

Official Journal

of the European Communities

ISSN 0378-6978

L 383

Volume 24

31 December 1981

English edition

Legislation

Contents

I *Acts whose publication is obligatory*

- * Council Regulation (EEC) No 3810/81 of 15 December 1981 establishing ceilings and Community supervision for imports of certain goods originating in Yugoslavia (1982) 1

- * Council Regulation (EEC) No 3811/81 of 15 December 1981 on the application of Decision No 1/81 of the EEC-Austria Joint Committee – Community transit – amending Appendix II to the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit ... 24
- Decision No 1/81 of the EEC-Austria Joint Committee – Community transit – of 9 December 1981 amending Appendix II to the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit 25

- * Council Regulation (EEC) No 3812/81 of 15 December 1981 on the application of Decision No 1/81 of the EEC-Switzerland Joint Committee – Community transit – amending Appendix II to the Agreement between the European Economic Community and the Swiss Confederation on the application of the rules on Community transit ... 26
- Decision No 1/81 of the EEC-Switzerland Joint Committee – Community transit – of 4 December 1981 amending Appendix II to the Agreement between the European Economic Community and the Swiss Confederation on the application of the rules on Community transit 27

- * Council Regulation (EEC) No 3813/81 of 15 December 1981 amending Regulation (EEC) No 222/77 on Community transit 28

- * Council Regulation (EEC) No 3814/81 of 21 December 1981 opening, allocating and providing for the administration of Community tariff quotas for prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Morocco 31

Contents (continued)	
* Council Regulation (EEC) No 3815/81 of 21 December 1981 opening, allocating and providing for the administration of a Community tariff quota for prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Tunisia	34
* Council Regulation (EEC) No 3816/81 of 21 December 1981 opening, allocating and providing for the administration of Community tariff quotas for certain textile products falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff and originating in Turkey (1982)	37

I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 3810/81

of 15 December 1981

establishing ceilings and Community supervision for imports of certain goods originating in Yugoslavia (1982)

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 Interim Agreement between the European Economic Community and the Socialist Federal Republic of Yugoslavia on trade and trade cooperation ⁽¹⁾ was concluded on 22 May 1980;

Whereas under Article 1 of Protocol 1 annexed to that Agreement imports of the goods therein set out are limited to annual ceilings above which the customs duties applicable to third countries may be reintroduced; whereas, therefore, the ceilings to be applied in 1982 must be established; whereas in this situation it is necessary that the Commission be regularly informed of the trend of the imports of the goods in question and, in consequence, it is necessary to subject these imports to supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the ceilings at Community level, as and when these products are entered with customs authorities for free circulation; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission; whereas the latter must, in particular, be able to follow the progress of amounts set off against the ceilings and keep the Member States informed; whereas this cooperation must be all the closer

since the Commission must be able to take adequate measures to reintroduce customs tariff duties whenever one of the ceilings has been reached;

Whereas the trend of imports should be followed for certain goods; whereas it is therefore desirable that imports of such goods should be subject to supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1982 imports of certain goods originating in Yugoslavia and listed in Annexes I, II, III and IV shall be subject to ceilings and to Community supervision.

The description of the goods referred to in the preceding subparagraphs, their tariff headings and statistical numbers and the levels of the indicative ceilings are given in the abovementioned Annexes.

2. Amounts shall be set off against the ceilings as and when the goods are entered with customs authorities for free circulation and accompanied by a movement certificate conforming to the rules contained in Protocol 2 to the Agreement.

Goods shall be set off against the ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules; such information shall be supplied under the conditions laid down in paragraph 4.

⁽¹⁾ OJ No L 130, 27. 5. 1980, p. 2.

3. As soon as the ceilings have been reached, the Commission may adopt a Regulation reimposing until the end of the calendar year the customs duties applicable to third countries.

In the case of such a reimposition, Greece shall reintroduce the levying of the customs duties which it applies to third countries at the date in question.

However, if customs duties are reimposed, imports of the goods listed in Annex V, which within the meaning of Protocol 2 annexed to the Agreement have obtained originating status in the free zone established by the Agreements signed at Osimo shall continue to benefit from exemption of duties provided that this originating status is certified on the movement certificate by the competent Yugoslav authorities.

4. Member States shall forward to the Commission not later than the 15th day of each month statements of the amounts set off during the preceding month. They shall, if the Commission so requests, make up such statements for periods of 10 days and forward them within five clear days of expiry of the preceding 10-day period.

Article 2

From 1 January to 31 December 1982 imports of the goods originating in Yugoslavia referred to in Annex I for

which the ceiling level is not specified shall be subject to Community supervision.

Member States shall forward to the Commission not later than the 15th day of each month statements of imports of the products in question effected during the preceding month; to this end, only products submitted to the customs authorities under cover of an entry for free circulation and accompanied by a movement certificate conforming to the rules contained in Protocol 2 to the Agreement shall be taken into consideration.

They shall, if the Commission so requests, make up import statements for periods of 10 days and forward them within five clear days of expiry of the preceding 10-day period.

Article 3

The Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 4

This Regulation shall enter into force on 1 January 1982.

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

Done at Brussels, 15 December 1981.

For the Council

The President

D. HOWELL

ANNEX I

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 1	31.02	Mineral or chemical fertilizers, nitrogenous: B. Urea containing more than 45% by weight of nitrogen on the dry anhydrous product	31.02-15	2 100
I YU 2		C. Other	31.02-20, 30, 40, 50, 60, 70, 80, 90	18 900
I YU 3	31.05	Other fertilizers; goods of the present Chapter in tablets, lozenges and similar prepared forms or in packings of a gross weight not exceeding 10 kg	31.05 all Nos	31 500
	39.03	Regenerated cellulose; cellulose nitrate, cellulose acetate and other cellulose esters, cellulose ethers and other chemical derivatives of cellulose, plasticized or not (for example, collodions, celluloid); vulcanized fibre: B. Other:		
I YU 4		I. Regenerated cellulose	39.03-07, 08, 12, 14, 15, 17	1 050
I YU 5		II. Cellulose nitrates	39.03-21, 23, 25, 27, 29	534
	40.11	Rubber tyres, tyre cases, interchangeable tyre treads, inner tubes and tyre flaps, for wheels of all kinds: B. Other: II. Other:		
I YU 6		— Of the kind used on bicycles or cycles with auxiliary motor, on motor-cycles or motor-scooters; tyre flaps (separately consigned); tyre cases with sewn-in inner tubes, for racing bicycles	40.11-21, 23, 40, 45, 52, 53	2 100
I YU 7		— Other	40.11-25, 27, 29, 55, 57, 62, 63, 80	2 940
I YU 8	ex 42.03	Articles of apparel and clothing accessories, of leather or of composition leather, excluding protective gloves for all trades	42.03-10, 25, 27, 28, 51, 59	262
I YU 9	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 all Nos	94 500 m ³
I YU 10	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 all Nos	23 100

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 11	64.01	Footwear with outer soles and uppers of rubber or artificial material	64.01 all Nos	357
	64.02	Footwear with outer soles of leather or composition leather; footwear (other than footwear falling within heading No 64.01) with outer soles of rubber or artificial plastic material:		
I YU 12		A. Footwear with uppers of leather	64.02-21, 29, 32, 34, 35, 38, 40, 41, 43, 45, 47, 49, 50, 52, 54, 56, 58, 59	420
I YU 13		B. Other	64.02-60, 61, 69, 99	144
I YU 14	70.05	Unworked drawn or blown glass (including flashed glass), in rectangles	70.05 all Nos	4 200
	70.14	Illuminating glassware, signalling glassware and optical elements of glass, not optically worked or of optical glass:		
I YU 15		A. Articles for electrical lighting fittings: II. Other (for example, diffusers, ceiling lights, bowls, cups, lamp-shades, globes, tulip-shaped pieces)	70.14-19	1 575
I YU 16	73.18	Tubes and pipes and blanks therefor, of iron (other than of cast iron) or steel, excluding high-pressure hydro-electric conduits	73.18 all Nos	8 400
I YU 17	74.04	Wrought plates, sheets and strip, of copper	74.04 all Nos	630
I YU 18	74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper	74.07 all Nos	1 732
I YU 19	76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; wire	76.02 all Nos	1 050
I YU 20	76.03	Wrought plates, sheets and strip, of aluminium	76.03 all Nos	2 310
I YU 21	79.03	Wrought plates, sheets and strip, of zinc; zinc foil; zinc powders and flakes	79.03 all Nos	1 995
	85.01	Electrical goods of the following descriptions; generators, motors, converters (rotary or static), transformers, rectifiers and rectifying apparatus, inductors: B. Other machines and apparatus		
I YU 22		I. Generators, motors (whether or not equipped with speed-reducing, changing or step-up gear) and rotary converters	85.01-08, 09, 10, 11, 12, 13, 14, 15, 17, 18, 21, 23, 24, 25, 26, 28, 31, 33, 34, 36, 38, 39, 41, 42, 44, 46, 47, 49, 52, 54, 55, 56, 57, 58	2 887

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 23	85.01 (cont'd)	C. Parts	85.01-91, 93, 95	1 260
I YU 24	85.23	Insulated (including enamelled or anodized), electric wire, cable, bars, strip and the like (including co-axial cable), whether or not fitted with connectors		
		B. Other	85.23 all Nos, excluding 85.23-01	1 680
I YU 25	85.25	Insulators of any material	85.25 all Nos	262
I YU 26	87.10	Cycles (including delivery tricycles), not motorized	87.10 all Nos	572
	87.14	Other vehicles (including trailers) not mechanically propelled, and parts thereof:		
		B. Trailers and semi-trailers:		
I YU 27		II. Other	87.14-33, 37, 39, 43, 49	1 575
	94.01	Chairs and other seats (other than those falling within heading No 94.02), whether or not convertible into beds, and parts thereof:		
		B. Other:		
I YU 28		ex II. Other, excluding seats specially designed for motor vehicles	94.01-31, 35, 41, 45, 50, 60, 70, 91, 93, 99	5 250
I YU 29	94.03	Other furniture and parts thereof:		
		B. Other	94.03 all Nos, excluding 94.03-11, 15, 19	4 620
I YU 30	25.23	Portland cement, ciment fondu, slag cement, supersulphate cement and similar hydraulic cements, whether or not coloured or in the form of clinker	25.23 all Nos	—
	28.56	Carbides, whether or not chemically defined:		
I YU 31		C. Of calcium	28.56-50	—
I YU 32	44.23	Builders' carpentry and joinery (including prefabricated and sectional buildings and assembled parquet flooring panels)	44.23 all Nos	—
I YU 33	46.03	Basketwork, wickerwork and other articles of plaiting materials, made directly to shape; articles made up from goods falling within heading No 46.02; articles of loofah	46.03 all Nos	—
	48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets:		
		C. Kraft paper and kraft board:		

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 34	48.01 (cont'd)	II. Other	48.01-07, 10, 20, 22, 24, 30, 32, 34, 36, 38, 39, 40, 42, 44, 46, 48, 50, 51	—
I YU 35	69.02	Refractory bricks, blocks, tiles and similar refractory constructional goods, other than goods falling within heading No 69.01	69.02 all Nos	—
I YU 36	69.11	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china (including biscuit porcelain and parian)	69.11 all Nos	—
I YU 37	70.13	Glassware (other than articles falling within heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration, or for similar uses	70.13 all Nos	—
I YU 38	74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire	74.03 all Nos	—
	84.41	Sewing machines, furniture specially designed for sewing machines; sewing machine needles: A. Sewing machines, furniture specially designed for sewing machines: I. Sewing machines (lock-stitch only), with heads of a weight not exceeding 16 kg without motor or 17 kg including the motor; sewing machine heads (lock-stitch only), of a weight not exceeding 16 kg without motor or 17 kg including the motor:		
I YU 39		b) Other	84.41-13	—
	87.12	Parts and accessories of articles falling within heading No 87.09, 87.10 or 87.11:		
I YU 40		B. Other	87.12-20, 32, 34, 38, 40, 50, 55, 60, 70, 80, 91, 95, 97, 99	—
I YU 41	28.10	Phosphorus pentoxide and phosphoric acids (meta-, ortho- and pyro-)	28.10 all Nos	—
	28.14	Halides, oxyhalides and other halogen compounds of non-metals:		
I YU 42		B. Other halogen compounds of non-metals	28.14-90	—
I YU 43	28.16	Ammonia, anhydrous or in aqueous solution	28.16 all Nos	—
I YU 44	28.19	Zinc oxide and zinc peroxide	28.19 all Nos	—
	28.20	Aluminium oxide and hydroxide; artificial corundum:		

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 45	28.20 (cont'd)	B. Artificial corundum	28.20-30	—
	28.40	Phosphites, hypophosphites and phosphates: B. Phosphates (including polyphosphates):		
I YU 46		II. Other	28.40-30, 62, 65, 71, 79, 81, 85	—
I YU 47	28.46	Borates and perborates	28.46 all Nos	—
I YU 48	28.47	Salts of metallic acids (for example, chromates, permanganates, stannates)	28.47 all Nos	—
	28.56	Carbides, whether or not chemically defined:		
I YU 49		A. Of silicon	28.56-10	—
	29.16	Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated nitrated or nitrosated derivatives: A. Carboxylic acids with alcohol function: IV. Citric acid and its salts and esters:		
I YU 50		a) Citric acid	29.16-21	—
	29.35	Heterocyclic compounds; nucleic acids: ex Q. Other:		
I YU 51		— Melamine	29.35-ex 98	—
I YU 52	31.03	Mineral or chemical fertilizers, phosphatic	31.03 all Nos	—
	39.02	Polymerization and copolymerization products (for example, polyethylene, polyteranaloethylenes, polyisobutylene, polystyrene, polyvinyl chloride, polyvinyl acetate, polyvinyl chloroacetate and other polyvinyl derivatives, polyacrylic and polymethacrylic derivatives, coumarone-indene resins): C. Other		
I YU 53		I. Polyethylene	39.02-03, 04, 05, 06, 07, 09, 11, 12, 13	—
I YU 54		IV. Polypropylene	39.02-21, 22, 23, 25, 26, 27, 28	—
I YU 55		VII. Polyvinyl chloride	39.02-41, 43, 45, 46, 47, 51, 52, 53, 54, 57, 59, 61, 66	—

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 56	41.02	Bovine cattle leather (including buffalo leather) and equine leather, except leather falling within heading No 41.06 or 41.08:		—
		B. Bovine cattle leather (including buffalo leather) not further prepared than chrome-tanned, in the wet blue state	41.02-12, 14	
		C. Other	41.02-17, 19, 21, 28, 31, 32, 35, 37, 98	
I YU 57	41.05	Other kinds of leather, except leather falling within heading No 41.06 or 41.08 B. Other: II. Other	41.05-91, 93, 99	—
I YU 58	42.02	Travel goods (for example, trunks, suit-cases hat-boxes, travelling-bags, rucksacks), shopping-bags, handbags, satchels, briefcases, wallets, purses, toilet-cases, tool-cases, tobacco-pouches, sheaths, cases, boxes (for example, for arms, musical instruments, binoculars, jewellery, bottles, collars, footwear, brushes) and similar containers, of leather or of composition leather, of vulcanized fibre, of artificial plastic sheeting, of paperboard or of textile fabric	42.02 all Nos	—
I YU 59	44.11	Fibre building board of wood or other vegetable material, whether or not bonded with natural or artificial resins or with other organic binders	44.11 all Nos	—
I YU 60	44.17	'Improved' wood, in sheets, blocks or the like	44.17 all Nos	—
I YU 61	48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets: ex F. Other:		
		— Printing paper and writing paper	48.01-76, 78, 79, 80, 81	—
I YU 62	48.15	Other paper and paperboard, cut to size or shape	48.15 all Nos	—
I YU 63	68.13	Fabricated asbestos and articles thereof (for example, asbestos board, thread and fabric; asbestos clothing, asbestos jointing), reinforced or not, other than goods falling within heading No 68.14; mixtures with a basis of asbestos and mixtures with a basis of asbestos and magnesium carbonate, and articles of such mixtures: B. Articles of asbestos:		
		I. Thread	68.13-33, 35	—
		II. Fabric	68.13-36	—

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 65	69.07	Unglazed setts, flags and paving, hearth and wall tiles	69.07 all Nos	—
	69.12	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of other kinds of pottery:		
I YU 66		C. Earthenware or fine pottery	69.12-31, 39	—
I YU 67	70.12	Glass inners for vacuum flasks or for other vacuum vessels	70.12 all Nos	—
	70.14	Illuminating glassware, signalling glassware and optical elements of glass, not optically worked nor of optical glass:		
I YU 68		B. Other	70.14-91, 95	—
I YU 69	73.20	Tube and pipe fittings (for example, joints, elbows, unions and flanges), of iron or steel	73.20 all Nos	—
	73.40	Other articles of iron or steel: ex B. Other:		
I YU 70		— Pallets and similar platforms for handling goods	73.40-47	—
I YU 71	74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm	74.05 all Nos	—
I YU 72	74.10	Stranded wire, cables, cordage, ropes, plaited bands and the like, of copper wire, but excluding insulated electric wires and cables	74.10 all Nos	—
I YU 73	76.04	Aluminium foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding backing) not exceeding 0.20 mm	76.04 all Nos	—
I YU 74	76.06	Tubes and pipes and blanks therefor, of aluminium; hollow bars of aluminium	76.06 all Nos	—
I YU 75	76.12	Stranded wire, cables, cordage, ropes, plaited bands and the like, of aluminium wire, but excluding insulated electric wires and cables	76.12 all Nos	—
I YU 76	78.03	Wrought plates, sheets and strip, of lead	78.03 all Nos	—
I YU 77	79.02	Wrought bars, rods, angles, shapes and sections, of zinc; zinc wire	79.02 all Nos	—
	84.15	Refrigerators and refrigerating equipment (electrical and other):		
I YU 78		B. Evaporators and condensers, excluding those for domestic refrigerators	84.15-05	—

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 79	84.15 (cont'd)	C. Other	84.15-06, 11, 14, 16, 17, 18, 19, 20, 21, 32, 36, 41, 46, 51, 59, 61, 68, 72, 74, 78, 92, 98	—
I YU 80	84.62	Ball, roller or needle roller bearings	84.62 all Nos	—
	85.09	Electrical lighting and signalling equipment and electrical windscreen wipers, defrosters and demisters, for cycles or motor vehicles:		
		ex C. Other:		
I YU 81		— Electrical windscreen wipers, defrosters and demisters	85.09-91	—
	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:		
		A. 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:		
		III. Receivers, whether or not incorporating sound recorders or reproducers:		
I YU 82		b) Other	85.15-12, 15, 16, 17, 19, 25, 27, 28	—
		C. Parts:		
		II. Other:		
I YU 83		c) Other	85.15-82, 84, 86, 88, 91, 99	—
	85.19	Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, lightning arresters, surge suppressors, plugs, lampholders and junction boxes); resistors, fixed or variable (including potentiometers), other than heating resistors; printed circuits, switchboards (other than telephone switchboards) and control panels:		

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
I YU 84	85.19 (cont'd)	A. Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits or for making connections to or in electrical circuits	85.19-01, 02, 04, 05, 06, 08, 12, 18, 21, 23, 24, 25, 26, 27, 28, 32, 34, 36, 38, 41, 43, 45, 47, 51, 53, 57, 58, 61, 62, 63, 64, 65, 68, 75	—
I YU 85		B. Resistors, fixed or variable (including potentiometers), other than heating resistors	85.19-81, 82, 84, 85, 87	—
I YU 86	85.21	Thermionic, cold cathode and photo-cathode valves and tubes (including vapour or gas filled valves and tubes, cathode-ray tubes, television camera tubes and mercury arc rectifying valves and tubes); photocells; mounted piezo-electric crystals; diodes, transistors and similar semi-conductor devices; light-emitting diodes; electronic microcircuits	85.21 all Nos	—

ANNEX II

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
1	55.05	Cotton yarn, not put up for retail sale	55.05 all Nos	3 766 tonnes
2 A	55.09	Other woven fabric of cotton	55.09 all Nos	4 601 tonnes
2 B		Of which other than unbleached or bleached, maximum	55.09-06, 07, 08, 51, 52, 53, 54, 55, 56, 57, 59, 61, 63, 64, 65, 66, 67, 70, 71, 80, 81, 82, 83, 84, 86, 90, 91, 92, 93, 98, 99	690 tonnes
3	56.07	Yarn of man-made fibres (discontinuous or waste), put up for retail sale: A. Of synthetic textile fibres	56.07-01, 04, 05, 07, 08, 10, 12, 15, 19, 20, 22, 25, 29, 30, 31, 35, 38, 39, 40, 41, 43, 45, 46, 47, 49	373 tonnes
4	60.04	Under garments, knitted or crocheted, not elastic or rubberized: B. Other: I. T-shirts II. Lightweight fine knit roll, polo or turtle necked jumpers and pullovers: a) Of cotton b) Of synthetic textile fibres c) Of regenerated textile fibres IV. Other: b) Of synthetic textile fibres: 1. Men's and boys': aa) Shirts dd) Other 2. Women's, girls' and infants': ee) Other d) Of cotton: 1. Men's and boys': aa) Shirts dd) Other	60.04-19, 20, 22 60.04-23 60.04-24 60.04-26 60.04-41 60.04-50 60.04-58 60.04-71 60.04-79	1 190 700 pieces

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
4 (cont'd)	60.04	B. IV. d) 2. Women's, girls' and infants': dd) Other	60.04-89	291 500 pieces
5	60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized: A. Outer garments and clothing accessories: I. Jerseys and pullovers, containing at least 50 % by weight of wool and weighing 600 g or more per article II. Other: b) Other: 4. Other outer garments: bb) Jerseys, pullovers, slip-overs, waist-coats, twinsets, cardigans, bed jackets and jumpers: 11. Men's and boys': aaa) Of wool bbb) Of fine animal hair ccc) Of synthetic textile fibres ddd) Of regenerated textile fibres eee) Of cotton 22. Women's, girls' and infants': bbb) Of wool ccc) Of fine animal hair ddd) Of synthetic textile fibres eee) Of regenerated textile fibres fff) Of cotton	60.05-01 	

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
6 (cont'd)	61.01	B. V. e) Trousers:		170 335 pieces
		1. Of wool or of fine animal hair	61.01-72	
		2. Of man-made textile fibres	61.01-74	
		3. Of cotton	61.01-76	
	61.02	Women's, girls' and infants' outer garments:		
		B. Other:		
		II. Other:		
		e) Other:		
		6. Trousers and slacks:		
		aa) Of wool or of fine animal hair	61.02-66	
7	60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized:		
		A. Outer garments and clothing accessories:		
		II. Other:		
		b) Other:		
		4. Other outer garments:		
		aa) Blouses and shirt-blouses for women, girls and infants:		
		22. Of wool or of fine animal hair	60.05-22	
		33. Of synthetic textile fibres	60.05-23	
		44. Of regenerated textile fibres	60.05-24	
		55. Of cotton	60.05-25	
	61.02	Women's, girls' and infants' outer garments:		97 440 pieces
		B. Other:		
		II. Other:		
		e) Other:		
		7. Blouses and shirt-blouses:		
		bb) Of man-made textile fibres	61.02-78	
		cc) Of cotton	61.02-82	
		dd) Of other textile materials	61.02-84	

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
8	61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs: A. Shirts	61.03-11, 15, 19	624 880 pieces
9	55.08	Terry towelling and similar terry fabrics, of cotton	55.08 all Nos	212 tonnes
	62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles: B. Other: III. Toilet linen and kitchen linen: a) Of cotton: 1. Of terry towelling and similar terry fabrics	62.02-71	
12	60.03	Stockings, under stockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized: A. Of wool or of fine animal hair B. Of synthetic textile fibres: I. Knee-length stockings II. Other: b) Other C. Of cotton D. Of other textile materials	60.03-11, 19 60.03-20 60.03-27 60.03-30 60.03-90	1 339 520 pairs
15 B	61.02	Women's, girls' and infants' outer garments: B. Other: II. Other: e) Other: 1. Jackets (excluding waister jackets) and blazers: aa) Of wool or of fine animal hair bb) Of man-made textile fibres cc) Of cotton 2. Coats and raincoats; cloaks and capes: aa) Of wool or of fine animal hair bb) Of man-made textile fibres cc) Of cotton	61.02-31 61.02-32 61.02-33 61.02-35 61.02-36, 37 61.02-39, 40	143 410 pieces

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
16	61.01	Men's and boys' outer garments: B. Other: V. Other: c) Suits and coordinate suits (excluding ski suits): 1. Of wool or of fine animal hair 2. Of man-made textile fibres 3. Of cotton	61.01-51 61.01-54 61.01-57	146 003 pieces
18	61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs: B. Pyjamas C. Other	61.03-51, 55, 59 61.03-81, 85, 89	52 tonnes
22	56.05	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale: A. Of synthetic textile fibres	56.05-03, 05, 07, 09, 11, 13, 15, 19, 21, 23, 25, 28, 32, 34, 36, 38, 39, 42, 44, 45, 46, 47	276 tonnes
23	56.05	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale: B. Of regenerated textile fibres	56.05-51, 55, 61, 65, 71, 75, 81, 85, 91, 95, 99	161 tonnes
24	60.04	Under garments, knitted or crocheted, not elastic or rubberized: B. Other: IV. Other: b) Of synthetic textile fibres: 1. Men's and boys': bb) Pyjamas d) Of cotton: 1. Men's and boys': bb) Pyjamas	60.04-47 60.04-73	189 000 pieces
25	60.04	Under garments, knitted or crocheted, not elastic or rubberized: B. Other:		

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
25 (cont'd)	60.04	B. IV. Other: b) Of synthetic textile fibres: 2. Women's, girls' and infants': aa) Pyjamas bb) Nightdresses d) Of cotton: 2. Women's, girls' and infants': aa) Pyjamas bb) Nightdresses	60.04-51 60.04-53 60.04-81 60.04-83	215 270 pieces
33	51.04	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02: A. Woven fabrics of synthetic textile fibres: III. Fabrics made from strip or the like of polyethylene or polypropylene, of a width of: a) Less than 3 m	51.04-06	195 tonnes
	62.03	Sacks and bags, of a kind used for the packing of goods: B. Of other textile materials: II. Other: b) Of fabric of synthetic textile fibres: 1. Made from polyethylene or polypropylene strip	62.03-96	
37	56.07	Woven fabrics of man-made fibres (discontinuous or waste): B. Of regenerated textile fibres	56.07-50, 51, 55, 56, 59, 60, 61, 65, 67, 68, 69, 70, 71, 72, 73, 74, 77, 78, 82, 83, 84, 87	629 tonnes
48	53.07	Yarn of combed sheep's or lambs' wool (worsted yarn), not put up for retail sale	53.07 all Nos	219 tonnes
	53.08	Yarn of fine animal hair (carded or combed), not put up for retail sale: B. Combed	53.08-21, 25	
52	55.06	Cotton yarn, put up for retail sale	55.06 all Nos	70 tonnes
56	56.06	Yarn of man-made fibres (discontinuous or waste), put up for retail sale: A. Of synthetic textile fibres	56.06-11, 15	26 tonnes

Category No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
57	56.06	Yarn of man-made fibres (discontinuous or waste), put up for retail sale: B. Of regenerated textile fibres	56.06-20	1 tonne
67	60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized: A. Outer garments and clothing accessories: II. Other: b) Other: 5. Clothing accessories	60.05-93, 94, 95	168 tonnes
		B. Other	60.05-96, 97, 98, 99	
	60.06	Knitted or crocheted fabric and articles thereof, elastic or rubberized (including elastic knee-caps and elastic stockings): B. Other: II. Stockings III. Other	60.06-92 60.06-96, 98	
73	60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized: A. Outer garments and clothing accessories: II. Other: b) Other: 3. Track suits	60.05-16, 17, 19	257 040 pieces
Diverse	59.04	Twine, cordage, ropes and cables, plaited or not	59.04 all Nos	1 837 tonnes

ANNEX III

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
III YU 1	27.10	Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70 % by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations: A. Light oils: III. For other purposes B. Medium oils: III. For other purposes C. Heavy oils: I. Gas oils: c) For other purposes II. Fuel oils: c) For other purposes III. Lubricating oils; other oils: c) To be mixed in accordance with the terms of Additional Note 7 to this Chapter (a) d) For other purposes	27.10-15, 17, 21, 25, 29 	446 250 tonnes
	27.11	Petroleum gases and other gaseous hydrocarbons: A. Propane of a purity not less than 99%: I. For use as a power or heating fuel B. Other: I. Commercial propane and commercial butane: c) For other purposes	27.11-03 	
	27.12	Petroleum jelly: A. Crude: III. For other purposes B. Other	27.12-19 	
	27.13	Paraffin wax, micro-crystalline wax, slack wax, ozokerite, lignite wax, peat wax and other mineral waxes, whether or not coloured: B. Other: I. Crude: c) For other purposes II. Other	27.13-89 	

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling
1	2	3	4	5
	27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals: C. Other: II. Other	27.14-99	

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

ANNEX IV

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (tonnes)
1	2	3	4	5
IV YU 1	28.05	Alkali and alkaline-earth metals; rare earth metals, yttrium and scandium and intermixtures or interalloys thereof; mercury: D. Mercury: I. In flasks of a net capacity of 34.5 kg (standard weight), of a fob value, per flask, not exceeding 224 ECU	28.05-71	18
IV YU 2	73.02	Ferro-alloys: A. Ferro-manganese: II. Other	73.02-19	63
IV YU 3		C. Ferro-silicon	73.02-30	4 200
IV YU 4		D. Ferro-silico-manganese	73.02-40	630
IV YU 5		E. Ferro-chromium and ferro-silico-chromium: I. Ferro-chromium:	73.02-51	1 050
IV YU 6		— Of which ferro-chromium containing by weight not more than 0.10 % of carbon and more than 30 % but not more than 90 % of chromium (super-refined ferro-chromium), maximum	ex 73.02-51	525
IV YU 7	76.01	Unwrought aluminium; aluminium waste and scrap: A. Unwrought	76.01-11, 15	1 837
IV YU 8	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap: A. Unwrought: II. Other	78.01-12, 13, 15, 19	682
IV YU 9	79.01	Unwrought zinc; zinc waste and scrap: A. Unwrought	79.01-11, 15	577

ANNEX V

CCT heading No	Description
28.40	Phosphites, hypophosphites and phosphates: B. Phosphates (including polyphosphates): II. Other
44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry
44.17	'Improved' wood, in sheets, blocks or the like
44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like
44.23	Builders' carpentry and joinery (including prefabricated and sectional buildings and assembled parquet flooring panels)
70.12	Glass inners for vacuum flasks or for other vacuum vessels
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 for similar uses
84.41	Sewing machines; furniture specially designed for sewing machines; sewing machine needles: A. Sewing machines; furniture specially designed for sewing machines: I. Sewing machines (lock-stitch only), with heads of a weight not exceeding 16 kg without motor or 17 kg including the motor; sewing machine heads (lock-stitch only) of a weight not exceeding 16 kg without motor or 17 kg including the motor: b) Other
85.01	Electrical goods of the following descriptions: generators, motors, converters (rotary or static), transformers, rectifiers and rectifying apparatus, inductors: B. Other machines and apparatus: I. Generators, motors (whether or not equipped with speed reducing, changing or step-up gear) and rotary converters C. Parts
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
85.19	Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, lightning arresters, surge suppressors, plugs, lampholders and junction boxes); resistors, fixed or variable (including potentiometers), other than heating resistors; printed circuits; switchboards (other than telephone switchboards) and control panels:

CCT heading No	Description
85.19 (cont'd)	A. Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits or for making connections to or in electrical circuits B. Resistors, fixed or variable (including potentiometers), other than heating resistors
85.21	Thermionic, cold cathode and photo-cathode valves and tubes (including vapour or gas-filled valves and tubes, cathode-ray tubes, television camera tubes and mercury arc rectifying valves and tubes); photocells; mounted piezo-electric crystals; diodes, transistors and similar semi-conductor devices; light emitting diodes; electronic microcircuits
85.25	Insulators of any material

COUNCIL REGULATION (EEC) No 3811/81

of 15 December 1981

on the application of Decision No 1/81 of the EEC-Austria Joint Committee – Community transit – amending Appendix II to the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit

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 Article 16 of the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit ⁽¹⁾, empowers the Joint Committee set up under that Agreement to adopt decisions making certain amendments to the Agreement and to its Appendices;

Whereas the Joint Committee has decided to amend Appendix II to the Agreement in order to permit the guarantor, under the flat-rate guarantee system to limit, at the time of issuing flat-rate guarantee vouchers, the extent of the risk which he thereby accepts;

Whereas this amendment is the subject of Decision No 1/81 of the Joint Committee; whereas it is necessary

to take the measures required to implement the abovementioned Decision,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/81 of the EEC-Austria Joint Committee – Community transit – amending Appendix II to the Agreement between the European Economic Community and the Republic of Austria on the application of rules on Community transit shall apply in the Community.

The text of the Decision is attached to this Regulation.

Article 2

This Regulation shall enter into force on the 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, 15 December 1981.

For the Council

The President

D. HOWELL

⁽¹⁾ OJ No L 294, 29. 12. 1972, p. 87.

DECISION No 1/81 OF THE EEC-AUSTRIA JOINT COMMITTEE

- Community transit -

of 9 December 1981

amending Appendix II to the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit, and in particular Article 16 (3) (a) thereof,

Whereas the Regulation on provisions for the implementation of the Community transit procedure and for certain simplifications of that procedure has been amended in order to permit the guarantor, under the flat-rate guarantee system, to limit, at the time of issuing flat-rate guarantee vouchers, the extent of the risk which he thereby accepts;

Whereas the said Regulation appears in Appendix II to the Agreement; whereas that Appendix should be amended to take account of the changes thus made in the rules on Community transit,

HAS DECIDED AS FOLLOWS:

Article 1

Appendix II to the Agreement between the European Economic Community and the Republic of Austria on the application of the rules on Community transit is hereby amended as follows:

1. The following subparagraphs shall be inserted after the first subparagraph of Article 23 (1):

'The guarantor may issue flat-rate guarantee vouchers:

— which are not valid for a Community transit operation in respect of goods which are listed in Annex XIII,

and

— which may be used in multiples of up to seven vouchers per means of transport as referred to in Article 16 (2) of Regulation (EEC) No 222/77 for goods other than those referred to in the previous indent.

For this purpose the guarantor shall mark such flat-rate guarantee vouchers diagonally in capital letters with one of the following statements:

"LIMITED VALIDITY - REG. (EEC) 223/77, APPLICATION ART. 23 (1), 2ND SUBPARA.

BEGRÆNSET GYLDIGHED - ANV. AF ART. 23, STK. 1, 2. AFS. FO (EØF) 223/77

BESCHRÄNKTE GELTUNG - ANWENDG. ART. 23 ABS. 1 UNTERABS. 2 VO (EWG) 223/77

ΠΕΡΙΟΡΙΣΜΕΝΗ ΙΣΧΥΣ - ΕΦΑΡΜΟΓΗ ΑΡΘΡΟ 23 ΠΑΡ. 1 ΕΔΑΦ. 2 ΚΑΝ. (ΕΟΚ) 223/77

VALIDITÉ LIMITÉE - APPLICATION ART. 23, PAR. 1, AL. 2, REGL. (CEE) 223/77

VALIDITA LIMITATA - APPLICAZIONE ART. 23, PAR. 1, 2° COMMA, REG. (CEE) 223/77

BEPERKTE GELDIGHED - TOEPASSING ART. 23, LID 1, 2 E AL., VER. (EEG) 223/77".

2. Article 23 (3) shall be replaced by the following:

'3. Without prejudice to the provisions in the second and third subparagraphs of paragraph 1 and in Article 24, the principal may carry out one Community transit operation under each flat-rate guarantee voucher. The voucher shall be delivered to the office of departure, where it shall be retained.'

Article 2

This Decision shall enter into force on 1 January 1982.

It shall apply until 30 June 1982.

Done at Brussels, 9 December 1981.

For the Joint Committee

The Chairman

Paul STEIGER

COUNCIL REGULATION (EEC) No 3812/81

of 15 December 1981

on the application of Decision No 1/81 of the EEC-Switzerland Joint Committee –
Community transit – amending Appendix II to the Agreement between the European
Economic Community and the Swiss Confederation on the application of the rules on
Community transit

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 Article 16 of the Agreement between the
European Economic Community and the Swiss
Confederation on the application of the rules on
Community transit ⁽¹⁾, empowers the Joint Committee
set up under that Agreement to adopt decisions making
certain amendments to the Agreement and to its
Appendices;

Whereas the Joint Committee has decided to amend
Appendix II to the Agreement in order to permit the
guarantor, under the flat-rate guarantee system to limit,
at the time of issuing flat-rate guarantee vouchers, the
extent of the risk which he thereby accepts;

Whereas this amendment is the subject of Decision
No 1/81 of the Joint Committee; whereas it is necessary

to take the measures required to implement the
abovementioned Decision,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/81 of the EEC-Switzerland Joint
Committee – Community transit – amending
Appendix II to the Agreement between the European
Economic Community and the Swiss Confederation on
the application of rules on Community transit shall apply
in the Community.

The text of the Decision is attached to this Regulation.

Article 2

This Regulation shall enter into force on the 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, 15 December 1981.

*For the Council**The President*

D. HOWELL

⁽¹⁾ OJ No L 294, 29. 12. 1972, p. 2.

DECISION No 1/81 OF THE EEC-SWITZERLAND JOINT COMMITTEE

- Community transit -

of 4 December 1981

amending Appendix II to the Agreement between the European Economic Community and the Swiss Confederation on the application of the rules on Community transit

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Swiss Confederation on the application of the rules on Community transit, and in particular Article 16 (3) (a) thereof,

Whereas the Regulation on provisions for the implementation of the Community transit procedure and for certain simplifications of that procedure has been amended in order to permit the guarantor, under the flat-rate guarantee system, to limit, at the time of issuing flat-rate guarantee vouchers, the extent of the risk which he thereby accepts;

Whereas the said Regulation appears in Appendix II to the Agreement; whereas that Appendix should be amended to take account of the changes thus made in the rules on Community transit,

HAS DECIDED AS FOLLOWS:

Article 1

Appendix II to the Agreement between the European Economic Community and the Swiss Confederation on the application of the rules on Community transit is hereby amended as follows:

1. The following subparagraphs shall be inserted after the first subparagraph of Article 23 (1):

'The guarantor may issue flat-rate guarantee vouchers:

- which are not valid for a Community transit operation in respect of goods which are listed in Annex XIII,
- and
- which may be used in multiples of up to seven vouchers per means of transport as referred to in Article 16 (2) of Regulation (EEC) No 222/77 for goods other than those referred to in the previous indent.

For this purpose the guarantor shall mark such flat-rate guarantee vouchers diagonally in capital letters with one of the following statements:

"LIMITED VALIDITY - REG. (EEC) 223/77, APPLICATION ART. 23 (1), 2ND SUBPARA.

BEGRÆNSET GYLDIGHED - ANV. AF ART. 23, STK. 1, 2. AFS. FO (EØF) 223/77

BESCHRÄNKTE GELTUNG - ANWENDG. ART. 23 ABS. 1 UNTERABS. 2 VO (EWG) 223/77

ΠΕΡΙΟΡΙΣΜΕΝΗ ΙΣΧΥΣ - ΕΦΑΡΜΟΓΗ ΑΡΘΡΟ 23 ΠΑΡ. 1 ΕΔΑΦ. 2 ΚΑΝ. (ΕΟΚ) 223/77

VALIDITÉ LIMITÉE - APPLICATION ART. 23, PAR. 1, AL. 2, REGL. (CEE) 223/77

VALIDITÀ LIMITATA - APPLICAZIONE ART. 23, PAR. 1, 2° COMMA, REG. (CEE) 223/77

BEPERKTE GELDIGHEID - TOEPASSING ART. 23, LID 1, 2 E AL., VER. (EEG) 223/77".

2. Article 23 (3) shall be replaced by the following:

'3. Without prejudice to the provisions in the second and third subparagraphs of paragraph 1 and in Article 24, the principal may carry out one Community transit operation under each flat-rate guarantee voucher. The voucher shall be delivered to the office of departure, where it shall be retained.'

Article 2

This Decision shall enter into force on 1 January 1982.

It shall apply until 30 June 1982.

Done at Brussels, 4 December 1981.

For the Joint Committee

The Chairman

F. KLEIN

COUNCIL REGULATION (EEC) No 3813/81
of 15 December 1981
amending Regulation (EEC) No 222/77 on Community transit

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas experience over several years of the application of the Community transit procedure established by Regulation (EEC) No 542/69 ⁽⁴⁾ and consolidated by Regulation (EEC) No 222/77 ⁽⁵⁾, which latter was amended by Regulation (EEC) No 983/79 ⁽⁶⁾ and the 1979 Act of Accession, has revealed that certain formalities required by that procedure can be made more flexible;

Whereas, where the time limit prescribed by the office of departure is not met on account of exceptional circumstances which are satisfactorily explained, it must be possible for the principal to be deemed to have fulfilled his obligations;

Whereas steps should be taken to ensure that the guarantor is not kept uninformed indefinitely of the action taken in respect of notifications of the non-discharge of transit documents addressed to him; whereas it is therefore important that he should be released from his obligations once a given period has elapsed without any request for payment being forthcoming;

Whereas goods transported by sea and then by land or inland waterway under a single contract of carriage should be placed under the Community transit procedure at their first place of departure;

Whereas, in order to take account of experience acquired, it would be useful to extend application of the

Community Transit Committee procedure to the provisions of Regulation (EEC) No 222/77, with certain exceptions,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 222/77 is hereby amended in accordance with the following Articles.

Article 2

1. Point (b) of Article 1 (3) shall be replaced by the following:

‘(b) goods coming under the Treaty establishing the European Coal and Steel Community which under the terms of that Treaty are in free circulation within the Community, hereinafter referred to as “Community goods”;

2. The following paragraph shall be added to Article 1:

‘5. The provisions of the Treaty establishing the European Economic Community relating to the free movement of goods shall apply to those goods which, in accordance with point (b) of Article 1 (2), are carried under the transit procedure for external Community transit and are not exported to a third country provided that an internal Community transit document, delivered as evidence of the Community status of the goods after the cancellation of the customs export formalities relating to the Community measures which made exportation of these goods to a third country necessary, is produced.’

Article 3

1. In Article 7 the whole of paragraph 1 shall be replaced by the following:

‘1. In derogation from Article 1, the Community transit procedure shall not apply to the carriage of goods under cover of TIR carnets (TIR Convention) or the Rhine Manifest (Article 9 of the revised Convention for the navigation of the Rhine) on

⁽¹⁾ OJ No C 24, 26. 9. 1979, p. 6.

⁽²⁾ OJ No C 59, 10. 3. 1980, p. 67.

⁽³⁾ OJ No C 83, 2. 4. 1980, p. 13.

⁽⁴⁾ OJ No L 77, 28. 3. 1969, p. 1.

⁽⁵⁾ OJ No L 38, 9. 2. 1977, p. 1.

⁽⁶⁾ OJ No L 123, 19. 5. 1979, p. 1.

condition that the carriage of goods began or is to end outside the Community.'

2. The second subparagraph of Article 7 (3) shall be replaced by the following:

'The internal Community transit document shall bear a reference to the procedure used and the corresponding document.'

Article 4

Article 15 shall be deleted.

Article 5

The following paragraph shall be added to Article 26:

'3. Where the goods are produced at the office of destination after expiry of the time limit prescribed by the office of departure and where this failure to comply with the time limit is due to circumstances which are explained to the satisfaction of the office of destination and which are beyond the control of the carrier or the principal, the latter shall be deemed to have complied with the time limit prescribed.'

Article 6

1. The second paragraph of Article 35 shall be replaced by the following:

'When the guarantor has not been notified by the competent customs authorities of the Member State of departure of the non-discharge of the T 1 document, he shall likewise be released from his obligations upon expiry of a period of 12 months from the date of registration of the T 1 declaration.'

2. The following paragraph shall be added to Article 35:

'Where, within the period provided for in the second subparagraph, the guarantor has been notified by the competent customs authorities of the non-discharge of the T 1 document, he must, in addition, be informed that he is or may be liable to pay the amounts for which he is liable in respect of the Community transit operation in question. This

notification must reach the guarantor not later than three years after the date of registration of the T 1 declaration. Where no such notification has been made before the expiry of the aforementioned time limit, the guarantor shall likewise be released from his obligations.'

Article 7

Article 42 (2) shall be replaced by the following:

'2. The provisions of Articles 19 (2) and (3), 21, 22 and 41 shall not apply to the carriage of goods by rail.'

Article 8

Article 44 (2) shall be replaced by the following:

'2. Paragraph 1 shall not apply:

— when the goods are subject to Community measures entailing control of their use or destination,

or

— when the carriage of goods by sea, under a single contract of carriage, is to be followed, beyond the port of unloading, by carriage by land or inland waterway under a transit procedure except when carriage beyond that port is to be effected, in pursuance of Article 7 (2), under the Rhine Manifest procedure.'

Article 9

Article 45 (2) shall be replaced by the following:

'2. In cases where a Community transit procedure is used for carriage effected wholly or partly by air, no guarantee need be furnished to cover the air portion of the journey of goods carried by undertakings authorized to undertake such carriage by scheduled or non-scheduled services in Member States.'

Article 10

The second subparagraph of Article 51 (2) shall be deleted.

Article 11

1. In Article 57 (1), point (a) shall be replaced by the following:

'(a) for the implementation of this Regulation, with the exception of Articles 1, 5, 6, 20, 21, 22, 26 to 31, 33, 36, 37 and 40;'

2. The last subparagraph of Article 57 (1) shall be deleted.

Article 12

This Regulation shall enter into force on 1 January 1983.

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

Done at Brussels, 15 December 1981.

For the Council

The President

D. HOWELL

COUNCIL REGULATION (EEC) No 3814/81

of 21 December 1981

opening, allocating and providing for the administration of Community tariff quotas for prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Morocco

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 the Cooperation Agreement between the Community and Morocco ⁽¹⁾, supplemented by Council Regulation (EEC) No 3511/81 of 3 December 1981 laying down the arrangements applicable to trade between Greece and Morocco ⁽²⁾, provides that prepared and preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Morocco, may be imported into the Community free of duty; whereas the detailed arrangements must be fixed by an exchange of letters between the Community and Morocco; whereas, since this exchange of letters has not yet taken place, it is advisable to renew until 31 March 1982 the Community arrangements which were applied in 1981; whereas it is advisable to open two Community tariff quotas for importations into the Community of the products in question, one duty-free tariff quota of 3 500 tonnes and the other of 1 500 tonnes at a rate of duty of 10 %; whereas these tariff quotas are to apply from 1 January 1982 until either the conclusion of the exchange of letters provided for in Article 19 of the Cooperation Agreement between the Community and Morocco, or until such time as Community arrangements for imports of the products in question are applied but until 31 March 1982 at the latest;

Whereas it is in particular necessary to ensure for all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rates laid down for these quotas to all imports of the products concerned into all Member States until the quotas have been used up; whereas, having regard to the principles mentioned above, the Community nature of the quotas can be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect as accurately as possible the true trend of the market in the products in question, such allocation should be in proportion to the requirements of the Member States, calculated by

reference to the statistics for imports from Morocco over a representative reference period and also to the economic outlook for the quota period in question;

Whereas, during the last three years for which statistics are available, the corresponding imports into each of the Member States represent the following percentages of the imports into the Community from Morocco of the products concerned:

Member States	1978	1979	1980
Benelux	11.21	8.67	9.58
Denmark	0.88	0.02	0.03
Germany	13.66	14.73	9.76
Greece	4.85	1.43	0.00
France	55.45	51.74	58.63
Ireland	0.35	0.04	0.01
Italy	0.74	0.24	0.27
United Kingdom	12.86	23.13	21.72

Whereas, in view of these factors and of the estimates submitted by certain Member States, initial shares may be fixed approximately at the following percentages:

Benelux	9.75
Denmark	0.28
Germany	12.68
Greece	1.97
France	55.26
Ireland	0.12
Italy	0.40
United Kingdom	19.54

Whereas, in order to take into account import trends for the products concerned in the various Member States, each quota should be divided into two instalments, the first being shared among the Member States and the second constituting a reserve to cover at a later date the requirements of the Member States which have used up their initial quota shares; whereas, in order to give importers in each Member State a certain degree of security, the first instalment of the Community quotas should, under the circumstances, be fixed at 70 % respectively of the quota volumes;

⁽¹⁾ OJ No L 264, 27. 9. 1978, p. 2.

⁽²⁾ OJ No L 358, 3. 12. 1981, p. 1.

Whereas, the Member States initial shares may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, any Member State which has almost used up its initial quota shares should draw an additional share from the corresponding reserve; whereas this must be done by each Member State as and when each of its additional shares is almost used up, and repeated as many times as the reserve allows; whereas the initial and additional shares must be valid until the end of the quota period; whereas this method of administration requires close cooperation between the Member States and the Commission and the latter must be in a position to monitor the extent to which the quota amounts have been used up and to inform Member States thereof;

Whereas if, at a given date in the quota period, a substantial quantity remains unused in any Member State, it is essential that that Member State should return a significant proportion to the corresponding reserve to prevent a part of any tariff quota from remaining unused in one Member State when it could be used in others;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1982 until the conclusion of the exchange of letters referred to in Article 19 of the Cooperation Agreement between the Community and Morocco, until such time as Community import arrangements are applied or until 31 March 1982, whichever shall be the earliest, a duty-free Community tariff quota of 3 500 tonnes shall be opened, for imports into the Community of prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Morocco.

2. From 1 January 1982 until either the conclusion of the exchange of letters referred to in Article 19 of the Cooperation Agreement between the Community and Morocco, or until such time as Community import arrangements are applied but until 31 March 1982 at the latest, a Community tariff quota of 1 500 tonnes at a duty rate of 10 % shall be opened, for imports into the Community, of prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Morocco.

3. Within the limits of these tariff quotas, Greece shall apply duties calculated in accordance with the relevant provisions in the 1979 Act of Accession and Regulation (EEC) No 3511/81.

Article 2

1. The tariff quotas laid down in Article 1 shall be divided into two instalments.

2. A first instalment of each quota shall be shared among the Member States; the respective shares which, subject to Article 5, shall be valid until the end of the period specified in Article 1 shall be as follows:

(tonnes)		
Member States	Article 1 (1)	Article 1 (2)
Benelux	268	102
Denmark	8	3
Germany	349	133
Greece	54	21
France	1 519	580
Ireland	4	2
Italy	11	4
United Kingdom	537	205
	2 750	1 050

3. The second instalment of each quota, i.e. 750 and 450 tonnes respectively, shall constitute the corresponding reserve.

Article 3

1. If 90 % or more of a Member State's initial share as specified in Article 2 (2), or 90 % of that share minus the portion returned to the corresponding reserve where Article 5 has been applied, has been used up, then, to the extent permitted by the amount of the reserve, that Member State shall forthwith, by notifying the Commission, draw a second share equal to 10 % of its initial share, rounded up where necessary to the next unit.

2. If, after one of its initial shares has been used up, 90 % or more of the second share drawn by a Member State has been used up, then that Member State shall, in accordance with the conditions laid down in paragraph 1, draw a third share equal to 5 % of its initial share, rounded up where necessary to the next unit.

3. If, after its second share has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, in accordance with the conditions laid down in paragraph 1, draw a fourth share equal to the third.

This process shall continue until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, a Member State may draw shares smaller than those fixed in those paragraphs if there is reason to believe that they might not be used up. It shall inform the Commission of its reasons for applying this paragraph.

Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until the end of the period laid down in Article 1.

Article 5

The Member States shall return to the reserve, not later than 1 March 1982, such unused portion of their initial share as, on 15 February 1982, is in excess of 20 % of the initial volume. They may return a larger quantity if there are grounds for believing that this quantity may not be used.

The Member States shall notify the Commission, not later than 1 March 1982, of the total quantities of the products in question imported up to 15 February 1982 and charged against the tariff quota and of any quantity of the initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and, as soon as it is notified, shall inform each State of the extent to which the reserves have been used up.

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

Done at Brussels, 21 December 1981.

It shall inform the Member States, not later than 5 March 1982, of the amount in each reserve after quantities have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which exhausts any reserve does not exceed the balance available and, to this end, shall notify the amount of that balance to the Member State making the last drawing.

Article 7

1. The Member States shall take all measures necessary to ensure that additional shares drawn pursuant to Article 3 are opened in such a way that imports may be charged without interruption against their accumulated shares of the tariff quota.

2. The Member States shall ensure that importers of the products in question established in their territory have free access to the shares allocated to them.

3. The extent to which a Member State has used up its shares shall be determined on the basis of the imports of the products concerned originating in Morocco and entered with customs authorities for free circulation.

Article 8

At the Commission's request, the Member States shall inform it of imports of the products concerned actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 10

This Regulation shall enter into force on 1 January 1982.

For the Council

The President

N. RIDLEY

COUNCIL REGULATION (EEC) No 3815/81

of 21 December 1981

opening, allocating and providing for the administration of a Community tariff quota for prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Tunisia

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 the Cooperation Agreement between the Community and Tunisia ⁽¹⁾ provides that prepared and preserved sardines, falling within subheading 16.04 D of the Common Customs Tariff and originating in Tunisia, may be imported into the Community free of duty; whereas the detailed arrangements must be fixed by an exchange of letters between the Community and Tunisia; whereas, since this exchange of letters has not yet taken place, it is advisable to renew until 31 March 1982 the Community arrangements which were applied in 1981; whereas it is advisable to open a Community tariff quota, for the importation into the Community of the products in question of 25 tonnes free of duty; whereas this tariff quota is to apply from 1 January 1982 until either the conclusion of the exchange of letters provided for in Article 18 of the Cooperation Agreement between the Community and Tunisia, or until such time as Community arrangements for imports of the products in question are applied but until 31 March 1982 at the latest;

Whereas, since a Protocol as provided for in Article 118 of the 1979 Act of Accession does not exist, the Community must adopt the measures referred to in Article 119 of that Act; whereas the tariff measure concerned will, therefore, apply to the Community of Nine;

Whereas it is in particular necessary to ensure for all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, having regard to the above principles, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States; whereas, in order to reflect as accurately as possible the true trend of the market in the products in question, such allocation should be in proportion to the requirements of the Member States,

calculated, on the one hand, by reference to the statistics for imports from Tunisia over a representative reference period and, on the other hand, by reference to the economic outlook for the quota period in question;

Whereas, during the last three years for which statistics are available, the corresponding imports into each of the Member States represent the following percentages of imports into the Community from Tunisia of the products concerned:

Member States	1978	1979	1980
Benelux	—	—	—
Denmark	—	—	—
Germany	—	—	—
France	—	100 (= 50 tonnes)	100 (= 3 tonnes)
Ireland	—	—	—
Italy	—	—	—
United Kingdom	—	—	—

Whereas these data cannot be considered as representative and cannot serve as a basis for allocation of the quota among the Member States; whereas it is difficult to forecast the Member States' imports for 1982 because of the absence of any pattern in previous years; whereas, in order that the quota may be allocated fairly, the initial quota shares may be fixed approximately at the following percentages:

Benelux	10.5
Denmark	5.2
Germany	15.8
France	42.3
Ireland	5.2
Italy	5.2
United Kingdom	15.8

Whereas, in order to take into account import trends for the products concerned in the various Member States, each of the quota amounts should be divided into two instalments, the first being shared among the Member States and the second constituting a reserve to cover at a later date the requirements of the Member States which have used up their initial quota shares; whereas, in order

(1) OJ No L 265, 27. 9. 1978, p. 5.

to give importers in each Member State a certain degree of security, the first instalment of the Community quota might, under the circumstances, be fixed at 75 % of the quota volume;

Whereas the Member States' initial shares may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, any Member State which has almost used up its initial quota share should draw an additional share from the reserve; whereas this must be done by each Member State as and when each of its additional shares is almost used up, and repeated as many times as the reserve allows; whereas the initial and additional shares must be valid until the end of the quota period; whereas this method of administration requires close cooperation between the Member States and the Commission, and the latter must be in a position to monitor the extent to which the quota volume has been used up and to inform the Member States thereof;

Whereas if, at a given date in the quota period, a substantial quantity of an initial share remains unused in any Member State, it is essential that that Member State should return a significant proportion to the reserve to prevent a part of any tariff quota from remaining unused in one Member State when it could be used in others;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 January 1982 until the conclusion or the exchange of letters referred to in Article 18 of the Cooperation Agreement between the Community and Tunisia, until such time as Community import arrangements are applied or until 31 March 1982, whichever shall be the earliest, a duty-free Community tariff quota of 25 tonnes shall be opened, for imports into the Community of Nine, of prepared or preserved sardines falling within subheading 16.04 D of the Common Customs Tariff and originating in Tunisia.

Article 2

1. The tariff quota referred to in Article 1 shall be divided into two instalments.
2. A first instalment, amounting to 19 tonnes of the Community tariff quota referred to in Article 1, shall be

allocated among the Member States; the shares, which subject to Article 5 shall be valid until the end of the period specified in Article 1, shall be as follows:

	(tonnes)
Benelux	two
Denmark	one
Germany	three
France	eight
Ireland	one
Italy	one
United Kingdom	three

3. The second instalment of six tonnes shall constitute the reserve.

Article 3

1. If 90 % or more of a Member State's initial share as specified in Article 2 (2), or 90 % of that share minus the portion returned to the reserve where Article 5 has been applied, has been used up, then, to the extent permitted by the amount of the reserve, that Member State shall forthwith, by notifying the Commission, draw a second share equal to 15 % of its initial share, rounded up where necessary to the next unit.

2. If, after one of its initial shares has been used up, 90 % or more of the second share drawn by a Member State has been used up, then, to the extent permitted by the amount of the reserve, that Member State shall, in accordance with the conditions laid down in paragraph 1, draw a third share equal to 7.5 % of its initial share, rounded up where necessary to the next unit.

3. If, after one of its second shares has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, in accordance with the conditions laid down in paragraph 1, draw a fourth share equal to the third.

This process shall continue until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, a Member State may draw shares smaller than those fixed in those paragraphs if there is reason to believe that they might not be used up. It shall inform the Commission of its reasons for applying this paragraph.

Article 4

The additional shares drawn pursuant to Article 3 shall be valid until the end of the period specified in Article 1.

Article 5

The Member States shall return to the reserve, not later than 1 March 1982 such unused portion of their initial share as, on 15 February 1982, is in excess of 20 % of the initial volume. They may return a larger quantity if there are grounds for believing that this quantity may not be used.

The Member States shall notify the Commission, not later than 1 March 1982, of the total quantities of the products in question imported up to 15 February 1982 and charged against the tariff quota and of any quantity of the initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and, as soon as it is notified, shall inform each Member State of the extent to which the reserve has been used up.

It shall inform the Member States not later than 5 March 1982, of the amount in the reserve after quantities have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which exhausts any reserve does not exceed the balance available and, to this end, notify the amount of that balance to the Member State making the last drawing.

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

Done at Brussels, 21 December 1981.

Article 7

1. The Member States shall take all measures necessary to ensure that additional shares drawn pursuant to Article 3 are opened in such a way that imports may be charged without interruption against their accumulated shares of the tariff quota.

2. The Member States shall ensure that importers of the products in question established in their territory have free access to the shares allocated to them.

3. The extent to which a Member State has used up its shares shall be determined on the basis of the imports of the products in question originating in Tunisia and entered with customs authorities for free circulation.

Article 8

At the Commission's request, the Member States shall inform it of imports of the products concerned actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 10

This Regulation shall enter into force on 1 January 1982.

For the Council

The President

N. RIDLEY

COUNCIL REGULATION (EEC) No 3816/81

of 21 December 1981

opening, allocating and providing for the administration of Community tariff quotas for certain textile products falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff and originating in Turkey (1982)

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an Association between the European Economic Community and Turkey and to the Additional Protocol ⁽¹⁾ consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement ⁽²⁾ which runs only for the period prior to the entry into force of this Supplementary Protocol which is applicable until 31 December 1974 but which has been extended for 1982 in accordance with the terms laid down in Article 13 thereof, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas, under Article 6 of this Interim Agreement amending Article 1 of Annex 2 to the Additional Protocol, the Community must reduce by 75% the customs duties on imports from Turkey of certain textile products falling within heading Nos 55.05 and 55.09 of the Common Customs Tariff, within the limit of annual Community tariff quotas of 390 tonnes for cotton yarn and 1 390 tonnes for woven fabrics of cotton; whereas the abovementioned Article 6 allocates these Community tariff quotas as follows:

— for cotton yarn:

300 tonnes to the Community as originally constituted, 40 tonnes to Denmark, 10 tonnes to Ireland and 40 tonnes to the United Kingdom;

— for woven fabrics of cotton:

1 000 tonnes to the Community as originally constituted, 20 tonnes to Denmark, 10 tonnes to Ireland and 360 tonnes to the United Kingdom;

Whereas, in accordance with Article 119 of the 1979 Act of Accession, the Council adopted Regulation (EEC) No 3555/80 of 16 December 1980 determining the

arrangements to be applied with regard to imports into Greece, originating in Algeria, Israel, Malta, Morocco, Portugal, Syria, Tunisia or Turkey ⁽³⁾; whereas, as a result, this Regulation applies to the Community of Nine;

Whereas Article 14 of the said Supplementary Protocol only provides for such an allocation of tariff quotas between the Community as originally constituted and the three new Member States until 1 July 1977; whereas, moreover, following the end of the transitional period laid down in Article 39 of the Act of Accession, it is necessary to create a common system of administration of the tariff quotas concerned, consisting in each case of the opening of a single quota divided between all the Member States according to the usual criteria and the creation of a single Community reserve, open to all Member States;

Whereas it is desirable to provide for a provisional adjustment of the tariff advantages for these goods consisting of a total suspension of the customs duties of the Common Customs Tariff and an increase in the quotas; whereas the volumes of the quotas to be opened for 1982 are therefore 1 099 tonnes for cotton yarn and 2 587 tonnes for other woven fabrics of cotton;

Whereas, pursuant to Article 1 of Annex 2 to the Additional Protocol together with Article 2 of the Interim Agreement, for the duration of 1982 in particular, the Community must partially reduce the duties applicable in respect of third countries to carpets, carpeting and rugs, knotted (made up or not) of wool or of fine animal hair (excluding handmade carpets, carpeting and rugs) imported from Turkey; whereas it also appears advisable to improve this tariff advantage provisionally by means of a total suspension of the duties applicable to the products in question within a Community tariff quota fixed at a provisional level of 198 tonnes for 1982;

Whereas, it is necessary to guarantee to all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rate laid down for those quotas to all imports of the product concerned into all Member States until the quota has been used up; whereas, in the light of the principles mentioned above, the Community nature of the quotas

⁽¹⁾ OJ No L 293, 29. 12. 1972, p. 4.

⁽²⁾ OJ No L 277, 3. 10. 1973, p. 2.

⁽³⁾ OJ No L 382, 31. 12. 1980, p. 1.

can best be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect most accurately the actual development of the market for the products concerned, such allocation shall be in proportion to the needs of the Member States, assessed by reference both to the statistics of each State's imports from Turkey over a representative period and to the economic outlook for the quota period concerned; whereas, in spite of the limited need for imports from Turkey of the products concerned, as shown by the

statistics for the majority of the Member States the Community character of the tariff quotas concerned should be safeguarded by making provisions to cover needs which might arise in these Member States;

Whereas imports into the various Member States from Turkey were as follows during the past three years for which complete statistics are available:

	1978		1979		1980	
	Tonnes	%	Tonnes	%	Tonnes	%
<i>Cotton yarn</i>						
Benelux	12 565	17.50	15 774	19.62	2 520	5.09
Denmark	1.2	0.01	24.4	0.03	14	0.03
Germany	27 951	38.94	29 192	36.29	21 973	44.37
France	2 797	3.90	2 357	2.93	2 650	5.35
Ireland	246.5	0.34	557	0.72	87	0.18
Italy	22 288.7	31.04	26 909	33.47	20 136	44.66
United Kingdom	5 939	8.27	5 577	6.94	2 140	4.32
	70 788.4	100	80 390.4	100	49 520	100
<i>Other woven fabrics of cotton</i>						
Benelux	537	33.08	165	12.55	290	0.66
Denmark	0.4	0.02	0.6	0.04	1	0.01
Germany	437	26.92	298	22.67	42 351	96.13
France	161	9.92	270	20.54	270	0.61
Ireland	1	0.06	36.5	2.78	0	0
Italy	295	18.17	249.6	18.98	1 028	2.33
United Kingdom	192	11.83	295	22.44	115	0.26
	1 623.4	100	1 314.7	100	44 055	100

Whereas, in view of these figures and foreseeable market trends for the products concerned during 1982, the initial shares may be fixed approximately at the following percentages:

	<i>Cotton yarn</i>	<i>Other woven fabrics of cotton</i>
Benelux	16.11	20.06
Denmark	8.65	1.81
Germany	35.82	15.07
France	4.33	22.55
Ireland	2.28	0.93
Italy	24.04	7.49
United Kingdom	8.77	32.09

Whereas, in order to take into account the uncertainty of the import trends for the products concerned in the Member States, the quota volumes should be divided into

two instalments, the first instalment being allocated to the Member States, and the second held as a reserve intended ultimately to cover the requirements of those Member States which have used up their initial shares; whereas, in order to ensure a certain degree of security to importers, the first instalment should be determined at a relatively high level, which, under present circumstances, may be about 80 % of each quota volume;

Whereas the initial quota shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of one of its initial quota shares should draw an additional quota share from the corresponding reserve; whereas, this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as each of the reserves allows; whereas each

of the initial and additional quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof;

Whereas, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a percentage of it back into the corresponding reserve, in order to prevent a part of one or other of the Community quotas from remaining unused in one Member State when it could be used in others;

Whereas the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1982, Community tariff quotas shall be opened in the Community of Nine for the following products coming from Turkey, as shown below:

(tonnes)		
CCT heading No	Description	Quota
55.05	Cotton yarn, not put up for retail sale	1 099
55.09	Other woven fabrics of cotton	2 587
58.01	Carpets, carpeting and rugs (made up or not) ex A. Of wool or of fine animal hair excluding handmade carpets, carpeting and rugs	198

2. The duties of the Common Customs Tariff are totally suspended for these tariff quotas.

Article 2

1. A first instalment of each of the quotas referred to in Article 1 (1), which shall be 832 tonnes for cotton yarn

not put up for retail sale, 2 044 tonnes for other woven fabrics of cotton and 159 tonnes for carpets, carpeting and rugs of wool or of fine animal hair, shall be shared among the Member States; the shares which, subject to Article 5 shall be valid until 31 December 1982, shall be as follows:

Member States	(tonnes)		
	CCT heading No		
	55.05	55.09	ex 58.01 A
Benelux	134	410	15
Denmark	72	37	15
Germany	298	308	38
France	36	461	27
Ireland	19	19	2
Italy	200	153	19
United Kingdom	73	656	43
	832	2 044	159

2. The second instalment of each quota, amounting to 267, 543 and 39 tonnes respectively, shall make up the corresponding reserve.

Article 3

1. If 90 % or more of one of any Member State's initial shares, as laid down in Article 2 (1) or 90 % of that share less the amount returned into the corresponding reserve, where Article 5 has been applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15 % of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after one or other of its initial shares has been used up, 90 % or more of the second share drawn by one of the Member States has been used up, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5 % of its initial share.

3. If, after one or other of its second shares has been used up, 90 % or more of the third share drawn by a Member State has been used up, the latter shall, in the same manner, draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares

might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1982.

Article 5

The Member States shall return to the reserve, not later than 1 October 1982, the unused portion of their initial share which, on 15 September 1982, is in excess of 20 % of the initial amount. They may return a greater portion if there are grounds for believing that such portion may not be used in full.

Member States shall, not later than 1 October 1982, notify the Commission of the total imports of the products concerned effected under the Community quotas up to and including 15 September 1982, and, where appropriate, the proportion of each of their initial shares that they are returning to each of the reserves.

Article 6

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3, and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

It shall, not later than 5 October 1982, notify the Member States of the state of each of the reserves after the return of shares pursuant to Article 5.

It shall ensure that any drawing which uses up a reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

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

Done at Brussels, 21 December 1981.

Article 7

1. Member States shall take all measures necessary to ensure that, when additional shares are drawn pursuant to Article 3, it is possible for imports to be counted without interruption against their accumulated shares of the Community tariff quotas.

2. Member States shall ensure for importers of the products concerned, established in their territory, free access to the shares allocated to them.

3. Member States shall charge imports of the said goods against their shares as and when the goods are entered with customs authorities for free circulation.

4. The extent to which the Member States' shares have been used up shall be established on the basis of imports counted in accordance with paragraph 3.

Article 8

On receipt of a request from the Commission, Member States shall inform it of imports of the products concerned actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is respected.

Article 10

This Regulation shall enter into force on 1 January 1982.

For the Council
The President
N. RIDLEY

