# COMMISSION DECISION

**of 28 February 1980**

**authorizing Ireland not to apply Community treatment to pyjamas and night dresses, knitted or crocheted, of cotton or of synthetic textile fibres, falling within heading No ex 60.04 of the Common Customs Tariff (categories 24 and 25), originating in Hong Kong and in free circulation in the other Member States**

**(Only the English text is authentic)**

(80/311/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 19 February 1980 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to pyjamas and night dresses, knitted or crocheted, of cotton or of synthetic textile fibres, falling within heading No ex 60.04 of the Common Customs Tariff (categories 24 and 25), originating in Hong Kong and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Hong Kong is covered by an Agreement negotiated between the Community and that country ;

Whereas under that Agreement Hong Kong has undertaken to take all necessary steps to limit its exports of the products in question to the Community up to the amount of certain ceilings allocated among the Member States ;

Whereas it was not possible on that occasion to allocate those ceilings on the basis of the needs of the individual markets ; whereas there are therefore disparities existing between the import conditions in the various Member States ; whereas uniformity can only be achieved progressively ;

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 further indirect imports, in addition to those already made or proposed, would be likely to aggravate these difficulties ;

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 licence which gave rise to the application in question does not need to be covered by such an authroization in view of the small amount involved,

HAS ADOPTED THIS DECISION :

*Article 1*

Ireland is autmorized not to apply Community treatment to the products indicated below, where they originate in Hong Kong and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 15 February 1980 :

| CCT heading No | Description |
|---|---|
| ex 60.04 (NIMEXE codes 60.04-47, 51, 53, 73, 81, 83) (categories 24 and 25) | Men's and boys' pyjamas, women's, girls' and infants' (other than babies') pyjamas and night dresses, knitted or crocheted, of cotton or of synthetic textile fibres |

*Article 2*

This Decision shall apply until 30 September 1980.

*Article 3*

This Decision is addressed to Ireland.

Done at Brussels, 28 February 1980.

*For the Commission*

Christopher TUGENDHAT

*Member of the Commission*

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