

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(81) 654 final

Brussels, 11 November 1981

Recommendation for a

COUNCIL DECISION

approving the International Natural Rubber Agreement, 1979

(submitted to the Council by the Commission)

COM(81) 654 final

Explanatory Memorandum

The Community has signed the International Natural Rubber Agreement, 1979 and is applying the said Agreement on a provisional basis.

The period set for the ratification of the Agreement expires on 31 December 1981. Failing its definitive entry into force on 23 April 1982, the Agreement will terminate.

The Community should therefore approve the International Natural Rubber Agreement, 1979, before 31 December 1981.

Commission Recommendation to the Council

In accordance with the Council Decision of 22 April 1980¹, the Community has signed the International Natural Rubber Agreement, 1979.

Following the Council Decision of 23 September 1980², the Community deposited with the Secretary-General of the United Nations the notification indicating that the Community intended to approve the Agreement and would apply the Agreement provisionally, as an importing member, when it came into force in accordance with Article 61. The Agreement entered into force provisionally on 23 October 1980.

At present only the USSR, the Community and several of its Member States have still not deposited their instruments of ratification. These Member States however do their utmost in order to ratify as soon as possible.

It may be true that the International Natural Rubber Council could agree to once more extending the ratification period, at latest until 23 April 1982 when the Agreement would expire if it had not entered into force definitively by then. But in the present circumstances it seems necessary now to prepare without further delay the approval of the Agreement by the Community.

Consequently, the Commission recommends that the Council approve the International Natural Rubber Agreement, 1979, on behalf of the European Economic Community and take steps to deposit its instrument of approval with the Secretary-General of the United Nations before 31 December 1981.

¹OJ No L 213, 16.8.1980, p. 1, with the text of the Agreement in annex

²OJ No L 259, 2.10.1980, p. 30

**Recommendation for a
Council Decision approving the
International Natural Rubber Agreement, 1979**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the recommendation from the Commission;

Whereas the International Natural Rubber Agreement, 1979 was signed on behalf
of the Community on 30 May 1980 subject to its being concluded at a later date;

Whereas, in accordance with the Council Decision of 23 September 1980¹, the
Community is applying the Agreement provisionally in accordance with the
provisions of Article 60 thereof;

Whereas the Agreement entered into force provisionally on 23 October 1980;

Whereas the Community should approve the International Natural Rubber Agree-
ment, 1979 in accordance with Article 59 thereof;

HAS DECIDED AS FOLLOWS :

Article 1

The International Natural Rubber Agreement, 1979 is hereby approved on behalf
of the European Economic Community. The text of the Agreement is annexed to
the Council Decision of 22 April 1980 concerning the signing of the Inter-
national Natural Rubber Agreement, 1979².

Article 2

The President of the Council is hereby authorized to designate the person
empowered to deposit the instrument of approval.

Done at Brussels,
For the Council

¹OJ No L 259, 2.10.1980, p. 30

²OJ No L 213, 16.8.1980, p. 1

FINANCIAL MEMORANDUM

1. Budget heading : 2988. Advances pending completion of the procedures for the ratification of international agreements.

2. Legal basis, objective :

The Community is participating in the International Natural Rubber Agreement, 1979 by virtue of a Council Decision of 22 April 1980. The Council decided that the contributions both to the administrative budget and for the financing of the buffer stock would be paid by the Member States. However, as certain Member States were unable to pay their contributions until such time as their ratification procedures had been completed, it was decided to create item 2988 to enable the Commission to pay advances. In 1981 the Commission paid US \$ 25 000 on behalf of Italy.

3. Financial implications :

1982 : advances for the administrative budget : US \$ 43 500.

4. Method of calculation :

It is possible that the ratification procedures will not be terminated before December 31, 1981 in Belgium and Italy. Since the contributions to the Administrative budget are due on January, 1 of each year, the Commission could then be called upon to advance the amounts, in order to avoid two Member States to lose their voting rights, which would endanger the position of the Community as such in the Agreement.

The administrative budget proposed for 1982 amounts to US \$ 1.5 million. On that basis, the contributions of Belgium and Italy to the administrative budget would be in the order of US \$ 6,750 and US \$ 36,750 respectively.