COUNCIL DECISION

of 21 March 1974

authorizing prolongation or tacit renewal of certain trade agreements concluded between the Member States and third countries

(74/187/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

Having regard to the Council Decision of 16 December 1969 [1] on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiations of Community Agreements, and in particular Article 3 thereof;

Having regard to the proposal from the Commission;

Whereas tacit extension beyond the end of the transitional period has already been authorized in the case of the Agreements listed in the Annex hereto by the Council under its Decisions of 28 January 1969 [2], 12 May 1969 [3], 8 June 1969 [4], 26 June 1969 [5], 30 June 1969 [6], 15 September 1969 [7], 20 December 1969 [8], 8 June 1970 [9], 29 September 1970 [10], 1 March 1971 [11], 25 April 1972 [12] and 28 April 1973 [13];

Whereas the Member States concerned have, with a view to avoiding interruption in their commercial relations with the third countries concerned based on agreement, requested authorization to prolong or renew the above-mentioned Agreements;

Whereas authorization has to be granted only to maintain commercial relations between the Member States and the third countries concerned, on the basis of Agreements, pending their replacement by Community Agreements to be negotiated; whereas such authorization should not, therefore, adversely affect the obligation of the Member States to avoid and, where appropriate, to eliminate any incompatibility between such agreements and the provisions of Community law;

Whereas the provisions of the instruments to be either prolonged or renewed would not, furthermore, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas the Member States concerned have declared that the prolongation or tacit renewal of these Agreements would not contribute an obstacle to either the opening of Community negotiations with the third countries concerned or the transfer of the commercial fabric thereof to Community Agreements, nor would it, during the period under consideration, hinder the adoption of the necessary measures to complete the standardization of the import systems of the Member States;

Whereas, at the conclusion of the consultations provided for in Article 2 of the Decision of 16 December 1969, it was established, as the aforesaid declarations by the Member States confirm, that the provisions of the Agreements to be prolonged or renewed would not, during the period under consideration, constitute an obstacle to implementation of the common commercial policy;

Whereas, in these circumstances, the Agreements may be either prolonged or tacitly renewed for a period not exceeding a year,

HAS ADOPTED THIS DECISION:

Article 1

The trade agreements between Member States and third countries listed in the Annex hereto may be prolonged or tacitly renewed up to the dates specified in each case in the said Annex.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 21 March 1974.

For the Council

The President

J. ERTL

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(1) OJ No L 326, 29. 12. 1969, p. 39.
(2) OJ No L 43, 20. 2. 1969, p. 15.
(3) OJ No L 117, 16. 5. 1969, p. 9.
(4) OJ No L 133, 28. 5. 1969, p. 14.
(5) OJ No L 159, 1. 7. 1969, p. 20.
(6) OJ No L 169, 10. 7. 1969, p. 2.
(7) OJ No L 238, 23. 9. 1969, p. 9.
(8) OJ No L 6, 9. 1. 1970, p. 1.
(9) OJ No L 133, 18. 6. 1970, p. 14.
(10) OJ No L 225, 12. 10. 1970, p. 24.
(11) OJ No L 56, 1. 3. 1971, p. 8.
(12) OJ No L 112, 14. 5. 1972, p. 10.
(13) OJ No L 124, 10. 5. 1973, p. 22.

ANNEX

Member State	Third country	Type and date of Agreement		Date of expiry after prolongation or renewal
BENELUX	Honduras	Trade Agreement	30. 1.1959	27.5.1975
	Morocco	Trade Agreement	5. 8.1958	30.6.1975
	Yugoslavia	Trade Agreement	18. 6.1958	30.6.1975
DENMARK	Indonesia	Commercial Agreement	9. 9.1952	30.6.1975
	Madagascar	Trade Agreement	10.12.1965	25.6.1975
	Morocco	Trade Agreement	26. 7.1961	30.6.1975
	Senegal	Trade Agreement	11. 4.1962	10.7.1975
	Spain	Trade Agreement	1. 7.1960	30.6.1975
	Tunisia	Trade Agreement	8. 6.1960	31.5.1975
FRANCE	ARE (Arab Republic of Egypt)	Trade Agreement	10. 7.1964	10.7.1975
	Greece	Trade Agreement	9. 6.1962	30.6.1975
GERMANY	Afghanistan	Trade Agreement	31. 1.1958	31.5.1975
	Iceland	Trade Agreement	20. 5.1954	30.6.1975
	Philippines	Trade Agreement	28. 2.1964	12.8.1975
	Sweden	Agreement on Movements of Goods	26. 1.1951	30.6.1975
	Turkey	Agreement on Movements of Goods	16. 2.1952	30.6.1975
	Yugoslavia	Trade Agreement	11. 6.1952	30.6.1975
		Protocol	16. 7.1964	
ITALY	Austria	Trade Agreement	19. 6.1949	30.6.1975
		Exchange of letters	14.11.1961	
	Columbia	Modus Vivendi	19. 5.1952	19.6.1975
	Greece	Trade Agreement	10.11.1954	30.6.1975
	Somalia	Agreement on commercial, economic and technical cooperation	1. 7.1960	30.6.1975
	Spain	Trade Agreement	28. 6.1960	8.6.1975
		Protocol	1. 4.1967	
	Turkey	Trade Agreement	24. 1.1952	31.5.1975
UNITED KINGDOM	Zaïre	Agreement on commercial and economic cooperation	18. 3.1970	21.6.1975