COMMISSION REGULATION (EEC) No 2281/77

of 12 October 1977

on the administration of quantitative limits on imports of certain textile products originating in the Kingdom of Thailand

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 1642/77 of 18 July 1977 concerning import arrangements for certain textile products originating in Thailand and repealing Regulation (EEC) No 845/77 for Thailand and Regulation (EEC) No 1183/77 [2], and in particular Article 1 thereof,

Whereas Article 1 of Regulation (EEC) No 1642/77 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 negotiated between the European Economic Community and the Kingdom of Thailand on trade in textile products, that unused portions of ceilings established under the Agreement may be transferred to other ceilings;

Whereas the system of bilateral control laid down in the said Agreement between the Community and Thailand can be carried out only by the authorities of the Member State indicated as being the destination by the Thai authorities and against whose quota share of the Community ceiling the quantity exported has been debited by the latter authorities;

Whereas, in accordance with Regulation (EEC) No 1642/77, 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 are not 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 Regulation (EEC) No 1642/77 shall be allocated among the Member States as set out in Annex A hereto.

Article 2

1. The authorities of the Member States concerned shall authorize the import of the products referred to in Article 1 of Regulation (EEC) No 1642/77 up to the amount of the quota shares fixed in Annex A hereto.

2. The authorities of the Member States listed in Annex B hereto shall authorize the import of the products referred to in Article 2 of Regulation (EEC) No 1642/77 up to the amount of the 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 Thai authorities that they intend to transfer, in the year of application of the Agreement, unused quantities of a quantitative limit fixed in respect of a region of the Community market to another quantitative limit fixed in respect of the same region, it shall so inform the Member State concerned, 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 certificate shall authorize the import of the products referred to in Article 2 automatically and without delay up to the limits laid down in Article 2, on presentation by the importer of the original of a valid export certificate issued by the Department of Foreign Trade of the Ministry of Commerce of the Kingdom of Thailand.

To be valid the export certificate must contain the information specified in Annex C hereto.

[1] OJ No L 124, 8. 6. 1970, p. 1.
[2] OJ No L 183, 22. 7. 1977, p. 7.

Article 4

1. Authorization shall be required for the clearance for consumption of products imported under inward processing or under other temporary admission arrangements. After consultation with the Commission, Member States shall debit the quantities in question against the quota shares or regional quantitative 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 fixed in Article 1 or against the limits specified in Annex B but that these products 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, 12 October 1977.

For the Commission

Wilhelm HAFERKAMP

Vice-President

ANNEX A

Quantitative limits referred to in Article 1

Category No	CCT heading No	NIMEXE code (1977)	Description of goods	Member State	Quantitative limits 1977 (tonnes)
1	55.09	all	Other woven fabrics of cotton	D	4 528
	56.07	all	Woven fabrics of man-made fibres (discontinuous or waste):	F	660
				I	4 561 (2)
			A. Of synthetic textile fibres	BNL	1 554
				UK	1 213
				IRL	94
				DK	1 442
				EEC	14 052
1 A (1)	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:	D	1 242
			— Other than unbleached or bleached	F	72
				I	532
				BNL	481
				UK	733
				IRL	56
	56.07	56.07-ex 01; 05; 07; 08; 13; 14; 16; 18; 21; 23; 26; 27; 28; 33; 34; 36	Woven fabrics of man-made fibres (discontinuous or waste):	DK	695
				EEC	3 811
			ex A. Of synthetic textile fibres:		
			— Other than unbleached or bleached		

(1) Category No 1 A is a subcategory within category No 1 and the quantitative limits for category No 1 A are sublimits within the overall limits for category No 1.
(2) Within this limit there is a sublimit provided for of 1 825 tonnes for all fabrics coming under the Common Customs Tariff No 55.09.

ANNEX B

Quantitative limits referred to in Article 2

Category No	CCT heading No	NIMEXE code (1977)	Description of goods	Units	Region(s) covered	Quantitative limits 1977
2	ex 60.04	60.04-ex 11 ; 13 ; ex 19 ; ex 29 ; 41 ; ex 49 ; ex 59 ; ex 70 ; ex 80	Under garments, knitted or crocheted, not elastic or rubberized : — Shirts, T-shirts, rollneck-undershirts, underpants and briefs, singlets and similar articles, other than silk or noil or other waste silk or of flax or ramie	1 000 pieces	France United Kingdom	1 450 1 400
3	60.05	60.05-01 ; 22 ; 23 ; 26 ; 27 ; 29 ; 31 ; 32 ; 35 ; 37 ; 39	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : ex A. Outer garments and clothing accessories : — Jerseys, pull-overs, slip-overs, twinsets, cardigans, bed-jackets and jumpers, other than silk or noil or other waste silk or of flax or ramie	1 000 pieces	Germany United Kingdom Ireland Denmark	2 475 2 672 38 408
4	ex 60.04	60.04-ex 11 ; 13 ; ex 19 ; ex 29 ; 41 ; ex 49 ; ex 59 ; ex 70 ; ex 80	Under garments, knitted or crocheted, not elastic or rubberized : — Shirts, T-shirts, rollneck-undershirts, underpants and briefs, singlets and similar articles, other than silk or noil or other waste silk or of flax or ramie	1 000 pieces	Benelux	1 050
	60.05	60.05-01 ; 22 ; 23 ; 26 ; 27 ; 29 ; 31 ; 32 ; 35 ; 37 ; 39	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : ex A. Outer garments and clothing accessories : — Jerseys, pull-overs, slip-overs, twinsets, cardigans, bed-jackets and jumpers, other than silk or noil or other waste silk or of flax or ramie			

ANNEX C

Details referred to in Article 3 (2)

The export certificates issued by the competent Thai authorities (1), for products covered by this Regulation shall specify or contain :

1. the destination, and in particular the Member State for which the goods are intended ;
2. the serial number ;
3. the name and address of the importer ;
4. the name and address of the exporter ;
5. the quantity, in the units specified in Annexes A and B and for quantities expressed in units other than weight, the equivalent weight calculated on the basis of the table of equivalence below ;
6. the category against which the products have been charged by the competent Thai authorities and the description of the products ;
7. a declaration to the effect that the quantity in question has been charged against the Member State of destination's share of the agreed ceiling for exports to the Community, or, where appropriate, that the quantity is intended for immediate re-export from the Community or for re-export from the Community after processing.

(1) Department of Foreign Trade, Ministry of Commerce.

TABLE OF EQUIVALENCE

CCT heading No	Description of goods	Rate of equivalence
ex 60.04	— Shirts, T-shirts, rollneck undershirts, knitted or crocheted	6·4 units/kg
	— Singlets, knitted or crocheted	12·8 units/kg
ex 60.05	— Jerseys, pull-overs, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted	5·18 items/kg