COMMISSION DECISION

of 25 January 1978

authorizing the Federal Republic of Germany not to apply Community treatment to special gloves for sports, of leather, falling within heading No ex 42.03 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the German text is authentic)

(78/204/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 January 1978 by the Government of the Federal Republic of Germany to the Commission by telex from the office of its Permanent Representative to the European Communities for authorization not to apply Community treatment to imports of special gloves for sports, of leather, falling within heading No ex 42.03 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas for the products in question the Federal Republic of Germany, in accordance with the Council Decision of 20 December 1977, opened in respect of the People's Republic of China a quota of DM 350 000 which has been used up ;

Whereas, according to information supplied by the Government of the Federal Republic of Germany, there are serious economic difficulties in the industry concerned, which reveals itself in a decline in production ;

Whereas the realization of the applications for import licences, which have motivated the application under Article 115, would be likely to hinder the commercial policy measures applied by the Federal Republic of Germany because of the difficulties in the industry concerned ;

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 accordingly be given for the application of protective measures, under the first paragraph of Article 115 of the Treaty, 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 Federal Republic of Germany is hereby authorized not to apply Community treatment to special gloves for sports, of leather, falling within heading No ex 42.03 of the Common Customs Tariff, where they originate in the People's Republic of China and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 9 January 1978 and are, on the date of this Decision, pending with the German authorities.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 25 January 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

(1) OJ No L 121, 3. 6. 1971, p. 26.