II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 6 February 1979

authorizing the French Republic not to apply Community treatment to handkerchiefs, falling within heading No ex 61.05 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the French text is authentic)

(79/211/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 24 January 1979 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to handkerchiefs, falling within heading No ex 61.05 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas in France the importation of the products in question originating in the People's Republic of China is, in accordance with the Commission Decision of 29 January 1979, subject to a quantitative restriction ;

Whereas the disparities which exist in the commercial policy measures applied in connection with these products by the Member States are causing deflection of trade, thereby preventing the execution of those commercial policy measures which are in force because of the difficult economic situation in the sector concerned ;

Whereas it appears from the application submitted that there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment ;

Whereas the imports which gave rise to the application submitted are likely, in view of the substantial volume of those imports, to jeopardize the abovementioned commercial policy 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 laid down in Commission Decision 71/202/EEC of 12 May 1971 [1], and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is hereby authorized not to apply Community treatment to the products indicated below, where they originate in the People's Republic of China and are in free circulation in the other

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

Member States, and in respect of which applications for import licences were lodged after 16 January 1979 and are, on the date of this Decision, pending with the French authorities :

CCT heading No	Description
ex 61.05	Handkerchiefs

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 6 February 1979.

For the Commission

Wilhelm HAFERKAMP

Vice-President