COMMISSION REGULATION (EEC) No 938/80

of 14 April 1980

re-establishing the levying of customs duties on babies' under garments, knitted or crocheted, not elastic or rubberized, products of category 68 (code 0680), originating in the Philippines, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2894/79 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2894/79 of 10 December 1979 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories [1], and in particular Article 5 thereof,

Whereas Article 3 (1) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling which is indicated in column 6 of Annex B, for each of the beneficiaries indicated in column 5 of the same Annex;

Whereas Article 4 (1) of that Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question, originating in any of the said countries and territories, once the relevant Community ceiling has been reached;

Whereas, in respect of babies' under garments, knitted or crocheted, not elastic or rubberized, products of category 68, the ceiling should be three tonnes; whereas, on 1 April 1980, the amounts of imports into the Community of the products in question, originating in the Philippines, a country covered by preferential tariff arrangements, reached that ceiling; whereas, bearing in mind the objectives of Regulation (EEC) No 2894/79 which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question in relation to the Philippines,

HAS ADOPTED THIS REGULATION:

Article 1

As from 21 April 1980, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 2894/79, shall be re-established in respect of the following products, imported into the Community and originating in Philippines:

Code	Category	CCT heading No	NIMEXE code (1980)	Description
	(1)	(2)	(3)	(4)
0680	68	ex 60.04 A		Under garments, knitted or crocheted, not elastic or rubberized:
				A. Babies' garments; girls' garments up to and including commercial size 86:
			60.04-02; 03; 04; 06; 07; 08; 10; 11; 12; 14	Babies' under garments of knitted or crocheted fabrics, not elastic or rubberized

Article 2

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

[1] OJ No L 332, 27. 12. 1979, p. 1.

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

Done at Brussels, 14 April 1980.

For the Commission

Antonio GIOLITTI

Member of the Commission