COMMISSION REGULATION (EEC) No 1860/77

of 10 August 1977

making the importation into certain Member States of woven fabrics of cotton and garments originating in certain third countries subject to authorization

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1439/74 of 4 June 1974 on common rules for imports (1), and in particular Article 12 thereof,

Having regard to Council Regulation (EEC) No 1662/77 of 18 July 1977 on the safeguard measures provided for in the Cooperation Agreement and the Interim Agreement between the European Economic Community and Morocco (2),

Having regard to Council Regulation (EEC) No 1664/77 of 18 July 1977 on the safeguard measures provided for in the Cooperation Agreement and the Interim Agreement between the European Economic Community and Tunisia (3),

Whereas imports into the Community of certain textile products (woven fabrics of cotton, men's and women's trousers, jerseys, men's suits, and dresses and skirts) from several countries of origin have increased sharply and substantially in the past few months;

Whereas imports of these products from all third countries already accounted in 1976 for a considerable share of the Community market; whereas this share, in certain areas of the Community, has since increased further;

Whereas quantitative limits have already been established for the products in question in accordance with the provisions of the Arrangement regarding international trade in textiles and of bilateral Agreements negotiated between the Community and certain supplying countries;

Whereas there has been a substantial increase in imports from other supplying countries on the market of one or more Member States, according to the product and the third country of origin; whereas all these factors have given rise to market disruption and are causing substantial injury to Community producers;

Whereas, in pursuance of the Arrangement regarding international trade in textiles, the Community has negotiated Agreements on trade in textiles with Egypt, Singapore, Macao and India; whereas the Community has concluded bilateral Agreements establishing special arrangements for trade with Morocco and Tunisia; whereas each of the said Agreements contains specific provision for recourse to safeguard measures;

Whereas, in view of the market disruption referred to above, the Community has applied the procedures provided for in the said Agreements, which allow appropriate safeguard measures to be taken in order to limit imports of the products in question into certain Member States, account being taken of the specific trend of imports according to country of origin;

Whereas, in particular, under the Agreements negotiated by the Community with Egypt, Singapore, Macao and India in pursuance of the Arrangement regarding international trade in textiles, compliance with the quantitative export limits established or to be established by virtue of the said Agreements is ensured by an agreed bilateral system of control; whereas effectiveness depends on the establishment of a system of control by the Community; whereas in order to establish such a system it is necessary to make imports of the goods in question from all the third countries concerned subject to authorization;

Whereas, in order to ensure that the import authorization arrangements referred to above are not evaded by anticipatory exports or indirect imports liable to cause injury to Community producers which would be difficult to remedy, it is necessary to establish the said arrangements as soon as possible,

HAS ADOPTED THIS REGULATION:

Article 1

The importation into certain Member States of the Community, as specified in Annex A to this Regulation, of the goods indicated in that Annex, originating in the countries therein referred to, is hereby made subject to the production of an import authorization issued by the authorities of the Member States concerned.

(1) OJ No L 159, 15. 6. 1974, p. 1.
(2) OJ No L 186, 26. 7. 1977, p. 9.
(3) OJ No L 186, 26. 7. 1977, p. 13.

Article 2

1. Import authorizations shall be issued automatically and without delay, within the limits of the quantities specified in Annex A. Imports effected between 1 August 1977 and the date of entry into force of this Regulation shall be deducted from these quantities where the goods in question were exported from the third country concerned on or after the former date.

2. Subject to the provisions of paragraph 1, for goods originating in Egypt, Singapore, Macao or India, import authorizations shall be issued automatically and without delay either upon presentation of a bill of lading proving that the goods in question were placed on board in the country of origin for export to the Member State of destination before the date of entry into force of this Regulation, or, providing that the limits referred to in paragraph 1 have not been reached, upon presentation of the document agreed under the Agreements on trade in textiles negotiated with each of the abovementioned countries, which document shall have been issued by the relevant authority in each country and shall contain the particulars listed in Annex B to this Regulation.

Article 3

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

2. It shall apply until 31 December 1977, subject to the adoption of a Council Regulation in accordance with Articles 12 (6) and 13 of Regulation (EEC) No 1439/74.

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

Done at Brussels, 10 August 1977.

For the Commission

Christopher TUGENDHAT

Member of the Commission

ANNEX A

Category No	CCT heading No	NIMEXE code (1977)	Description of goods	Third country	Member States	Unit	Quantity (1 August to 31 December 1977)
1	55.09	All	Other woven fabrics of cotton				
(a)				Egypt	I	tonnes	668
					UK	tonnes	375
(b)				Tunisia	BNL	tonnes	325
2	61.01 61.02	61.01-72 to 76, ex 78 61.02-66 to 72, ex 74	Men's and boys' outer garments : — Trousers, other than of silk, noil or other waste silk, flax or ramie Women's, girls' and infants' outer garments : ex B. Other than babies' garments : — Trousers, other than of silk, noil or other waste silk, flax or ramie				
(a)				Morocco	F	1 000 items	1 046
(b)				Tunisia	F	1 000 items	661
3	60.05	60.05-22 to 27, ex 29, 31 to 37, ex 39	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : A. Outer garments and clothing accessories : ex II. Other : — Jerseys, pull-overs, slip-overs, twinsets, cardigans, bed-jackets and jumpers, other than of silk, noil or other waste silk, flax or ramie				
(a)				Singapore	UK	1 000 items	1 410
(b)					IRL	1 000 items	32
4	ex 61.01	61.01-51 to 57, ex 58	Men's and boys' outer garments : — Suits, other than of silk, noil or other waste silk, flax or ramie				
(a)				Macao	F	1 000 items	74
5	61.02	61.02-48 to 54, ex 55, 57 to 63, ex 64	Women's, girls' and infants' outer garments : ex B. Other than babies' garments : — Dresses, other than of silk, noil or other waste silk, flax or ramie — Skirts, other than of silk, noil or other waste silk, flax or ramie				
(a)				India	F	1 000 items	652
(b)					UK	1 000 items	614
(c)					BNL	1 000 items	560
(d)				Macao	BNL	1 000 items	297
(e)				Morocco	F	1 000 items	167

ANNEX B

Particulars referred to in Article 2 (2)

The export documents (1) to be issued by the authorities of the exporting countries referred to in Article 2 (2) of this Regulation shall specify or include :

1. the destination, and in particular the Member State of destination ;

2. the serial number ;

3. the name and address of the importer ;

4. the name and address of the exporter ;

5. the net weight in kilograms or tonnes, or the number of items, and the value ;

6. the category and description of the products ;

7. an attestation to the effect that the quantity of goods in question has been counted against the Member State of destination's share of the ceiling for exports to the Community or, where appropriate, that this quantity is intended for immediate re-export, or re-export after processing, from the Community.

(1) Export authorization, export licence, certified copy of the export licence.