COMMISSION REGULATION (EEC) No 339/89

of 10 February 1989

on arrangements for imports into the Community of certain textile products (category 5), originating in India

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4136/86 of 22 December 1986 on common rules for imports of certain textile products originating in third countries (1), as last amended by Regulation (EEC) No 2995/88 (2), and in particular Article 11 thereof,

Whereas Article 11 of Regulation (EEC) No 4136/86 lays down the conditions under which quantitative limits may be established; whereas imports into the Community of certain textile products (category 5) specified in the Annex hereto and originating in India have exceeded the level referred to in paragraph 2 of the said Article 11;

Whereas, in accordance with paragraph 5 of the said Article 11 of Regulation (EEC) No 4136/86, on 23 November 1988 India was notified of a request for consultations; whereas pending a mutually satisfactory solution, importations into the Community of category 5 products have been submitted to provisional limits for the period 23 November 1988 to 22 February 1989 by Commission Regulation (EEC) No 3845/88 (3);

Whereas, as a result of consultations held on 24 to 27 January 1989, it was agreed to submit the textile products in question to Community quantitative limits for the period 23 November to 31 December 1988 and for the years 1989 to 1991;

Whereas paragraph 13 of the said Article 11 of Regulation (EEC) No 4136/86 ensures that the quantitative limits are observed by means of a double-checking system in accordance with Annex VI to the said Regulation;

Whereas the products in question exported from India to the Community between 23 November and 31 December 1988 must be set off against the Community quantitative limits for the period 23 November to 31 December 1983;

Whereas these quantitative limits should not prevent the importation of products covered by them but shipped from India to the Community before the date of entry into force of Regulation (EEC) No 3845/88;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Textile Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Without prejudice to the provisions of Article 2, imports into the Community of the category of products originating in India and specified in the Annex hereto shall be subject to the quantitative limits set out in that Annex.

Article 2

1. Products referred to in Article 1 shipped from India to the Community before the date of entry into force of Regulation (EEC) No 3845/88, and not yet released for free circulation, shall be so released subject to the presentation of a bill of lading or other transport document proving that shipment actually took place during that period.

2. Imports of products shipped from India to the Community after the entry into force of Regulation (EEC) No 3845/88 shall continue to be subject to the double-checking system described in Annex VI to Regulation (EEC) No 4136/86.

3. All quantities of products shipped from India to the Community on or after 23 November 1988 and released for free circulation shall be deducted form the quantitative limit laid down for the period 23 November to 31 December 1988. This provisional limit shall not, however, prevent the importation of products covered by them but shipped from India before the date of entry into force of Regulation (EEC) No 3845/88.

Article 3

Regulation (EEC) No 3845/88 is hereby repealed.

Article 4

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

It shall apply until 31 December 1991.

(1) OJ No L 387, 31. 12. 1986, p. 1.
(2) OJ No L 270, 30. 9. 1988, p. 64.
(3) OJ No L 340, 10. 12. 1988, p. 16.

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

Done at Brussels, 10 February 1989.

For the Commission
Frans ANDRIESSEN
Vice-President

ANNEX

Category	CN code	Description	Third country	Units	Member States	Quantitative limits from 23 November to 31 December 1988		
5	6101 10 90 6101 20 90 6101 30 90 6102 10 90 6102 20 90 6102 30 90 6110 10 10 6110 10 31 6110 10 39 6110 10 91 6110 10 99 6110 20 91 6110 20 99 6110 30 91 6110 30 99	Jerseys, pullovers, slip-overs, waistcoats, twinsets, cardigans, bed-jackets and jumpers (other than jackets and blazers), anoraks, windcheaters, waister jackets and the like, knitted or crocheted	India	1 000 pieces	D F I BNL UK IRL DK GR ES PT EEC	534 500 260 524 820 6 76 10 60 10 2 800		
						Quantitative limits from 1 January to 31 December		
						1989	1990	1991
			India	1 000 pieces	D F I BNL UK IRL DK GR ES PT EEC	3 410 3 250 1 680 2 930 6 310 50 370 60 380 60 18 500	19 425	20 396