COUNCIL REGULATION (EC) No 87/98

of 19 December 1997

concerning the export of certain ECSC and EC steel products from the Czech Republic to the Community for the period 1 January to 31 December 1998 (renewal of the double-checking system)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas a Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Czech Republic, of the other part, entered into force on 1 February 1995 [1];

Whereas the Parties decided in Association Council Decision No 3/97 [2] to extend the double-checking system introduced by Decision No 4/96 [3] for the period 1 January to 31 December 1998;

Whereas it is consequently necessary to renew the Community implementing legislation introduced by Regulation (EC) No 7/97 [4],

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 1 January to 31 December 1998, in accordance with the provisions of Association Council Decision No 3/97, imports into the Community of certain iron and steel products covered by the ECSC and EC Treaties originating in the Czech Republic, as listed in Annex I, shall be subject to the presentation of a surveillance document issued by the authorities in the Community.

2. The surveillance document shall be made out on a form corresponding to the model set out in Annex II.

3. The classification of the products covered by this Regulation is based on the tariff and statistical nomenclature of the Community (hereinafter called the 'Combined Nomenclature', or in abbreviated form 'CN'). The origin of the products covered by this Regulation shall be determined in accordance with the rules in force in the Community.

4. For the period 1 January to 31 December 1998, imports into the Community of the products listed in Annex I shall, in addition, be subject to the issue of an export document issued by the competent Czech authorities. Presentation by the importer of the original of the export document must be effected not later than 31 March of the year following that in which the goods covered by the document were shipped.

5. Shipment is considered to have taken place on the date of loading on to the exporting means of transport.

6. The export document shall conform to the model shown in Annex III. It shall be valid for exports throughout the customs territory of the Community.

Article 2

1. The surveillance document referred to in Article 1(1) shall be issued automatically by the competent authority in the Member States, without charge for any quantities requested, within five working days of presentation of an application by any Community importer, wherever established in the Community. This application shall be deemed to have been received by the competent national authority no later than three working days after submission, unless it is proved otherwise.

2. A surveillance document issued by one of the competent national authorities listed in Annex IV shall be valid throughout the Community.

3. The importer's application shall include the following elements:

(a) the name and full address of the applicant (including telephone and telefax numbers, and possible identification number used by the competent national authorities) and VAT registration number, if subject to VAT;

(b) if applicable, the name and full address of the declarant or representative of the applicant (including telephone and telefax numbers);

(c) the full name and address of the exporter;

(d) the exact description of the goods, including:

— their trade name,

---

[1] OJ L 360, 31. 12. 1994, p. 2.
[2] See page 99 of this Official Journal.
[3] OJ L 64, 5. 3. 1997, p. 13.
[4] OJ L 4, 8. 1. 1997, p. 1 and corrigendum in OJ L 71, 13. 3. 1997, p. 46.

— the Combined Nomenclature (CN) code(s),

— the country of origin,

— the country of consignment;

(e) the net weight, expressed in kilograms and also quantity in the unit prescribed where other than net weight, by combined nomenclature heading;

(f) the cif value of the goods in ecus at the Community frontier by Combined Nomenclature heading;

(g) whether the products concerned are seconds or of substandard quality, using the criteria laid down in Commission Communication 91/C 180/04 [1];

(h) the proposed period and place of customs clearance;

(i) whether the application is a repeat of a previous application concerning the same contract;

(j) the following declaration, dated and signed by the applicant with the transcription of his name in capital letters:

'I, the undersigned, certify that the information provided in this application is true and given in good faith, and that I am established in the Community'.

The importer shall also submit a copy of the contract of sale or purchase and of the pro forma invoice. If so requested, for example in cases where the goods are not directly purchased in the country of production, the importer shall present a certificate of production issued by the producing steel mill.

4. Surveillance documents may be used only for such time as arrangements for liberalization of imports remain in force in respect of the transactions concerned. Without prejudice to possible changes in the import regulations in force or decisions taken in the framework of an agreement or the management of a quota:

— the period of validity of the surveillance document is hereby fixed at four months,

— unused or partly used surveillance documents may be renewed for an equal period.

5. The importer shall return surveillance documents to the issuing authority at the end of their period of validity.

6. The competent authorities may, under the conditions fixed by them, allow the submission of declarations or requests to be transmitted or printed by electronic means. However, all documents and evidence must be available to the competent authorities.

7. The surveillance document may be issued by electronic means as long as the customs offices involved have access to this document across a computer network.

Article 3

1. A finding that the unit price at which the transaction is effected varies from that indicated in the surveillance document by less than 5 % in either direction or that the total value or quantity of the products presented for import exceeds the value or quantity given in the surveillance document by less than 5 % shall not preclude the release for free circulation of the products in question.

2. Applications for surveillance documents and the documents themselves shall be confidential. They shall be restricted to the competent authorities and the applicant.

Article 4

1. Member States shall communicate to the Commission:

(a) on as regular and up-to-date a basis as possible and at least by the last by the last day of each month, details of the quantities and values (calculated in ecus) for which surveillance documents have been issued;

(b) within six weeks of the end of each month, details of imports during that month, in accordance with Article 26 of Commission Regulation (EC) No 840/96 [2].

The information provided by Member States shall be broken down by product, CN code and by country.

2. The Member States shall give notification of any anomalies or cases of fraud which they discover and, where relevant, the basis on which they have refused to grant a surveillance document.

Article 5

Any notices to be given hereunder shall be given to the Commission of the European Communities and shall be communicated electronically within the integrated network set up for this purpose, unless for imperative technical reasons it is necessary to use other means of communication temporarily.

Article 6

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

This Regulation shall apply with effect from 1 January 1998.

[1] OJ C 180, 11. 7. 1991, p. 4.

[2] OJ L 114, 8. 5. 1996, p. 7.

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

Done at Brussels, 19 December 1997.

For the Council
The President
F. BODEN

ANNEX I

CZECH REPUBLIC

List of products subject to double-checking (1998)

Heavy plates (excluding ex-CN Codes)

7208 40 10
7208 51 30
7208 51 50
7208 51 91
7208 51 99
7208 52 91
7208 52 99
7208 54 10
7208 90 10
7208 90 90

Cold-rolled sheet

7209 15 00
7209 16 90
7209 17 90
7209 18 91
7209 18 99
7209 25 00
7209 26 90
7209 27 90
7209 28 90

7211 23 10
7211 23 51
7211 29 20

Wire rod

7213 10 00
7213 20 00
7213 91 10
7213 91 20
7213 91 41
7213 91 49
7213 91 70
7213 91 90
7213 99 10
7213 99 90

7221 00 10
7221 00 90

7227 10 00
7227 20 00
7227 90 10
7227 90 50
7227 90 95

Beams and sections

7216 31 11
7216 31 19
7216 31 91
7216 31 99
7216 32 11
7216 32 19
7216 32 91
7216 32 99

Welded tubes

Complete CN heading 7306

ANNEX II

EUROPEAN COMMUNITY **SURVEILLANCE DOCUMENT**

1	**1. Consignee** (name, full address, country, VAT number)	**2. Issue number**
Original & Copy		**3. Proposed place and date of import**
		4. Authority responsible for issue (name, address and telephone No)
	5. Declarant/representative as applicable (name and full address)	**6. Country of origin** (and geonomenclature code)
		7. Country of consignment (and geonomenclature code)
1		**8. Last day of validity**

9. Description of goods	**10. CN code and category**
	11. Quantity in kilograms (net mass) or in additional units
	12. Value in ecus, cif at Community frontier

13. Additional remarks

14. Competent authority's endorsement

Date: .....

Signature: ..... Stamp:

15. ATTRIBUTIONS

Indicate the quantity available in part 1 of column 17 and the quantity attributed in part 2 thereof.

16. Net quantity (net mass or other unit of measure stating the unit)		**19. Customs document** (form and number) **or extract No and date of attribution**	**20. Name, Member State, stamp and signature of the attributing authority**
17. In figures	**18. In words for the quantity attributed**		
1			
2			
1			
2			
1			
2			
1			
2			
1			
2			
1			
2			
1			
2			

Extension pages to be attached hereto.

EUROPEAN COMMUNITY **SURVEILLANCE DOCUMENT**

2

Copy for the issuing authority

2

1. Consignee (name, full address, country, VAT number)

2. Issue number

3. Proposed place and date of import

4. Authority responsible for issue
(name, address and telephone No)

5. Declarant/representative as applicable
(name and full address)

6. Country of origin
(and geonomenclature code)

7. Country of consignment
(and geonomenclature code)

8. Last day of validity

9. Description of goods

10. CN code and category

11. Quantity in kilograms (net mass) or in additional units

12. Value in ecus, cif at Community frontier

13. Additional remarks

14. Competent authority's endorsement

Date: .....

Signature: ..... Stamp:

15. ATTRIBUTIONS

Indicate the quantity available in part 1 of column 17 and the quantity attributed in part 2 thereof.

16. Net quantity (net mass or other unit of measure stating the unit)		**19. Customs document** (form and number) **or extract No and date of attribution**	**20. Name, Member State, stamp and signature of the attributing authority**
17. In figures	**18. In words for the quantity attributed**		
1			
2			
1			
2			
1			
2			
1			
2			
1			
2			
1			
2			
1			
2			

Extension pages to be attached hereto.

ANNEX III

1 Exporter (name, full address, country)	**ORIGINAL**	2 **No**
	3 Year	4 Product group
5 Consignee (name, full address, country)	**EXPORT DOCUMENT** (ECSC and EC steel products)	
	6 Country of origin	7 Country of destination
8 Place and date of shipment — Means of transport	9 Supplementary details	

10 Description of goods — Manufacturer	11 CN code	12 Quantity (1)	13 FOB value (2)

14 CERTIFICATION BY THE COMPETENT AUTHORITY	
15 Competent authority (name, full address, country)	At ....., on ..... (Signature) (Stamp)

(1) Show net weight (kg) and also quantity in the unit prescribed where other than net weight.
(2) In the currency of the sale contract.

1 Exporter (name, full address, country)	**COPY**	2 **No**
	3 Year	4 Product group
5 Consignee (name, full address, country)	**EXPORT DOCUMENT** (ECSC and EC steel products)	
	6 Country of origin	7 Country of destination
8 Place and date of shipment — Means of transport	9 Supplementary details	

10 Description of goods — Manufacturer	11 CN code	12 Quantity (1)	13 FOB value (2)

14 CERTIFICATION BY THE COMPETENT AUTHORITY	
15 Competent authority (name, full address, country)	At ....., on ..... (Signature) (Stamp)

(1) Show net weight (kg) and also quantity in the unit prescribed where other than net weight.
(2) In the currency of the sale contract.

ANEXO IV — BILAG IV — ANHANG IV — ΠΑΡΑΡΤΗΜΑ IV — ANNEX IV — ANNEXE IV — ALLEGATO IV — BIJLAGE IV — ANEXO IV — LIITE IV — BILAGA IV

LISTA DE LAS AUTORIDADES NACIONALES COMPETENTES

LISTE OVER KOMPETENTE NATIONALE MYNDIGHEDER

LISTE DER ZUSTÄNDIGEN BEHÖRDEN DER MITGLIEDSTAATEN

ΔΙΕΥΘΥΝΣΕΙΣ ΤΩΝ ΑΡΧΩΝ ΕΚΔΟΣΗΣ ΑΔΕΙΩΝ ΤΩΝ ΚΡΑΤΩΝ ΜΕΛΩΝ

LIST OF THE COMPETENT NATIONAL AUTHORITIES

LISTE DES AUTORITÉS NATIONALES COMPÉTENTES

ELENCO DELLE COMPETENTI AUTORITÀ NAZIONALI

LIJST VAN BEVOEGDE NATIONALE INSTANTIES

LISTA DAS AUTORIDADES NACIONAIS COMPETENTES

LUETTELO TOIMIVALTAISISTA KANSALLISISTA VIRANOMAISISTA

LISTA ÖVER BEHÖRIGA NATIONELLA MYNDIGHETER

BELGIQUE/BELGIË
Administration des relations économiques
Quatrième division: Mise en œuvre des politiques commerciales internationales — Services «Licences»
Rue Général Leman 60
B-1040 Bruxelles
Télécopieur: (32 2) 230 83 22

Bestuur van de Economische Betrekkingen
Vierde Afdeling: Toepassing van het Internationaal Handelsbeleid — Dienst Vergunningen
Generaal Lemanstraat 60
B-1040 Brussel
Fax: (32 2) 230 83 22

DANMARK
Erhvervsfremme Styrelsen
Søndergade 25
DK-8600 Silkeborg
Fax: (45) 87 20 40 77

DEUTSCHLAND
Bundesamt für Wirtschaft, Dienst 01
Postfach 51 71
D-65762 Eschborn 1
Fax: (49) 61 96-40 42 12

ΕΛΛΑΣ
Υπουργείο Εθνικής Οικονομίας
Γενική Γραμματεία ΔΟΣ.
Διεύθυνση Διαδικασιών Εξωτερικού Εμπορίου
Κορνάρου 1
GR-105 63 Αθήνα
Τέλεφαξ: (301) 328 60 29/328 60 59/328 60 39

ESPAÑA
Ministerio de Economía y Hacienda
Dirección General de Cómercio Exterior
Paseo de la Castellana, 162
E-28046 Madrid
Fax: (34 1) 5 63 18 23/349 38 31

FRANCE
SERIBE
3-5 rue Barbet-de-Jouy
F-75357 Paris 07 SP
Télécopieur: (33 1) 43 19 43 69

IRELAND
Licensing Unit
Department of Tourism and Trade
Kildare Street
IRL-Dublin 2
Fax: (353 1) 676 61 54

ITALIA
Ministero del Commercio con l'estero
Direzione generale per la politica commerciale e per la gestione del regime degli scambi
Viale America 341
I-00144 Roma
Telefax: (39 6) 59 93 22 35/59 93 26 36

LUXEMBOURG
Ministère des affaires étrangères
Office des licences
Boîte postale 113
L-2011 Luxembourg
Télécopieur: (352) 46 61 38

NEDERLAND
Centrale Dienst voor In- en Uitvoer
Postbus 30003
Engelse Kamp 2
NL-9700 RD Groningen
Fax: (31-50) 526 06 98

ÖSTERREICH
Bundesministerium für wirtschaftliche Angelegenheiten
Außenwirtschaftsadministration
Landstrasser Hauptstraße 55-57
A-1030 Wien
Fax: (43-1) 715 83 47

PORTUGAL
Direcção-Geral do Comércio Externo
Avenida da República, 79
P-1000 Lisboa
Telefax: (351-1) 793 22 10

SUOMI
Tullihallitus
PL 512
FIN-00101 Helsinki
Telekopio: +358-9 614 2852

SVERIGE
Kommerskollegium
Box 6803
S-113 86 Stockholm
Fax: (46 8) 30 67 59

UNITED KINGDOM
Department of Trade and Industry
Import Licensing Branch
Queensway House, West Precinct
Billingham, Cleveland
UK-TS23 2NF
Fax: (44) 1642 533 557