# COMMISSION DECISION

of 2 April 1976

**authorizing the French Republic not to apply Community treatment to radio-receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States**

**(Only the French text is authentic)**

(76/444/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 26 March 1976 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 radio-receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III of the Common Customs Tariff, originating in South Korea 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 South Korea is subject to an annual quota of 60 000 radio-receivers which is heavily allocated between importers who have already submitted requests ;

Whereas differences in the measures of commercial policy taken in connection with these products by France and by the other Member States as regards South Korea 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 South Korea ;

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 Republic is authorized not to apply Community treatment to imports of the following products, where they originate in South Korea and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 16 March 1976 :

| CCT heading No | Description of goods |
|---|---|
| 85.15 A III | Radio-receivers, whether or not combined with a sound recorder or reproducer |

*Article 2*

This Decision shall apply until the opening of new import possibilities of the product in question into France from South Korea and in any case not later than 31 December 1976.

*Article 3*

This Decision is addressed to the French Republic.

Done at Brussels, 2 April 1976.

*For the Commission*

Christopher SOAMES

*Vice-President*

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