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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1226/78

of 6 June 1978

extending the provisional anti-dumping duty on kraft liner paper and board originating in the United States of America, and amending its method of calculation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 459/68 of 5 April 1968 on protection against dumping or the granting of bounties or subsidies by countries which are not members of the European Economic Community (1), as last amended by Regulation (EEC) No 1411/77 (2), and in particular Article 16 thereof,

Having regard to the proposal from the Commission,

Whereas by Regulation (EEC) No 511/78 (3) the Commission imposed a provisional anti-dumping duty on kraft liner paper and board originating in the United States of America ;

Whereas the examination of the facts of this matter has not yet been completed and the exporters and importers principally concerned have requested that the duty be extended for a period not exceeding three months,

HAS ADOPTED THIS REGULATION :

Article 1

The provisional anti-dumping duty on kraft liner paper and board originating in the United States of America, imposed by Regulation (EEC) No 511/78, is hereby extended for a period not exceeding three months.

Article 2

Article 1 (2) of Regulation (EEC) No 511/78 shall be replaced by the following :

'2. The amount of such duty shall correspond to the difference between the fair market price in the United States of America as set out below and the free-at-frontier Community price, duty unpaid, per tonne net to the first importer.

For the purpose of this Regulation, the fair market prices in the United States of America brought up to a cif Community frontier basis, duty unpaid, are as follows :

	Per tonne
Nominal weight 175 grams or more per square metre :	US$ 258
Nominal weight 150 grams or more and less than 175 grams per square metre :	US$ 268
Nominal weight less than 150 grams per square metre :	US$ 278

The above fair market prices :

— shall be reduced by 1 % if the terms and conditions of sale provide for payment when the goods arrive in the Community,

— shall be net if payment is made within 30 days of the arrival in the Community,

— shall be increased by 1 % for each subsequent 30 day period of credit.

Where prices are invoiced by reference to area, the fair market price per 100 square metres shall be calculated in accordance with the following formula :

$$\frac{\text{Fair market price in US\$ per tonne} \times \text{nominal gram weight per square metre}}{10\,000}$$

The actual gram weight may vary by ± 5 % from the nominal gram weight.'

(1) OJ No L 93, 17. 4. 1968, p. 1.
(2) OJ No L 160, 30. 6. 1977, p. 4.
(3) OJ No L 69, 11. 3. 1978, p. 9.

Article 3

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

Without prejudice to Article 18 of Regulation (EEC) No 459/68, it shall apply until the entry into force of an Act of the Council adopting definitive measures or, at the latest, until the expiry of a period of three months beginning on 11 June 1978.

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

Done at Luxembourg, 6 June 1978.

For the Council

The President

K. B. ANDERSEN