COMMISSION REGULATION (EEC) No 2307/78

of 28 September 1978

making the importation into France of gloves originating in Malaysia 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,

After consultation within the Advisory Committee set up under Article 5 of the said Regulation,

Whereas imports of gloves falling within subheading ex 60.02 of the Common Customs Tariff from all third countries accounted in 1977 for a considerable share of the Community market; whereas the share of France has since increased further;

Whereas quantitative limits have already been set 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 supplier countries;

Whereas imports to France of the textile products concerned originating in Malaysia increased sharply and substantially in the past few months;

Whereas all these factors have given rise to disruption of the French market and are causing serious injury to Community manufacturers;

Whereas, in pursuance of the Arrangement regarding international trade in textiles, the Community has negotiated an Agreement on trade in textiles with Malaysia; whereas the said Agreement contains specific provision for recourse to safeguard measures;

Whereas, in view of the market disruption referred to above, the Community has initiated the procedures provided for in the said Agreement, which allow appropriate safeguard measures to be taken in order to limit imports of the products in question to France, account being taken of the trend of imports;

Whereas, in particular, under the Agreement negotiated by the Community with Malaysia, compliance with the quantitative export limits set or to be set by virtue of the said Agreement is ensured by an agreed system of double checking the effectiveness of which depends on the establishment of a system of control by the Community; whereas in order to establish such a system, therefore, it is necessary to make imports of the goods in question from Malaysia 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 manufacturers which would be difficult to remedy, it is necessary to set up the said arrangements as soon as possible,

HAS ADOPTED THIS REGULATION:

Article 1

The importation into France of the goods indicated below, originating in Malaysia and exported from that country in 1978, is hereby made subject to the production of an import authorization issued by the French authorities:

Category	CCT heading No	NIMEXE code (1978)	Description	Quantitative limit from 1. 1. to 31. 12. 1978
11	ex 60.02	60.02-50, 60, 70, 80	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, other than those of Category 10, of wool, of cotton or of man-made textile fibres	1 180 000 pairs

(1) OJ No L 159, 15. 6. 1974, p. 1.

Article 2

1. Import authorizations shall be issued automatically and without delay, subject to the maximum specified above, upon presentation of the export documents agreed under the Agreement on trade in textiles negotiated with Malaysia and reproduced in Annex C to Regulation (EEC) No 3019/77 [1].

Imports effected between 1 January 1978 and the date of entry into force of this Regulation shall be deducted from the said quantity where the goods in question were exported from the third country concerned during that period.

2. Notwithstanding the provisions of paragraph 1, import authorizations shall be issued automatically and without delay upon presentation of a bill of lading proving that the goods in question were placed on board in Malaysia for export to France before the date of entry into force of 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 1978, 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, 28 September 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

(1) OJ No L 357, 31. 12. 1977, p. 1.