. 1.

⁽¹¹⁾ OJ No L 162, 25. 6. 1975, p. 10.

⁽¹²⁾ OJ No L 101, 15. 4. 1976, p. 53.

⁽¹³⁾ OJ No L 120, 13. 5. 1977, p. 17.

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,

HAS ADOPTED THIS DECISION :

Article 1

The Trade Agreements 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.

Article 2

This Decision is addressed to the Member States.

Done at Luxembourg, 25 April 1978.

For the Council

The President

Lise ØSTERGAARD

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	Israël	Accord commercial 29. 8. 1958	31. 8. 1979
	Portugal	Accord commercial 24. 5. 1961	30. 9. 1979
	Philippines	Accord commercial 14. 3. 1967	11. 10. 1979
IRELAND	Portugal	Trade Agreement 6. 2. 1952	31. 12. 1979
	Spain	Trade Agreement 19. 12. 1951	31. 12. 1979
	Switzerland	Trade Agreement 26. 12. 1951	31. 12. 1979
ITALIA	Cuba	Scambio di note 9. 9. 1950	8. 9. 1979
	India	Accordo commerciale e 6. 10. 1959	30. 6. 1979
		Scambio di lettere 7. 7. 1964	
	Libano	Accordo commerciale 4. 11. 1955	10. 9. 1979
	Svezia	Accordo commerciale 18. 12. 1961	31. 10. 1979
	Svizzera	Accordo commerciale 21. 10. 1950	31. 10. 1979
	Yemen	Protocollo addizionale (al trattato d'amicizia e di relazioni economiche del 4. 9. 1937) 5. 10. 1959	31. 12. 1979
DANMARK	Cameroun	Handelsaftale 8. 10. 1962	7. 10. 1979
DEUTSCHLAND	Ekuador	Handelsabkommen 1. 8. 1953	15. 10. 1979
	Kolumbien	Handelsabkommen 9. 11. 1957	10. 11. 1979
UEBL	Mexique	Accord commercial 11. 9. 1950	11. 9. 1979
UNITED KINGDOM	Haiti	Exchange of letters for the establishment of a commercial 'Modus vivendi' 25. 2. 1928	31. 12. 1979
	Iceland	Agreement relating to trade and commerce (with Protocol) 19. 5. 1933	31. 12. 1979
	Norway	Trade Agreement 15. 12. 1950	31. 12. 1979

COUNCIL DIRECTIVE

of 2 May 1978

amending Second Directive 75/319/EEC on the approximation of provisions laid down by law, regulation or administrative action relating to proprietary medicinal products

(78/420/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 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 Second Council Directive 75/319/EEC of 20 May 1975 on the approximation of provisions laid down by law, regulation or administrative action relating to proprietary medicinal products⁽³⁾ set up a Committee for Proprietary Medicinal Products, hereinafter referred to as 'the Committee', and entrusted it with the task of giving opinions on whether particular proprietary medicinal products comply with the requirements of Council Directive 65/65/EEC of 26 January 1965 on the approximation of provisions laid down by law, regulation or administrative action relating to proprietary medicinal products⁽⁴⁾;

Whereas Articles 9 and 10 of Directive 75/319/EEC provide that, where the Community procedure is to be applied, the Member State which has issued a marketing authorization shall forward a dossier to the Committee which shall forthwith forward the dossier to the competent authorities of the Member States specified by the person responsible for marketing;

Whereas experience has shown that the provision that the dossiers shall pass through the Committee instead of being sent directly to the Member States concerned results in administrative problems in the forwarding of voluminous documentation and in delays in the work of the Committee;

Whereas, in order to solve these problems and to reduce the delays, it is necessary to amend these provisions to enable the Member State which initially issued the marketing authorization to send the dossier directly to the Member States concerned as well as to the Committee,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The following shall be substituted for Article 9 of Directive 75/319/EEC:

'Article 9

1. The Member State which has issued a marketing authorization for a proprietary medicinal product shall, if the person responsible for marketing has requested forwarding to at least five other Member States, forward a dossier containing a copy of this request and a copy of the authorization together with the particulars and documents listed in the second paragraph of Article 4 of Directive 65/65/EEC to the Committee and to the competent authorities of the Member States specified.

2. Such forwarding shall be deemed to be equivalent to the submission of an application for marketing authorization, within the meaning of Article 4 of Directive 65/65/EEC, to the said authorities.

3. The Committee shall without delay inform the Member States concerned that the dossier has been received by the Committee.'

Article 2

In Article 10 (1) of Directive 75/319/EEC the words 'transmission of the information referred to in Article 9 (3)' shall be substituted for 'forwarding referred to in Article 9 (2)'.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 2 May 1978.

For the Council

The President

K. B. ANDERSEN

⁽¹⁾ OJ No C 266, 7. 11. 1977, p. 45.

⁽²⁾ OJ No C 18, 23. 1. 1978, p. 11.

⁽³⁾ OJ No L 147, 9. 6. 1975, p. 13.

⁽⁴⁾ OJ No 22, 9. 2. 1965, p. 369/65.

COMMISSION

COMMISSION DECISION

of 18 April 1978

authorizing the French Republic not to apply Community treatment to handkerchiefs, falling within heading No ex 61.05 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the French text is authentic)

(78/421/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 10 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to handkerchiefs, falling within heading No ex 61.05 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas in France the importation of the products in question originating in the People's Republic of China is, in accordance with the Council Decision of 20 December 1977⁽¹⁾, subject to an annual quota, which has already been wholly taken up;

Whereas disparities in the commercial policy measures applied in connection with these products by the Member States are giving rise to deflection of trade, thus preventing the execution of those commercial policy measures, which are in force because of the difficult economic situation in the sector concerned;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971⁽²⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in the People's Republic of China and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 12 April 1978:

CCT heading No	Description
ex 61.05	Handkerchiefs

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from the People's Republic of China or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 18 April 1978.

For the Commission

Guido BRUNNER

Member of the Commission

⁽¹⁾ OJ No L 357, 31. 12. 1977, p. 1.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 20 April 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, originating in Albania, Bulgaria, Hungary and Romania and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/422/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the applications under the first paragraph of Article 115 of the Treaty, made on 14 and 17 April 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, originating in Albania, Bulgaria, Hungary and Romania and in free circulation in the other Member States,

Whereas for drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff certain quotas were opened for 1978, in accordance with the Council Decision of 20 December 1977, for Bulgaria, Hungary and Romania respectively while no import possibilities have been opened for Albania;

Whereas according to the application the quotas have been completely used up;

Whereas, according to information supplied by the Benelux authorities, there are at present serious economic difficulties in the industry in question, which is involved in a restructuring effort and these difficulties are being aggravated by low-priced imports from non-member countries;

Whereas applications for import licences under the free circulation arrangements involving the products in question originating in Albania, Bulgaria, Hungary and Romania, where the amount by far exceeds the possibilities for direct imports from these third countries, are being examined by the Benelux authorities;

Whereas these imports, because of their volume and price, are likely, on the basis of the data supplied by the Benelux authorities, to aggravate the situation in the industry concerned;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in Albania, Bulgaria, Hungary and Romania and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 3 April 1978 are, on the date of this Decision, pending with the Benelux authorities:

CCT heading No	Description
ex 70.05	Drawn or blown glass

Article 2

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 20 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 21 April 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to women's, girls' and infants' woven overcoats, raincoats and other coats, cloaks and capes, jackets and blazers (other than coats of impregnated, coated or covered or laminated woven fabric, falling within heading No 59.08, 59.11 or 59.12) of wool, of cotton or of man-made textile fibres, falling within subheading ex 61.02 B of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/423/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 14 April 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to women's, girls' and infants' woven overcoats, raincoats and other coats, cloaks and capes, jackets and blazers (other than coats of impregnated, coated or covered or laminated woven fabric, falling within heading No 59.08, 59.11 or 59.12) of wool, of cotton or of man-made textile fibres, falling within subheading ex 61.02 B of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Hong Kong is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement Hong Kong has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment and a progressive decline in its market share;

Whereas these economic difficulties are caused largely by unequal conditions of competition, whereby exports can be effected at prices appreciably lower than those of the Community products in question;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties,

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in Hong Kong and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 4 April 1978:

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

CCT heading No	Description
ex 61.02 B	Women's, girls' and infants' woven overcoats, raincoats and other coats, cloaks and capes, jackets and blazers (other than coats of impregnated, coated or covered or laminated woven fabric, falling within heading No 59.08, 59.11 or 59.12) of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Hong

Kong or until 31 December 1978 whichever is the earlier.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 21 April 1978.

For the Commission

Antonio GIOLITTI

Member of the Commission

COMMISSION DECISION

of 21 April 1978

authorizing the French Republic not to apply Community treatment to jerseys, pullovers, slip-overs, twinsets, cardigans, bedjackets and jumpers, of wool, cotton or of man-made textile fibres, falling within subheading ex 60.05 A of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States

(Only the French text is authentic)

(78/424/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 14 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to jerseys, pullovers, slip-overs, twinsets, cardigans, bedjackets and jumpers, of wool, cotton or of man-made textile fibres, falling within subheading ex 60.05 A of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Taiwan is subject to a Community quantitative quota allocated among the Member States by Commission Regulation (EEC) No 3020/77 of 30 December 1977⁽¹⁾, confirmed by Council Regulation (EEC) No 255/78 of 7 February 1978⁽²⁾;

Whereas it was not possible on that occasion to allocate these quotas on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971⁽³⁾, and in particular Article 1 thereof;

Whereas, however, the request for a licence which gave rise to the application in question does not need to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Taiwan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision:

CCT heading No	Description
ex 60.05 A	Jerseys, pullovers, slip-overs, twinsets, cardigans, bedjackets and jumpers, of wool, cotton or of man-made textile fibres

Article 2

This Decision shall apply until 30 September 1978.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 21 April 1978.

For the Commission

Antonio GIOLITTI

Member of the Commission

⁽¹⁾ OJ No L 357, 31. 12. 1977, p. 51.

⁽²⁾ OJ No L 39, 9. 2. 1978, p. 1.

⁽³⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 21 April 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to blouses and shirt-blouses, knitted or crocheted (not elastic or rubberized) or woven, for women, girls and infants, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A II or ex 61.02 B of the Common Customs Tariff, originating in the Philippines and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/425/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 17 April 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to blouses and shirt-blouses, knitted or crocheted (not elastic or rubberized) or woven, for women, girls and infants, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A II or ex 61.02 B of the Common Customs Tariff, originating in the Philippines and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in the Philippines is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement the Philippines has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment and a progressive decline in its market share;

Whereas these economic difficulties are caused largely by unequal conditions of competition, whereby exports can be effected at prices appreciably lower than those of the Community products in question;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in the Philippines and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 4 April 1978:

CCT heading No	Description
ex 60.05 A II or ex 61.02 B	Blouses and shirt-blouses, knitted or crocheted (not elastic or rubberized) or woven, for women, girls and infants, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from the

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

Philippines or until 31 December 1978, whichever is the earlier.

Done at Brussels, 21 April 1978.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

For the Commission

Antonio GIOLITTI

Member of the Commission

COMMISSION DECISION

of 21 April 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to women's, girls' and infants' woven and knitted or crocheted dresses, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A II or ex 61.02 B of the Common Customs Tariff, originating in the Philippines and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/426/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 14 April 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to women's, girls' and infants' woven and knitted or crocheted dresses, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A II or ex 61.02 B of the Common Customs Tariff, originating in the Philippines and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in the Philippines is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement the Philippines has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment and a progressive decline in its market share;

Whereas these economic difficulties are caused largely by unequal conditions of competition, whereby exports can be effected at prices appreciably lower than those of the Community products in question;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in the Philippines and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 4 April 1978:

CCT heading No	Description
ex 60.05 A II or ex 61.02 B	Women's, girls' and infants' woven and knitted or crocheted or crocheted dresses, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from the Philippines or until 31 December 1978 whichever is the earlier.

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

Article 3

Done at Brussels, 18 April 1978.

For the Commission

Antonio GIOLITTI

Member of the Commission

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

COMMISSION DECISION

of 21 April 1978

authorizing the French Republic not to apply Community treatment to bed linen, table linen, toilet linen and kitchen linen, falling within heading No ex 62.02 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the French text is authentic)

(78/427/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 17 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to bed linen, table linen, toilet linen and kitchen linen, falling within heading No ex 62.02 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas in France the importation of the products in question originating in the People's Republic of China is, in accordance with the Council Decision of 20 December 1977⁽¹⁾, subject to an annual quota, which has already been wholly taken up;

Whereas disparities in the commercial policy measures applied in connection with these products by the Member States are giving rise to deflection of trade, thus preventing the execution of those commercial policy measures, which are in force because of the difficult economic situation in the sector concerned;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971⁽²⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in the People's Republic of China and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 4 April 1978:

CCT heading No	Description
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from France for imports originating in the People's Republic of China or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 18 April 1978.

For the Commission

Antonio GIOLITTI

Member of the Commission

⁽¹⁾ OJ No L 357, 31. 12. 1977, p. 1.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.