COMMISSION DECISION

of 8 July 1975

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

(seventieth derogation)

(75/429/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to High Authority recommendation No 1/64 [1] of 15 January 1964 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 by Decision of 26 June 1975 the representatives of the Governments of the Member States of the European Coal and Steel Community meeting within the Council decided in agreement with the Commission to reduce autonomously, for a period commencing on 1 July 1975 and continuing until 30 June 1976 at the latest, the import duties on products covered by the Treaty originating in the State of Israel;

Whereas the purpose of that Decision was to implement, with effect from the date originally envisaged, the tariff reductions resulting from the Agreement signed on 11 May 1975 between the third country specified above of the one part and the Member States of the Community on the other part; whereas notification of completion of the procedures required to bring that Agreement into force has in fact not yet been made;

Whereas the products affected include pig-iron, high carbon ferro-manganese and the iron and steel products falling within Chapter 73 of the Common Customs Tariff, for which minimum duties were established by High Authority recommendation No 1/64 and by the instruments amending it; whereas, however, in respect of special cases, such as where commercial policy or customs procedure so requires, Article 3 of the recommendation makes provision for derogations from the minimum rates, such derogations to be made by Commission Decision; whereas such a special commercial policy situation arises from the conclusion of trade agreements or from the adoption of autonomous decisions implementing on the prescribed date the provisions thereof relating to tariffs,

HAS ADOPTED THIS DECISION:

Article 1

The Member States are authorized to derogate from the obligations arising under High Authority recommendation No 1/64 to the extent necessary for the application of the reductions, pursuant to the Decision of 26 June 1975 of the representatives of the Governments of the Member States of the European Coal and Steel Community meeting within the Council, in the duties on imported iron and steel products originating in the State of Israel.

Article 2

This Decision shall apply until 30 June 1976.

This Decision is addressed to the Member States.

Done at Brussels, 8 July 1975.

For the Commission

The President

François-Xavier ORTOLI

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