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### Legislation

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## I

*(Acts whose publication is obligatory)*

## COMMISSION DECISION No 3715 /83/ECSC

of 23 December 1983

fixing minimum prices for certain steel products

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

should improve the situation of the producers  
concerned.

Having regard to the Treaty establishing the European  
Coal and Steel Community, and in particular Articles  
47, 61 and 64 thereof,

Such a measure is an integral part of the other crisis  
measures taken by the Commission, in particular with  
regard to quantities. It should therefore be temporary.

On the basis of studies made jointly with undertakings  
and associations of undertakings and after consulting  
the Consultative Committee and the Council as to the  
advisability of fixing minimum prices for certain steel  
products and as to the level of these prices,

It is appropriate that the minimum prices should be  
basis prices ex basing-point so as to maintain a degree  
of flexibility in the market. However, it is appropriate  
to prevent the application of minimum prices being  
circumvented by an increase in rebates or a reduction in  
surcharges published in the price lists.

Whereas:

The steel industry in the Community is beset by serious  
difficulties despite the fixing of production quotas for  
certain products.

In order to maintain a uniform level of minimum prices  
within the Community, the Commission should, where  
appropriate, adjust the minimum prices in the light of  
variations in exchange rates.

In view of the scale of the difficulties facing the steel  
industry, the Commission has recognized the existence  
of a manifest crisis.

In order to ensure that the system of minimum prices is  
successful, it is necessary that it should be applied as  
widely as possible to the abovementioned products. It is  
therefore essential that it should apply in principle to  
long-term contracts as well,

Particularly where flat products, sections and beams are  
concerned, prices have slumped despite the action taken  
in respect of quantities.

The special situation of certain users who concluded  
long-term contracts before the introduction of minimum  
prices justifies derogations if firm-price contracts or  
contracts containing industrial cooperation clauses are  
involved.

The restructuring of the steel sector throughout the  
Community can be carried through only if undertakings  
have a stable income.

The financial situation of most undertakings remains  
precarious. The prices charged for certain steel products  
are no longer in line with the guidance prices published  
by the Commission and, consequently, it is necessary  
to place a limit on the rebates granted. The introduction  
of minimum prices for flat products, sections and beams

Prices of ship plate delivered to Community shipyards  
are determined by the situation on the world market  
and such plate is used for the purpose of building  
seagoing vessels and other structures in respect of which  
special tariff provisions provide for the suspension of  
customs duties.

Independent producers of welded pipes in the Community compete with certain steel undertakings which also produce welded pipes, and the products used for the production of welded pipes are not covered by the pricing rules. The prices of welded pipes are, in addition, to a large extent determined by imports from non-member countries. It is therefore justified not to subject products used for the production of welded pipes to the minimum prices.

In the case of substandard products, quantities and rebates should be limited so as to ensure that the prices charged for these products do not fall to a level which would give rise to serious disturbances.

Alignments on offers from non-member countries in respect of which the Commission has not published a ban on alignment must not have the effect that the resulting base prices ex basing-point are below the minimum prices,

HAS ADOPTED THIS DECISION:

#### Article 1

1. The Commission hereby fixes for the following products:

- (a) hot-rolled wide strip (coils),
- (b) hot-rolled narrow strip,
- (c) narrow strip obtained by slitting hot-rolled wide strip,
- (d) hot-rolled sheet obtained by cutting hot-rolled wide strip,
- (e) reversing mill plate,
- (f) cold-rolled sheet,
- (g) heavy sections and beams,

minimum prices equivalent to the guidance prices published for each of these products in the Commission communication of 29 April 1983 <sup>(1)</sup>, less a maximum temporary rebate of:

53 ECU per tonne in the case of hot-rolled wide strip (coils),

22 ECU per tonne in the case of hot-rolled narrow strip,

49 ECU per tonne in the case of narrow strip obtained by slitting hot-rolled wide strip,

49 ECU per tonne in the case of hot-rolled sheet obtained by cutting hot-rolled wide strip,

66 ECU per tonne in the case of reversing mill plate,

35 ECU per tonne in the case of cold-rolled sheet,

35 ECU per tonne in the case of sections and beams in category 1,

13 ECU per tonne in the case of sections and beams in category 2a,

24 ECU per tonne in the case of sections and beams in category 2b,

29 ECU per tonne in the case of sections and beams in category 2c,

35 ECU per tonne in the case of sections and beams in category 3.

The sections and beams in categories 1, 2a, 2b, 2c and 3 are as defined in the Annex to the Commission communication of 29 December 1982 <sup>(2)</sup> on guidance prices.

Regarding sections and beams whose dimensions correspond to the specifications of the British Standard No 4 or to a similar dimensional standard, the minimum prices shall be equivalent to the prices published in the British Steel Corporation price list No 5, applicable from 1 August 1983, reduced by £ 15 per tonne.

2. The minimum prices resulting from the provisions of paragraph 1 shall be converted into national currencies using the following exchange rates, which correspond to the average value of the ECU in the three-month period September, October and November 1983:

|           |          |
|-----------|----------|
| Bfrs/Lfrs | 45,9085  |
| DM        | 2,26299  |
| Fl        | 2,5354   |
| £         | 0,572388 |
| Dkr       | 8,16108  |
| FF        | 6,87803  |
| Lit       | 1 368,24 |
| £ Irl     | 0,726399 |
| Dr        | 80,1694  |

3. The products referred to in paragraph 1 (a) to (g) are those defined from the point of view of shape and dimensions in Euronorm 79-82, in the case of basis steels and quality steels in accordance with Euronorm 20-74, and in the case of special fine-grain weldable structural non-alloy and alloy steels known as 'Sonderbaustähle', including substandard products and seconds subject to the conditions indicated in Article 5.

4. These minimum prices shall apply to undertakings in the steel industry of the European Coal and Steel Community and their selling agencies and

<sup>(1)</sup> OJ No C 116, 29. 4. 1983, p. 2.

<sup>(2)</sup> OJ No L 370, 29. 12. 1982, p. 15.

intermediaries as referred to in Decisions Nos 30-53 <sup>(1)</sup> and 31-53 <sup>(2)</sup>.

5. In order to maintain a uniform level of minimum prices within the common market, the Commission shall adjust the minimum prices in accordance with official variations in exchange rates.

#### Article 2

1. The minimum prices shall be basis prices for the basic quality of the product, from the points on which the price lists are based (basing-points), to which apply the extras for quality, size, etc., and the terms of payment provided for in the price list of the leading producer in terms of volume for the product in question in the country in which the product is delivered. These minimum prices shall be net of all rebates, with the exception of rebates to dealers which are published in the price lists.

2. Where the price lists contain partially effective prices which take account of quality and/or size, the differences between such effective prices and the price for the basis quality and/or size shall be regarded as extras for quality or size.

3. Extras for size and quality and increases and surcharges published in the price lists shall not be reduced. Discounts and rebates, of whatever kind, published in the price lists and conditions of sale or notified to the Commission, may not be increased.

4. Undertakings whose published price lists and notified conditions give rise to prices lower than the minimum prices shall publish or notify new conditions to bring them into line with this Decision within 15 days of its entry into force.

#### Article 3

1. Minimum prices shall be compulsory for deliveries effected within the common market as from 1 January 1984.

2. As regards long-term contracts concluded between steel undertakings and users before 9 November 1983 in respect of deliveries to be effected after 30 June 1984, undertakings may obtain a derogation from the minimum prices if contracts including industrial

cooperation clauses are involved or if the contracts fix the prices precisely. To this end, undertakings should submit a duly substantiated application to the Commission by 31 January 1984. The application should in particular contain the contracts in question. The minimum prices shall apply pending a decision by the Commission on the applications.

#### Article 4

Minimum prices shall not apply:

- to deliveries of ship plate to Community shipyards for the purpose of building seagoing vessels and other structures in respect of which the special provisions of heading Nos 89.01, 89.02 and 89.03 of the Common Customs Tariff provide for the suspension of customs duties,
- to the products designated in Article 1 (1) (a) to (e) used in the form of hot-rolled products for the production in the Community of welded tubes and pipes.

#### Article 5

Undertakings may grant rebates for substandard products and seconds on condition:

- (i) that for each of the products referred to in Article 1 (1) (a) to (g), total deliveries in respect of which a rebate has been granted for this reason during a calendar quarter do not exceed, in relation to total deliveries of that product during that quarter, the average percentage of deliveries of substandard products and seconds recorded for the product in question during the 12-month period 1 January to 31 December 1982;

and

- (ii) that the average rebate for all deliveries of substandard products and seconds for the quarter in question does not exceed:

18 % in the case of (a) (hot-rolled wide strip (coils)),

12 % in the case of (b) + (c) (hot-rolled narrow strip, or narrow strip obtained by slitting hot-rolled wide strip),

12 % in the case of (d) (hot-rolled sheet obtained by cutting hot-rolled wide strip),

15 % in the case of (e) (reversing mill plate),

<sup>(1)</sup> OJ No 6, 4. 5. 1953, p. 109.

<sup>(2)</sup> OJ No 6, 4. 5. 1953, p. 111.

- 18 % in the case of (f) (cold-rolled sheet),  
10 % in the case of (g) (sections and beams),

of the respective minimum price resulting from the provisions of Articles 1 (1) and (2) and 2 (1) but without applying the extras indicated in Article 2 (1) and (2).

*Article 6*

1. Alignments on offers from non-member countries in respect of which the Commission has not published a ban on alignment must not have the effect that the resulting basis prices ex basing-point are below the minimum prices.

2. This Decision shall not affect the special price rules concerning sales to Greece pursuant to Article 129 of the Act of Accession.

*Article 7*

The Commission may amend this Decision, in particular in the light of experience.

*Article 8*

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

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

Done at Brussels, 23 December 1983.

*For the Commission*

Étienne DAVIGNON

*Vice-President*

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## COMMISSION DECISION No 3716/83/ECSC

of 23 December 1983

establishing a guarantee system for certain steel products and a system for the verification of the minimum prices

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Articles 47 and 95 thereof,

With the unanimous assent of the Council and after consulting the Consultative Committee,

Whereas:

In order to combat the manifest crisis in the Community steel industry, the Commission recently established by Decision No 3715/83/ECSC<sup>(1)</sup> minimum prices for certain flat products, sections and beams. That system is intended to strengthen the system of monitoring and production quotas in force for certain steel products, as extended by Commission Decision No 2177/83/ECSC<sup>(2)</sup>.

In order to ensure that these measures are fully effective, it is necessary to ensure that the undertakings fulfil their obligations pursuant to the two abovementioned Decisions. Experience has shown that the traditional procedures provided for in the ECSC Treaty are inadequate.

The provisions of a guarantee calculated on the basis of the quarterly reference quantity for each undertaking is an appropriate means of guaranteeing that a penalty can be enforced rapidly in the event of non-compliance with the minimum prices or with the quantities which can be delivered in the common market.

In order to affect the cash flow of the undertakings as little as possible, it is appropriate that they should be given a choice between a guarantee in the form of a transfer to a special bank account, a bank guarantee or draft or any other means approved by the Commission.

For the system to be effective, administrative procedures involving the Member States are required. It is the responsibility of the Member States *inter alia* to ensure that the undertakings correctly discharge their obligations under the guarantee system, to send the undertakings, where appropriate, a letter of notice in the name and on behalf of the Commission, in accordance with Article 36 of the ECSC Treaty, to append as soon as possible the order for enforcement to the Commission's penalty decision, in accordance with Article 92 of the ECSC Treaty, and to enforce that decision without delay.

It is appropriate to place a limit on the fine which the Commission may impose on an undertaking in the event of non-fulfilment of its obligations under the guarantee system.

It is appropriate to determine the procedures for returning or releasing the guarantee where an undertaking has lodged the guarantee due for the following quarter and has paid any fine due.

In order to make the penalty procedures more effective, it is appropriate to make provision for the Commission to be able to block, provisionally, the return or release of an appropriate amount of the guarantee in the event of infringement of the quota or price rules.

It is the responsibility of authorized representatives of officials of the Commission to verify that undertakings are complying with the minimum prices. Inspection must be tightened up. In this respect a suitable means is to require undertakings to instruct an auditing company or another body authorized to this end to carry out the necessary verifications and to submit regular reports to the Commission and the Member State concerned.

Certain small undertakings may be exempted from the provisions of this Decision without affecting the aims pursued.

The ECSC Treaty does not provide the necessary powers to enable the Commission to impose the obligations in question. This Decision is nevertheless necessary in order to attain one of the objectives of the Community. Article 95 of the ECSC Treaty enables the necessary decisions to be taken in such cases,

<sup>(1)</sup> See page 1 of this Official Journal.

<sup>(2)</sup> OJ No L 208, 31. 7. 1983, p. 1.

HAS ADOPTED THIS DECISION:

#### Article 1

1. A guarantee system is hereby established for those products subject to the system of production quotas for categories Ia, Ib, II and III, pursuant to Decision No 2177/83/ECSC, for the purpose of ensuring compliance by the undertakings with the obligations arising from the system of minimum prices and the system of production quotas.

2. This Decision shall not apply to undertakings:

- whose total quotas for categories Ia, Ib, II and III, including adjustments of quotas under Article 14 of Decision No 2177/83/ECSC, amount to 15 000 tonnes or less per quarter,
- and
- whose total quotas for all the products subject to the system established under Article 58 of the Treaty do not exceed 20 000 tonnes per quarter.

#### Article 2

1. For the products referred to in Article 1, each undertaking shall be required either:

- (a) to deposit in a special bank account opened in accordance with Annex 1, or
- (b) to give the Commission, subject to the agreement of the latter, by irrevocable bank guarantee, draft or any other form of guarantee in accordance with Annex 1,

by way of guarantee an amount equal to 15 ECU per tonne, or the equivalent thereof in national currency, multiplied by the undertaking's quarterly reference quantity applied to the abatement rates. This operation shall be carried out on a single occasion during the first month of each quarter.

The Commission shall notify the Member States of the names of the undertakings covered by this Decision and of the amounts required as guarantees.

2. Undertakings shall inform the Commission and the Member State concerned of the situation regarding the bank account or other form of guarantee referred to above at the beginning of the second month of each quarter.

3. Where an undertaking does not fulfil its obligations in accordance with paragraphs 1 and 2 the Commission shall inform the Member State concerned. The latter shall send the undertaking a letter of notice in accordance with Annex 2.

4. If, on expiry of the period laid down in the letter of notice, the undertaking has not fulfilled its obligations, the Member State shall inform the Commission thereof without delay and shall at the same time forward any comments by the undertaking, where appropriate. The Commission may decide to impose a fine not exceeding 20 % of the amount required by way of guarantee.

5. The Commission shall send a copy of its decision to the Member State. The latter shall append the order for enforcement in accordance with Article 92 of the ECSC Treaty, within five working days. The Member State, acting in the name and on behalf of the Commission, shall initiate the enforcement procedure as soon as possible. It shall transfer as soon as possible to the Commission's account the proceeds of the fine recovered.

6. No later than the end of the first week of the second month following the quarter referred to in paragraph 1, the Commission shall return or release the amounts blocked, subject to the provisions of paragraphs 7 to 9 below, as soon as the guarantee for the following quarter has been lodged.

7. Where the Commission has, in respect of the products referred to in Article 1, *prima facie* evidence of infringement of the quota or price rules under the ECSC Treaty, and without prejudice to the procedure provided for in Article 36 of the ECSC Treaty, it shall send the undertaking a reasoned decision provisionally blocking the return of an appropriate amount and shall inform the Member State concerned thereof.

8. Where the Commission has taken a decision imposing on an undertaking a fine for infringing these rules, an amount corresponding to the level of the fine shall not be returned or released in accordance with paragraph 6 until such time as the undertaking has paid the fine imposed. Where the undertaking fails to effect payment within the prescribed period, an amount corresponding to the level of the fine shall be forfeited to the Commission, and the remainder shall be returned to the undertaking or placed at its disposal.

9. In the absence of a Commission decision imposing a penalty within a period of six months following notification of the reasoned decision blocking the return or release, the corresponding amount shall be returned or released.

*Article 3*

1. Undertakings shall be required to entrust the verification:

- of their orders and sales invoices for the products referred to in Article 1,
- of payment against invoices,

to an auditing company or other body of their choice, authorized to carry out the said function, accepted by the Commission and, where appropriate, by the Member State if the latter so requests. The auditing company or other body shall not be responsible for payment. They shall carry out an inspection each month and shall submit an inspection report to the Commission no later than the end of the following month and shall forward copies thereof to the Member State in question. The cost of these inspections shall be borne by the undertakings.

2. The system described in paragraph 1 shall apply for deliveries effected from 1 January 1984.

Undertakings shall inform the Commission before 15 January 1984 of the arrangements that they have

made to this effect. The Commission may request undertakings to alter these arrangements if they do not appear to be satisfactory.

3. Undertakings shall take the measures necessary to allow verifications at the auditing company or other body of their choice by authorized representatives or officials of the Commission who are responsible for carrying out inspections, under the conditions laid down in Commission decisions adopted under Article 47 of the ECSC Treaty.

*Article 4*

The Commission may make technical amendments to this Decision, in particular in the light of experience.

*Article 5*

This Decision shall enter into force on 1 January 1984.

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

Done at Brussels, 23 December 1983.

*For the Commission*

Étienne DAVIGNON

*Vice-President*

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ANNEX 1

Each undertaking shall open at a bank of its choice established in the Community a special bank account in which it shall lodge the guarantee.

The undertaking shall give the bank irrevocable instructions to the effect that only the Commission is authorized to draw on the account.

The Commission shall give the bank instructions concerning *inter alia* the return, blocking or transfer to a Commission account of all or part of the guarantee.

The costs involved in opening and administering the said account shall be borne by the undertaking.

The undertaking shall issue instructions to the bank to confirm to the Commission the extent of the powers conferred upon the latter to administer the abovementioned special account. The Commission shall supply the bank with a list of persons authorized to sign for banking operations concerning the said account.

Where a draft is the means chosen, the undertaking should deposit the draft with a bank of its choice established in the Community. The draft may be returned to the undertaking only on the Commission's orders. The undertaking shall issue instructions to the bank to inform the Commission that the draft has been deposited.

Where a bank guarantee is the means chosen, the text of the bank guarantee must be approved in advance by the Commission. The undertaking shall choose a bank established in the Community. The undertaking shall issue instructions to the bank to send the Commission a copy of the contract of guarantee drawn up in favour of the Commission.

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ANNEX 2

## LETTER OF NOTICE

The Commission has established that your undertaking has not to date deposited (has only partially deposited), in the account opened for this purpose, the guarantee required by Article 2 of Decision No 3716/83/ECSC published in *Official Journal of the European Communities* No L 373 of 31 December 1983. Nor has it fulfilled the relevant obligations by any other means approved by the Commission.

Acting in the name and for the account of the Commission of the European Communities, we hereby request you to kindly comply, within seven working days of receipt of this letter, with the abovementioned obligations or to submit your comments on this matter, in accordance with Article 36 of the ECSC Treaty.

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## COMMISSION DECISION No 3717/83/ECSC

of 23 December 1983

introducing for steel undertakings and steel dealers, a production certificate and an accompanying document for deliveries of certain products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 95 thereof,

With the unanimous assent of the Council and after consulting the Consultative Committee,

Whereas:

The steel market continues to be seriously affected by the poor economic situation. In this context, it is essential to tighten up discipline with regard to the quantities and prices of steel products, in order to maintain the unity of this market.

The steel market constitutes a whole in which dealers help to market a large proportion of steel products, including products imported from non-member countries.

In order to supplement its action, the Commission needs to have an exact and complete picture of the physical movements of steel products resulting from the activities both of Community steel producers and of steel dealers.

In order to permit a full and exact survey of patterns of deliveries within the Community as a basis for reliable statistics for each of the Member States with regard to arrivals of certain steel products not only from other Member States but also from third countries, including imports from non-member countries of products originating in the Community, it is necessary to introduce an accompanying document for deliveries of certain products to other Member States by undertakings in the steel industry and steel dealers.

In order to permit steel undertakings to determine what proportion of their production is delivered in other Member States by steel dealers, it is necessary to introduce a production certificate made out by the producer for such deliveries.

The Member States should ensure that this requirement is complied with by means of inspections and penalties. These should be appropriate to the objective pursued and should comply with the provisions of the ECSC Treaty on the free movement of goods.

The Member States should process the declarations and information forwarded to them. They should periodically send the Commission a summary of the data received in this way.

The Commission's obligations under the second paragraph of Article 47 of the ECSC Treaty concerning the compliance with the rules relating to professional secrecy should be extended to the commercial dealings of steel dealers.

The Commission should periodically inform the Member States of the trend in the pattern of deliveries within the common market,

HAS ADOPTED THIS DECISION:

*Article 1*

A production certificate and an accompanying document are hereby established for deliveries of certain steel products listed in Annex I for steel undertakings and steel dealers as defined in Article 2.

*Article 2*

1. This Decision shall apply to distributive undertakings in the Community, hereinafter referred to as 'steel dealers', which effect ex-stock and/or semi-direct sales, to the exclusion of their direct sales activities, as defined in Article 3, within the common market, of the steel products listed in Annex I, even if such products originate in whole or in part in non-member countries and provided that they are not selling agencies as defined in Decision No 30-53 <sup>(1)</sup>.

<sup>(1)</sup> OJ No 6, 4. 5. 1953, p. 109.

2. The distributive undertakings referred to in paragraph 1 which market steel products after having processed them shall also be considered to be steel dealers and shall be subject to the same rules. For the purposes of this Decision, processing occurs when one of the products listed in Annex I is processed into another product listed in the said Annex by means of an operation other than rolling.

### Article 3

1. Direct sales take place where, under sales contracts between producers and steel dealers and between steel dealers and their purchasing customers, the goods are forwarded direct by the producers to the steel dealers' customers, either on the producers' responsibility or in accordance with the customers' instructions.

Direct sales also take place where, under sales contracts between producers and their purchasing customers, the steel dealers act only as intermediaries (consignees or agents).

2. Where, under sales contracts between producers and steel dealers and between steel dealers and their purchasing customers the goods are forwarded to the purchasing customers direct by the dealers, either on their responsibility or in accordance with the customers' instructions, such sales shall be regarded as 'semi-direct' sales and shall be treated as ex-stock sales made by the steel dealers.

3. All other sales are ex-stock sales.

### Article 4

1. Steel undertakings and steel dealers referred to in Article 2 shall be required to have their deliveries to other Member States of the products listed in Annex I, including products originating in non-member countries, accompanied by the accompanying document provided for in Annex II/A.

Steel undertakings shall be required to transmit to steel dealers a production certificate, as provided for in Annex II/B, in respect of their deliveries to other Member States.

In the case of products originating in non-member countries, steel undertakings and steel dealers shall be required to use the accompanying document made out at the time of clearance through customs by the importer and transmitted to them by the latter, if he is not acting as agent for the steel undertaking or steel dealer in question.

2. The original and copy of the accompanying document and the production certificate in the instance provided for in the second subparagraph of paragraph 1 shall be submitted with the export declaration at a customs office in the Member State of dispatch.

The customs office concerned:

- shall verify that the particulars relating to the NIMEXE codes and the quantities shown in the accompanying document tally with those contained in the export declaration and complete the appropriate box on the original and copy of the accompanying document,
- shall deduct the quantity to be exported from the production certificate and shall stamp the latter in the appropriate box,
- shall transmit the production certificate and the original and copy of the accompanying document to the exporter or his representative. The original shall accompany the products concerned by the delivery to the customs office of release for home use in the Member State of destination.

The copy of the accompanying document shall be kept by the exporting undertaking or dealer. The production certificate shall be kept by the exporting dealer. After it has been used up completely, the steel dealer shall transmit the certificate to the steel undertaking.

3. Failure to submit the production certificate and/or the accompanying document or submission of an incomplete or incorrect certificate and/or document shall not constitute an obstacle to the performance of the delivery in question provided the exporting steel undertaking or dealer, or their representative, lodges with the competent customs office a deposit of 43 ECU per tonne of products. In return the said customs office shall issue a numbered receipt certifying payment of the deposit.

This deposit shall be reimbursed to the exporter or to his representative on production at the competent customs office, within 15 working days of the lodging of the deposit, of a fully and correctly completed certificate and/or document after the formalities referred to in paragraph 2 have been completed.

The exporter shall send the original of the accompanying document to his customer. The customer shall be required to return the original to the customs office at which the home use declaration for the products that make up the delivery in question was deposited, specifying the date and number of the declaration.

If no fully and correctly completed certificate and document are submitted within the time specified

above, the customs office concerned shall retain the deposit and pay it into the Commission's account.

4. Incomplete or incorrect production certificates and/or accompanying documents shall be refused by the customs office and returned to the exporter or to the exporter's representative.

5. The competent customs office shall send the national administration responsible for the steel industry or any other national administration designated for the purpose a statement of deliveries not in conformity with the requirements of paragraphs 2 and 3 and of the amounts collected in accordance with paragraph 3.

This statement should contain, in respect of each delivery, the name of the supplier, the designation of the products and the quantities concerned and, if possible, the name of the steel undertaking which produced the products in question.

6. An accompanying document need not be made out for deliveries for domestic use or for use in the craft trades. 'Deliveries for domestic use or for use in the craft trades' means deliveries not exceeding 500 kilograms.

7. For the purposes of this Article, the Benelux countries shall be regarded as a single Member State.

8. Where the customs authorities of a Member State would be unable to apply the measures provided for in paragraphs 2, 3, 4 and 5, the formalities laid down in those paragraphs should be completed by the competent authorities of the Member State of destination for deliveries coming from the first-mentioned Member State.

#### Article 5

1. The original of the accompanying document or a copy, certified by the competent customs office in the exporting Member State, of the receipt certifying payment of the deposit in the instances provided for in Article 4 (3) shall be deposited together with the home use declaration at a customs office in the Member State of destination.

The completion of customs formalities for release for home use is conditional on submission of the original of the accompanying document or a certified copy of the receipt certifying payment of the deposit, or payment by the importer of the products in question of a deposit of 43 ECU per tonne of products at the competent customs office. In return the said customs office shall issue a numbered receipt certifying payment of the deposit.

Where one of these three conditions is fulfilled, customs import formalities may be completed without obstacle

being placed in the way of performance of the delivery in question.

The deposit shall be reimbursed to the importer or his agent on submission, to the competent customs office within a period of 15 working days of the date of payment of the deposit, of the original of the accompanying document or a certified copy of the receipt certifying payment of the deposit, as provided for in Article 4 (3). In the absence of such document or copy, the customs office concerned shall retain the deposit; the latter shall be paid to the Commission's account.

2. In the event of loss of the original of the accompanying document, the importer or the importer's representative shall be required to transmit to the customs office concerned a certified duplicate copy of the document within 15 working days of the lodging of the home use declaration.

3. The customs office concerned shall send the national administration responsible for the steel industry or any other national administration designated for the purpose the original of the accompanying document and a statement of deliveries not in conformity with the requirements of paragraph 1.

This statement should contain, in respect of each delivery, the name of the supplier, the designation of the products and the quantities concerned and, if possible, the name of the steel undertaking which produced the products in question.

#### Article 6

1. When completing the customs import formalities in respect of importation from a non-member country of products listed in Annex I and originating in the Community, importers shall be required to declare to the customs office concerned the name and address of the producer of the products concerned and to submit the document or documents which substantiate this declaration.

Failure to submit the said document or documents shall not constitute an obstacle to the performance of the delivery in question provided that the importer lodges with the competent customs office a deposit of 43 ECU per tonne of products. This deposit will be reimbursed on submission of the said document or documents within a period of 15 working days of the lodging of the deposit. If the document or documents are not submitted within this time the competent customs office shall retain the deposit; the latter shall be paid into the Commission's account.

The competent customs office shall send the national administration responsible for the steel industry or any other national administration designated for the purpose a statement of imports not in conformity with

the requirements of this paragraph. This statement should contain, in respect of each delivery, the name of the importer and of the supplier, the designation of the products and the quantities concerned.

2. In cases where products referred to in paragraph 1 are delivered in another Member State the importer shall make out the accompanying document provided for in Annex II/A.

By way of derogation from the provisions of Article 4, the exporter shall be exempted from submitting a production certificate when lodging a declaration of export to another Member State provided he produces supporting evidence that the products concerned were imported from a non-member country.

3. An accompanying document need not be made out for deliveries for domestic use or for use in the craft trades. 'Deliveries for domestic use or for use in the craft trades' means deliveries not exceeding 500 kilograms.

4. For the purposes of this Article, the Benelux countries shall be regarded as a single Member State.

#### *Article 7*

Member States shall periodically inform the Commission, at least every quarter, of the application of the provisions of Articles 4, 5 and 6.

#### *Article 8*

For each of the steel products listed in Annex I, Member States shall record:

- the quantities received from the other Member States by Member State of consignment, showing the breakdown of these quantities by Member State of production,
- the quantities of products originating in the Community imported from non-member countries.

This statistical classification should be carried out in accordance with Annexes III and IV, these quantities being broken down into the following two categories of consignment:

- from steel undertakings,
- from steel dealers as defined in Article 2.

#### *Article 9*

Member States shall:

- ensure that the declarations and information referred to in Article 8 are processed,
- send to the Commission, within six weeks of the last day of each month, a summary of the data for the month elapsed, obtained pursuant to Article 8.

This summary shall be drawn up on the basis of the forms provided for in Annexes III and IV.

#### *Article 10*

The Commission shall be required to comply with the rules relating to professional secrecy, in particular as regards information concerning the commercial dealings of steel undertakings and of steel dealers.

#### *Article 11*

The Commission shall periodically inform the Member States of the trend in the pattern of deliveries within the common market.

#### *Article 12*

By way of derogation from the provisions of the third subparagraph of Article 4 (1), until 31 March 1984 steel dealers referred to in Article 2 may make out for themselves the accompanying document provided for in Annex II/A in respect of their deliveries to other Member States of products imported from non-member countries between 1 October and 31 December 1983.

#### *Article 13*

By way of derogation from the provisions of Articles 4 and 6, deliveries of products referred to in Annex I, effected from 1 to 15 January 1984, shall not give rise to completion of a production certificate or an accompanying document.

Such deliveries shall be regularized at the latest on 31 January 1984 by submission of a production certificate and/or accompanying document to the customs office where the export declaration relating to the delivery in question was lodged. Pending this regularization, the customs office concerned shall retain a copy of the export declaration intended for the exporter.

After fulfilment of the formalities provided for in Article 4, the said office shall return the export declaration to the exporter.

The original of the accompanying document shall be sent by the exporter to his client; the said client shall transmit it to the customs office where the declaration for release for home consumption of the products concerned by the delivery in question was lodged, with reference to the number and date of the said declaration.

#### *Article 14*

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Communities* and shall remain in force during the period of validity of the measures taken under Article 58 of the ECSC Treaty.

It shall apply from 1 January 1984.

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

Done at Brussels, 23 December 1983.

*For the Commission*

Étienne DAVIGNON

*Vice-President*

ANNEX I

| L I S T O F P R O D U C T S (all qualities and prime plus non prime)                                                  | QUESTIONNAIRE EUROSTAT. 3.70 | CODES TAKEN IN QUEST. III and IV | NIMEXE CODES                                                                  |                                              |
|-----------------------------------------------------------------------------------------------------------------------|------------------------------|----------------------------------|-------------------------------------------------------------------------------|----------------------------------------------|
|                                                                                                                       |                              |                                  | ANNEXES III-1 / IV                                                            | ANNEXES III-2 / IV                           |
|                                                                                                                       | LINE                         | LINE                             |                                                                               |                                              |
| - HOT-ROLLED WIDE STRIP(*)                                                                                            | 17                           | 01                               | 73.08-01/03/05/07/21/25/29/41/45/49/73.62-10                                  | 73.72-11/13/19                               |
| - HOT-ROLLED NARROW STRIP                                                                                             | 16                           | 02                               | 73.12-11/73.12-19<br>73.64-20                                                 | 73.74-21/23/29                               |
| - MEDIUM (OR LIGHT) PLATE AND HEAVY PLATE (OF 3MM AND OVER) OBTAINED BY CUTTING HOT-ROLLED WIDE STRIP                 | 19                           | 03                               | 73.13-17/73.13-19<br>73.13-21/73.13-23<br>73.65-21/23                         | 73.75-33/73.75-34/39<br>73.75-23/73.75-24/29 |
| - REVERSING MILL PLATE (HOT ROLLED PLATE AND SHEET EX MILLS OTHER THAN WIDE STRIP MILLS)                              | 18                           | 04                               |                                                                               |                                              |
| - WIDE FLATS                                                                                                          | 15                           | 05                               | 73.09-00/73.62-30                                                             | 73.72-33/39                                  |
| - COLD-REDUCED SHEET OF LESS THAN 3 MM, IN CUT LENGTHS OR COILS AND HOT-ROLLED SHEET OF LESS THAN 3 MM IN CUT LENGTHS | 20 - 21<br>22                | 06                               | 73.13-26/73.13-32/34/36<br>73.13-43/45/47/49<br>73.65-55/73.65-25<br>73.13-50 | 73.75-43/44/49<br>73.75-63/64/69             |
| - COLD-REDUCED SHEET IN CUT LENGTHS OR COILS OF 3 MM OR MORE                                                          |                              | 07                               | 73.13-41/73.65-53<br>73.13-50                                                 | 73.75-53/54/59                               |
| - OF WHICH : ELECTRICAL SHEET                                                                                         | ex 21-22                     | 08                               | 73.13-11/73.13-16                                                             | 73.75-11/19                                  |
| - HOT-DIPPED GALVANIZED SHEET IN CUT LENGTHS OR COILS                                                                 | ex 42                        | 09                               | 73.13-68/72                                                                   |                                              |

(\*)ACCORDING TO THE NIMEXE HOT-ROLLED WIDE STRIP HAVE A WIDTH OF MORE THAN 500 MM.

## ANNEX I (continued)

|                                                                                                                                                    |                         |                |                                                                                                                |                                  |
|----------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|----------------|----------------------------------------------------------------------------------------------------------------|----------------------------------|
| - ELECTRO GALVANIZED SHEET IN CUT LENGTHS OR COILS<br>- ORGANIC COATED IN CUT LENGTHS OR COILS<br>- METALLIC COATED SHEETS IN CUT LENGTHS OR COILS | ex 42<br>ex 42<br>ex 42 | 10<br>10<br>10 | 73.13-67<br>73.13-65/74/82<br>73.13-84/86/87/88/89<br>73.65-70<br>73.12-71/73.13-76<br>73.13-78/79<br>73.64-72 | 73.74-72<br>73.75-73/79          |
|                                                                                                                                                    |                         |                |                                                                                                                |                                  |
| - BEAMS, I, U, H, PROFILE OF 80 MM AND MORE                                                                                                        | ex 11                   | 11             | 73.11-12/14/16                                                                                                 |                                  |
| - WIRE ROD IN COILS (INCLUDING REINFORCING AND<br>MERCHANT BARS IN COILS)                                                                          | 12                      | 12             | 73.10-11/73.63-21                                                                                              | 73.73-23/24/25/26/29             |
| - REINFORCING BARS (EXCLUDING REINFORCING BARS IN COILS)                                                                                           | 13                      | 13             | 73.10-13                                                                                                       |                                  |
| - MERCHANT BARS (EXCLUDING MERCHANT BARS IN COILS)                                                                                                 | 14                      | 14             | 73.10-16/18/42<br>73.11-11/19/41<br>73.63-29/72                                                                | 73.73-33/34/35/36/39<br>73.73-72 |
|                                                                                                                                                    |                         |                |                                                                                                                |                                  |
|                                                                                                                                                    |                         |                |                                                                                                                |                                  |

|                                                                                                                                                                                                                                          |  |                                                                                                                                                                                                                  |                          |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| 1 Supplier (full name and address) <sup>(1)</sup><br><div style="display: flex; justify-content: flex-end; align-items: center; margin-top: 10px;"> <input type="checkbox"/> producer<br/> <input type="checkbox"/> dealer       </div>  |  | <b>ACCOMPANYING DOCUMENT<br/>FOR DELIVERIES<br/>OF IRON AND STEEL PRODUCTS</b><br><br><b>No GB / 000000</b> <div style="float: right;"><b>ORIGINAL</b></div>                                                     |                          |
| 2 Consignee (full name and address) <sup>(1)</sup><br><div style="display: flex; justify-content: flex-end; align-items: center; margin-top: 10px;"> <input type="checkbox"/> dealer<br/> <input type="checkbox"/> consumer       </div> |  | 3 Name of producer in the Community <sup>(2)</sup>                                                                                                                                                               |                          |
|                                                                                                                                                                                                                                          |  | 4 No of import licence <sup>(3)</sup>                                                                                                                                                                            |                          |
|                                                                                                                                                                                                                                          |  | 5 Country of origin <sup>(3)</sup>                                                                                                                                                                               | 6 Country of destination |
|                                                                                                                                                                                                                                          |  | 7 Nature of transaction <sup>(1)</sup><br><div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input type="checkbox"/> Sale         <input type="checkbox"/> Hire rolling       </div> |                          |
|                                                                                                                                                                                                                                          |  | 8 No and date of Invoice or dispatch note                                                                                                                                                                        |                          |

| 9 DELIVERED IRON AND STEEL PRODUCTS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                 |                         |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|-------------------------|-------------------|----------------------|--|--|--|-----|-------|------|-----|-------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|--|--|--|--|--|-----|-------|------|--|--|--|
| 10 Line product                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 11 No of production certificate | 12 Code No (Article 58) | 13 NIMEXE code No | 14 Quantity (tonnes) |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                 |                         |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
| <div style="display: flex; justify-content: space-between;"> <div>15 Place:</div> <div style="text-align: center;">             Date: <table border="1" style="display: inline-table; border-collapse: collapse;"> <tr> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> </tr> <tr> <td style="text-align: center;">Day</td> <td style="text-align: center;">Month</td> <td style="text-align: center;">Year</td> <td colspan="3"></td> </tr> </table> </div> <div>Signature:</div> </div>                     |                                 |                         |                   |                      |  |  |  |     |       |      | Day | Month | Year |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                 |                         |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
| Day                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Month                           | Year                    |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
| <b>A ENDORSEMENT BY THE CUSTOMS OFFICE WHICH HAS ACCEPTED THE IMPORT DECLARATION IN THE COMMUNITY</b><br>Import document:    Type                      No<br><br>Date: <table border="1" style="display: inline-table; border-collapse: collapse;"> <tr> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> </tr> <tr> <td style="text-align: center;">Day</td> <td style="text-align: center;">Month</td> <td style="text-align: center;">Year</td> <td colspan="3"></td> </tr> </table> Stamp:<br><br>Remarks: |                                 |                         |                   |                      |  |  |  | Day | Month | Year |     |       |      | <b>B ENDORSEMENT BY THE CUSTOMS OFFICE WHICH HAS ACCEPTED THE EXPORT DECLARATION</b><br>Export document:    Type                      No<br><br>Date: <table border="1" style="display: inline-table; border-collapse: collapse;"> <tr> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> </tr> <tr> <td style="text-align: center;">Day</td> <td style="text-align: center;">Month</td> <td style="text-align: center;">Year</td> <td colspan="3"></td> </tr> </table> Stamp:<br><br>Remarks:<br><br><br>No of receipt of guarantee: |  |  |  |  |  |  |  |  | Day | Month | Year |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                 |                         |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
| Day                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Month                           | Year                    |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                 |                         |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |
| Day                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Month                           | Year                    |                   |                      |  |  |  |     |       |      |     |       |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  |  |  |  |  |  |  |  |     |       |      |  |  |  |

(1) The appropriate box to be indicated like this: ☐ (2) To be completed when the producer is established in the Community.

(3) To be completed for products imported from non-member countries.

(1) The appropriate box to be indicated like this: ☒ (2) To be completed when the producer is established in the Community.  
(3) To be completed for products imported from non-member countries.

|                                                                                                                                                                                                                                                                             |                                 |                                                                                                                  |                                                                                                                                                                                                                                                                                                     |                          |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| 1 Supplier (full name and address) (1)<br><div><input type="checkbox"/> producer</div> <div><input type="checkbox"/> dealer</div>                                                                                                                                           |                                 | <div>ACCOMPANYING DOCUMENT<br/>FOR DELIVERIES<br/>OF IRON AND STEEL PRODUCTS</div> <div>No GB / 000000COPY</div> |                                                                                                                                                                                                                                                                                                     |                          |
| 2 Consignee (full name and address) (1)<br><div><input type="checkbox"/> dealer</div> <div><input type="checkbox"/> consumer</div>                                                                                                                                          |                                 | 3 Name of producer in the Community (2)                                                                          |                                                                                                                                                                                                                                                                                                     |                          |
|                                                                                                                                                                                                                                                                             |                                 |                                                                                                                  | 4 No of import licence (3)                                                                                                                                                                                                                                                                          |                          |
|                                                                                                                                                                                                                                                                             |                                 |                                                                                                                  | 5 Country of origin (3)                                                                                                                                                                                                                                                                             | 6 Country of destination |
|                                                                                                                                                                                                                                                                             |                                 |                                                                                                                  | 7 Nature of transaction (1)<br><div><input type="checkbox"/> Sale<input type="checkbox"/> Hire rolling</div>                                                                                                                                                                                        |                          |
|                                                                                                                                                                                                                                                                             |                                 |                                                                                                                  | 8 No and date of Invoice or dispatch note                                                                                                                                                                                                                                                           |                          |
| 9 DELIVERED IRON AND STEEL PRODUCTS                                                                                                                                                                                                                                         |                                 |                                                                                                                  |                                                                                                                                                                                                                                                                                                     |                          |
| 10 Line product                                                                                                                                                                                                                                                             | 11 No of production certificate | 12 Code No (Article 58)                                                                                          | 13 NIMEXE code No                                                                                                                                                                                                                                                                                   | 14 Quantity (tonnes)     |
|                                                                                                                                                                                                                                                                             |                                 |                                                                                                                  |                                                                                                                                                                                                                                                                                                     |                          |
| 15 Place: _____ Date: <div><div></div><div></div><div></div><div></div><div></div><div></div></div> Day Month Year Signature: _____                                                                                                                                         |                                 |                                                                                                                  |                                                                                                                                                                                                                                                                                                     |                          |
| A ENDORSEMENT BY THE CUSTOMS OFFICE WHICH HAS ACCEPTED THE IMPORT DECLARATION IN THE COMMUNITY<br>Import document: Type _____ No _____<br>Date: <div><div></div><div></div><div></div><div></div><div></div><div></div></div> Day Month Year Stamp: _____<br>Remarks: _____ |                                 |                                                                                                                  | B ENDORSEMENT BY THE CUSTOMS OFFICE WHICH HAS ACCEPTED THE EXPORT DECLARATION<br>Export document: Type _____ No _____<br>Date: <div><div></div><div></div><div></div><div></div><div></div><div></div></div> Day Month Year Stamp: _____<br>Remarks: _____<br><br>No of receipt of guarantee: _____ |                          |

|                                     |                        |                                                                                                                                                                                                             |                     |      |  |  |  |  |  |     |  |       |  |      |  |
|-------------------------------------|------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|------|--|--|--|--|--|-----|--|-------|--|------|--|
| 1 Producer (full name and address)  |                        | <div>PRODUCTION CERTIFICATE<br/>FOR IRON AND STEEL PRODUCTS</div> <div>No GB / 000000</div>                                                                                                                 |                     |      |  |  |  |  |  |     |  |       |  |      |  |
| 2 Dealer (full name and address)    |                        |                                                                                                                                                                                                             |                     |      |  |  |  |  |  |     |  |       |  |      |  |
|                                     |                        |                                                                                                                                                                                                             |                     |      |  |  |  |  |  |     |  |       |  |      |  |
|                                     |                        | 3 Country of destination                                                                                                                                                                                    |                     |      |  |  |  |  |  |     |  |       |  |      |  |
|                                     |                        | 4 No and date of invoice                                                                                                                                                                                    |                     |      |  |  |  |  |  |     |  |       |  |      |  |
| 5 DELIVERED IRON AND STEEL PRODUCTS |                        |                                                                                                                                                                                                             |                     |      |  |  |  |  |  |     |  |       |  |      |  |
| 6 Line product                      | 7 Code No (Article 58) | 8 NIMEXE code No                                                                                                                                                                                            | 9 Quantity (tonnes) |      |  |  |  |  |  |     |  |       |  |      |  |
|                                     |                        |                                                                                                                                                                                                             |                     |      |  |  |  |  |  |     |  |       |  |      |  |
|                                     |                        | 10 Place:<br><br>Date: <table><tr><td></td><td></td><td></td><td></td><td></td><td></td></tr><tr><td colspan="2">Day</td><td colspan="2">Month</td><td colspan="2">Year</td></tr></table><br><br>Signature: |                     |      |  |  |  |  |  | Day |  | Month |  | Year |  |
|                                     |                        |                                                                                                                                                                                                             |                     |      |  |  |  |  |  |     |  |       |  |      |  |
| Day                                 |                        | Month                                                                                                                                                                                                       |                     | Year |  |  |  |  |  |     |  |       |  |      |  |

## 11. ATTRIBUTION OF QUANTITIES DELIVERED

### Back of production certificate

| 12 Quantities (tonnes) | 13 Export document (type, No and date)<br>Accompanying document<br>(No and date) | 14 Signature and stamp of the customs office which<br>has accepted the export declaration |
|------------------------|----------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |
| Available              |                                                                                  |                                                                                           |
| Attributed             |                                                                                  |                                                                                           |

## ANNEX III

|                                                                                                                          |                                                                                                                                                                                                 |         |
|--------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| QUESTIONNAIRE 1                                                                                                          | RECEIPTS OF CERTAIN ROLLED PRODUCTS IN ORDINARY STEEL, QUALITY, AND NON-ALLOY SPECIAL<br>STEELS, AND LOW ALLOY SPECIAL STRUCTURAL STEELS, WELDABLE 'SONDERBAUSTAHLE',<br>(PRIME PLUS NON PRIME) |         |
| INFORMATION TO BE SENT TO THE COMMISSION OF THE EUROPEAN COMMUNITIES NOT LATER THAN SIX WEEKS AFTER THE END OF THE MONTH |                                                                                                                                                                                                 |         |
| IMPORTING MEMBER STATE :                                                                                                 | MEMBER STATE OF CONSIGNMENT :                                                                                                                                                                   | MONTH : |
|                                                                                                                          | PRODUCERS <input type="checkbox"/> STEEL DEALERS <input type="checkbox"/>                                                                                                                       | YEAR :  |

[illegible]

ANNEX III (continued)

|                 |                                                                                                          |
|-----------------|----------------------------------------------------------------------------------------------------------|
| QUESTIONNAIRE 2 | RECEIPTS OF CERTAIN ROLLED PRODUCTS IN ALLOY STEEL EXCLUDING<br>'SONDERBAUSTAHLE' (PRIME PLUS NON PRIME) |
|-----------------|----------------------------------------------------------------------------------------------------------|

|                                                                                                                          |                                                                           |         |
|--------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------|---------|
| INFORMATION TO BE SENT TO THE COMMISSION OF THE EUROPEAN COMMUNITIES NOT LATER THAN SIX WEEKS AFTER THE END OF THE MONTH |                                                                           |         |
| IMPORTING MEMBER STATE :                                                                                                 | MEMBER STATE OF CONSIGNMENT :                                             | MONTH : |
|                                                                                                                          | PRODUCERS <input type="checkbox"/> STEEL DEALERS <input type="checkbox"/> | YEAR :  |

| COUNTRY OF PRODUCTION |                             |        |       |              |         |            |                |         |         |        | TOTAL |
|-----------------------|-----------------------------|--------|-------|--------------|---------|------------|----------------|---------|---------|--------|-------|
| PRODUCTS LINE         | FEDERAL REPUBLIC OF GERMANY | FRANCE | ITALY | NETHER LANDS | BELGIUM | LUXEMBOURG | UNITED KINGDOM | IRELAND | DENMARK | GREECE |       |
| 1                     |                             |        |       |              |         |            |                |         |         |        |       |
| 2                     |                             |        |       |              |         |            |                |         |         |        |       |
| 3 + 4                 |                             |        |       |              |         |            |                |         |         |        |       |
| 5                     |                             |        |       |              |         |            |                |         |         |        |       |
| 6                     |                             |        |       |              |         |            |                |         |         |        |       |
| 7                     |                             |        |       |              |         |            |                |         |         |        |       |
| 8                     |                             |        |       |              |         |            |                |         |         |        |       |
| 9                     |                             |        |       |              |         |            |                |         |         |        |       |
| 10                    |                             |        |       |              |         |            |                |         |         |        |       |
| 11                    |                             |        |       |              |         |            |                |         |         |        |       |
| 12                    |                             |        |       |              |         |            |                |         |         |        |       |
| 13                    |                             |        |       |              |         |            |                |         |         |        |       |
| 14                    |                             |        |       |              |         |            |                |         |         |        |       |
| TOTAL                 |                             |        |       |              |         |            |                |         |         |        |       |

(tonnes)

## ANNEX IV

IMPORTATIONS FROM NON-MEMBER COUNTRIES OF CERTAIN ROLLED PRODUCTS  
ORIGINATING IN THE COMMUNITY

|                          |                                     |         |
|--------------------------|-------------------------------------|---------|
| IMPORTING MEMBER STATE : | MEMBER STATE OF PRODUCTION :        | MONTH : |
|                          | NON-MEMBER COUNTRY OF CONSIGNMENT : | YEAR :  |

(tonnes)

| PRODUCTS<br>LINE | ORDINARY STEEL, QUALITY, AND<br>NON-ALLOY SPECIAL STEELS, AND<br>LOW ALLOY SPECIAL STRUCTURAL<br>STEELS, WELDABLE 'SONDERBAU<br>STÄHLE'<br>(PRIME PLUS NON PRIME) | ALLOY STEEL EXCLUDING<br>'SONDERBAUSTÄHLE'<br>(PRIME PLUS NON PRIME) | TOTAL |
|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|-------|
| 1                |                                                                                                                                                                   |                                                                      |       |
| 2                |                                                                                                                                                                   |                                                                      |       |
| 3+4              |                                                                                                                                                                   |                                                                      |       |
| 5                |                                                                                                                                                                   |                                                                      |       |
| 6                |                                                                                                                                                                   |                                                                      |       |
| 7                |                                                                                                                                                                   |                                                                      |       |
| 8                |                                                                                                                                                                   |                                                                      |       |
| 9                |                                                                                                                                                                   |                                                                      |       |
| 10               |                                                                                                                                                                   |                                                                      |       |
| 11               |                                                                                                                                                                   |                                                                      |       |
| 12               |                                                                                                                                                                   |                                                                      |       |
| 13               |                                                                                                                                                                   |                                                                      |       |
| 14               |                                                                                                                                                                   |                                                                      |       |
| TOTAL            |                                                                                                                                                                   |                                                                      |       |

INFORMATION TO BE SENT TO THE COMMISSION OF THE EUROPEAN COMMUNITIES  
NOT LATER THAN SIX WEEKS AFTER THE END OF THE MONTH.

## THIRTY YEARS OF COMMUNITY LAW

More than 30 years have elapsed since Robert Schuman's declaration of 9 May 1950 and the signature on 18 April 1951 of the Treaty of Paris establishing the European Coal and Steel Community. The time has come for the European Community to take stock. Both as a unique economic and human experiment, and as a reality endowed with powerful legal instruments, this singular phenomenon needs to be examined from the standpoint of history.

The establishment of the Community was completed with the conclusion of the Treaties of Rome creating the European Economic Community and the European Atomic Energy Community. Its institutions have undergone several stages of development, including the merger of the executives, the creation of own resources, the extension of Parliament's budgetary powers and the creation of a Court of Auditors. At the same time the Community was putting into effect the fundamental principles of free movement of goods, persons, services and capital, and developing the common policies which are laid down in the Treaties or which proved necessary in order to attain, in the course of the operation of the common market, one of the objectives of the Community. On two occasions it has been enlarged by the accession of further European States, first Denmark, Ireland and the United Kingdom, and subsequently Greece. It has also commenced negotiations with a view to the admission of Spain and Portugal.

The progress made by the Community is reflected in a vast range of legislation binding on Member States, firms and individuals, and in the body of case-law built up by the Court of Justice in Luxembourg.

The Commission wished to provide a work of reference for lawyers which did not assume any familiarity with questions of Community law. It asked eminent specialists in the subject from the various Member States to make individual contributions to *Thirty years of Community law* so as to trace the development of the Community, summarize the progress achieved in the various sectors and examine the difficulties which the Community has had to face. Each author was allowed the fullest freedom of expression. Neither the Commission nor readers will necessarily share all the points of view expressed, but they will at least have the benefit of a full and frank discussion.

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## THE PROFESSIONS IN THE EUROPEAN COMMUNITY

### Towards freedom of movement and mutual recognition of qualifications

J.-P. de CRAYENCOUR

Aside from establishing a common market, one of the tasks of the European Community is to promote closer relations between the States belonging to it (Article 2 of the Treaty of Rome). One of the means of achieving this end is the free movement of persons.

This freedom of movement concerns *inter alia*, the professions. Members of the professions will be able to play their part in European integration and put their independent and responsible services at the disposal of a wider clientele in the Community only if obstacles standing in the way of freedom of the professions, whether it takes the form of the right of establishment or the freedom to provide services, are removed.

As the professions are generally highly regulated, this freedom of movement can only be satisfactorily achieved if certain of the regulations governing them, such as those relating to training requirements and professional ethics, are harmonized to some degree.

Existing rules and regulations in the various Member States could be reviewed in the light of any such harmonization and of changes in society, while paying due attention to the values of independence and responsibility which are a feature of the professions, with a view to promoting European integration.

The aim of this booklet on 'The professions in the European Community — Towards freedom of movement and mutual recognition of qualifications' is to highlight the benefits to be derived from free movement and the manner in which it can be properly implemented. It describes the legal process involved, suggests how harmonization might be realized and underlines the steps to be taken to achieve the most urgent objective, namely mutual recognition of diplomas. Finally, it outlines what has been achieved thus far and what remains to be done.

J.-P. de CRAYENCOUR — Born in London on 16 July 1915. Belgian — Studied law at Louvain. Pupil lawyer at the Brussels bar, then Director of the Study Centre of the National Federation of Small Firms. Administrator and General Secretary of the International Study Institute of Small Firms (classes moyennes). Worked in the Office of the Minister for Small Firms and Traders in 1958. Joined the Commission of the European Communities on 1 March 1959 and worked in the Directorate for the Right of Establishment. Head of Division on 1 June 1959. Retired on 1 May 1973. Founded the Secrétariat européen des professions libérales, intellectuelles et sociales (SEPLIC — headquarters in Brussels). Married with seven children. Chairman/founder of the Confédération nationale des associations de parents, 1956. Capitaine-commandant de réserve honoraire in the First Regiment of the 'Guides', prisoner of war, war volunteer, resistance movement participant.

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## OPENING OF THE HISTORICAL ARCHIVES OF THE EUROPEAN COMMUNITIES

Rarely can it have been so easy to trace the origins of such a momentous and deep-rooted phenomenon as the construction of Europe. The Community's birth certificate was made out on a particular day and entered in a completely new register. Many of the witnesses to it are still alive and some 30 years on, the great debate that surrounded the Community's birth is firmly entrenched in our memories. The event is not so recent that we cannot call it to mind with the objectivity that comes with time, nor so remote that there is no living memory of it. In fact, the time is just right. The opening of the archives will allow historians to take over from the newswriters, and researchers will be able to certify the evidence.

The Communities intend to record this event with the publication of this guide: its purpose is to inform of the historical context of the European Communities and of the documentary sources in the Communities' archives.

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