COMMISSION DECISION

of 2 September 1976

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 Poland and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(76/779/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 30 August 1976 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 Poland and in free circulation in the other Member States,

Whereas for drawn or blown glass falling within No ex 70.05 of the Common Customs Tariff, the Benelux countries, in accordance with the Council Decision of 18 December 1975 [1], have opened in respect of Poland a quota of 1 900 metric tons for 1976, which is wholly taken up;

Whereas there are at present economic difficulties in the glass industry in the Benelux countries, which are caused largely by a fall in demand;

Whereas according to information supplied by the Benelux authorities, the indirect imports in question, which would be in addition to those already effected, would be likely to aggravate these economic difficulties;

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

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 [2], 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 Poland and are in free circulation in the other Member States and in respect of which applications for import licences were lodged after 17 August 1976.

Article 2

This Decision shall apply until new opportunities arise in the Benelux countries for the importation of the products in question from Poland and in any case not later than 31 December 1976.

Article 3

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

Done at Brussels, 2 September 1976.

For the Commission

Christopher SOAMES

Vice-President

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[1] OJ No L 332, 31. 12. 1975, p. 1.

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