COMMISSION DECISION

of 28 November 1980

authorizing the French Republic not to apply Community treatment to natural honey originating in Mexico

(Only the French text is authentic)

(80/1199/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 Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State [1], and in particular Article 3 thereof,

Whereas on 20 November 1980 a request was made under the first paragraph of Article 115 of the Treaty by the French Government to the Commission of the European Communities for authorization not to apply Community treatment to natural honey falling within heading No 04.06 of the Common Customs Tariff, originating in Mexico and in free circulation in the other Member States ;

Whereas in France the importation of the products in question originating in Mexico is subject to an arrangement of quantitative restrictions at a time when the possibility is open for imports from this third country according to the needs of the market ;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States ; whereas uniformity can only be brought about gradually ;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1980 France has admitted the products in question in free circulation, of which 1 305 tonnes originated in the said third country and in other third countries for which there exist like import arrangements ;

Whereas information has been received by the Commission indicating that total imports of the products in question originating in third countries have increased from 7 257 tonnes in 1978 to 7 523 tonnes in 1979 ;

Whereas the prices of the products in question originating in Mexico are considerably below the prices of like products manufactured in France ;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to aggravate these difficulties in the industrial sector 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 Decision 80/47/EEC, and in particular Article 3 thereof ;

Whereas an application for import documents covering 70 tonnes is duly pending with the authorities of the Member State having made the request ; whereas in view of the amount involved, this application does not need to be covered by such authorization,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in Mexico and in free circulation in the other Member States, in respect of which applications for import licences were lodged after 14 November 1980 :

CCT heading No	Description
04.06	Natural honey

Article 2

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

[1] OJ No L 16, 22. 1. 1980, p. 14.

question originating in Mexico or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 28 November 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission