COMMISSION DECISION

of 30 October 1975

authorizing the French Republic not to apply Community treatment to umbrellas and sunshades (including walking-stick umbrellas and similar umbrellas) falling within heading No 66.01 of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States

(Only the French text is authentic)

(76/47/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 22 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 umbrellas and sunshades (including walking-stick umbrellas and similar umbrellas) falling within heading No 66.01 of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States,

Whereas according to this application under Article 115 the importation into France of the products in question originating in Hong Kong is subject to an annual quota of 355 000 items, which has been wholly taken up ;

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

Whereas this deflection of trade is obstructing the execution of the above commercial policy measures currently being applied by France as regards Hong Kong ;

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 above 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 umbrellas and sunshades (including walking-stick umbrellas and similar umbrellas) falling within heading No 66.01 of the Common Customs Tariff, where they originate in Hong Kong and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 21 October 1975.

Article 2

This Decision shall apply until new opportunities arise in the French Republic for the importation of the products in question from Hong Kong and in any case not later than 29 February 1976.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 30 October 1975.

For the Commission

Christopher SOAMES

Vice-President

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