COMMISSION DECISION

of 22 June 1981

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to woven fabrics of synthetic fibres (discontinuous or waste) originating in Romania

(Only the Dutch and French texts are authentic)

(81/614/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 12 June 1981 a request was made under the first paragraph of Article 115 of the Treaty by the Benelux governments 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 Romania and in free circulation in the other Member States ;

Whereas the importation into the Community of the products in question, originating in Romania, is covered by an Agreement negotiated between the Community and that country ; whereas under that Agreement Romania has undertaken to take all necessary steps to limit its exports of the products in question to the Community within certain ceilings ;

Whereas in order to implement that Agreement and take account of its characteristics, the Council adopted Regulation (EEC) No 3059/78 [2] introducing specific common rules for imports of certain textile products ;

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 the Benelux countries have admitted the products in question in free circulation, originating in the said third country, which exceed the direct quota by approximately 187 % ;

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 6 796 tonnes in 1978 to 6 993 tonnes in 1980 ;

Whereas the prices of the products in question originating in Romania are approximately 55 % below the prices of like products manufactured in the Benelux countries ;

Whereas output of like products in the Benelux countries has fallen from 25 251 tonnes in 1977 to 24 477 tonnes in 1979 ;

Whereas there have been redundancies and short-time working has increased considerably ;

Whereas further indirect imports, in addition to those already admitted, would be likely to aggravate these difficulties 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,

[1] OJ No L 16, 22. 1. 1980, p. 14.
[2] OJ No L 365, 27. 12. 1978, p. 1.

HAS ADOPTED THIS DECISION :

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, originating in Romania and in free circulation in the other Member States in respect of which applications for import licences were lodged after 12 June 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 October 1981.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 22 June 1981.

For the Commission

F. H. J. J. ANDRIESSEN

Member of the Commission