COMMISSION DECISION

of 26 June 1980

authorizing Ireland not to apply Community treatment to pyjamas, knitted or crocheted, falling within subheading 60.04 B ex IV of the Common Customs Tariff (category 24), originating in Brazil and in free circulation in the other Member States

(Only the English text is authentic)

(80/688/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 June 1980 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to pyjamas, knitted or crocheted, falling within subheading 60.04 B ex IV of the Common Customs Tariff (category 24), originating in Brazil and in free circulation in the other Member States,

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

Whereas under that Agreement Brazil 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 with the exception of Ireland where there are no possibilities for export ;

Whereas it was not possible on that occasion to allocate this ceiling 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 and a progressive decline in its market share ;

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 the realization of all the imports which gave rise to the application submitted would, in view of the substantial volume involved, 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 80/47/EEC of 20 December 1979 [1], and in particular Article 3 thereof ;

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

HAS ADOPTED THIS DECISION :

Article 1

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in Brazil and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 9 June 1980.

In any case this authorization does not cover a quantity representing 2 000 pieces. Such a quantity shall be allocated between the abovementioned applicants for which the applications for import licences are on the date of this Decision pending with the Irish authorities :

CCT heading No	Description
60.04 B ex IV (NIMEXE codes 60.04-47, 73) (category 24)	Men's and boys' pyjamas, knitted or crocheted, of cotton or of synthetic textile fibres

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

Article 2

This Decision shall apply until 30 September 1980.

Article 3

This Decision is addressed to Ireland.

Done at Brussels, 26 June 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President