COMMISSION DECISION

of 31 January 1974

derogating from High Authority Recommendation No 1/64 concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community

(Sixtieth derogation)

(Only the English text is authentic)

(74/113/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Articles 2 to 5, 8, 71 and 74 thereof;

Having regard to High Authority Recommendation No 1/64 of 15 January 1964 [1] to the Governments of the Member States concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community, and in particular Article 3 thereof;

Whereas the Government of the United Kingdom has requested the Commission to authorize, for the first quarter of 1974, duty free imports of 50 000 metric tons of coils for re-rolling from third countries;

Whereas the Government of the United Kingdom has established the inadequacy of its national supplies of coils and the impossibility of obtaining the necessary tonnage on the Community market; whereas the request has been limited to the first quarter by reason of the favourable short-term prospects foreseen for this period on the Community market; whereas the request would, in any case, be of an exceptional and nonrenewable nature, having regard to the progressive integration of the British market into the original common market and to the reorientation of trade which necessarily results therefrom;

Whereas this exceptional importation is justified for reasons of commercial policy provided for in Article 3 of Recommendation No 1/64 of the High Authority; whereas the Commission consequently considers it necessary to grant a derogation from Recommendation No 1/64;

Whereas the Governments of the Member States have been consulted on the abovementioned request,

HAS ADOPTED THIS DECISION:

Article 1

The Government of the United Kingdom is authorized to derogate from the obligations arising under Article 1 of High Authority Recommendation No 1/64 of 15 January 1964 to the extent necessary to import at zero duty, from third countries, 50 000 metric tons of iron or steel coils for re-rolling, under position 73.08 of the United Customs Tariff.

Article 2

1. The Government of the United Kingdom shall be required to ensure, in liaison with the Commission, that the quota is distributed on a non-discriminatory basis among third countries.

2. It shall be required to take all necessary steps to rule out the possibility of iron and steel products imported under the tariff quota being re-exported to other Member States in the same state as that in which it was imported.

Article 3

1. This Decision is addressed to the United Kingdom.

2. It shall be valid until 31 March 1974.

Done at Brussels, 31 January 1974.

For the Commission

The President

François-Xavier ORTOLI

[1] OJ No 8, 22. 1. 1964, p. 99/64.