COMMISSION DECISION

of 24 July 1978

authorizing Ireland not to apply Community treatment to outer garments and other articles, knitted or crocheted, not elastic or rubberized : outer garments and clothing accessories : jerseys, pullovers, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted, not elastic or rubberized, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A of the Common Customs Tariff (NIMEXE codes 60.05-01, 27, 28, 29, 30, 33, 36, 37, 38), originating in Malaysia and in free circulation in the other Member States

(Only the English text is authentic)

(78/699/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 July 1978 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to outer garments and other articles, knitted or crocheted, not elastic or rubberized : outer garments and clothing accessories : jerseys, pullovers, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted, not elastic or rubberized, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A of the Common Customs Tariff (NIMEXE codes 60.05-01, 27, 28, 29, 30, 33, 36, 37, 38), originating in Malaysia and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Malaysia is covered by an Agreement negotiated between the Community and that country ;

Whereas under that Agreement Malaysia has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States ;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets ; whereas for that reason disparities persist between the import conditions in the various Member States ; whereas uniformity can only be achieved progressively ;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned involving a considerable drop in production and employment ;

Whereas although the imports which gave rise to the application submitted would appear to be an isolated operation, they are nevertheless likely, owing to the appreciable amount of the imports, to aggravate these difficulties and to jeopardize the aims of the Agreement ;

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

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in Malaysia and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 4 July 1978 and are, on the date of this Decision, pending with the Irish authorities :

CCT heading No	Description
ex 60.05 A (NIMEXE codes 60.05-01, 27, 28, 29, 30, 33, 36, 37, 38)	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : outer garments and clothing accessories : jerseys, pullovers, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted, not elastic or rubberized, of wool, of cotton or of man-made textile fibres

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

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 24 July 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President