COMMISSION DECISION

of 13 May 1977

allowing admission free of Common Customs Tariff duties of scientific apparatus described as 'Lock-in-Amplifier', PAR, model 186 A with internal oscillator, PAR, model 186 A/99/97, optional

(77/374/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1798/75 of 10 July 1975 on the importation free of Common Customs Tariff duties of educational, scientific and cultural materials [1],

Having regard to Commission Regulation (EEC) No 3195/75 of 2 December 1975 laying down provisions for the implementation of Regulation (EEC) No 1798/75 [2], and in particular Article 4 thereof,

Whereas, by letter dated 9 November 1976, the German Government requested the Commission to invoke the procedure laid down in paragraphs 3 to 7 of Article 4 of Regulation (EEC) No 3195/75 in order to determine whether apparatus of scientific value equivalent to the apparatus described as 'Lock-in-Amplifier', PAR, model 186 A, with an internal oscillator, PAR, model 186 A/99/97, optional, is currently manufactured in the Community;

Whereas, in accordance with the provisions of Article 4 (5) of Regulation (EEC) No 3195/75, a group of experts composed of representatives of all of the Member States met on 29 April 1977 within the Committee on Duty Free Arrangements to examine this particular case;

Whereas the apparatus in question is a phase-sensitive detection system with internal oscillator option; whereas it is used in the field of research on the electric properties of pure or gas-treated silicium surfaces by study of the photoelectric spectrum tension of the surfaces;

Whereas, on the basis of information obtained from the Member States, apparatus of equivalent scientific value capable of use for the same purpose could only have been available in the Community from 1 August 1976; whereas, taking into account the date when the apparatus in question was ordered, the delivery period fixed by the Community producers being taken into consideration and being considerably greater than that for apparatus which is the subject of this application for duty-free admission; whereas it appears appropriate in these circumstances to allow the duty-free importation of the apparatus in question,

HAS ADOPTED THIS DECISION:

Article 1

The conditions referred to in Article 3 (1) (b) of Council Regulation (EEC) No 1798/75 of 10 July 1975, for admission free of Common Customs Tariff duties of the scientific apparatus described as 'Lock-in-Amplifier', PAR, model 186 A with internal oscillator, PAR, model 186 A/99/97, optional are fulfilled.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 13 May 1977.

For the Commission

Étienne DAVIGNON

Member of the Commission

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[1] OJ No L 184, 15. 7. 1975, p. 1.
[2] OJ No L 316, 6. 12. 1975, p. 17.