COMMISSION DECISION

of 16 June 1980

authorizing the French Republic not to apply Community treatment to woven fabrics of synthetic fibres (discontinuous or waste), falling within subheading 56.07 A of the Common Customs Tariff (category 3), originating in Malaysia and in free circulation in the other Member States

(Only the French text is authentic)

(80/639/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 7 June 1980 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to woven fabrics of synthetic fibres (discontinuous or waste), falling within subheading 56.07 A of the Common Customs Tariff (category 3), originating in Malaysia and in free circulation in the other Member States,

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

Whereas under that Agreement Malaysia 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;

Whereas further indirect imports, in addition to those already made or proposed, would be likely to aggrave these difficulties and to call into question the objectives sought by 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 80/47/EEC of 20 December 1979 [1], and in particular Article 3 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Malaysia and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 5 June 1980:

CCT heading No	Description
56.07 A (NIMEXE codes 56.07-01, 04, 05, 07, 08, 11, 13, 14, 16, 17, 18, 21, 23, 24, 26, 27, 28, 32, 33, 34, 36) (category 3)	Woven fabrics of synthetic fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics (including terry fabrics) and chenille fabrics

Article 2

This Decision shall apply until new opportunities arise in France for the importation of these products from Malaysia or until 30 September 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 16 June 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

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