COMMISSION DECISION

of 1 August 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to unworked drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, originating in Hungary and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/719/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 25 July 1978 by the Governments of the Benelux countries to the Commission of the European Communities, for authorization not to apply Community treatment to unworked drawn or blown glass, falling within heading No ex 70.05 of the Common Customs Tariff, originating in Hungary and in free circulation in the other Member States,

Whereas in the Benelux countries the importation of the products in question originating in Hungary is, in accordance with the Council Decision of 20 December 1977 [1], subject to an annual quota, which has already been wholly taken up;

Whereas disparities in the commercial policy measures applied in connection with these products by the Member States are giving rise to deflection of trade, thus preventing the execution of the commercial policy measures which are in force because of the difficult economic situation in the sector concerned;

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 further indirect imports, in addition to those already effected, would be likely to jeopardize the efficiency of the abovementioned commercial measures;

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 [2], 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 Hungary and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 12 July 1978:

CCT heading No	Description
ex 70.05	Unworked drawn or blown glass

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Hungary or until 31 December 1978, whichever is the earlier.

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, 1 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

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[1] OJ No L 360, 31. 12. 1977, p. 1.

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