II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 26 December 1975

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, originating in the USSR and in free circulation in the Federal Republic of Germany

(Only the French and Dutch texts are authentic)

(76/745/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 19 December 1975 by the Governments of the Benelux countries to the Commission by telex from the office of the Permanent Representative of the Kingdom of the Netherlands to the European Communities, for authorization not to apply Community treatment to drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, originating in the USSR and in free circulation in the Federal Republic of Germany,

Whereas imports into the Benelux countries of the product in question originating in the USSR are subject to a quantitative restriction, while imports of this product from the same third country into the Federal Republic of Germany are liberalized;

Whereas there are currently serious economic difficulties in the Benelux glass industry;

Whereas these economic difficulties are reflected mainly in under-utilization of the production capacity of the industry in question, resulting in unemployment in a number of factories and a constant reduction of the number of workers employed in that sector;

Whereas according to the Commission's information the indirect imports in question would be likely to aggravate these economic difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the Federal Republic of Germany;

Whereas authorization should accordingly be given 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 Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to imports of drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, where they originate in the USSR and are in free circu-

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

lation in the Federal Republic of Germany, and in respect of which applications for import licences were lodged on 11 and 12 December 1975.

Article 2

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 26 December 1975.

For the Commission

Finn GUNDELACH

Member of the Commission