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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(79) 532 final

Brussels, 11th October 1979



DRAFT COUNCIL REGULATION (EEC)
ON THE OPENING, ALLOCATING AND ADMINISTRATION OF A
COMMUNITY TARIFF QUOTA FOR ROSIN, INCLUDING "BRAIS RESINEUX"
FALLING WITHIN SUBHEADING 38.08 A OF
THE COMMON CUSTOMS TARIFF (1980)

(presented by the Commission to the Council)

EXPLANATORY MEMORANDUM

1. The purpose of this memorandum is to submit to the Council a draft Regulation on the opening, allocation and administration of an autonomous duty free Community tariff quota for rosins falling within subheading 38.08 A of the CCT for 1980 which corresponds to 25 % of the Community imports of these products from third countries not associated or linked with it by a preferential agreement during the latest year for which statistics are available.
2. Those imports in 1978 have amounted to 59,186.5 metric tons, so the Community tariff quota must be fixed, for 1980 at an amount of 14,796 metric tons.
3. Since the Community tariff quota in question is relatively small and will undoubtedly be used up quickly in the Member States it does not seem that an allocation of it in shares among the Member States would derogate from the Community nature thereof. Such a solution has previously been availed in cases of this nature.

DRAFT

COUNCIL REGULATION (EEC)

on the opening, allocating and administration of a Community tariff quota for rosin, including 'brais résineux' falling within subheading 38.08 A of the Common Customs Tariff (1980)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Having regard to the draft Regulation submitted by the Commission,

Whereas the production in the Community of rosin falling within subheading 38.08 A of the Common Customs Tariff is currently insufficient to meet the requirements of the processing industries in the Community; whereas, consequently, Community supplies of products of this type currently depend to a considerable extent on imports from third countries;

Whereas, under Decision No 1/75 of the Association Council on the application of paragraph 3 of Protocol 10 to the Agreement establishing an Association between the European Economic Community and Greece, the Community may open autonomous tariff quotas for rosin provided that, for the Community as a whole, the annual quotas do not exceed 25 % of the Community's imports from third countries not associated with or linked to it by a preferential agreement during the last year for which statistics are available; whereas the abovementioned Decision is applicable until 31 December 1978; whereas the most urgent Community requirements for the products in question should be met immediately on the most favourable terms; whereas a nil duty Community tariff quota should therefore be opened within the limits of the above amount, without prejudice to any measures to be adopted following the decision to be taken within the framework of the Association between the EEC and Greece;

Whereas, in 1978, the imports of rosin from third countries not associated with or linked to the Community by a preferential agreement were as follows:

	(in tonnes)
Benelux	12 276
Denmark	176.3
Germany	23 181.2
France	8 025
Ireland	-
Italy	3 324
United Kingdom	12 204
Total	<hr/> 59 186.5

Whereas 25 % of this total represents 14,796 tonnes;

Whereas, in view of the negligible size of such a quota in comparison with the Community's requirements, a system of utilization should, without derogating from the Community nature of the tariff quota, be provided, based on a single allocation between the Member States; whereas this allocation should be calculated by the same method as is used to establish a total quota of 25 % of the imports of each Member State from the same third countries; whereas, calculated in such a manner, this allocation should be as set out in Article 2;

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

HAS ADOPTED THIS REGULATION :

Article 1

During the period 1 January to 31 December 1980 the Common Customs Tariff duty for rosin including 'brais résineux' falling within subheading 38.08 A shall be totally suspended within the limits of a Community tariff quota of 14,796 tonnes.

Article 2

The Community tariff quota referred to in Article 1 shall be allocated as follows among the Member States :

	<i>(in tonnes)</i>
Benelux	3 069
Denmark	44
Germany	5 795
France	2 006
Italy	831
United Kingdom	3 051

Article 3

1. Member States shall take all appropriate measures to ensure that importers of the product in

question established in their territory have free access to the shares allocated to them.

2. The extent to which a Member State has used up its share shall be determined on the basis of the imports of the product in question entered with the customs authorities for home use.

Article 4

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

Article 5

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

Article 6

This Regulation shall enter into force on 1 January 1980.

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

Done at Brussels,

For the Council
The President
