COMMISSION REGULATION (EEC) No 1088/77

of 25 May 1977

on the administration of quantitative limits on imports of certain textile products originating in the Republic of Korea

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1023/70 of 25 May 1970 establishing a common procedure for administering quantitative quotas [1], and in particular Articles 2 and 8 thereof,

Having regard to Council Regulation (EEC) No 2474/76 of 4 October 1976 concerning import arrangements for certain textile products originating in the Republic of Korea [2], and in particular Article 1 thereof,

Whereas the said Article 1 sets up Community quantitative limits on imports and provides for their allocation among the Member States in accordance with the criteria indicated;

Whereas the administration of the quantitative limits requires, under the terms of the Agreement between the European Economic Community and the Republic of Korea on trade in textile products, that unused portions of ceilings established under the Agreement may be transferred to other ceilings or carried over from one year to the next, and that advance use may be made of such ceilings;

Whereas the system of bilateral control laid down in the said Agreement between the Community and Korea can be carried out only by the authorities of the Member States designated as the place of destination by the Korean authorities and against whose quota share of the Community ceiling the quantity exported has been debited by the said authorities;

Whereas, in accordance with Regulation (EEC) No 2474/76, products which enter the Community's customs territory under inward processing or other temporary admission arrangements and are re-exported in their original condition or after processing should not be debited against the Community quantitative limits;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Quota Administration Committee set up by Regulation (EEC) No 1023/70,

HAS ADOPTED THIS REGULATION:

Article 1

The quantitative limits on imports fixed in Article 1 of Council Regulation (EEC) No 2474/76 shall be allocated among the Member States as set out in Annex A hereto.

Article 2

1. The competent authorities of the Member States concerned shall authorize the import of the products referred to in Article 1 of Regulation (EEC) No 2474/76 up to the amount of the quota shares fixed in Article 1 above.

2. The competent authorities of the Member States indicated in Annex B shall authorize the import of the products referred to in Article 2 of Regulation (EEC) No 2474/76 up to the amount of the regional quantitative limits specified in the said Annex.

3. When the Commission considers that, in accordance with the Agreement, action should be taken as a result of notification given by the Korean authorities that they intend:

— to transfer, in a given year under the Agreement, unused quantities of a quantitative limit in one category to the quantitative limit for another category,

— to carry over unused quantities of a quantitative limit fixed in the Agreement to the corresponding limit fixed for the following year, or to use in anticipation part of a quantitative limit fixed for the following year,

it shall so inform the Member States, which shall authorize imports in excess of the limits fixed in paragraphs 1 and 2 up to the amount of the quantities indicated by the Commission.

Article 3

The authorities of the Member State whose territory is designated as the place of destination on the export licence shall authorize the import of the products referred to in Article 2 automatically and without

[1] OJ No L 124, 8. 6. 1970, p. 1.
[2] OJ No L 282, 13. 10. 1976, p. 1, and the corrigendum published in OJ No L 299, 29. 10. 1976, p. 37.

delay up to the amount of the limits laid down in Article 2, on presentation by the importer of a copy certified by the Korean authorities of a valid export licence and on condition that each delivery of products is accompanied by a certificate indicating that the dispatch is covered by an export licence issued by the Korean authorities.

In order to be valid the export licence must be issued by the Korean authorities and must contain the information specified in Annex C.

Article 4

1. Authorization shall be required for the clearance for consumption of products imported under inward processing or under some other temporary admission arrangements. After consultation with the Commission, Member States shall debit the quantities in question against the quota shares or quantitative regional limits in accordance with the Agreement.

2. Where Member States ascertain that imports of products referred to in this Regulation have been debited against the quota shares established in Article 1 or against the regional limits specified in Annex B but that these products, in the same state or after processing, have subsequently been re-exported outside the Community, they shall inform the Commission of the quantities involved and authorize imports of the same quantities, which shall not be so debited.

Article 5

This Regulation shall enter into force on the 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, 25 May 1977.

For the Commission

Wilhelm HAFERKAMP

Vice-President

ANNEX A

Category	CCT heading No	NIMEXE code (1977)	Description	Units	Region	Quantitative limits 1976	Quantitative limits 1977
1	55.09	55.09 all codes	Other woven fabrics of cotton	1 000 kg	FRG	1 968	2 205
					F	1 049	1 208
	56.07		Woven fabrics of man-made fibres (discontinuous or waste):		I	1 791	1 821
					BNL	1 933	1 943
		56.07-01 ; 04 ; 05 ; 07 ; 08 ; 11 ; 13 ; 14 ; 16 ; 17 ; 18 ; 21 ; 23 ; 24 ; 26 ; 27 ; 28 ; 32 ; 33 ; 34 ; 36	A. Of synthetic textile fibres		UK	1 714 (b)	1 898 (b)
					IRL	45	52
					DK	497	500
					EEC	8 997	9 627
1a (a)	ex 55.09		Other woven fabrics of cotton :	1 000 kg	FRG	250	276
		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 than unbleached and bleached		F	160	176
					I	202	207
					BNL	91	100
					UK	253 (b)	265 (b)
					IRL	25	25
					DK	27	30
					EEC	1 008	1 079
	56.07		Woven fabrics of man-made fibres (discontinuous or waste):				
			ex A. Of synthetic textile fibres :				
		56.07-ex 01 ; 05 ; 07 ; 08 ; 13 ; 14 ; 16 ; 18 ; 21 ; 23 ; 26 ; 27 ; 28 ; 33 ; 34 ; 36	— Other than unbleached and bleached				
2	56.05		Yarn of man-made fibres (discontinuous or waste), not put up for retail sale :	1 000 kg	FRG	2 533	2 586
					F	456	542
			ex A. Of synthetic textile fibres :		I	288	344
					BNL	313	362
		56.05-12 ; 14 ; 22 ; 24 ; 31 ; 33 ; 35 ; 37	— Containing 85 % or more by weight of synthetic textile fibres		UK	1 295	1 378
					IRL	55	58
					DK	604	607
					EEC	5 544	5 877

Category	CCT heading No	NIMEXE code (1977)	Description	Units	Region	Quantitative limits 1976	Quantitative limits 1977
3	ex 60.04	60.04-ex 11 ; 13 ; ex 19 ; ex 29 ; ex 35 ; 41 ; ex 49 ; ex 59 ; ex 70 ; ex 80	Undergarments, 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 (c)	FRG	2 838	3 037
					F	2 466	2 535
					I	437	551
					BNL	1 511	1 554
					UK	1 708	1 995
					IRL	195	196
					DK	145	176
					EEC	9 300	10 044
4	60.05	60.05-01 ; ex 04 ; 22 ; 23 ; 26 ; 27 ; ex 29 ; 31 ; 32 ; 35 ; 37 ; ex 39	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : ex A. Outer garments and clothing accessories, other than of silk or noil or other waste silk or of flax or ramie : — Jerseys and pullovers, slip-overs, twinsets, cardigans, bedjackets and jumpers	1 000 items	FRG	5 240	5 643
					F	740	858
					I	450	591
					BNL	7 434	7 471
					UK	11 860	11 919
					IRL	295	301
					DK	281	307
					EEC	26 300	27 090
5	ex 61.01	61.01-01 ; ex 41 ; ex 43 ; ex 45 ; ex 48	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 (d)	1 000 items	FRG	1 974	1 994
					F	86	123
					I	535	571
					BNL	635	645
					UK	850	908
					IRL	49	50
					DK	22	26
	61.02	61.02-ex 36 ; ex 37 ; ex 38 ; ex 39	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 (d)		EEC	4 151	4 317

Category	CCT heading No	NIMEXE code (1977)	Description	Units	Region	Quantitative limits 1976	Quantitative limits 1977
6	ex 61.01		Men's and boys' outer garments :	1 000 items	FRG	1 373	1 426
		61.01-62 ; 64 ; 66 ; ex 68 ; 72 ; 74 ; 76 ; ex 78	— Trousers, breeches and the like, other than of silk or noil or other waste silk or of flax or ramie		F	304	366
					I	206	249
					BNL	906	911
	61.02		Women's, girls' and infants' outer garments :		UK	987	1 056
					IRL	34	38
			ex B. Other than babies' garments :		DK	190	194
		61.02-66 ; 68 ; 72 ; ex 74 ; ex 86 ; ex 88 ; ex 92 ; ex 94	— Trousers, jeans, shorts and the like, other than of silk or noil or other waste silk or of flax or ramie		EEC	4 000	4 240
7	ex 61.01		Men's and boys' outer garments :	1 000 units (e)	FRG	2 997	3 014
			— Other than of silk or noil or other waste silk or of flax or ramie :		F	168	252
					I	100	150
					BNL	821	873
		61.01-34 ; 36 ; 37 ; ex 38 ; 51 ; 54 ; 57 ; ex 58	— Suits		UK	875	1 137
			— Jackets, blazers and the like (f)		IRL	20	28
					DK	299	301
					EEC	5 280	5 755
8	61.02		Women's, girls' and infants' outer garments :	1 000 units	FRG	2 041	2 194
					F	215	300
			ex B. Other than babies' garments :		I	212	293
		61.02-78 ; 82 ; ex 84	— Shirts and blouses, other than of silk or noil or other waste silk or of flax or ramie		BNL	1 979	1 989
					UK	2 140	2 217
					IRL	30	36
					DK	383	391
					EEC	7 000	7 420

Category	CCT heading No	NIMEXE code (1977)	Description	Units	Region	Quantitative limits 1976	Quantitative limits 1977
9	ex 61.03	61.03-11 ; 15 ; ex 19	Men's and boys' under garments, including collars, shirt fronts and cuffs : — Shirts, other than of silk or other waste silk or of flax or ramie	1 000 units	FRG	20 230	20 331
					F	564	734
					I	570	737
					BNL	6 119	6 150
					UK	3 073	3 340
					IRL	121	131
					DK	323	352
					EEC	31 000	31 775

Footnotes to Annex A

(a) The fixed quotas for the products under category 1a are sub-quotas with regard to the fixed quotas for the products under category 1.

(b) Inside this limit, a sub-limit is fixed for the United Kingdom and for the subheading 'woven fabrics of man-made fibres' at 20 % of the total fixed for the amounts for 1 and 1a respectively.

(c) Shirts and T-shirts are regarded as one unit, undervests, singlets and the like as half a unit.

(d) This description covers three-quarter length or longer coats or overcoats made of a textile fabric treated either by impregnation, coating, covering or otherwise, so as to become waterproof or shower resistant, other than coats or overcoats whose principal objective is protection against the cold.

(e) Suits are, for this purpose, counted as two units each.

(f) It is to be noted that this category excludes garments such as 'anoraks' or 'parkas' made of impregnated or coated fabrics which are proper to NIMEXE codes (1977) : 61.01-27 ; 28 ; ex 32.

ANNEX B

QUANTITATIVE LIMITS REFERRED TO IN ARTICLE 2

Category	CCT heading No	NIMEXE code (1977)	Description	Units	Region	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 : A. Woven fabrics of man-made fibres	1 000 kg 1 000 m²	BNL UK	350 14 000	374 14 980
11	ex 60.02	60.02-ex 40 60.02-60	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized : — Gloves, other than of silk or noil or other waste silk or of flax or ramie or coated with artificial plastic materials — Other : — Of synthetic textile fibres	1 000 pairs	F	2 750	2 819
12	ex 60.03	60.03-ex 25 ; ex 27	Stockings, under stockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized : — Of synthetic textile fibres : — Other than women's stockings	1 000 pairs	BNL DK FRG F	12 000 175 41 564 1 500	12 300 187 41 843 1 605
13	60.05	60.05-04 ; 06 ; 07 ; 08 ; ex 09 ; 11 ; 13 ; ex 15 ; 16 ; 17 ; ex 19 ; 41 ; 42 ; 43 ; 44 ; ex 49 ; 51 ; 52 ; 54 ; ex 58 ; 61 ; 62 ; ex 69 ; 71 ; 72 ; 73 ; 74 ; ex 75 ; 78 ; ex 79 ; 81 ; 82 ; 83 ; 84 ; ex 85 ; 86 ; 87 ; ex 89	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : ex A. Outer garments and clothing accessories, other than of silk or noil or other waste silk or of flax or ramie : — Other than jerseys, pull-overs, slip-overs, twinsets, cardigans, bed-jackets and jumpers	1 000 kg	UK	300	321

Category	CCT heading No	NIMEXE code (1977)	Description	Units	Region	Quantitative limits	
						1976	1977
14	ex 61.04	61.04-11 ; 91	Women's, girls' and infants' under garments : — Of synthetic textile fibres	1 000 articles	IRL	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	1 000 pairs	FRG	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	1 000 pairs	FRG	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	1 000 kg	FRG	138	456

ANNEX C

DETAILS REFERRED TO IN ARTICLE 3 (2)

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 the product has been debited by the authorities of the Republic of Korea and description of the 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	CCCN heading No	Description	Ratio of equivalence
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