II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 22 January 1973

authorizing the Federal Republic of Germany not to apply Community treatment to asparagus prepared or preserved otherwise than by vinegar or acetic acid falling within heading No 20.02 D of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States

(Only the German text is authentic)

(73/17/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty made on 16 January 1973 by the German Government to the Commission by telex from the office of its Permanent Representative to the European Communities, for authorization not to apply Community treatment to asparagus prepared or preserved otherwise than by vinegar or acetic acid, falling within heading No 20.02 D of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States ;

Whereas differences in the measures of commercial policy taken in connection with these products by Germany and by the other Member States as regards Taiwan are giving rise to deflection of trade ;

Whereas this deflection of trade is preventing the execution of measures of commercial policy taken by Germany as regards Taiwan ;

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

Whereas authorization should be given, for a limited period, for the application of protective measures, under the first paragraph of Article 115, subject to the conditions laid down by the Commission Decision of 12 May 1971 [1], and in particular Article 1 thereof ;

Whereas a proposal for a Regulation on a uniform system of imports for products processed from fruit and vegetables, to be applied by each Member State as regards third countries, has been placed before the Council ;

HAS ADOPTED THIS DECISION :

Article 1

The Federal Republic of Germany is authorized not to apply Community treatment to imports of the following products, where they originate in Taiwan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 7 January 1973.

CCT heading No	Description
20.02 D	Asparagus prepared or preserved otherwise than by vinegar or acetic acid

[1] OJ No L 121, 3. 6. 1971.

Article 2

The period of validity of this Decision shall expire upon the introduction of a Council Regulation on a uniform system of imports for products processed from fruit and vegetables and in any event not later than 30 April 1973.

Article 3

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 22 January 1973.

For the Commission
The President
François-Xavier ORTOLI