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COMMISSION DECISION

of 6 May 1977

authorizing the United Kingdom not to apply Community treatment to cotton yarn falling within heading No 55.05 of the Common Customs Tariff, originating in the Federal Republic of Brazil and in free circulation in the Federal Republic of Germany

(Only the English text is authentic)

(77/701/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 May 1977 by the United Kingdom Government to the Commission by telex from the office of its Permanent Representative to the European Communities, for authorization not to apply Community treatment to cotton yarn, falling within heading No 55.05 of the Common Customs Tariff, originating in the Federal Republic of Brazil and in free circulation in the Federal Republic of Germany,

Whereas the importation into the Community of cotton yarn, falling within heading No 55.05 of the Common Customs Tariff, originating in the Federal Republic of Brazil was the subject of an Agreement negotiated between the Community and the Federal Republic of Brazil;

Whereas under those Arrangements the Federal Republic of Brazil undertook to take all necessary measures to keep its exports of the abovementioned products within certain quantitative limits allocated among the Member States;

Whereas the quantity laid down for 1977 in respect of the United Kingdom is 678 tonnes which has been completely taken up;

Whereas there are serious economic difficulties in the sector of the textile industry in question which are apparent especially through a decline in production and a growing rate of unemployment;

Whereas the realization of the indirect operation which has originated in this action, even though it appears to be an isolated operation, would, because of its substantial amount, be likely to aggravate these economic problems;

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 [1], and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is authorized not to apply Community treatment to cotton yarn falling within heading No 55.05 of the Common Customs Tariff, where is originates in the Federal Republic of Brazil and is in free circulation in the Federal Republic of Germany and in respect of which applications for import licences lodged after 21 April 1977, are on the date of this Decision, pending with the United Kingdom authorities.

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 6 May 1977.

For the Commission

Étienne DAVIGNON

Member of the Commission

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