REGULATION (EEC) No 3175/74 OF THE COUNCIL

of 11 December 1974

increasing the size of the Community tariff quota for unwrought magnesium falling within subheading 77.01 A of the Common Customs Tariff

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 by its Regulations (EEC) No 3591/73 [1] and (EEC) No 2092/74 [2] the Council opened for 1974 and apportioned among the Member States a Community tariff quota of a total size of 17 000 metric tons for unwrought magnesium falling within subheading 77.01 A of the Common Customs Tariff;

Whereas, having regard to the most recent economic data for 1974 on consumption, production, exports to third countries, imports under the inward processing arrrangements or other tariff preference scheme and taking account of the stocks held by a number of Member States, there is reason to assume that Community requirements in respect of imports from third countries may reach the level of 22 500 metric tons during 1974; whereas in consequence the tariff quota in question should be increased by 5 500 metric tons;

Whereas, as regards the apportionment of these 5 500 metric tons between the different qualities of magnesium, there is reason, having regard to supplies available in the Community, including the stocks existing in any one Member State on 31 December 1973, for estimating that additional import requirements amount to only 1 000 metric tons in respect of unalloyed unwrought magnesium not in alloy and to 4 500 metric tons in respect of wrought magnesium in alloy;

Whereas it is appropriate to apportion the quota in respect of unwrought magnesium not in alloy among those Member States which have exhausted the possibilities of importation provided for by the abovementioned Regulations, in proportion to their additional needs, whilst permitting the other Member States to draw on the reserve should additional needs on their part become apparent; whereas on the other hand as regards unwrought magnesium in alloy, it is appropriate to allocate the entire additional amount to the Community reserve provided for in Article 2 (2) of Regulation (EEC) No 3591/73,

HAS ADOPTED THIS REGULATION:

Article 1

The Community tariff quota for unwrought magnesium falling within subheading 77.01 A of the Common Customs Tariff, as opened under Regulations (EEC) No 3591/73 and (EEC) No 2092/74, is hereby increased from 17 000 metric tons to 22 500 metric tons.

This increase shall be apportioned as follows:

(a) 1 000 metric tons in respect of unwrought magnesium containing a percentage of pure magnesium by weight equal to or more than 99·8 % but less than 99·95 % (unwrought magnesium not in alloy);

(b) 4 500 metric tons in respect of unwrought magnesium containing less than 99·8 % pure magnesium by weight (unwrought magnesium in alloy).

Article 2

1. The quantity of 1 000 metric tons specified in Article 1 (a) in respect of unwrought magnesium not in alloy shall be divided into two tranches.

2. A first tranche of 800 metric tons shall be apportioned among the Member States as follows:

	in metric tons
Benelux	146
Germany	445
France	86
Italy	5
United Kingdom	118

3. A second tranche of 200 metric tons shall constitute the reserve. The amount of the reserve provided for under Article 2 (2) of Regulation (EEC) No 3591/73 and as amended by Regulation (EEC) No 2092/74 is thus raised from 320 to 520 metric tons.

Article 3

If in Denmark or in Ireland additional requirements become apparent in respect of unwrought magnesium not in alloy, those Member States shall, insofar as the amount of the reserve permits, draw an appropriate amount therefrom.

[1] OJ No L 365, 31. 12. 1973, p. 39.
[2] OJ No L 218, 9. 8. 1974, p. 14.

Article 4

The quantity of 4 500 metric tons specified in Article 1 (b) in respect of unwrought magnesium not in alloy shall constitute the reserve. The amount of the reserve provided for under Article 2 (2) of Regulation (EEC) No 3591/73 and amended by Regulation (EEC) No 2092/74 is thus raised from 2 139 to 6 639 metric tons.

Article 5

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

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

Done at Brussels, 11 December 1974.

For the Council

The President

M. CAVAILLE