COMMISSION DECISION

of 5 September 1977

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's leather footwear falling within heading No ex 64.02 of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(77/735/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 31 August 1977 by the Governments of the Benelux countries by telex from the office of the Permanent Representative of the Kingdom of the Netherlands to the European Communities, for authorization not to apply Community treatment to men's leather footwear falling within heading No ex 64.02 of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States,

Whereas, the Benelux countries, in accordance with Council Decision 75/210/EEC, as amended by the Decision of 13 December 1976 [1], have opened in respect of Romania an annual quota of 208 000 pairs of footwear;

Whereas, according to the data given in the application, this amount is largely exceeded, considering the indirect imports already effected;

Whereas, according to the information supplied by the Governments of the Benelux countries, the sector in question is experiencing serious economic difficulties;

Whereas it is not possible at short notice to set in motion the machinery for securing the requisite cooperation of 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,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to imports of men's footwear falling within heading No ex 64.02 of the Common Customs Tariff, originating in Romania and in respect of which applications for import licences were lodged after 18 August 1977.

Article 2

This Decision shall apply until such time as there are new openings in the Benelux countries for imports of the products in question from Romania or until 31 December 1977.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Grand of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 5 September 1977.

For the Commission

Étienne DAVIGNON

Member of the Commission

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[1] OJ No L 365, 31. 12. 1976, p. 1.

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