COMMISSION REGULATION (EEC) No 3449/85

of 6 December 1985

re-establishing the levying of customs duties applicable to polyethylene falling within subheading 39.02 C I, originating in Brazil, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3562/84 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3562/84 of 18 December 1984 applying generalized tariff preferences for 1985 in respect of certain industrial products originating in developing countries (1), and in particular Article 13 thereof,

Whereas, pursuant to Article 1 of that Regulation, duties on the products listed in Annex II originating in each of the countries or territories listed in Annex III shall be totally suspended and the products as such shall, as a general rule, be subject to statistical surveillance every three months on the reference base referred to in Article 12;

Whereas, as provided for in Article 12, where the increase of preferential imports of these products, originating in one or more beneficiary countries, threatens to cause economic difficulties in a region of the Community, the levying of Customs duties may be re-established once the Commission has had an appropriate exchange of information with the Member States; whereas, for this purpose, the reference base to be considered shall be, as a general rule, 165 % of the highest maximum amount valid for 1980;

Whereas, in the case of polyethylene, falling within subheading 39.02 C I, the reference base is fixed at 6 103 400 ECU; whereas, on 5 December 1985, imports of these products into the Community, originating in Brazil, reached the reference base in question after being charged thereagainst; whereas the exchange of information organized by the Commission has demonstrated that continuance of the preference causes economic difficulties in the Community; whereas, therefore, customs duties in respect of the products in question must be re-established against Brazil,

HAS ADOPTED THIS REGULATION:

Article 1

As from 10 December 1985, the levying of customs duties, suspended pursuant to Council Regulation (EEC) No 3562/84, shall be re-established on imports into the Community of the following products originating in Brazil:

CCT heading No	Description
39.02 C I (NIMEXE-code 39.02-03 — 13)	Polyethylene

Article 2

This Regulation shall enter into force on the third 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, 6 December 1985.

For the Commission

COCKFIELD

Vice-President

(1) OJ No L 338, 27. 12. 1984, p. 1.