COMMISSION DECISION

of 19 February 1981

authorizing the French Republic not to apply Community treatment to woven fabrics of synthetic fibres (discontinuous or waste) originating in Taiwan

(Only the French text is authentic)

(81/139/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 10 February 1981 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 woven fabrics of synthetic fibres (discontinuous or waste) falling within subheading 56.07 A of the Common Customs Tariff, category 3, originating in Taiwan and in free circulation in the other Member States;

Whereas the importation into the Community of the products in question originating in Taiwan is subject, under Commission Regulation (EEC) No 3020/77 [2], to a Community quantitative quota;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community ceiling between the Member States;

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 1981 France has admitted the products in question in free circulation, originated in the said third country, which amount to approximately 19 % of the direct quota;

Whereas with regard to the situation of the industry concerned, the information received by the Commission indicates that total imports of the products in question originating in third countries have increased from 8 429 tonnes in 1978 to 9 744 tonnes in 1979;

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

Whereas output of like products in France has increased from 57 802 tonnes in 1978 to 61 514 tonnes in 1979; whereas the domestic industry's share of the home market has fallen from 62 % in 1978 to 61 % in 1979;

Whereas further indirect imports, in addition to those already admitted, would be likely to aggravate the difficulties in the industry concerned and jeopardize the aims of the abovementioned commercial policy measures;

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,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in Taiwan and in free circulation in the other Member States in respect of which applica-

[1] OJ No L 16, 22. 1. 1980, p. 14.
[2] OJ No L 357, 31. 12. 1977, p. 51.

tions for import licences were lodged after 5 February 1981.

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 31 July 1981.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 19 February 1981.

For the Commission

Étienne DAVIGNON

Vice-President