II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 8 October 1976

authorizing the French Republic not to apply Community treatment to tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china (including biscuit porcelain and parian) or of kinds of pottery other than common pottery or stoneware, falling within heading No 69.11 or subheading 69.12 C or D of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the French text is authentic)

(77/70/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 4 October 1976 by the French Government to the European Communities for authorization not to apply Community treatment to tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china (including biscuit porcelain and parian) or of kinds of pottery other than common pottery or stoneware, falling within heading No 69.11 or subheading 69.12 C or D of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas for the products in question France, in accordance with the Council Decision of 18 December 1975 [1] on import arrangements in respect of State-trading countries, has opened for 1976, in respect of the People's Republic China, an annual quota of FF 575 000 which is wholly taken up;

Whereas the indirect imports in question, which would be in addition to those already effected, would be likely to prevent the execution of the commercial policy measures adopted by France because of the economic difficulties in the sector concerned;

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 laid down by the Commission Decision of 12 May 1971 [2], and in particular Article 1 thereof;

Whereas the request for an import licence which gave rise to the application under Article 115 need not be covered by this authorization in view of the small amount involved,

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

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

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to imports of the following products :

CCT heading No	Description of goods
69.11	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china (including biscuit porcelain and parian)
69.12	Tableware and other articles of a kind commonly used for domestic and toilet purposes, of other kinds of pottery : C. Earthenware of fine pottery D. Other

where they originate in the People's Republic of China and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision.

Article 2

This Decision shall apply until new opportunities arise in France for the importation of the products in question from the People's Republic of China, and in any case not later than 31 December 1976.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 8 October 1976.

For the Commission

Christopher SOAMES

Vice-President