COMMISSION DECISION

of 22 November 1976

authorizing the Italian Republic not to apply Community treatment to dyed woven fabrics of cotton, other than gauze or terry towelling and similar terry fabrics, falling within heading No ex 55.09 of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the Italian text is authentic)

(76/928/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 November 1976 by the Government of the Italian Republic to the Commission by telex from the Office of its Permanent Representative to the European Communities, for authorization to apply protective measures in respect of the importation of dyed woven fabrics of cotton, other than gauze or terry towelling and similar terry fabrics, falling within subheading ex 55.09 of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Japan is the subject of an Agreement negotiated between the Community and Japan signed on 9 July 1976;

Whereas, on the basis of the Agreement, Japan has undertaken to limit its exports of certain textile products to the Community to certain ceilings allocated among the Member States;

Whereas for the products in question the quota share allocated to Italy for 1976, covering woven fabrics of cotton and of man-made fibres, is 1 700 metric tons;

Whereas there are serious economic difficulties in the branch of the textile industry concerned, resulting in particular in a decline of production and a high rate of unemployment;

Whereas indirect imports, which would be in addition to those already effected, 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 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 specified in the Commission Decision of 12 May 1971 [1], and in particular Article 1 thereof;

Whereas the requests for licences which gave rise to the application in question under Article 115 need not be covered by this authorization, in view of the small amount involved,

HAS ADOPTED THIS DECISION:

Article 1

The Italian Republic is authorized not to apply Community treatment to dyed woven fabrics of cotton, other than gauze or terry towelling and similar terry fabrics, falling within subheading ex 55.09 of the Common Customs Tariff, where they originate in Japan and are in free circulation in the other Member States, and in respect of which applications to the Italian authorities for import licences were lodged after the date of this Decision.

Article 2

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

Article 3

This Decision is addressed to the Italian Republic.

Done at Brussels, 22 November 1976.

For the Commission

Finn GUNDELACH

Member of the Commission

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