COMMISSION DECISION

of 17 December 1975

authorizing the Italian Republic not to apply Community treatment to men's, women's and infants' jerseys falling within heading No ex 60.05 of the Common Customs Tariff, originating in Taiwan and in free circulation in France

(Only the Italian text is authentic)

(76/313/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 10 December 1975 by the Italian 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 men's, women's and infants' jerseys falling within heading No ex 60.05 of the Common Customs Tariff, originating in Taiwan and in free circulation in France,

Whereas the importation into the Community of the products in question originating in Taiwan is subject to a Community quantitative quota established by Council Regulation (EEC) No 1783/75 of 10 July 1975 on rules for imports of certain textile products originating in Taiwan (1);

Whereas this quota is administered by allocation among the Member States, as determined by Commission Regulation (EEC) No 1849/75 of 18 July 1975 allocating quantitative quotas in respect of imports into the Community of certain textile products originating in Taiwan (2); whereas the quota shares allocated for 1975 to Italy and France are 598 000 and 105 000 items respectively;

Whereas, since it was not possible when the Community quota was opened to achieve full alignment of the import arrangements previously applied in the Member States, the above Regulation (EEC) No 1783/75 provides, as a temporary measure, for a derogation from the principle of equal and continuous access for all importers to Community quotas by stipulating that the quota in question be allocated initially on the basis of the volumes of imports previously admitted into the various Member States and that it need be adjusted only progressively to the supply requirements of the markets;

Whereas for this reason the allocation of the quota in question still involves certain disparities in the quota shares fixed for the various Member States by reference to the supply of the markets concerned;

Whereas in view of these disparities, there is reason to fear that an indirect trade flow might arise and develop;

Whereas the quantity stated in the request for a licence which prompted the application (49 747 items, which is 47 % of the French quota share) proves that it is clearly important to carry out operations of this kind;

Whereas according to information supplied by the Italian Government there are serious economic difficulties in the sector manufacturing the products in question, resulting in a progressive decline of production and a constant reduction of the number of workers employed in that sector;

Whereas the indirect imports in question would be likely to aggravate these economic difficulties;

Whereas it is not possible at the present time to set in motion the machinery for bringing about the necessary cooperation from France;

Whereas under these circumstances 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 (3), and in particular Article 1 thereof,

(1) OJ No L 182, 12. 7. 1975, p. 2.
(2) OJ No L 189, 21. 7. 1975, p. 24.
(3) OJ No L 121, 3. 6. 1971, p. 26.

HAS ADOPTED THIS DECISION :

Article 1

The Italian Republic is hereby authorized not to apply Community treatment to imports of the following products :

CCT heading No	Description of goods
ex 60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : — Men's, women's and infants' jerseys

where they originate in Taiwan and are in free circulation in France, and in respect of which applications for import licences were lodged after 27 November 1975.

Article 2

This Decision shall apply until 31 December 1975.

Article 3

This Decision is addressed to the Italian Republic.

Done at Brussels, 17 December 1975.

For the Commission

Finn GUNDELACH

Member of the Commission