II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 2 February 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to coats and jackets of woven man-made textile fibres, falling within heading No ex 61.02 of the Common Customs Tariff, originating in Yugoslavia and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/218/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 27 January 1978 by the Benelux Governments to the Commission by telex from the office of the Permanent Representative of the Kingdom of the Netherlands to the European Communities, for authorization to apply protective measures in respect of the importation of coats and jackets of woven man-made textile fibres falling within heading No ex 61.02 of the Common Customs Tariff, originating in Yugoslavia and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Yugoslavia is the subject of an Agreement negotiated between the Community and this third country;

Whereas, under the Agreement, Yugoslavia has undertaken to take all necessary steps to limit its exports of certain textile products to the Community to certain ceilings allocated among the Member States;

Whereas there are economic difficulties in the clothing sector, and these difficulties are worsened by low-priced imports coming from third countries;

Whereas the realization of other indirect imports would be likely to hinder the aims of the abovementioned Agreement;

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 a limited period, 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 [1], and in particular Article 1 thereof;

Whereas the application for a licence which gave rise to the application under Article 115 should not be covered by this authorization in view of the relatively small amount involved,

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

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 coats and jackets of woven man-made textile fibres, falling within heading No ex 61.02 of the Common Customs Tariff, where they originate in Yugoslavia and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision.

Article 2

This Decision shall apply until new opportunities arise in the Benelux countries for the importation of the products in question from Yugoslavia and in any case not later than 31 December 1978.

Article 3

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

Done at Brussels, 2 February 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President