COMMISSION REGULATION (EEC) No 3112/92

of 27 October 1992

on arrangements for imports into Italy, Denmark, Greece, Spain and Portugal of certain textile products (category 13) originating in the People's Republic of China

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2135/89 of 12 June 1989 on common rules for imports of certain textile products originating in China (1), last amended by Regulation (EEC) No 3734/91 (2), and in particular Article 12 thereof,

Whereas Article 12 of Regulation (EEC) No 2135/89 lays down the conditions under which quantitative limits may be established; whereas imports into the Community of certain textile products (category 13) specified in the Annex hereto and originating in China, have exceeded the level referred to in Article 12 (2);

Whereas imports of these products into Germany, Benelux, France, Ireland and the United Kingdom are already subject to regional quantitative limits for the years 1989 to 1992 by Regulation (EEC) No 2135/89;

Whereas, in accordance with Article 12 (5) of Regulation (EEC) No 2135/89, on 29 September 1992 was notified of a request for consultations; whereas, pending a mutually satisfactory solution, the Commission has requested China for a provisional period of three months to limit its exports to Italy, Denmark, Greece, Spain and Portugal of products falling within category 13 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 12 (13) ensures that the quantitative limits are observed by means of a double-checking system in accordance with Annex V to Regulation (EEC) No 2135/89;

Whereas the products in question exported from China between 29 September 1992 and the date of entry into force of this Regulation must be set off against the quantitative limits which has been introduced;

Whereas these quantitative limits should not prevent the importation of products covered by them shipped from China, 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 Italy, Denmark, Greece, Spain and Portugal of the category of products originating in China 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 China to Italy, Denmark, Greece, Spain and Portugal 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 China to Italy, Denmark, Greece, Spain and Portugal after the entry into force of this Regulation shall be subject to the double-checking system described in Annex V to Regulation (EEC) No 2135/89.

3. All quantities of products shipped from China to Italy, Denmark, Greece, Spain and Portugal on or after 29 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 China 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 28 December 1992.

(1) OJ No L 212, 22. 7. 1989, p. 1.
(2) OJ No L 352, 21. 12. 1991, p. 7.

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

Done at Brussels, 27 October 1992.

For the Commission
Frans ANDRIESSEN
Vice-President

ANNEX

Category No	CN code	Description	Third country	Unit	Member State	Quantitative limits from 29 September to 28 December 1992
13	6107 11 00 6107 12 00 6107 19 00 6108 21 00 6108 22 00 6108 29 00	Men's or boys' underpants and briefs, women's or girls' knickers and briefs, knitted or crocheted, of wool, cotton or man-made fibres	China	1 000 pieces	I DK EL E P	2 214 71 090 142 3 469 142