COMMISSION DECISION

of 20 December 1976

concerning admission free of customs duties of prefabricated components required for the construction of a school offered free of charge by Switzerland to the disaster stricken community of Seveso (Italy)

(Only the Italian text is authentic)

(77/22/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1410/74 of 4 June 1974 on the tariff treatment applicable to goods imported for free circulation in the event of disasters occurring in the territory of or one more Member States (1), and in particular Article 2 thereof,

Having regard to the application by the Italian Republic dated 25 November 1976,

Whereas the Government of the Italian Republic has sought importation free of customs duties of prefabricated components required for the construction of a school offered free of charge by Switzerland to the Seveso community in order to provide schooling for the children of displaced families who have moved to a non-polluted area following the contamination of part of this region by dioxyne caused by the accident which occurred on 10 July 1976 ;

Whereas this contamination, the effects of which continue to be apparent, render it essential that persons who lived in the polluted zone at the time of the accident should remain away from it for an indefinite period ; whereas the school establishments available in the receiving area are not sufficient to ensure the schooling of all the children now living there ; whereas in this respect, the situation resulting from this contamination has the effect of constituting, for the population concerned, a disaster within the meaning of Regulation (EEC) No 1410/74 ;

Whereas, therefore, the conditions laid down in Regulation (EEC) No 1410/74 are fulfilled to allow importation free of customs duties of prefabricated components for the school in question ;

Whereas consultation with the other Member States laid down in Article 2 of Regulation (EEC) No 1410/74 has taken place,

HAS ADOPTED THIS DECISION :

Article 1

The various prefabricated components required for the construction of the school, offered free of charge by Switzerland to the Seveso community in order to provide schooling for the children of families forced to evacuate the zone polluted by dioxyne following the accident which occurred on 10 July 1976, shall be admitted free of customs duties.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 20 December 1976.

For the Commission

G. BRUNNER

Member of the Commission

(1) OJ No L 150, 7. 6. 1974, p. 4.