# COMMISSION REGULATION (EEC) No 2790/77

## of 13 December 1977

## concerning import arrangements in Italy for certain textile products originating in Malaysia

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 consulted the Committee provided for in Article 5 of the said Regulation,

Whereas, in the context of the Arrangement regarding international trade in textiles, the European Economic Community and Malaysia have negotiated an Arrangement on trade in textile products;

Whereas, for certain textile products, the Agreement makes provision for a consultation procedure permitting the adoption of protective measures in the event of a real risk of market disruption;

Whereas, in accordance with the said procedure, the Community and Malaysia have established that imports into Italy of certain textile products of Malaysian origin have increased sharply and substantially, that they are offered for sale on that market at prices which are considerably lower than the prices prevailing among Community producers and that they represent a significant market share;

Whereas the Community and Malaysia are therefore of the opinion that all these factors have caused market disruption and substantial injury to Community producers and that further unlimited imports would aggravate the injury already caused and would make it difficult to remedy;

Whereas, in this situation, Malaysia has undertaken to submit its exports into Italy of the products in question to quantitative limits for the period 1 July to 31 December 1977 and the Community has accepted that imports of such products will be admitted up to the said limits in accordance with a system of double checking;

Whereas it is necessary to establish detailed rules for the administration of the said limits by the competent authorities in Italy,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Imports into Italy of the textile products listed in Annex A hereto, originating in Malaysia and exported from this country between 1 July and 31 December 1977, shall be subject to the quantitative limits set out in the aforesaid Annex.

2. The competent authorities in Italy shall, within the quantitative limits prescribed, automatically authorize import of the products referred to in paragraph 1 immediately upon production by the importer of the original export licence issued by the competent Malaysian authorities and containing the details set out in Annex B hereto.

*Article 2*

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

2. It shall apply in accordance with Articles 12 (6) and 13 of Regulation (EEC) No 1439/74 or until the expiry of a period of six weeks after its entry into force, whichever is the sooner.

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

Done at Brussels, 13 December 1977.

*For the Commission*

Lorenzo NATALI

*Vice-President*

[1] OJ No L 159, 15. 6. 1974, p. 1.

*ANNEX A*

| CCT heading No | NIMEXE code (1977) | Description | Unit | Quantitative limit 1. 7. 1977 to 31. 12. 1977 |
|---|---|---|---|---|
| 55.09 | 55.09 all codes | Other woven fabrics of cotton | 1 000 kg | 1 147 |
| 56.07 | 56.07-01 to 36 | Woven fabrics of man-made fibres (discontinuous or waste) :<br>A. Of synthetic textile fibres | | |
| | | of which : | | |
| 55.09 | 55.09 all codes | Other woven fabrics of cotton | 1 000 kg | 746 |
| | | and : | | |
| 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 :<br>— Other than unbleached and bleached | 1 000 kg | 224 |
| ex 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) :<br>A. Of synthetic textile fibres :<br>— Other than bleached and unbleached | | |

*ANNEX B*

**Details referred to in Article 1 (2)**

The export licences issued by the competent Malaysian 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 net quantity, in the units specified in Annex A to this Regulation, and the value of the products covered by the licence ;
6. the category against which the products have been charged by the competent Malaysian authorities and the description of the products ;
7. a declaration to the effect that the quantity in question has been charged against the agreed ceiling for exports to the Member State of destination, or, where appropriate, that the quantity is intended for immediate re-export from the Community or for re-export from the Community after processing ;
8. the year during which the products were exported, that is when they were taken aboard in Malaysia for export to the Community.

(1) Ministry of Trade and Industry at :
— Kuala Lumpur (head office),
— Penang, Gohorbru, Kota Kenia, Kota Baru, Kinabalu, Kuching (local office).