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(Acts whose publication is obligatory)

REGULATION (EEC) No 346/75 OF THE COUNCIL

of 10 February 1975

concerning the importation into the Community of certain fishery products originating in Tunisia

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament ;

Whereas the arrangements for the importation into the Community of fishery products originating in Tunisia laid down by Regulation (EEC) No 1706/71 (1) did not cover trout, carp, preserved sardines or tunny since no Community import arrangements had as yet been established for those products ;

Whereas by Regulation (EEC) No 1822/71 (2) the arrangements applied by Member States to imports of these products originating in Tunisia prior to the entry into force of Council Regulation (EEC) No 2142/70 (3) of 20 October 1970 on the common organization of the market in fishery products were extended to 31 January 1972, on which date transitional measures which the Commission was empowered to take in respect of products covered by the latter Regulation ceased to be valid ; whereas pending the introduction of Community arrangements Council Regulation (EEC) No 227/72 (4) of 31 January 1972 concerning the importation into the Community of fishery products originating in Tunisia laid down transitional arrangements in order to avoid any disruption in trade in those products between the Community and Tunisia ;

Whereas Regulation (EEC) No 307/74 (5) extended the period of application of Regulation (EEC) No 227/72 until 31 December 1974 ;

Whereas the second paragraph of Article 3 of Regulation (EEC) No 227/72 provides for that Regulation to apply until Community arrangements for imports become operative but not in any event beyond 31 December 1974 ;

Whereas Regulation (EEC) No 1555/74 (6) introduced, with effect from 25 June 1974, Community import arrangements for carp and trout ;

Whereas negotiations are in progress with a view to concluding a new Association Agreement between Tunisia and the European Economic Community ; whereas this new Agreement will provide for special import arrangements for carp, trout and preserved sardines and tunny ;

Whereas, to avoid any disruption in trade in these products between the Community and Tunisia, the transitional arrangements instituted by Regulation (EEC) No 227/72 should be extended until the entry into force of the Agreement referred to above, but not in any event beyond 31 December 1975 ;

Whereas, having regard to the provisions of the Act of Accession, the import arrangements applied by the Member States to the products in question originating in Tunisia must not be less favourable than those applied from 1 January 1975 to the like products originating in other third countries,

HAS ADOPTED THIS REGULATION :

Article 1

The following products shall when originating in Tunisia be imported duty free into the Community :

(1) OJ No L 176, 5. 8. 1971, p. 3.
(2) OJ No L 189, 21. 8. 1971, p. 10.
(3) OJ No L 236, 27. 10. 1970, p. 5.
(4) OJ No L 28, 1. 2. 1972, p. 6.
(5) OJ No L 34, 7. 2. 1974, p. 13.
(6) OJ No L 167, 22. 6. 1974, p. 1.

CCT heading No	Description of goods
03.01	Fish, fresh (live or dead), chilled or frozen : A. Freshwater fish : I. Trout and other salmonidae a) Trout III. Carp

Article 2

1. Member States shall maintain in force the import arrangements effective on 31 January 1972 to the following products originating in Tunisia :

CCT heading No	Description of goods
16.04	Prepared or preserved fish, including caviar and caviar substitutes : D. Sardines E. Tunny

2. However, Member States which open tariff quotas under the arrangements referred to in paragraph 1 may increase the quantity of such quotas by not more than 30 %.

3. The import arrangements applied to products as specified in paragraph 1 originating in Tunisia shall in no case be less favourable than those applied to the like products originating in other third countries.

Article 3

Council Regulation (EEC) No 307/74 is hereby repealed.

Article 4

The arrangements provided for in this Regulation shall apply for 1975, until the entry into force of the new Association Agreement between the European Economic Community and the Republic of Tunisia and not later than 31 December 1975.

In respect of the products specified in Article 1 it shall apply with effect from 25 June 1975.

This Regulation shall enter into force on the third day following that of 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, 10 February 1975.

For the Council

The President

G. FITZGERALD