COMMISSION DECISION

of 20 April 1978

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 Albania, Bulgaria, Hungary and Romania and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/422/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 applications under the first paragraph of Article 115 of the Treaty, made on 14 and 17 April 1978 by the Benelux Governments to the Commission of 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 Albania, Bulgaria, Hungary and Romania and in free circulation in the other Member States,

Whereas for drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff certain quotas were opened for 1978, in accordance with the Council Decision of 20 December 1977, for Bulgaria, Hungary and Romania respectively while no import possibilities have been opened for Albania;

Whereas according to the application the quotas have been completely used up;

Whereas, according to information supplied by the Benelux authorities, there are at present serious economic difficulties in the industry in question, which is involved in a restructuring effort and these difficulties are being aggravated by low-priced imports from non-member countries;

Whereas applications for import licences under the free circulation arrangements involving the products in question originating in Albania, Bulgaria, Hungary and Romania, where the amount by far exceeds the possibilities for direct imports from these third countries, are being examined by the Benelux authorities;

Whereas these imports, because of their volume and price, are likely, on the basis of the data supplied by the Benelux authorities, to aggravate the situation in the industry concerned;

Whereas it is not possible 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 specified in the Commission Decision of 12 May 1971 [1], 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 the products indicated below, where they originate in Albania, Bulgaria, Hungary and Romania and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 3 April 1978 are, on the date of this Decision, pending with the Benelux authorities:

CCT heading No	Description
ex 70.05	Drawn or blown glass

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, 20 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

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