# COMMISSION DECISION

**of 22 July 1977**

**authorizing the French Republic not to apply Community treatment to radio receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States**

**(Only the French text is authentic)**

(77/702/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 18 July 1977 by the French 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 radio receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States, conditions specified in the Commission Decision of 12 May 1971 [1], and in particular Article 1 thereof;

Whereas, according to the above application, imports into France of the products in question originating in Japan are at present subject to an annual quota of 400 000 sets, which is wholly taken up;

Whereas, according to information supplied by the French authorities, the industry in question is passing through a serious crisis which is reflected in particular in a progressive decline in its share of the market;

Whereas differences in the commercial policy measures applied in connection with these products by France and by the other Member States as regards Japan are giving rise to deflection of trade;

Whereas this deflection of trade is preventing the execution of the abovementioned measures of commercial policy currently being applied by France as regards Japan and is threatening to aggravate the abovementioned economic difficulties;

Whereas it is not possible at the present time to set in motion the machinery for bringing about the necessary cooperation from the other Member States,

Whereas authorization should be given, for a limited period, 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 uniform arrangements for imports of the products in question may be adopted under common commercial policy towards Japan; whereas these protective measures should apply only until such arrangements are applied,

HAS ADOPTED THIS DECISION:

*Article 1*

The French Republic is authorized not to apply Community treatment to radio receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III 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 for import licences were lodged after 4 July 1977.

*Article 2*

This Decision shall expire when uniform import arrangements are applied under common commercial policy towards Japan or when new opportunities arise for the importation of the products in question from Japan or on 31 December 1977, whichever is the earliest.

*Article 3*

This Decision is addressed to the French Republic.

Done at Brussels, 22 July 1977.

*For the Commission*

Wilhelm HAFERKAMP

*Vice-President*

---

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