COMMISSION REGULATION (EEC) No 3044/92

of 21 October 1992

on arrangements for imports into the Community of certain textile products (category 9) 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 Commission Regulation (EEC) No 1539/92 (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 9) specified in the Annex hereto and originating in India have exceeded the level referred to in Article 11 (2);

Whereas, in accordance with Article 11 (5) of Regulation (EEC) No 4136/86, on 24 September 1992 India was notified of a request for consultations; whereas, pending a mutually satisfactory solution, the Commission has requested India for a provisional period of three months to limit its exports to the Community of products falling within category 9 to the provisional quantitative limits set out in the Annex with effect from the date of the request for consultations; whereas pending the outcome of the requested consultations quantitative limits identical to those requested of the supplier country should be applied provisionally to imports of the category of products in question;

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

Whereas the products in question exported from India between 25 September 1992 and the date of entry into force of this Regulation must be set off against the quantitative limits which have been introduced;

Whereas these quantitative limits should not prevent the importation of products covered by them shipped from India before the date of entry into force of this Regulation;

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 provisional 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 this Regulation 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 this Regulation shall 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 25 September 1992 and released for free circulation shall be deducted from the quantitative limits laid down. These provisional limits shall not, however, prevent the importation of products covered by them but shipped from India before the date of entry into force of this Regulation.

Article 3

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

It shall apply until 24 December 1992.

(1) OJ No L 387, 31. 12. 1986, p. 42.
(2) OJ No L 163, 17. 6. 1992, p. 9.

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

Done at Brussels, 21 October 1992.

For the Commission
Frans ANDRIESSEN
Vice-President

ANNEX

Category	CN code	Description	Third country	Unit	Member State	Quantitative limits from 25 September to 24 December 1992
9	5802 11 00 5802 19 00 6302 60 00	Terry towelling and similar woven terry fabrics of cotton; toilet linen and kitchen linen, other than knitted or crocheted, of terry towelling and woven terry fabrics, of cotton	India	tonnes	D F I BNL UK IRL DK GR ES PT EEC	59 78 51 72 414 66 18 7 33 7 805