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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2474/76

of 4 October 1976

concerning import arrangements for certain textile products originating in the Republic of Korea

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, within the framework of the Arrangement regarding International Trade in Textiles [1], the European Economic Community and the Republic of Korea have negotiated an Agreement on trade in textile products; whereas the Commission has submitted a recommendation for a Regulation concluding that Agreement to the Council;

Whereas, for the purpose of applying the Agreement which has been negotiated, import arrangements for the products in question should be adopted and brought into force immediately;

Whereas the Agreement requires the Community to permit imports of certain textile products within quantitative limits, the observance of which will be guaranteed by an agreed system of bilateral checking;

Whereas the provisions valid in the Community for 1976 and 1977 and criteria for the allocation of the quantitative limits agreed with the Republic of Korea should therefore be fixed;

Whereas, because of the considerable disparities between the conditions to which imports of the products concerned into the Member States are currently subject and the particular sensitivity of the Community's textile industry, standardization of these import conditions can be achieved only gradually; whereas one of the criteria to be adopted for the allocation of the Community quantitative limits should therefore be the gradual adaptation of the amounts admitted under current import conditions to the requirements of the market;

Whereas, for certain other textile products, the Agreement provides for a consultation procedure permitting the adoption of safeguard measures in the event of a real risk of market disruption; whereas under this procedure, the Republic of Korea has undertaken to introduce voluntary restraint on its exports to certain Member States; whereas the Agreement provides that observance of these quantitative limits will be ensured by the agreed system of bilateral checking;

Whereas, such quantitative limits should therefore be fixed for 1976 and 1977, together with detailed rules for their administration by the Member States;

Whereas imports should be charged against the quantitative limits fixed for the year in which the goods were exported from the Republic of Korea;

Whereas steps should be taken to ensure that the objectives of the Agreement are not defeated by indirect imports of products originating in the Republic of Korea;

Whereas the Agreement specifies that products which enter the Community's customs territory under inward processing or other temporary admission arrangements and are re-exported therefrom in their original condition or after processing should not be charged against the agreed quantitative limits;

Whereas, in view of Article 12 of the Arrangement regarding International Trade in Textiles, the Agreement does not apply to silk, flax or ramie textile products;

Whereas this Regulation will replace the provisional measures laid down in Council Regulation (EEC) No 277/76 of 9 February 1976 maintaining in effect the interim measures adopted with regard to imports of certain textile products originating in the Republic of Korea [2] and Commission Regulation (EEC) No

[1] OJ No L 118, 30. 4. 1974, p. 2.

[2] OJ No L 36, 11. 2. 1976, p. 1.

2175/76 of 3 September 1976 concerning import arrangements, in Germany, for certain textile products originating in the Republic of Korea [1],

HAS ADOPTED THIS REGULATION:

Article 1

1. Imports into the Community of the textile products listed in Annex A, originating in the Republic of Korea and exported from that country in 1976 or 1977, shall be subject to the quantitative limits agreed for the Community with the Government of the Republic of Korea which are set out in that Annex.

2. These quantities shall be allocated among the Member States in accordance with the procedure laid down in Council Regulation (EEC) No 1023/70 of 25 May 1970 establishing a common procedure for administering quantitative quotas [2], and in particular in Article 11 thereof, in such a way as to ensure the expansion and orderly development of trade in textiles and to permit amounts to be carried over or brought forward from one year to another.

However, the allocation shall be made on the basis of the import volumes admitted under the conditions currently applied in the Member States and shall provide for annual rates of increase that are appreciably higher for those Member States whose import volumes are relatively the lowest, in order to align them gradually with the requirements of the market.

3. The competent authorities of the Member States concerned shall, within the quantitative limits prescribed, automatically authorize the import of the products referred to in paragraph 1 immediately upon production by the importer of a certified copy of an export licence granted by the authorities of the Republic of Korea containing the details set out in Annex C.

4. Authorized imports shall be charged against the quantitative limits valid for the year during which the products were loaded in the Republic of Korea for export.

5. Products which enter the Community's customs territory under inward processing or other temporary admission arrangements and are re-exported therefrom in their original condition or after processing shall not be charged against the limits referred to in paragraph 1.

Article 2

1. Except as provided for in paragraphs 2, 3 and 4, imports into the Community of the textile products originating in the Republic of Korea which are listed in Annex B shall not be subject to quantitative restrictions.

2. In the Member States listed in Annex B, imports of the textile products referred to in paragraph 1 which are exported from the Republic of Korea in 1976 or 1977 shall be subject to the quantitative limits set out in that Annex.

3. The quantitative limits referred to in paragraph 2 may be adjusted in accordance with the procedure laid down in Regulation (EEC) No 1023/70, and in particular in Article 11 thereof.

4. Article 1 (3), (4) and (5) shall apply to the quantitative limits referred to in this Article.

Article 3

Regulation (EEC) No 277/76 and Regulation (EEC) No 2175/76 are hereby repealed.

Article 4

This Regulation shall enter into force on the third 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 Luxembourg, 4 October 1976.

For the Council

The President

A. P. L. M. M. van der STEE

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[1] OJ No L 243, 4. 9. 1976, p. 8.
[2] OJ No L 124, 8. 6. 1970, p. 1.

ANNEX A

QUANTITATIVE LIMITS REFERRED TO IN ARTICLE 1

Category No	CCT heading No	NIMEXE code (1976)	Description	Units	Quantitative limits	
					1976	1977
1	55.09	55.09 — all codes	Other woven fabrics of cotton	1 000 kg	8 997	9 627
	56.07	56.07-01 ; 03 ; 04 ; 05 ; 07 ; 08 ; 11 ; 13 ; 14 ; 16 ; 17 ; 18 ; 21 ; 23 ; 24 ; 26 ; 27 ; 28 ; 32 ; 33 ; 34 ; 36	Woven fabrics of man-made fibres (discontinuous or waste) : A. Of synthetic textile fibres			
1 A (a)	ex 55.09	55.09-03 ; 04 ; 05 ; 51 ; 52 ; 53 54 ; 55 ; 56 ; 57 ; 59 ; 61 ; 63 ; 64 ; 65 ; 66 ; 67 ; 69 ; ex 71 ; 81 ; 82 ; 83 ; 84 ; 86 ; 87 ; 92 ; 93 ; 97	Other woven fabrics of cotton : — Other than unbleached and bleached	1 000 kg	1 008	1 079
	56.07	56.07-ex 01 ; ex 03 ; 05 ; 07 ; 08 ; 13 ; 14 ; 16 ; 18 ; 21 ; 23 ; 26 ; 27 ; 28 ; 33 ; 34 ; 36	Woven fabrics of man-made fibres (discontinuous or waste) : ex A. Of synthetic textile fibres : — Other than unbleached and bleached			
2	56.05	56.05-12 ; 14 ; 22 ; 24 ; 31 ; 33 ; 35 ; 37	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale : ex A. Of synthetic textile fibres : — containing 85 % or more by weight of synthetic textile fibres	1 000 kg	5 544	5 877

Category No	CCT heading No	NIMEXE code (1976)	Description	Units	Quantitative limits	
					1976	1977
3	ex 60.04	60.04-ex 11 ; 13 ; ex 24 ; ex 29 ; ex 35 ; 41 ; ex 45 ; ex 59 ; ex 70 ; ex 80	Under garments, knitted or crocheted, not elastic or rubberized : — Shirts, undervests, T-shirts, singlets and the like, other than of silk or noil or other waste silk or of flax or ramie	1 000 units (b)	9 300	10 044
4	60.05	60.05-01 ; 22 ; 23 ; 24 ; 25 ; ex 29 ; 31 ; 32 ; 33 ; 34 ; ex 39	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : ex A. Outer garments and clothing accessories : — Jerseys, pullovers, slipovers, twinsets, cardigans, bed jackets and jumpers, other than of silk or noil or other waste silk or of flav or ramie	1 000 items	26 300	27 090
5	ex 61.01	61.01-ex 11 ; ex 41 ; ex 45 ; ex 49	Men's and boys' outer garments : — Raincoats of the overcoat type, other than of silk or noil or other waste silk or of flax or ramie	1 000 items	4 151	4 317
	61.02	61.02-ex 11 ; ex 41 ; ex 43 ; ex 45 ; ex 47 ; ex 49	Women's, girls' and infants' outer garments : ex B. Other than babies' garments : — Raincoats of the overcoat type, other than of silk or noil or other waste silk or of flax or ramie			
6	ex 61.01	61.01-61 ; 63 ; 65 ; 67 ; ex 69	Men's and boys' outer garments : — Trousers, breeches and the like, other than of silk or noil or other waste silk or of flax or ramie	1 000 items	4 000	4 240
	61.02	61.02-ex 91 ; ex 93 ; ex 95 ; ex 96 ; ex 98 ; ex 99	Women's, girls' and infants' outer garments : ex B. Other than babies' garments : — Trousers (including jeans), shorts and the like, other than of silk or noil or other waste silk or of flax or ramie			

Category No	CCT heading No	NIMEXE code (1976)	Description	Units	Quantitative limits	
					1976	1977
7	ex 61.01		Men's and boys' outer garments :	1 000 units (c)	5 280	5 755
			— Other than of silk or noil or other waste silk or of flax or ramie :			
		61.01-51 ; 53 ; 55 ; 57 ; ex 59	— Suits			
		61.01-71 ; 73 ; 75 ; 77 ; ex 79	— Jackets, blazers and the like			
8	61.02		Women's, girls' and infants' outer garments :	1 000 items	7 000	7 420
			ex B. Other than babies' garments :			
		61.02-83 ; 85 ; 87 ; ex 89	— Shirts and blouses, other than of silk or noil or other waste silk or of flax or ramie			
9	ex 61.03		Men's and boys' under garments, including collars, shirt fronts and cuffs :	1 000 items	31 000	31 775
		61.03-11 ; 15 ; ex 19	— Shirts, other than of silk or noil or other waste silk or of flax or ramie			

(a) The quotas established for products in category 1 A are sub-quotas of the quotas established for products in category 1.

(b) Shirts, undervests and T-shirts are regarded as a unit each ; singlets are regarded as half a unit.

(c) One suit shall be regarded as two units.

ANNEX B

QUANTITATIVE LIMITS REFERRED TO IN ARTICLE 2

Category No	CCT heading No	NIMEXE code (1976)	Description	Member State	Units	Quantitative limits	
						1976	1977
10	51.04	51.04-03 ; 05 ; 07 ; 11 ; 13 ; 15 ; 17 ; 18 ; 21 ; 23 ; 25 ; 26 ; 27 ; 28 ; 32 ; 34 ; 36 ; 42 ; 44 ; 46 ; 48	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02 :	Benelux	1 000 kg	350	374
			ex A. Woven fabrics of man-made fibres	United Kingdom	1 000 m^2	14 000	14 980
11	ex 60.02		Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized :	France	1 000 pairs	2 750	2 819
		60.02-ex 40	— Gloves impregnated or coated with artificial plastic materials				
			— Other :				
		60.02-60	— Of synthetic textile fibres				
12	ex 60.03		Stockings, under stockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized :	Benelux Denmark Germany France	1 000 pairs	12 000 175 41 564 1 500	12 300 187 41 843 1 605
		60.03-ex 25 ; ex 27	— Of synthetic textile fibres :				
			— Other than women's stockings				
13	60.05		Outer garments and other articles, knitted or crocheted, not elastic or rubberized :	United Kingdom	1 000 kg	300	321
			ex A. Outer garments and clothing accessories, other than of silk or noil or other waste silk or of flax or ramie :				

Category No	CCT heading No	NIMEXE code (1976)	Description	Member State	Units	Quantitative limits	
						1976	1977
13 *(cont'd)*		60.05-02 ; 03 ; 05 ; ex 09 ; 11 ; 13 ; ex 15 ; 16 ; 17 ; ex 19 ; 41 ; 42 ; 43 ; 44 ; ex 49 ; 51 ; 52 ; 54 ; ex 59 ; 61 ; 62 ; ex 69 ; 71 ; 72 ; 73 ; 74 ; ex 75 ; 78 ; ex 79 ; 81 ; 82 ; 83 ; 84 ; ex 85 ; 86 ; 87 ; ex 89	— Other than jerseys, pull-overs, slip-overs, twinsets, cardigans, bed-jackets and jumpers				
14	ex 61.04	61.04-11 ; 91	Women's, girls' and infants' under garments : — Of synthetic textile fibres	Ireland	1 000 articles	60	64
15	ex 60.03	60.03-11 ; 19 ; 30 ; 90	Stockings, under stockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized : — Other than of synthetic textile fibres	Germany	1 000 pairs	1 356	4 480
16	ex 60.04	60.04-33	Under garments, knitted or crocheted, not elastic or rubberized : — Panty hose (tights) : — Of synthetic textile fibres : — Other than of a yarn of 6.6 tex or less	Germany	1 000 pairs	1 400	4 620
17	ex 62.02	62.02-71	Bed linen, table linen, toilet linen and kitchen linen ; curtains and other furnishing articles : — Toilet linen and kitchen linen : — Of cotton : — Of terry towelling and similar terry fabrics	Germany	1 000 kg	138	456

ANNEX C

DETAILS REFERRED TO IN ARTICLE 1 (3)

The export licences issued by the authorities of the Republic of Korea in respect of the products subject to restraint under this Regulation shall specify or contain :

1. destination, in particular the Member State receiving the products,
2. serial number,
3. importer's name and address,
4. exporter's name and address,
5. quantity in the units specified in Annexes A and B and, where the quantity is expressed other than in weight, the equivalent weight calculated in accordance with the table of equivalencies set out below,
6. category from which product has been debited by the authorities of the Republic of Korea and description of product,
7. certification by the Republic of Korea that the quantity has been debited from the agreed ceiling for exports to the Community or, where appropriate, is intended for immediate re-export or for processing and subsequent re-export outside the Community,
8. year during which the products were exported i.e. loaded in Korea for export.

Table of equivalencies

Category No	Brussels Tariff Nomenclature heading	Description	Ratio of equivalency
3	ex 60.04	— Shirts, undervests and T-shirts, knitted or crocheted	6·4 units/kg
		— Singlets, knitted or crocheted	12·8 units/kg
4	ex 60.05	Jerseys, pullovers, slipovers, twinsets, cardigans, bed jackets and jumpers, knitted or crocheted	5·18 items/kg
5	ex 61.01 ex 61.02	Raincoats of the overcoat type	1·29 items/kg
6	ex 61.01 ex 61.02	Men's, boys', women's, girls' and infants' trousers, jeans, breeches, shorts and the like	2·47 items/kg
7	ex 61.01	— Men's and boys' jackets, blazers and the like	1·40 items/kg
		— Men's and boys' suits	0·70 unit/kg
8	ex 61.02	Women's, girls' and infants' shirts and blouses	5·55 items/kg
9	ex 61.03	Men's and boys' shirts	4·60 items/kg
10	ex 60.02	Gloves	11·5 pairs/kg