COMMISSION DECISION

of 16 June 1977

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands, not to apply Community treatment to drawn or blown glass falling within heading No ex 70.05 of the Common Customs Tariff, originating in Hungary and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(77/764/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 8 June 1977 by the Governments of the Benelux countries to the Commission 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 drawn or blown glass falling within heading No ex 70.05 of the Common Customs Tariff, originating in Hungary and in free circulation in the other Member States,

Whereas, for the products in question, the Benelux countries, in accordance with the Council Decision of 13 December 1976 [1], have opened in respect of Hungary an annual quota of 850 tonnes which has taken up about 66 % ;

Whereas there are at present economic difficulties in the glass industry in the Benelux countries, which are caused largely by a fall in demand ;

Whereas the realization of the import motivating the application even if it seems to be an isolated operation, is likely, in view of the large amount, to contribute to the deterioration of the said situation ;

Whereas it is not possible at the present time 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,

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 drawn or blown glass falling within heading No ex 70.05 of the Common Customs Tariff, where they originate in Hungary and are in free circulation in the other Member States and in respect of which applications for import licences were lodged after 30 May 1977, and are on the date of this Decision pending with the Benelux authorities.

Article 2

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

Done at Brussels, 16 June 1977.

For the Commission

Wilhelm HAFERKAMP

Vice-President

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

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