II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 22 October 1975

authorizing the French Republic not to apply Community treatment to certain setts, flags and paving, hearth and wall tiles, falling within subheadings 69.07 ex A and B ex II and 69.08 ex A and B ex II of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the French text is authentic)

(76/238/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 October 1975 by the French 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 certain setts, flags and paving, hearth and wall tiles, falling within subheadings 69.07 ex A and B ex II and 69.08 ex A and B ex II of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

Whereas since the application of Article 115 the importation into France of the product in question originating in Japan is subject to an annual quota of 139 000 dollars which is exhausted ;

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

Whereas this deflection of trade is preventing the execution of the abovementioned measures of commercial policy currently being taken by France as regards Japan ;

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 implementation of the abovementioned commercial policy measures 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,

HAS ADOPTED THIS DECISION :

Article 1

The French Government is authorized not to apply Community treatment to imports of the following products, where they originate in Japan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 9 October 1975 :

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

CCT heading No	Description
69.07	Unglazed setts, flags and paving, hearth and wall tiles :
ex A	— Tiles and cubes for mosaics, of stoneware, the largest side of which does not exceed 5 cm
B ex II	— Of stoneware, other than those having a side of more than 40 cm
69.08	Glazed setts, flags and paving, hearth and wall tiles :
ex A	— Tiles and cubes for mosaics, other than those of common pottery, the largest side of which does not exceed 5 cm
B ex II	— Others, of ceramic materials, other than of common pottery

Article 2

The period of validity of this Decision shall expire upon the introduction of a uniform system of imports as part of the common commercial policy as regards Japan and in any event not later than 31 March 1976.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 22 October 1975.

For the Commission

Christopher SOAMES

Vice-President