COMMISSION DECISION

of 18 January 1978

authorizing the French Republic not to apply Community treatment to umbrellas and sunshades falling within heading No 66.01 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States

(Only the French text is authentic)

(78/186/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 11 January 1978 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 umbrellas and sunshades falling within heading No 66.01 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States,

Whereas according to this application under Article 115 France is subjecting imports of the products in question, originating in Taiwan, to quantitative restrictions ;

Whereas according to information supplied by the French Government there are serious economic difficulties in the industrial sector concerned, resulting in particular in a progressive decline of production ;

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

Whereas this deflection of trade is obstructing the execution of the commercial policy measures currently being applied by France as regards Taiwan, and would be likely 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, in order to ensure that the execution of the above commercial policy measures is not obstructed, 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,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to imports of umbrellas and sunshades falling within heading No 66.01 of the Common Customs Tariff, where they originate in Taiwan and are in free circulation in the other Member States, and in respect of which applications for import licences lodged after 1 January 1978 are, on the date of this Decision, pending with the French authorities.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 18 January 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

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