COMMISSION DECISION

of 6 September 1979

allowing the scientific apparatus described as 'Coherent-Dye Laser, model CR-590-02' to be admitted free of Common Customs Tariff duties

(79/805/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1798/75 of 10 July 1975 on the importation free of Common Customs Tariff duties of educational, scientific and cultural materials (1),

Having regard to Commission Regulation (EEC) No 3195/75 of 2 December 1975 laying down provisions for the implementation of Regulation (EEC) No 1798/75 (2), and in particular Articles 4 and 5 thereof,

Whereas, by letter dated 2 March 1979, the Danish Government requested the Commission to invoke the procedure laid down in Articles 4 and 5 of Regulation (EEC) No 3195/75 in order to determine whether or not the apparatus described as 'Coherent-Dye Laser, model CR-590-02', used as an intense, coherent source of light of variable wavelength for investigating the transmission spectra of solids, should be regarded as a scientific apparatus and, where the reply is in the affirmative, whether apparatus of equivalent scientific value is currently being manufactured in the Community ;

Whereas, in accordance with the provisions of Article 4 (5) of Regulation (EEC) No 3195/75, a group of experts composed of representatives of all the Member States met on 18 June 1979 within the Committee on Duty-Free Arrangements to examine this particular case ;

Whereas this examination showed that the apparatus in question is a dye laser for the ultraviolet range ;

Whereas its objective technical characteristics such as the output power and the stability combined with a high range of wavelength, as well as the use made of it make it an apparatus specially suited to scientific research ; whereas it must therefore be regarded as a scientific apparatus ;

Whereas, on the basis of information received from Member States, apparatus of equivalent scientific value capable of use for the same purpose is not currently manufactured in the Community ; whereas, therefore, duty-free admission of this apparatus is justified,

HAS ADOPTED THIS DECISION :

Article 1

1. The apparatus described as 'Coherent-Dye Laser, model CR-590-02' must be regarded as a scientific apparatus.

2. The conditions referred to in Article 3 (1) (b) of Council Regulation (EEC) No 1798/75 of 10 July 1975 for admission free of Common Customs Tariff duties of the apparatus described in paragraph 1 are fulfilled.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 6 September 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

(1) OJ No L 184 , 15. 7. 1975, p. 1.
(2) OJ No L 316, 6. 12. 1975, p. 17.