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(Acts whose publication is obligatory)

REGULATION (EEC) No 1060/73 OF THE COMMISSION

of 18 April 1973

subjecting to authorization the importation into Italy of tape recorders from third countries and establishing Community surveillance over those imports

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 1025/70 [1] of 25 May 1970, establishing common rules for imports from third countries, and in particular Article 10 thereof ;

Having regard to Council Regulation (EEC) No 109/70 [2] of 19 December 1969, establishing common rules for imports from state-trading countries and, in particular Article 7 thereof ;

After consultation with the Advisory Committees set up under Article 5 of Regulations (EEC) Nos 1025/70 and 109/70 ;

Having regard to the proposal from the Commission ;

Whereas, on 9 March 1973, the Italian Government informed the Commission, by telex, of the increased difficulties in the Italian tape recorder market caused by the rising imports of these products and requested the Commission to summon urgently meetings for the consultations required under Regulations (EEC) Nos 1025/70 and 109/70 ;

Whereas, according to the information supplied by the Italian Government, particularly the information given at the consultation meetings, and to other information available to the Commission, imports of tape recorders from third countries to Italy have increased considerably during the last three years ; whereas this information discloses that imports which amounted to 99 000 units in 1969 have increased to 478 000 units in 1972 which represents an average annual increase of 69 % ;

Whereas during the same period the annual Italian production of those products has decreased from 380 000 to approximately 136 000 units ; and the share of imports from third countries in the Italian domestic market has increased continuously, rising from 18 % in 1969 to approximately 54 % in 1972 ;

Whereas those imports, especially those originating from a particular source, are obtained at relatively low prices, generally at a level considerably lower than that prevailing on the Italian market ;

Whereas it is clear, from the facts given above, that tape recorders are being imported into Italy in such greatly increased quantities and under such conditions as to cause serious injury to Italian producers of like products, and that the injury threatens to get worse and would be difficult to repair, unless immediate action were taken in order to safeguard the interests of the Community ;

Whereas, at the present time, the imports in question are being particularly detrimental to Italy but are not so far causing the same injury to other regions of the Community ; and it is consequently justifiable to limit the safeguard measures to imports into Italy ;

Whereas, however, throughout the Community the market trend for imports of tape recorders from third countries threaten to cause injury to Community producers of like or competing products and whereas these imports should be placed under surveillance.

Whereas discussions with the main supplier country for the purpose of avoiding a deterioration of the situation in the Italian market have not changed the trend of imports ;

Whereas it is therefore necessary as regards the importation of those products into Italy to take interim safeguard measures consistent with the relevant inter-

(1) OJ No L 124, 8. 6. 1970, p. 61.
(2) OJ No L 19, 26. 1. 1970, p. 1.

national rules pending the adoption of measures under Article 11 of Regulation (EEC) No 1025/70 and Article 8 of Regulation (EEC) No 109/70 ; whereas these measures must limit those imports and whereas, given the provisional and precautionary nature of the measures, the imports should be limited for a period not exceeding the time necessary to enable consideration of the further measures which may be required ;

Whereas the serious injury caused is due to the greatly increased quantities imported and to the price at which they are imported ; and it is therefore advisable to adopt provisionally a ceiling which would limit the injury and eliminate the threat of further injury ;

Whereas, dependent on future trends in imports of tape recorders on the Community market (including the Italian market), the Commission reserves the right to amend the interim and urgent safeguard measures taken or to repeal them when the serious injury has been eliminated, as a result, possibly, of an understanding with the third countries concerned ; whereas the Commission further reserves the right to extend these measures to other parts of the Community or to the whole Community if future trends in the imports in question should threaten to cause serious injury to other Community producers besides the Italian producers ;

HAS ADOPTED THIS REGULATION :

Article 1

1. The importation from third countries into Italy of the products listed below shall be subject to the production of an import authorization, and shall not exceed, in respect of the period between 1 April 1973 and 30 September 1973 the number of units given below :

CCT Heading No	Description	
92.11 A III	Combined sound recorders and reproducers	150 000 units

2. Paragraph (1) shall not apply to products imported into the Community under an agreement establishing or providing for the establishment of a customs union or of a free-trade area between the Community and one or more third countries.

3. The import authorizations referred to in paragraph (1) shall be issued by the Italian Republic.

Article 2

The importation into the Community of the products from third countries referred to in Article 1 shall be subject to Community surveillance in accordance with the procedures provided for in Regulations (EEC) Nos 1025/70 and 109/70.

Import documents shall be valid for not more than three months.

Article 3

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

Article 1 shall apply with the entry into force of the appropriate measures to be taken by the Council in accordance with Article 10 (6) of Regulation (EEC) No 1025/70 and Article 7 (6) of Regulation (EEC) No 109/70 not later than within the six weeks following the entry into force of this Regulation.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 April 1973.

For the Commission

The President

François-Xavier ORTOLI