# COUNCIL DECISION

## of 15 April 1991

## concerning the provisional application of the Agreed Minute amending the Agreement between the European Economic Community and Malaysia on trade in textile products

(91/228/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas, pending the completion of the procedure necessary for its conclusion, the Agreement between the European Economic Community and Malaysia on trade in textile products, initialled on 28 June 1986, has been provisionally applied since 1 January 1987 in accordance, having regard to the Community, with Decision 87/422/EEC [1];

Whereas that Agreement provides for the possibility of re-examining quantitative adjustments to the quotas for certain categories, in order to allow for the introduction of the harmonized system;

Whereas, following consultations between the Community and Malaysia, an Agreed Minute modifying the quotas on products of categories 4, 5 and 6 provided for in the Agreement was initialled on 20 November 1990;

Whereas, pending the completion of the procedures necessary for the conclusion of the Agreement and the other Agreed Minutes, the Agreed Minute of 20 November 1990 should be applied provisionally, with effect from 1 January 1990, provided that there is reciprocal provisional application on the part of Malaysia,

HAS DECIDED AS FOLLOWS:

*Article 1*

Pending the completion of the procedures necessary for its conclusion, the Agreed Minute of 20 November 1990 amending the Agreement between the European Economic Community and Malaysia on trade in textile products shall be applied provisionally in the Community, with effect from 1 January 1990, provided that there is reciprocal provisional application on the part of Malaysia.

The text of the Agreed Minute is attached to this Decision.

*Article 2*

The Commission is invited to seek the agreement of the Government of Malaysia on the provisional application of the Agreed Minute referred to in Article 1 and to notify the Council thereof.

Done at Luxembourg, 15 April 1991.

*For the Council*

*The President*

J. F. POOS

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[1] OJ No L 233, 19. 8. 1987, p. 83.