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(Acts whose publication is obligatory)

REGULATION (EEC) No 3211/74 OF THE COUNCIL

of 17 December 1974

fixing for 1975 the Community quantitative export quota for certain types of copper ash and residues and for certain types of copper, aluminium and lead waste and scrap

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Comuunity ;

Having regard to Council Regulation (EEC) No 2603/69 [1] of 20 December 1969 establishing common rules for exports, and in particular Article 7 thereof ;

Having regard to Council Regulation (EEC) No 1023/70 [2] of 25 May 1970 establishing a common procedure for administering quantitative quotas, and in particular Article 2 thereof ;

Having regard to the proposal from the Commission;

Whereas certain types of copper ash and residues and certain types of copper, aluminium and lead waste and scrap at competitive prices are still in short supply in the Community ;

Whereas unrestricted exportation of those products with a consequent marked increase in exports would aggravate the current supply situation ; whereas quantitative export quotas have been applied till now so as to avoid shortages of supply ;

Whereas Community quantitative export quotas for those products should now be fixed for 1975 and criteria should be laid down for their allocation ;

Whereas the provisions relating to the control of intra-Community trade laid down in Commission Regulation (EEC) No 1279/71 [3] of 17 June 1971 on the use of Community transit documents for the purpose of applying certain measures on the exportation of certain goods, apply only if the measures introducing export restrictions provide for their application,

HAS ADOPTED THIS REGULATION :

Article 1

For the year 1975 the Community quantitative export quotas for the products listed below are as follows :

CCT heading No	Description of goods	Quantity (metric tons)
ex 26.03	Ash and residues of copper and copper alloys	16 100
ex 74.01	Waste and scrap of copper and copper alloys :	
	— resulting from the breaking-up of ships registered in third countries or of ammunition sold by the armed forces of third countries	10 950
	— other	17 665
76.01 B	Aluminium waste and scrap	3 408
78.01 B	Lead waste and scrap	1 085

[1] OJ No L 324, 27. 12. 1969, p. 25.
[2] OJ No L 124, 8. 6. 1970, p. 1.
[3] OJ No L 133, 19. 6. 1971, p. 32.

Article 2

In allocating the quotas fixed in Article 1, the following criteria shall be applied :

CCT heading No	Description of goods	Criteria
ex 26.03	Ash and residues of copper and copper alloys	Estimated needs
ex 74.01	Waste and scrap of copper and copper alloys :	
	— resulting from the breaking-up of ships registered in third countries or of ammunition sold by the armed forces of third countries	1974 Allocation
	— other	Estimated needs
76.01 B	Aluminium waste and scrap	1974 allocation, with adjustments according to estimated needs
78.01 B	Lead waste and scrap	1974 allocation, with adjustments according to estimated needs

Article 3

The products listed in Article 1, where obtained under inward processing arrangements within the meaning of Council Directive 69/73/EEC (1) of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing, and exported outside the Community, and products exported temporarily for processing, working or repair in a third country which are to be re-imported for home use within the customs territory of the Community (outward processing) shall be counted against the quota share of the exporting Member State.

Article 4

Commission Regulation (EEC) No 1279/71 shall apply to movement within the Community of the products listed in Article 1.

Article 5

The Council shall, in good time and in any case before 31 December 1975, decide on the measures to be taken after expiry of the period of validity of this Regulation as regards the exportation of the products listed in Article 1.

Article 6

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

It shall apply until 31 December 1975.

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

Done at Brussels, 17 December 1974.

For the Council
The President
M. DURAFOUR

(1) OJ No L 58, 8. 3. 1969, p. 1.