COMMISSION DECISION

of 11 April 1979

authorizing the Italian Republic not to apply Community treatment to sewing machines; furniture specially designed for sewing machines, falling within subheading 84.41 A of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the Italian text is authentic)

(79/428/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 4 April 1979 by the Italian Government to the Commission of the European Communities, for authorization not to apply Community treatment to sewing machines; furniture specially designed for sewing machines, falling within subheading 84.41 A of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

Whereas in Italy the import of the products in question originating in Japan is subject to an annual quota which is currently being distributed;

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 these economic difficulties are caused largely by unequal conditions of competition, which allow exports to be made at prices appreciably lower than those of the Community products in question;

Whereas further indirect imports, in addition to those already made or proposed, would be likely to aggravate these difficulties, and to jeopardize the efficiency of the commercial measures 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 laid down in Commission Decision 71/202/EEC of 12 May 1971 [1], and in particular Article 1 thereof;

Whereas, however, the application for a licence which gave rise to the application in question does not need to be covered by such an authorization,

HAS ADOPTED THIS DECISION:

Article 1

The Italian Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Japan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 2 April 1979:

CCT heading No	Description
84.41 A	Sewing machines; furniture specially designed for sewing machines

Article 2

This Decision shall apply until new opportunities arise in Italy for the importation of these products

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

from Japan or until 30 September 1979, whichever is the earlier.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 11 April 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission