

COMMISSION OF THE EUROPEAN COMMUNITIES

COM (80) 197 final

Brussels, 23 April 1980

Recommendation for a

COUNCIL REGULATION (EEC)

on the system for guaranteeing the stabilization of earnings from
certain commodities exported by the ACP States and the overseas
countries and territories associated with the Community

(submitted to the Council by the Commission)

COM (80) 197 final

EXPLANATORY NOTE

Article 23 of the second Lomé Convention takes over the provisions of the first Convention concerning the system intended to guarantee the stabilization of export earnings for the ACP countries in regard to trade with the Community in certain basic commodities.

The list of these commodities is in Article 25 of the new Convention and, compared with the first Convention, contains some new products.

It is also intended to introduce the same system in the context of the Association of overseas countries and territories with the European Economic Community.

It is also laid down that the first year of application of the system is to be the calendar year in which the Convention enters into force. The communication of the statistical data by the Member States for the new products concerned must therefore commence as from 1 January 1980.

On the other hand it is necessary to list the ACP countries and the countries and territories concerned.

The use of the statistical data, which is the basis of the stabilization system, implies that the Member States must supply the services of the Commission with details of actual imports.

This is the subject of the annexed draft Regulation which is intended to replace Council Regulation (EEC) No. 2478/77 of 7 November 1977.

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on the system for guaranteeing the stabilization of earnings from certain commodities exported by the ACP States and the overseas countries and territories associated with the Community

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 213 thereof,

Having regard to the recommendation from the Commission,

Whereas ACP-EEC Council of Ministers Decision No 1/80 of 18 January 1980 stipulates that the provisions concerning the system for the stabilization of export earnings contained in Title II, Chapter 1, of the ACP-EEC Lomé Convention, signed on 28 February 1975, shall remain in force after 1 March 1980 and until, at the latest, 31 December 1980;

Whereas Council Decision No 80/162/EEC¹ maintains in force after 1 March 1980 and until, at the latest, 31 December 1980 the provisions applicable in the framework of Council Decision No 75/568/EEC of 29 June 1976 on the association of overseas countries and territories with the European Economic Community²;

Whereas the second Lomé Convention was signed in Lomé on 31 October 1979, and whereas Article 25 thereof establishes a list of products covered by the system for the stabilization of export earnings provided for in Title II, Chapter 1 thereof;

Whereas it is necessary to adapt accordingly the notification system set out in Council Regulation (EEC) No 2478/77³ so as to allow the Commission to have the necessary data from 1 January 1980 with a view to the introduction of this stabilization system;

¹ OJ No L 35 of 12.2.80, p. 26

² OJ No L 170 of 1.7.76, p. 8

³ OJ No L 287, 11.11.77, p. 1

HAS ADOPTED THIS REGULATION :

Article 1

With effect from 1 February 1980 Member States shall before the end of each month forward to the Commission a statement of all the products listed in Annex I imported during the previous month :

- from the ACP and other States listed in Annex II,
- from the countries and territories listed in Annex III.

Article 2

The statement referred to in Article 1 shall give details of all products :

- which are put into free circulation in the Member State concerned,
- which are brought under the inward processing arrangements for subsequent re-exportation in the form of compensating products.

Article 3

The statement referred to in Article 1 shall show the country of origin of the products, according to the common geographical code in force, the quantities imported and the cif values of these imports, in the national currencies of the Member States or in European units of account.

Article 4

Regulation (EEC) No 2478/77 is hereby repealed.

Article 5

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,

For the Council
The President

<u>Products referred to in Article 1</u>	<u>Nimex Code</u>
1. Groundnuts, shelled or not	12.01-31 to 12.01-35
2. Groundnut oil	15.07-74 and 15.07-87
3. Cocoa beans	18.01-00
4. Cocoa paste	18.03-10 to 18.03-30
5. Cocoa butter	18.04-00
6. Raw or roasted coffee	09.01-11 to 09.01-17
7. Extracts, essences or concentrates of coffee	21.02-11 to 21.02-15
8. Cotton, not carded or combed	55.01-10 to 55.01-90
9. Cotton linters	55.02-10 to 55.02-90
10. Coconuts	08.01-71 to 08.01-75
11. Copra	12.01-42
12. Coconut oil	15.07-29, 15.07-77 and 15.07-92
13. Palm oil	15.07-19, 15.07-61 and 15.07-63
14. Palm nut and kernel oil	15.07-31, 15.07-78 and 15.07-93
15. Palm nuts and kernels	12.01-44
16. Raw hides and skins	41.01-11 to 41.01-95
17. Bovine cattle leather	41.02-05 to 41.02-98
18. Sheep and lamb skin leather	41.03-10 to 41.03-99
19. Goat and kid skin leather	41.04-10 to 41.04-99
20. Wood in the rough	44.03-20 to 44.03-99
21. Wood roughly squared or half-squared, but not further manufactured	44.04-20 to 44.04-98
22. Wood sawn lengthwise, but not further prepared	44.05-10 to 44.05-79
23. Fresh bananas	08.01-31
24. Tea	09.02-10 to 09.02-90
25. Raw sisal	57.04-10
26. Vanilla	09.05-00
27. Cloves - whole fruit, cloves and stems	09.07-00

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| 28. Sheep's or lambs' wool,
not carded or combed | 53.01-10 to 53.01-40 |
| 29. Fine animal hair of Angora
goats - mohair | 53.02-95 |
| 30. Gum arabic | 13.02-91 |
| 31. Pyrethrum - flowers,
leaves, stems, peel and roots;
saps and extracts from
pyrethrum | 12.07-10 and 13.03-15 |
| 32. Essential oils, not terpene-
less, of cloves, of niacouli
and of ylang-ylang | 33.01-23 |
| 33. Sesame seed | 12.01-68 |
| 34. Cashew nuts and kernels | 08.01-77 |
| 35. Pepper | 09.04-11 and 09.04-70 |
| 36. Shrimps and prawns | 03.03-43 |
| 37. Squid | 03.03-68 |
| 38. Cotton seeds | ex 12.01-98 |
| 39. Oil-cake | 23.04-01 to 23.04-99 |
| 40. Rubber | 40.01-20 to 40.01-60 |
| 41. Peas | 07.01-41 to 07.01-43,
07.05-11, 07.05-19 and 07.05-61 |
| 42. Beans | 07.01-45 to 07.01-47,
07.05-25 and 07.05-65 |
| 43. Lentils | 07.05-30 and 07.05-70 |
| 44. Iron ore (ores, concentrates,
and roasted iron pyrites) | 26.01-12 to 26.01-18 |

ACP and other States referred to in Article 1

1. African States :

Mauritania, Mali, Upper Volta, Niger, Senegal, Ivory Coast, Togo, Benin, Cameroon, Chad, Central Africa, Gabon, Congo, Rwanda, Burundi, Somalia, Zaire, Kenya, Uganda, Tanzania, Botswana, Lesotho, Swaziland, Gambia, Ghana, Malawi, Nigeria, Sierra Leone, Zambia, Ethiopia, Guinea, Equatorial Guinea, Guinea-Bissau, Liberia, Sudan, Cape Verde, Sao Tome and Principe, Djibouti.

2. Caribbean States :

Barbados, Guyana, Jamaica, Bahamas, Grenada, Trinidad and Tobago, Surinam, Dominica, St. Lucia, St. Vincent.

3. Pacific States :

Fiji, Western Samoa, Tonga, Papua New Guinea, Tuvalu, Kiribati, Solomon Islands.

4. Indian Ocean States :

Madagascar, Mauritius, the Comoros, Seychelles.

Countries and territories referred to in Article 11. Overseas countries of the Kingdom of the Netherlands :

- Netherlands Antilles (Aruba, Bonaire, Curaçao and St. Martin, Saba, St. Eustasius).

2. Overseas territories of the French Republic :

- New Caledonia and dependencies,
- Wallis and Futuna Islands,
- French Polynesia,
- French Southern and Antarctic Territories.

3. Collective territory of the French Republic

Mayotte

4. Overseas countries and territories of the United Kingdom of Great Britain and Northern Ireland :

- Belize,
- Brunei,
- Associated States of the Caribbean (Antigua, St Christopher, Nevis and Anguilla),
- Cayman Islands,
- Falkland Islands and dependencies,
- Turks and Caicos Islands,
- British Virgin Islands,
- Monserrat,
- Pitcairn,
- St. Helena and dependencies,
- British Antarctic territory,
- British Indian Ocean territory.

5. Anglo-French Condominium of the New Hebrides.