COMMISSION DECISION

of 17 April 1975

authorizing the Federal Republic of Germany not to apply Community treatment to preparations and preserves of beans in pod, falling within subheading 20.02 ex G of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the German text is authentic)

(75/454/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 made on 9 April 1975 under the first paragraph of Article 115 of the Treaty by the Federal Government to the Commission by telex from the office of its Permanent Representative to the European Communities, in which it requested authorization not to apply Community treatment to preparations and preserves of beans in pod, falling within subheading 20.02 ex G of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States;

Whereas it emerges from this application that the Federal Republic of Germany does not at present permit importation of the products in question from the People's Republic of China, except for certain limited quantities in the context of quotas for trade fairs;

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

Whereas this deflection of trade is obstructing the execution of the said measures of commercial policy which Germany is at present applying in respect of the People's Republic of China;

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, in order to ensure that the execution of the said measures of commercial policy is not obstructed, 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 is before the Council for a Regulation on the standardization of the import arrangements applied by each of the Member States *vis-à-vis* third countries for products processed from fruit and vegetables,

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 the People's Republic of China and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 31 March 1975:

CCT heading No	Description
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid:
ex G	— Beans in pod

Article 2

This Decision shall apply until new possibilities are created in the Federal Republic of Germany for importing the products in question from the People's Republic of China or until such time as a Council Regulation on the standardization of import arrange-

[1] OJ No L 121, 3. 6. 1971, p. 26.

ments for products processed from fruit and vegetables becomes operative or until 30 September 1975, whichever is the earlier.

Article 3

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 17 April 1975.

For the Commission

The President

François-Xavier ORTOLI