I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2127/77

of 27 September 1977

relating to import arrangements for certain textile products originating in Japan

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, in the context of the Arrangement regarding international trade in textiles, the European Economic Community and the Government of Japan have concluded an Agreement on trade in textile products (1);

Whereas, in accordance with the declarations made by the Community and Japan during the negotiations the provisions of this Agreement were applied before the conclusion of the negotiations;

Whereas import arrangements should therefore be adopted for the products in question in order to permit implementation of the Agreement; whereas such arrangements should be put into force immediately;

Whereas the Agreement provides for the abolition of all quantitative restrictions as soon as possible after its conclusion and in any case by 31 March 1977 at the latest;

Whereas the Agreement provides for a consultation procedure for the purpose of resolving any problem relating to trade in textile products between the two Parties; whereas in the context of that procedure it has been agreed that Japan will subject its exports of certain textile products to the Community or certain Member States to measures of voluntary restraint administered by the Japanese authorities and applied in accordance with the rules of the two Parties;

Whereas the quantitative limits in question and the detailed rules for administering them should therefore be fixed;

Whereas provision should be made for products brought into the customs territory of the Community under inward processing or other temporary admission arrangements and re-exported from that territory in the same state or after processing not to be debited from the quantitative limits referred to above,

HAS ADOPTED THIS REGULATION:

Article 1

Without prejudice to Articles 2 and 3, imports into the Community of textile products falling within Chapters 51 to 62 of the Common Customs Tariff, originating in Japan, shall not be subject to quantitative restrictions.

Article 2

1. Imports into the Community of textile products listed in Annex I and originating in Japan shall be subject during 1977 to the Community quantitative limits set out in that Annex.

2. The Community quantitative quotas shall be allocated among the Member States, in accordance with the procedure laid down by Council Regulation (EEC) No 1023/70 of 25 May 1970 establishing a common procedure for administering quantitative quotas (2), and in particular Article 11 thereof, in such a way as to ensure the expansion and orderly development of trade in textile products and to permit carryover and anticipation from year to year.

The allocation shall, however, be made on the basis of the import volumes admitted on the conditions currently applied in the Member States and shall provide for annual rates of increase that are appreciably higher for the Member States whose import volumes are relatively the lowest in such a way as to

(1) OJ No L 219, 12. 8. 1976, p. 1.

(2) OJ No L 124, 8. 6. 1970, p. 1.

adapt them by progressive stages to market supply requirements.

3. The competent authorities of the Member States concerned shall, automatically and without delay, authorize the entry into free circulation of the products referred to in paragraph 1 upon presentation by the importer of a certified copy of the export certificate issued by the Japanese authorities conforming to the specifications set out in Annex II.

4. Products brought into the customs territory of the Community under inward processing or other temporary admission arrangements and re-exported from that territory in the same state or after processing shall not be debited from the quantitative limits referred to in paragraph 1.

Article 3

1. In the Member States referred to in Annex III, imports of textile products included in that Annex and originating in Japan shall be subject in 1977 to the quantitative limits set out in that Annex.

2. The quantitative limits may be adjusted in accordance with the procedure laid down in Article 11 of Regulation (EEC) No 1023/70.

3. Article 2 (3) and (4) shall apply to the quantitative limits referred to in this Article.

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 Brussels, 27 September 1977.

For the Council

The President

A. HUMBLET

ANNEX I

COMMUNITY CEILINGS

Category No	CCT heading No	Description of goods	Control unit	Member States	Quantitative limit 1977
1 (1)	51.04	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02 : ex A. Of synthetic textile fibres	1 000 kg	D F I BNL UK IRL DK EEC	1 400 493 412 536 1 175 363 121 4 500
2	55.09 56.07	Woven fabrics of cotton Woven fabrics of man-made fibres : A. Of synthetic textile fibres	1 000 kg	D F I BNL UK IRL DK EEC	4 500 3 200 1 900 1 700 1 500 1 800 1 000 15 600

(1) For the year 1977 the coverage for Category 1 is NIMEXE Nos 05, 07, 21, 23, ex 25 (polyamid, heavier than 70 g/m² and polyester, heavier than 100 g/m² but lighter than 200 g/m²), 27, 32 and 34.

ANNEX II

CERTIFICATE OF EXPORT FROM JAPAN

Date.....

Certificate No of export to European Economic Community
( )
No .....

Export licence No .....

1. Name of exporter.....

2. Name of importer .....

3. Item No and description .....

4. Quantity.....

I hereby certify that the abovementioned cargo of Japanese origin forms part of and has been debited from the export quota to the European Economic Community
( )

Signature.....

Title.....

Ref.....

Name of vessel .....

Date of shipment.....

ANNEX III

REGIONAL CEILINGS

Category No	CCT heading No	NIMEXE code (1977)	Description of goods	Control unit	Member States	Quantitative limit 1977
1	53.07	01, 09, 21, 29	Yarn of combed or lambs' wool (worsted yarn) not put up for retail sale	1 000 kg	D	1 000
2	58.04		Woven pile fabrics and chenille fabrics	1 000 kg	F I	350 225
3a	58.05	51, 59, 61, 69	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft assembled by means of an adhesive, other than goods falling within heading No 58.06	1 000 kg	BNL	160
3b	58.05	All Nos other than 16	*Idem*	1 000 kg	UK	180
4	ex 61.01 ex 61.02		Raincoats of the overcoat type	Pieces	I	15 month period 1. 1. 1976 to 31. 3. 1977 600 000