

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(89) 435 final

Brussels, 9 October 1989

Proposal for a
COUNCIL DECISION

on the conclusion of an Agreement between the European Economic
Community and the Polish People's Republic on trade and
commercial and economic cooperation

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. The attached proposal for a Council Decision is the legal instrument for the conclusion of the Agreement between the European Economic Community and the Polish People's Republic on trade and commercial and economic cooperation.
2. Exploratory talks have been held between experts representing the Commission and Poland since July 1986. The talks dealt in particular with Poland's wish to facilitate access to the Community market for its exports by removing all quantitative restrictions applied specifically to Poland in accordance with the provisions of the Protocol for Poland's accession to the GATT.
3. On the basis of the negotiating directives given by the Council on 20 February this year, the Commission held four official negotiating sessions with Poland between March and July, in addition to numerous informal contacts. The text initialled at Warsaw on 8 August and attached to the proposal contains the following provisions:
 - (a) the Community and Poland reaffirm their commitment to accord each other most-favoured-nation treatment in accordance with GATT rules. The Community further undertakes to remove or liberalize the quantitative restrictions it applies to Polish exports by 31 December 1994 at the latest, subject to exceptions (Articles 2, 7-9);
 - (b) the Community and Poland accord each other trade concessions for a limited number of agricultural products of which one party is the other party's main supplier (Article 12);
 - (c) Poland undertakes to ensure non-discriminatory treatment of Community firms for the purposes of commercial cooperation (Article 16 and Annex VI);
 - (d) economic cooperation is aimed, *inter alia* in the sectors listed in Article 18 (although this list is not exhaustive), at strengthening economic links, increasing trade between the parties and supporting structural changes in the Polish economy;
 - (e) Article 20 sets up a Joint Committee and defines its tasks: it is to ensure the proper functioning of the Agreement and recommend the measures it considers appropriate for achieving the Agreement's objectives.
4. The Polish delegation has further drawn up a unilateral Declaration relating to the Protocol for the accession of Poland to the GATT. In the Declaration, to be made at the signing of the Agreement, Poland announces its intention of renegotiating the said Protocol on account of the far-reaching changes which have taken place in its foreign trade system.

5. In an Exchange of Letters, the parties agree to identify the products covered by the Annexes to the Agreement by means of NIMEXE codes. The Community will subsequently transpose the NIMEXE codes into Combined Nomenclature codes. A further Exchange of Letters concerns the experimental arrangements for granting import licences in the Federal Republic of Germany ("Testausschreibung"). Two further Joint Declarations, relating to quantitative restrictions and to agriculture, together with the Polish Declaration referred to in paragraph 4 above, will be concluded by means of a Final Act, these Declarations not being an integral part of the Agreement.
6. Since the legal basis for the Agreement is not only Article 113 of the EEC Treaty, but also Article 235, Parliament must be consulted.
7. The Commission invites the Council to adopt the attached proposal.

Proposal for a
COUNCIL DECISION
on the conclusion of an Agreement between the
European Economic Community and the Polish People's Republic
on trade and commercial and economic cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 113 and 235 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,¹

Whereas the conclusion by the European Economic Community of the Agreement
between the European Economic Community and the Polish People's Republic on
trade and commercial and economic cooperation is necessary for the
achievement of the Community's objectives in the field of external
relations,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement between the European Economic Community and the Polish
People's Republic on trade and commercial and economic cooperation and the
Joint Declarations attached to the Final Act are hereby approved on behalf
of the Community.

The text of the Agreement and of the Final Act are annexed to this
Decision.

Article 2

The President of the Council shall give the notification provided for in
Article 23 of the Agreement.²

1 Opinion adopted on, OJ No

2 The date of entry into force of the Agreement will be published in the
Official Journal of the European Communities by the General Secretariat
of the Council.

Article 3

The Commission, assisted by representatives of the Member States, shall represent the Community in the Joint Committee set up by Article 20 of the Agreement.

Article 4

This Decision shall take effect on the day following that of its publication in the *Official Journal of the European Communities*.

Done at

For the Council

The President

Brussels, 26 July 1989

AGREEMENT

between the European Economic Community and the Polish People's Republic
on trade and commercial and economic cooperation

THE EUROPEAN ECONOMIC COMMUNITY

hereinafter called "the Community", of the one part, and

THE POLISH PEOPLE'S REPUBLIC,

hereinafter called "Poland", of the other part,

CONSIDERING the importance in the European context of the traditional links
between the Community and Poland,

TAKING INTO ACCOUNT the favourable implications for trade and economic
relations between the Contracting Parties of their respective economic
situations and policies,

DESIROUS of creating favourable conditions for the harmonious development
and diversification of trade and the promotion of commercial and economic
cooperation on the basis of equality, non-discrimination, mutual benefit
and reciprocity,

HAVING REGARD to the particular importance of foreign trade and other forms
of international economic cooperation as factors of economic and social
development and as sources of appropriate financial resources,

HAVING REGARD to the importance of giving full effect to the Final Act of
the Conference on Security and Cooperation in Europe, the Concluding
Document of the Madrid meeting and in particular the Concluding Document of
the Vienna meeting,

REAFFIRMING the commitment of the Contracting Parties to the General
Agreement on Tariffs and Trade and the undertakings they have given in this
context,

RECALLING the status of Poland at the International Monetary Fund and the
World Bank,

BELIEVING that a further impetus should be given to the trading and
economic relationship between the Community and Poland,

RECOGNIZING that the Community and Poland desire to establish wider-ranging
and closer contractual links that permit further development at a later
stage,

HAVE DECIDED to conclude this Agreement and to this end have designated as
their Plenipotentiaries:

THE EUROPEAN ECONOMIC COMMUNITY:

THE POLISH PEOPLE'S REPUBLIC:

WHO, having exchanged their full powers, found in good and due form,
HAVE AGREED AS FOLLOWS:

Article 1

The two Parties undertake to facilitate and promote trade and economic cooperation with each other.

TITLE I

Trade and commercial cooperation

Article 2

The Contracting Parties reaffirm their commitment to accord each other most-favoured nation treatment in accordance with the General Agreement on Tariffs and Trade (GATT) and the Protocol for the accession of Poland thereto.

Article 3

1. This Agreement shall apply to trade in all products originating in the Community or in Poland with the exception of the products covered by the Treaty establishing the European Coal and Steel Community.
2. Unless otherwise specified in this Agreement, trade and other commercial cooperation between the Contracting Parties shall be conducted in accordance with their respective regulations.

Article 4

1. This Agreement shall not affect the provisions of the existing Agreements concerning trade in textile products between the Community and Poland, nor of any agreements subsequently concluded in the same field.

Furthermore, should the Community invoke paragraph 24 of the Protocol extending the Arrangement regarding International Trade in Textiles of 31 July 1986, the provisions of the said Arrangement shall apply to the products in question.

Not later than six months before the expiry of the Agreements concerning trade in textile products referred to above, the Contracting Parties shall consult each other with a view to determining the arrangements to be applied to trade in textile products after the expiry of the said Agreements.

2. This Agreement shall not affect specific agreements or arrangements covering agricultural products in force between the Contracting Parties, or any successor agreements or arrangements.

Article 5

1. In the framework of their respective laws and regulations, the Contracting Parties shall adopt appropriate measures to attain the objectives of this Agreement.
2. To that end, they confirm their resolve to consider favourably, each for its own part, suggestions made by the other party with a view to attaining the said objectives.

Article 6

Each Contracting Party shall accord the highest degree of liberalization which they generally apply to third countries to imports of the other's products taking into account the provisions of the GATT and of the Protocol for the accession of Poland thereto; to this end the Community undertakes to phase out over the initial period of application of this Agreement referred to in Article 23 the quantitative restrictions referred to in Article 3(a) of the Protocol for the accession of Poland to the GATT in accordance with the provisions and in respect of the products referred to in Articles 7 to 9 of this Agreement.

Article 7

The Community undertakes to eliminate by the end of the first year following the entry into force of this Agreement at the latest the quantitative restrictions on imports into those regions of the Community and of those products listed in Annex I.

Article 8

1. The Community undertakes to eliminate by 31 December 1992 at the latest the quantitative restrictions on imports into those regions of the Community and of those products listed in Annex II in accordance with the procedure specified therein. The list of quantitative restrictions covered by this Article may be amended by agreement between the Parties following consultations within the joint committee referred to in Article 20.
2. For 1990 and each subsequent calendar year, the Community shall open import quotas for the products listed in Annex II.

Article 9

The Community:

- shall open, for 1990 and each subsequent calendar year, import quotas for products subject to the quantitative restrictions listed in Annex III;
- shall, subject to exceptions, progressively and regularly increase these quotas with a view to the elimination of the quantitative restrictions in question by 31 December 1994 at the latest.

Article 10

The joint committee set up pursuant to Article 20 of this Agreement shall, during its meeting in 1994, draw up the arrangements which shall apply for a prescribed period after 31 December 1994 to imports of the products subject to the exceptions referred to in Article 9.

Article 11

1. Import quotas shall be opened in good time in order not to hinder normal trade flows.
2. Imports into the Community of products covered by this Agreement shall not be charged against the quotas referred to in the preceding Articles if they are declared as being intended for re-export and are re-exported from the Community either in the unaltered state or after inward processing under the administrative control arrangements in force in the Community.

Article 12

1. The two Parties shall accord each other the agricultural trade concessions referred to in Annex IV and Annex V to this Agreement in accordance with the provisions laid down in the said Annexes.
2. Taking into account the importance of their trade in agricultural products and the implications of multilateral negotiations in the GATT framework, the Contracting Parties shall examine in the joint committee referred to in Article 20 of this Agreement the possibility of granting each other, on the basis of Article 2, new concessions, product-by-product, on a reciprocal and harmonious basis.

Article 13

The Parties shall inform each other of any changes in their tariff or statistical nomenclature or of any decision taken in accordance with the procedures in force concerning the classification of products covered by this Agreement.

Article 14

Goods shall be traded between the Contracting Parties at market-related prices.

Article 15

1. The Contracting Parties shall consult each other if any product is being imported in trade between the Community and Poland in such increased quantities or under such conditions as to cause or threaten to cause serious injury to domestic producers of like or directly competitive products.
2. The Contracting Party requesting the consultations shall supply the other Party with all the information required for a detailed examination of the situation.
3. The consultations requested pursuant to paragraph 1 shall be held with due regard for the fundamental aims of the Agreement and shall be completed not later than 30 days from the date of notification of the request by the Party concerned, unless the Parties agree otherwise.

4. If, following such consultations, the Contracting Parties recognize that the situation referred to in paragraph 1 exists, exports shall be limited or other action, which may include measures relating to the price at which the exports are sold, shall be taken to prevent or repair the injury.
5. If, following action under paragraphs 1 to 4, the Contracting Parties do not reach agreement, the Party which requested the consultations shall be free to restrict imports of the products concerned to the extent and for such time as is necessary to prevent or repair the injury. The other Contracting Party shall then be free to deviate from its obligations towards the first Party in respect of substantially equivalent trade.
6. In critical circumstances, where delay would cause damage difficult to repair, interim protective measures may be adopted, without prior consultation, provided consultations are held immediately thereafter.
7. In the selection of measures under this Article, the Contracting Parties shall give priority to those which cause the least disturbance to the functioning of this Agreement.
8. Where necessary, the Contracting Parties may hold consultations to determine when the measures adopted pursuant to paragraphs 4, 5 and 6 shall cease to apply.
9. If, after the procedures provided for in this Article have been exhausted, the Contracting Parties still disagree about measures adopted pursuant to this Article, the Community and Poland may refer the disagreement to the Contracting Parties of the GATT in accordance with Article XIX of the GATT and Article 4 of the Protocol for the accession of Poland to the GATT.

Article 16

1. The Contracting Parties shall make every effort to promote, expand and diversify their trade on a basis of non-discrimination and reciprocity. The joint committee set up by Article 20 of this Agreement shall attach special importance to ways of encouraging the reciprocal and harmonious expansion of trade.
2. To this end the Contracting Parties agree to ensure the publication of comprehensive data on commercial and financial issues including production, consumption and foreign trade statistics, and information in accordance with Article X of the GATT.
3. The Contracting Parties agree to cooperate with a view to simplifying customs procedures and customs documents.
4. In furtherance of the aims of this Article, the Contracting Parties agree to maintain and improve favourable business regulations, facilities and practices for each other's firms or companies on their respective markets, *inter alia* as indicated in Annex VI.

Article 17

Within the limits of their respective powers, the Contracting Parties:

- shall encourage the adoption of arbitration for the settlement of disputes arising out of commercial and cooperation transactions concluded by firms, enterprises and economic organizations of the Community and those of Poland,
- agree that where a dispute is submitted to arbitration, each party to the dispute may freely choose its own arbitrator, irrespective of his nationality, and that the presiding third arbitrator or the sole arbitrator may be a citizen of a third State,
- shall encourage recourse to the arbitration rules elaborated by the United Nations Commission on International Trade Law (Uncitral) and to arbitration by any centre of a State signatory to the Convention on Recognition and Enforcement of Foreign Arbitral Awards done at New York on 10 June 1958.

TITLE II

Economic cooperation

Article 18

1. In the light of their respective economic policies and objectives, the Contracting Parties shall foster economic cooperation on as broad a base as possible in all fields deemed to be in their mutual interest.

The objective of such cooperation shall be, *inter alia*:

- to reinforce and diversify economic links between the Contracting Parties,
- to contribute to the development of their respective economies and standards of living,
- to open up new sources of supply and new markets,
- to encourage cooperation between firms, with a view to promoting joint ventures, licensing agreements and other forms of industrial cooperation to develop their respective industries,
- to encourage scientific and technological progress,
- to support structural changes in the Polish economy in order to increase and diversify trade in goods and services with the Community.

2. In order to achieve these objectives, the Contracting Parties shall make efforts to encourage and promote economic cooperation, in particular in the following sectors:

- industry, including petrochemicals and shipbuilding and ship repair,
- agriculture, including agro-industries and agricultural machinery,
- mining,
- energy,
- transport, tourism and other services,
- telecommunications,
- environmental protection and the management of natural resources,
- health, including medical equipment,
- scientific research in designated sectors in which the Contracting Parties are or may be engaged,
- vocational training and management training, *inter alia* in banking and insurance,
- standards,
- statistics.

3. To give effect to the objectives of economic cooperation and within the limits of their respective powers, the Contracting Parties shall encourage the adoption of measures aimed at creating favourable conditions for economic and industrial cooperation, *inter alia* by:

- facilitating the exchange of commercial and economic information,
- developing a favourable climate for investment, joint ventures and licensing arrangements, notably by agreements between the Member States of the Community and Poland on investment promotion and protection, including the transfer of profits and repatriation of capital, on the basis of the principles of non-discrimination and reciprocity,
- facilitating exchanges and contacts between persons and delegations representing commercial or other relevant organizations, and encouraging business contacts, notably by setting up appropriate infrastructure,
- organizing seminars, fairs or exhibitions, symposia and business weeks,
- promoting activities involving the provision of technical expertise in appropriate areas,

- encouraging, in accordance with the respective laws and policies of the Contracting Parties, joint research and development activities, the exchange of information and contacts between scientists, research and educational establishments and businesses,
- facilitating cooperation between businesses on the markets of third countries.

Article 19

Without prejudice to the relevant provisions of the Treaties establishing the European Communities, this Agreement and any action taken under it shall in no way affect the powers of the Member States of the Community to undertake bilateral activities with Poland in the field of economic cooperation and to conclude, where appropriate, new economic cooperation agreements with Poland.

TITLE III

Joint Committee

Article 20

1. (a) A joint committee shall be set up comprising representatives of the Community, on the one hand, and representatives of Poland, on the other.
 - (b) The joint committee shall formulate recommendations by mutual agreement between the Contracting Parties.
 - (c) The joint committee shall, as necessary, adopt its own rules of procedure and programme of work.
 - (d) The joint committee shall meet once a year in Brussels and Warsaw alternately. Special meetings may be convened by mutual agreement, at the request of either Contracting Party. The office of chairman of the joint committee shall be held alternately by each of the Contracting Parties. Wherever possible, the agenda for meetings of the joint committee shall be agreed beforehand.
 - (e) The joint committee may set up specialized sub-committees to assist it in the performance of its tasks.
2. (a) The joint committee shall ensure the proper functioning of this Agreement and shall devise and recommend measures for achieving its objectives, keeping in view the economic and social policies of the Contracting Parties.

(b) The joint committee shall endeavour to find ways of encouraging the development of trade and commercial and economic cooperation between the Contracting Parties. In particular, it shall:

- examine the various aspects of trade between the Parties, notably its overall pattern, rate of growth, structure and diversification, the trade balance and the various forms of trade and trade promotion,
- make recommendations on any commercial or economic cooperation problem of mutual concern,
- seek appropriate means of avoiding possible difficulties in the fields of trade and cooperation and encourage various forms of commercial and economic cooperation in areas of mutual interest,
- consider measures likely to develop and diversify trade and economic cooperation, notably by improving import opportunities in the Community and in Poland,
- exchange information on macro-economic plans and forecasts for the economies of the two Parties which have an impact on trade and cooperation and, by extension, on the scope for developing complementarity between their respective economies and also on proposed economic development programmes,
- seek methods of arranging and encouraging the exchange of information and contacts in matters relating to cooperation in the economic field between the Contracting Parties on a mutually advantageous basis, and work towards the creation of favourable conditions for such cooperation,
- examine favourably ways of improving conditions for the development of direct contacts between firms established in the Community and those established in Poland,
- formulate and submit to the authorities of both Contracting Parties recommendations for solving any problems that arise, where appropriate by concluding arrangements or agreements.

TITLE IV

General and final provisions

Article 21

1. This Agreement shall not affect or impair the rights and obligations of the Parties under the GATT and the Protocol for the accession of Poland to the GATT.
2. Subject to the provisions concerning economic cooperation in Article 19, the provisions of this Agreement shall replace the provisions of the Agreements concluded between the Member States of the Community and Poland to the extent to which the latter provisions are either incompatible with, or identical to, the former.

Article 22

This Agreement shall apply, on the one hand, to the territories in which the Treaty establishing the European Economic Community is applied and under the conditions laid down in that Treaty and, on the other hand, to the territory of the Polish People's Republic.

Article 23

This Agreement shall enter into force on the first day of the second month following the date on which the Contracting Parties have notified each other that the legal procedures necessary to this end have been completed. The Agreement shall be concluded for an initial period of five years. The Agreement shall be automatically renewed year by year provided that neither Contracting Party gives the other Party written notice of denunciation of the Agreement six months before it expires.

However, the Contracting Parties may amend the Agreement by mutual consent in order to take account of new developments.

The Annexes, the Exchange of Letters concerning the Combined Nomenclature and the Exchange of Letters concerning new experimental import arrangements ('Testausschreibung') attached to this Agreement shall form an integral part thereof.

Article 24

This Agreement shall be drawn up in duplicate in the Danish, Dutch, English, French, German, Greek, Italian, Portuguese, Spanish and Polish languages, each text being equally authentic.

ANNEX I
REFERRED TO IN ARTICLE 7

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90						+		+		
69.06-10		+								
90		+								
69.08-63			+							
69.10-90						+				
70.07-20						+				
31						+				
39						+				
70.10-01	+									
90	-									
70.16-10						+				
90						+(1)				
70.17-15	-									
17	-									
71.16-21			+							
73.02-19						+(1)				
47			+							
49			+							
55						+(1)				
60						+			+	
70			+							
81						+			+	
83			+			+(1)				
91						+(1)				
99						+(1)			+	
73.10-45						+				
73.11-20						+(1)				
43						+				
73.17-10						+				

CODE	BNL	DK	D	F	IRL	I	UK	GR	E	P
NIMEX 1987										
73.18-42						+				
44						+				
46						+				
48						+				
51						+			+	
52						+			+	
54						+				
56						+				
58						+				
62						+				
76						+				
78						+				
84						+				
97						+				
73.19-10						+				
30						+				
50						+				
90						+				
73.20-30			+(2)							
32						+				
34						+				
36						+				
37						+				
38						+				
73.32-67			+							
93			+							
73.40-51								+		
61						+		+		
66						+				
76.01-11			+(2)	+						
21			+	+						
29			+	+						
76.02-12						+				
21						+				
25						+				
76.03-10						+				
22						+				
32						+				
39						+				
55						+				
76.04-11						+				
18						+				
72						+				
78						+				
82						+				
76.06-01						+				
10						+				
40						+				

CODE	BNL	DK	D	F	IRL	I	UK	GR	E	P
NIMEX 1987						+				
76.06-01						+				
10						+				
40						+				
77.01-11						+				
13						+				
78.02-00						+				
78.03-00						+				
78.04-11						+				
19						+				
20						+				
78.05-00						+				
78.06-90						+(1)				
79.03-12	-									
16	-									
19	-					+				
25						+				
79.04-00						+				
81.04-50						+				
53						+(1)				
84.06-20								-		
22								-		
24								-		
39								-		
42								-		
46						+		-		
48						+		-		
52								-		
53								+		
54								-		
63								-		
64								+		
66								-		
78								-		
83								+		
84								-		
84.35-13						+				
14						+				
15						+				
15						+				
21						+				
23						+				
25						+				
27						+				
29						+				
32						+				
35						+				
51						+				

CODE	BNL	DK	D	F	IRL	I	UK	GR	E	P
NIMEX 1987										
84.35-57						+				
84.41-17						+				
84.52-20						+(1)				
30						+(1)				
40						+(1)				
81						+(1)				
89						+(1)				
95						+(1)				
84.55-10						+(1)				
61						+(1)				
93						+(1)				
94						+(1)				
85.03-40								-		
50								-		
90								-		
85.15-14								+		
22								-		
25								+		
31								+		
33								+		
35								+		
44								+		
45							-	+		
46								+		
52				+			+			
53				+			+			
55				+			+			
57				+			+			
58							-			
59							-	+		
85.22-10				+						
40				+						
85.23-12								-		
85.24-30				+						
91				+						
87.01-41									+	
44									+	
52									+	
54									-	
55									-	
87.02-03								+		
05								+		
12								-		
14								-		
21								-		
23								-		
25								-		

CODE	BNL	DK	D	F	IRL	I	UK	GR	E	P
NIMEX 1987						+				
87.02-27								-		
87.05-11								+		
19								+		
91								+		
99								+		
92.05-11			+							
93.07-10						+				
31						+				
33						+				
51						+				
53						+				
55						+				
90						+				
97.03-05									+	
11									+	
15									+	
20									+	
30									+	
40									+	
51									+	
55									+	
59									+	
61									+	
69									+	
75									+	
80									+	
85									+	
90									+	
98.15-20			+							
30			+							

QUANTITATIVE RESTRICTIONS IN THE TEXTILES SECTOR SUBJECT TO
AUTONOMOUS IMPORT ARRANGEMENTS

NIMEXE CODE 1987	BNL	DK	D	F	IRL	I +	UK	GR	E	P
Ex. Cat. 67										
60.05-99							-			
ExCat. 136										
50.09-80								+		
59.17-21								+		
ExCat. 138										
57.11-10							+			
20							+			
90							+			
Cat. 150A										
57.10-21							+			
29							+			
Cat. 150B										
57.10-31							+			
39							+			
Cat. 150C										
57.10-50							+			
ExCat. 157										
60.04-09				+						
16				+						
29				+						
90				+						
ExCat. 161										
61.02-83			+(2)							
61.02-89				+						
61.03-16			+							

(1) = 2 of Annex II

(2) = 1 of Annex II

DESCRIPTION OF THE GOODS COVERED BY PARTIAL QUANTITATIVE RESTRICTIONS (-)
LISTED IN ANNEX I

NIMEXE CODE 1987	MEMBER STATE	EXACT DESCRIPTION OF GOODS
ex 25.31-99	Italy	Nepheline and nepheline syenite
ex 29.04-12 90	Italy Italy	Propyl alcohol Excluding chloral hydrate
ex 29.15-65 71	Italy Italy	Diisooctyl phthalates Dimethyl, diethyl phthalates (ortho)
ex 32.07-79	Italy	Other than pigments based on chrome oxides or chromates
ex 41.02-32 98	Italy	Excluding parchment leather
ex 64.02-21 61	Benelux	For men and boys
ex 70.10-90	Benelux	Of blown or pressed glass
ex 70.17-15 17	Benelux Benelux	Laboratory glassware, of pressed glass Hygienic and pharmaceutical glassware, of blown or pressed glass
ex 79.03-12 16,19	Benelux	Square or rectangular

NIMEXE CODE 1987	MEMBER STATE	EXACT DESCRIPTION OF GOODS
(cont'd)		
ex 84.06-20,22,24	Greece	Two-stroke internal combustion engines of a cylinder capacity of more than 10 cm ³
39,42,46,48		Two-stroke internal combustion engines of a cylinder capacity of more than 10 cm ³ , excluding spark ignition engines
52,54		Of a power of less than 37 kW
63,66,78,84		Diesel and semi-diesel engines used as propulsion engines for vehicles or vessels, including engines for tractors, of a power of 37 kW or less, i.e. the power normally produced by an engine at 1 750 revolutions per minute under normal combustion conditions
ex 85.03-40,50,90	Greece	1.5 volt batteries of the types R6, R14 and R20 and 4.5 volt batteries of the type 3 R12 corresponding to international standard IEC 86-2/77
ex 85.15-22	Greece	Radio-broadcast receivers capable of operating without an external source of power, incorporating sound recorders or reproducers, without built-in loudspeaker
ex 85.15-44,58,59	United Kingdom	Television receivers, monochrome
ex 85.23-12	Greece	Conducting cables for television aeriels
ex 87.02-12 -027	Greece	With more than 6 seats
ex Cat. 67 ex 60.05-99	United Kingdom	Other than fibres covered by the Multifibre Arrangement

NIMEXE CODE 1987	MEMBER STATE	EXACT DESCRIPTION OF GOODS
(cont'd)		
ex 87.12-20-099	Spain	Of non-liberalized articles falling within heading No 87.09 or 87.10
ex 94.04-19,59,91,99	Ireland	Mattresses, other than of rubber, quilts and eiderdowns; cushions, other than of expanded rubber
<u>Textiles</u> : the partial restrictions on all headings covered by textile categories 7 to 123 concern products other than those of fibres covered by the Multifibre Arrangement.		

ANNEX II referred to in Article 8 of the Agreement

The Community undertakes to suspend the application of the quantitative restrictions marked with an asterisk in the following list by the end of the year following the entry into force of the Agreement at the latest

NIMEXE CODE 1987	DNL	DK	D <input type="checkbox"/>	F	IRL	I	UK	GR	E	P
04.06.00						+				
07.04.50			+			+				
11.05.00						+ <input type="checkbox"/>				
17.04.23									+	
17.04.56									+	
17.04.70									+	
73									+	
18.06.80		+								
24.02.20						+				
40						+ <input type="checkbox"/>				
25.23.10						+				
15						+				
20						+				
30						+				
70						+				
90						+				
27.07.29						- <input type="checkbox"/>				
39						+ <input type="checkbox"/>				
28.08.11									+	
28.17.11						+				
15						+				
28.20.11						+				
28.21.10										
28.28.27									+	
47			+			+				
49						+				
28.20.30						+ <input type="checkbox"/>				
28.42.31									+	
35									+	
28.46.90						-				
28.47.31						+				
28.56.50						+ <input type="checkbox"/>				

CODE NIMEXE 1987	BNL	OK	D	F	IRL	I	GB	GR	E	P	
29.02.26						+					
29.02.70						+					
29.03.31						+ [Z]					
39									+		
29.04.18						-					
29.14.12						+ [Z]					
29.15.11									+		
29.16.29									+		
61						+ [Z]					
71						+ [Z]					
29.22.79						+ [Z]					
80						+ [Z]					
91						+ [Z]					
99						+ [Z]					
29.23.79						+					
29.30.00									-		
29.35.72						+ [Z]					
73						+			+		
79						+					
90						+					
98						-					
30.03.21						+					
29						+					
31.02.15			+								
30			+								
31.03.15									+		
19									+		
30									+		
31.04.11									+		
14									+		
16									+		
18									+		
21									+		
29									+		

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
32.07.69						-					
80						+					
36.06.00							+				
37.03.01						+					
95						+					
38.11.40						+			+		
50						+			+		
60						+			+		
70									+		
80						+			+		
38.14.31						+					
33						+					
39						+					
38.19.16						+					
38.19.60						+					
61						+					
62						+					
99						+					
39.01.29									+		
94						+	2				
39.02.15									+		
39.03.23						+					
41									+		
53									+		
40.02.61						+					
63						+					
80						+					
90						+					
40.11.10						+					
41.02.19						+					
21						+					
28						-					
35						+					
37						+					

CODE NIMEXE	BNL	DK	D	F	IRL	I	GB	GR	E	P
1987										
42.02.21			+							
31			+							
41			+							
60			+							
42.03.10									+	
51									+	
59									+	
43.03.40									+	
60									+	
80									+	
44.11.10			+							
91			+							
99			+							
44.15.20			+							
31			+							
44.18.11			+			+				
21									+	
25			+			+				
29						+				
30									+	
44.23.79						+				
44.24.00									+	
44.28.71									+	
99									+	
46.03.10									+	
90									-	
48.01.07						+				
10						+				
40						+				
42						+				
50						+				
67						+				

NIMEXE CODE 1987	BNL	DK	D	F	IRL	I	UK	GR	E	P
(cont'd)										
48.01.80						+				
87						+				
90						+				
92						+				
96						+				
(For textiles, Chapters 50-63: see page 14 et seq.)										
64.02.29			+			+				
32						+				
34			+			+				
35						+				
36						+				
40						+				
41						+				
43	- *		+			+				
45			+			+				
47						+				
49						+				
52						+				
54						+				
56			+			+				
64.02.58						+				
59						+				
60	- *					+	+			
61	- *						+			
69	- *					-	+			
99	- *									
68.16.20			+							
69.02.10			+							
70.05.69	- *									
70.17.11									-	
15									-	
17									-	

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
70.20.52									+	
60									+	
70									+	
73									+	
77									+	
70.20.79									+	
80									+	
85									+	
91									+	
93									+	
97									+	
99									+	
71.16.51			+							
73.02.20						+	2			
43			+							
45			+							
57						+	2			
70									+	
91									+	
30						+				
49						+				
73.11.31						+				
39						+				
49						+				
73.12.25						+				
29						+				
30						+				
40						+				
59						+				
61						+				
63						+				
65						+				
75						+				

CODE NIT-EXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
(suite)											
77						+					
81						+					
85						+					
87						+					
88						+					
89						+					
90						+					
73.13.62						+					
90						+					
95						+					
97						+					
73.17.80						+	Z				
73.18.02						+					
03						+					
05						+					
13						+					
15						+					
21						+					
22						+					
23						+					
24						+					
26						+					
27						+					
28						+					
32						+					
34						+					
36						+					
38						+					
73.18.64						+					
66						+					
67						+					
72						+					

CODE NIMÉGE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
(suite)											
74						+					
82						+					
86						+					
88						+					
99						+					
73.20.11						+					
19						+					
30						+					
35						+					
73.20.43						+					
99						+					
73.21.30						+					
50						+					
60						+					
70						+					
99						+					
73.25.01						+					
11						+					
21						+					
31						+					
35						+					
39						+					
51						+					
55						+					
59						+					
98						+					
73.32.50		+									
61		+									
63		+									
65		+									
67		+									

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
73.32.69		+	+							
71		+								
72		+								
73		+								
74		+								
76		+								
77		+								
78		+								
79		+								
81		+								
83		+								
86		+								
87		+	+							
88		+								
89		+								
91		+	+							
93		+								
95		+	+							
97		+	+							
99		+								
73.40.17						+				
25						+				
84						+				
88						+				
92						+				
94						+				
98						+				
76.02.14						+				
18						+				
76.03.29						+				
51						+				
76.04.88						+				
76.06.50						+				
76.07.00						+				

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
76.12.10		+								
90		+								
78.06.10						+ <input checked="" type="checkbox"/>				
79.01.30						+ <input checked="" type="checkbox"/>				
79.03.12			-			+				
16						+				
84.11.35									+	
36									+	
37									+	
84.35.38						+				
58						+				
84.51.12						+				
13						+				
14						+				
18						+				
19						+				
20						+				
84.55.69						+ <input checked="" type="checkbox"/>				
70						+ <input checked="" type="checkbox"/>				
84.55.97						+ <input checked="" type="checkbox"/>				
98						+ <input checked="" type="checkbox"/>				
85.19.79									+	
80									+	
83									+	
86									+	
85.22.55						+				
59						+				
85.24.10						+ <input checked="" type="checkbox"/>				
85.25.35						+				
87.01.12									+	
71									+	
87.12.20						-				
32						-				
34						-				

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
87.12.38						-				
40						-				
50						-				
55						-				
60						-				
70						-				
80						-				
91						-				
95						-				
97						-				
99						-				
89.01.83			+							
85			+							
86			+							
87									+	
89									+	
90									+	
92									+	
93									+	
94									+	
95			+							
90.23.11			+							
94.01.25		+								
31		+								
39		+								
41		+								
49		+								
60		+								
70		+								
93		+								
99		+								
94.03.15		+								
21									+	
23									+	

CODE NIMEXE 1987	EWL	LXK	D	F	IRL	I	CB	GR	E	P
(suite)										
27									+	
33									+	
35									+	
39									+	
49									+	
51		+								
55		+								
57		+								
61		+								
63		+								
65		+								
66		+								
94.03.67		+								
69		+								
71									+	
82									+	
91									+	
95		+								
99									+	
94.04.11		+								
19		+								
30		+								
51		+								
55		+								
59		+								
61		+								
91		+								
99		+								

CODE NII-EXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
96.01.10		+									
41	+ *	+									
49	+ *	+									
91	+ *	+									
92	+ *	+									
93	+ *	+									
95	+ *	+									
96	+ *	+									
97.03.05			+								
75			+								
98.05.01									+		
09									+		
21									+		
29									+		

DISCRIMINATORY QUANTITATIVE RESTRICTIONS IN THE TEXTILES SECTOR SUBJECT TO
AUTONOMOUS IMPORT ARRANGEMENTS

(Categories 124 to 162)

NIMEXE CODE 1987	BNL	DK	D	F	IRL	I	UK	GR	E	P
<u>Cat. ex 124</u>										
56.01.11						+				
13						+				
15						+				
16						+				
17						+				
18						+				
56.02.11						+				
13						+				
15						+				
19						+				
<u>Cat. 125 A</u>										
51.01.15	+ *					+				
17	+ *					+				
19	+ *					+				
32	+ *					+				
34	+ *					+				
38	+ *					+				
<u>Cat. 126</u>										
56.01.21	+ *					+				
23	+ *					+				
28	+ *					+				
56.03.21	+ *									
29	+ *					+				

CODE N°EXC	BNL	DK	D	F	IRL	I	GB	GR	E	P	
1987											
<u>cat. 127 A</u>											
51.01.63	+ *					+					
65	+ *										
74	+ *										
75	+ *										
<u>cat. ex 133</u>											
57.07.01						+					
03						+					
<u>cat. 136</u>											
50.09.01					+						
20					+						
31					+						
39					+						
41					+						
42					+						
44					+						
45					+						
47					+						
48					+						
62					+						
64					+						
66					+						
68					+						
80								+			
<u>cat. 137</u>											
58.04.05					+						
58.05.20							+				
<u>cat. 140</u>											
60.01.98					+						

NIMEXE CODE											
	1987	BNL	DK	D	F	IRL	I	UK	GR	E	P
<u>Cat. 144</u> 59.02.45										+	
<u>Cat. 149 A</u> 57.10.62						+	+				
<u>Cat. 149 B</u> 57.10.68						+	+				
<u>Cat. 149 C</u> 57.10.70						+	+				
<u>Cat. 150 A</u> 57.10.21							+				
<u>Cat. 150 B</u> 57.10.31 39							+				
<u>Cat. 150 C</u> 57.10.50							+				
<u>Cat. 152</u> 59.02.31										+	
<u>Cat. 160</u> 61.05.91						+					
<u>Cat. 161</u> 61.03.16							+				

- For all headings the Federal Republic of Germany applies the "Testausschreibung" system.
 For the headings indicated, Italy applies the open licensing system.

DESCRIPTION OF THE GOODS COVERED BY PARTIAL QUANTITATIVE RESTRICTIONS (-)
LISTED IN ANNEX II

NIMEXE CODE 1987	MEMBER STATE	EXACT DESCRIPTION OF GOODS
ex 27.07-29	Italy	Other than solvent naphtha
ex 28.46-90	Italy	Sodium perborate
ex 29.04-18	Italy	Excluding isobutyl alcohol
ex 29.30-00	Spain	Diisocyanate toluene
ex 29.35-98	Italy	Excluding carbazol and its salts
ex 32.07-69	Italy	Pigments based on zinc chromates
ex 41.02-28	Italy	Excluding parchment leather
ex 46.03-90	Spain	Basketwork, wickerwork and other articles of plaiting materials
ex 64.02-60,61,69,99 69	Benelux Italy	For men and boys Other than footwear known as "espadrilles", as defined in Regulation (EEC) No 1219/84 (OJ No L 117, 3.5.1984)
ex 70.05-69	Benelux	Glass for polishing (other than glass listed in Annex III)
ex 70.17-11	Spain	Laboratory glassware
ex 79.03-12	Germany	Wrought plates and sheets of zinc, not polished, coated or otherwise surface-treated, of a thickness of less than 5 mm
ex 87.12-20-099	Italy	Of non-liberalized articles falling within heading No 87.09 or 87.10

NIMEXE CODE	UNL	OK	D	F	IRL	I	UK	GR	E	P
1987										
07.01.13							+			
15							+			
31							-			
33							+			
36							-			
45							-			
47							+			
77							+			
07.02.50							+			
07.04.50							+			
11.05.00							-			
17.04.16									+	
28									+	
39									-	
45									+	
49									+	
50									+	
60									+	
62									+	
90									+	
92									+	
20.02.99							-			
22.09.10										
24.02.10									+	
20									+	
30									+	
40									+	
91									+	
99									+	
25.23.10	+									
15	-									
20	-									
30	-									
70	+									

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
(suite)											
90	+										
27.07.25									+		
29									+		
59						+					
27.10.71				+							
73				+							
75				+							
79				+							
28.30.12						+					
79						-					
29.01.11						-					
99						-					
29.02.10						+					
21						-					
23						+					
25						+					
29						+					
31						+					
33						+					
35						+					
36						+					
38						+					
40						-					
91						+					
93						+					
95						+					
98						+					
29.03.31									+		
59									+		
29.04.18									-		
29.06.37						+					
29.11.12						+					
13						+					

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
29.13.11						+					
29.15.17						+					
29.15.40						+					
29.16.21						+					
29.22.39						+ <input checked="" type="checkbox"/>					
29.23.90						-					
29.30.00						-					
29.35.74						+					
29.44.20						+					
31.02.15						+		+	+		
20						+					
30						+					
40						+					
50						+					
31.02.60						+					
70						+					
80						+					
90						+					
31.05.04						+		+			
06						+		+			
12						+		+			
14						+		+			
16						+		+			
19						+		+			
21						+					
23						+					
25						+					
41						+		+			
46						+		+			
48						+		+			
32.07.10						+					
30						+					
36.02.00		+ <input checked="" type="checkbox"/>									
38.14.37						+					

CODE NIHEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
38.19.28						+				
33						+				
46						+				
68						+				
76						+				
39.02.02									+	
03									+	
04									+	
05									+	
06									+	
07									+	
09									+	
11									+	
12									+	
13									+	
14									+	
16									+	
18									+	
21									+	
22									+	
25									+	
26									+	
27									+	
28									+	
29									+	
32									+	
39.02.33									+	
34									+	
36									+	
37									+	
38									+	
39									+	
41									+	
43									+	

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
(suite)										
45									+	
46									+	
47									+	
51									+	
52									+	
53									+	
54									+	
57									+	
59									+	
61									+	
66									+	
69									+	
71									+	
72									+	
73									+	
74									+	
75									+	
76									+	
77									+	
79									+	
85									+	
39.02.87									+	
88									+	
89									+	
91									+	
92									+	
94									+	
39.03.05									+	
07									+	
08									+	
12									+	
14									+	
15									+	

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
17									+	
21									+	
23									+	
25									+	
27									+	
29									+	
31									+	
33									+	
34									+	
36									+	
37									+	
43						+				
46									+	
47						+				
39.03.60									+	
40.02.30						+				
67						+				
40.11.10								-		
42.02.51			+							
91			-							
42.03.21							+			
25							+			
27			+				+			
28			+				+			
43.13.10						+				
44.15.20									+	
31									+	
39									+	
80									+	
44.18.11									+	
25									+	
29									+	
90									+	

NIMEXE CODE 1987	BNL	DK	D	F	IRL	I	UK	GR	E	P
44.23.71									+	
79									+	
48.01.06						+				
20						+				
30						+				
34						+				
60						+				
67								-		
48.01.78								+		
79						+				
80								-		
81								-		
83								+		
85								+		
87								+		
89								-		
90								+		
92								-		
94								+		
98								-		
99								-		
(1)										
48.05.21						+				
29						+				
64.01.11						+	+			
20						+	+			
31							+			
39							+			
64.01.80						+				
95						+				
99						+				

(1) For textiles, see pages 51 et seq.

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
64.02.21		+							+		
29	-	+							+		
32	-	+							+		
34	-	+							+		
35	+	+	+						+		
38		+							+		
40	-	+							+		
41	-	+							+		
43		+							+		
45	-	+							+		
47	+	+	+						+		
49		+	+						+		
50	-	+				+			+		
52	+	+	+						+		
54		+	+						+		
56	-	+							+		
58	+	+	+						+		
59		+	+						+		
99		+				+					
65.01.10							+				
90							+				
65.03.11							+				
19							+				
30							+				
90							+				
65.05.19							+				
30							+				
90							+				
65.06.10							+				
30							+				
90							+				
68.01.00			+								
69.04.11						+					

CODE NIMEX 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
69.06.90						+					
69.08.75			+								
85			+								
69.10.10						+					
69.11.10							+				
90							+				
69.12.10							+				
20							+				
31							+				
39							+				
90	+						+				
69.13.10							+				
20							+				
91							+				
93							+				
95							+				
70.04.11						+					

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
70.04.21						+				
29						+				
30						+				
91						+				
99						+				
70.05.10	+					+				
41						+				
50						+				
61	-					+				
63	-					+				
65	-					+				
69	-					+				
70.06.10						+				
20						+				
31						+				
35						+				
41						+				
45						+				
51						+				
59						+				
61						+				
65						+				
71						+				
75						+				
81						+				
89						+				
70.07.10						+				

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
70.07.90						-				
70.10.12	+	-								
21	+	+								
23	+	+								
25	+	+								
28	+ Z	-								
31	+	+								
33	+	+								
35	+	+								
38	+ Z	-								
41	-	-								
49	- Z	-								
51	+	-								
59	+	+								
61	+	-								
69	+	-								
70.13.10	+								+	
20									-	
32	-		+						+	
34	-		+						+	
36	-		+						+	
42	-								-	
44	-								-	
48	-								-	
70.13.50	-								-	
62	-		+						+	
64	-		+						+	
68	-		+						+	
92	-								-	
94	-								-	
98	-								-	

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
73.02.20									+		
30			-								
57									+		
73.11.20									+		
31									+		
39									+		
43									+		
49									+		
73.12.25									+		
29									+		
73.12.30									+		
40									+		
59									+		
61									+		
63									+		
65									+		
75									+		
77									+		
81									+		
85									+		
87									+		
88									+		
89									+		
90									+		
73.13.62									+		
90									+		
95									+		
97									+		
73.14.01			+						+		
11									+		
13									+		
15									+		
19									+		
21			+						+		

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
(suite)										
41									+	
43									+	
45									+	
49									+	
73.14.81									+	
91									+	
99									+	
73.18.02	-								+	
03									+	
05									+	
13	+ <input checked="" type="checkbox"/>								+	
15									+	
21									+	
22									+	
23	+ <input checked="" type="checkbox"/>								+	
24	+								+	
26	+								+	
27	+ <input checked="" type="checkbox"/>								+	
28	+ <input checked="" type="checkbox"/>								+	
32	+								+	
34	+								+	
36	+								+	
38	+ <input checked="" type="checkbox"/>								+	
41	+								+	
42	+								+	
44									+	
46									+	
48	+ <input checked="" type="checkbox"/>								+	

CODE NINEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
73.18.54	+								+	
56	+ <input checked="" type="checkbox"/>								+	
58	+ <input checked="" type="checkbox"/>								+	
62	+								+	
64	+								+	
66									+	
67									+	
68						+			+	
72	+ <input checked="" type="checkbox"/>								+	
74	+ <input checked="" type="checkbox"/>								+	
76									+	
78									+	
82	+								+	
84	+								+	
86	-								+	
88	-								+	
97	-								+	
99									+	
73.19.10										
30										
50										
90										
73.20.33						+				

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
73.21.10						+					
20						+					
73.23.29			-								
73.25.01									+		
11									+		
21									+		
31									+		
35									+		
39									+		
51									+		
55									+		
59									+		
98									+		
76.02.16						+					
79.01.11	+										
15	+										
79.02.00						+					
82.01.10			+								
84.35.55						+					
84.41.17									+		
84.51.12									+		
13									+		
14									+		
18									+		
19									+		
20									+		
85.15.45							-				
46							+				
47							+				
48							+				
51							+				
85.15.58							-				
59							-				

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P
87.01.13						+				
87.01.71						+ II				
79									+	
95									+	
97									+	
87.03.10										+
30										+
87.10.00		+				-				
87.12.20									-	
32									-	
34									-	
38									-	
40									-	
50									-	
55									-	
60									-	
70									-	
80									-	
91									-	
95									-	
97									-	
99									-	
93.07.45	+ Z									
49	+ Z									
52						+				

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
94.04.11					+						
19					-						
30					+						
55					+						
59					-						
94.04.61					+						
91					-						
99					-						
96.01.30		+									
98		+									
97.04.10	+ <input checked="" type="checkbox"/>										
97.05.51			+								

DISCRIMINATORY QUANTITATIVE RESTRICTIONS IN THE TEXTILES SECTOR
 SUBJECT TO AUTONOMOUS IMPORT ARRANGEMENTS
 (Categories 124 to 162)

NIMEXE CODE 1987	DNL	DK	D	F	IRL	I	UK	GR	E	P
<u>Cat. ex 124</u>										
56.01.11	+	[]								
15	+	[]								
15	+	[]								
16	+	[]								
17	+	[]								
18	+	[]								
56.02.11	+	[]								
13	+	[]								
15	+	[]								
19	+	[]								
<u>Cat. 125 A</u>										
51.01.15					+					
17					+					
19					+					
32					+					
34					+					
38					+					
<u>Cat. 126</u>										
56.03.21						+				
29										

./.

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
<u>cat. 127 A</u>											
51.01.65						+					
74						+					
75						+					
<u>cat. 130 A</u>											
50.04.10									+		
90									+		
50.07.10									+		
<u>cat. ex 130B</u>											
50.05.10									+		
90									+		
99									+		
50.07.90									+		
./.											

./.

CODE NIMEXE 1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
<u>cat. 137</u> 58.04.05							+				
<u>cat. ex 138</u> 57.11.10						+					
<u>cat. 141</u> 62.01.99					+						
<u>cat. 145 A</u> 59.04.23		+					+				

CODE NI-EXE 1987	BNL	OK	D	F	IRL	I	GB	GR	E	P
<u>cat. 145 B</u> 59.04.50		+					+			
<u>cat. 146 A</u> 59.04.31		+								
<u>cat. 146 C</u> 59.04.70							+			
<u>cat. 148 A</u> 57.06.11 15 30						+				
<u>cat. 150 A</u> 57.10.29							+			

./.

CODE NINEXE											
1987	BNL	DK	D	F	IRL	I	GB	GR	E	P	
<u>cat. 152</u>											
59.02.31											
<u>cat. ex 154</u>											
50.02.00									+		
<u>cat. 156</u>											
60.05.21					+						
38					+						
<u>cat. 157</u>											
60.04.09					+						
16					+						
29					+						
90					+						
<u>cat. 158</u>											
60.05.27					+						
28					+						
35					+						
36					+						
44					+						
45					+						
50					+						

CODE NI-EXE 1987	UNL	DK	D	F	IRL	I	GB	GR	E	P	
<u>cat. 158</u>											
(suite)											
60.05.74					+						
79					+						
81					+						
83					+						
85					+						
90					+						
<u>cat. 159</u>											
61.02.47					+						
76					+						
61.06.10					+						
61.07.10					+						
<u>cat. 161</u>											
61.01.30					+						
48					+						
58					+						
68					+						
78					+						
88					+						
99					+						
61.02.34					+		+				
41					+		+				
./.											

./.

NIMEXE CODE	BEL	LUX	D	F	IRL	I	UK	GR	E	P
Cat. 161										
(cont'd)										
61.02.45					+		+			
55					+		+			
64					+		+			
74					+		+			
83					+	+	+			
89					+		+			
99					+		+			
61.03.16					+		+			

- 1 For the headings indicated, Italy applies the open licensing system.
- 2 The Benelux authorities have already undertaken to liberalize imports under the headings indicated by 31 December 1994 at the latest.

1. From 1 January 1990 customs duties or levies on imports into the European Community of the agricultural products originating in Poland, which are listed below shall be reduced to the level indicated for each of them:

Nimex Heading No.	Description	Duty or levy applicable
01.01.15	Horses for slaughter	2.5%
02.02.08	Ducks, plucked and drawn, known as "63% ducks"	10% levy reduction for a quota of 1600 tonnes
02.02.14	Geese, plucked and drawn, known as "76% geese"	20% levy reduction
02.02.51	Boned or boneless cuts of geese, excluding offals	" "
02.02.71	Unboned breasts and cuts of breasts of geese	" "
02.02.81	Unboned legs and cuts of legs of geese	" "
07.01.85	Chanterelles	2.5%
08.10.11	Strawberries, preserved by freezing, not containing added sugar	15%
18.01.98	Sausages, dry or for spreading, cooked, other than liver sausage	10% levy reduction
16.02.39	Other preparations of meat and offal of domestic swine, with any fats, containing 80% or more of meat other than ham, loins, collars, shoulders or bovine meat	10% levy reduction

2. From 1 January 1990 customs duties on imports into Poland of the agricultural products originating in the European Community which are listed below shall be reduced to the level indicated for each of them:

Nimexo Heading No.	Description	Duty or levy applicable
04.04.83	Danbo, Edam, Fontal, Fontina, Fynbo, Gouda, Havarti, Maribo, Samsøe, not grated or powdered	10%
08.02.16	Fresh sanguines and semi-sanguines	0%
08.02.17	Fresh Navels, Navelines, Navelates, Salustianas, Vernas, Valencia lates, Maltese, Shamoutis, Ovals, Trovita and Hamlins, except sanguines and semi-sanguines	0%
09.01.16	Coffee, roasted, not freed of caffeine	5%
15.07.73	Crude soya bean oil, either solid in immediate packings of a net capacity of more than 1kg or fluid, for foodstuffs	3%
15.11.10	Crude glycerol and glycerol lyes	6%
15.11.90	Pure glycerol, including synthetic glycerol	6%
19.02.	Preparations of a kind used as infant food	5%
20.07.44	Orange juice of a density of $1,33 \text{ g/cm}^3$ or less at 20°C	8%
22.06.11	Vermouths, and other wines of fresh grapes flavoured with aromatic extracts	10%
22.08.30	Ethyl alcohol or neutral spirits, undenatured, of an alcoholic strength of 80% vol or higher	60%
22.09.66	Whisky, other than bourbon whiskey, in containers holding two litres or less	60%

Annex VI relating to Article 16 of the Agreement

The favourable business regulations, facilities and practices for Community firms in Poland referred to in Article 16 shall include measures aimed at:

1. ensuring non-discriminatory treatment as regards:
 - the application of the import licensing system and the allocation of the currency needed to pay for such imports;
 - facilitating the activities of Community firms in Poland, with particular reference to the establishment of representatives, installation, communications, and the taking on and management of locally recruited staff;
 - facilitating Community exporters' trade promotion activities;
 - the award of contracts for the supply of goods or services following an international invitation to tender.
2. ensuring trade practices which are compatible with the efficient conduct of international business relations and, in this respect, not encouraging countertrade transactions or, where such transactions cannot be avoided, providing all relevant information on the conditions and rules applying to such transactions;
3. ensuring that international undertakings relating to intellectual property are complied with.

AGREEMENT

in the form of an Exchange of Letters between the
European Economic Community and the Polish People's Republic
concerning 'Testausschreibung'

A. Letter from the Community

Brussels,

Sir,

Since the beginning of 1980 a new import scheme aimed at subsequent further liberalization ('Testausschreibung') has been introduced by the Federal Republic of Germany covering almost half of the industrial products still subject to quantitative restrictions (apart from textile and steel products). This scheme provides on an experimental and temporary basis for the issue of import licences above and beyond the limits set by the quotas.

The 'Testausschreibung' is intended to permit an assessment, in the course of future years, of the sectors in which quantitative restrictions on imports of industrial products might be removed. During the examination of the results of the 'Testausschreibung', the particular importance which Poland attaches to the expansion of economic relations and Poland's contractual relations with the Community will be taken into consideration.

If, in particular instances, as a result of Polish exports to the Federal Republic of Germany, market trends make it necessary to discontinue this practice, Poland will be informed to this effect immediately and prior consultation may take place if Poland so requests.

I should be obliged if you would confirm that your Government is in agreement with the above.

Please accept, Sir, the assurance of my highest consideration.

On behalf of the Council
of the European Communities

B. Letter from Poland

Brussels,

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

"Since the beginning of 1980 a new import scheme aimed at subsequent further liberalization ('Testausschreibung') has been introduced by the Federal Republic of Germany covering almost half of the industrial products still subject to quantitative restrictions (apart from textile and steel products). This scheme provides on an experimental and temporary basis for the issue of import licences above and beyond the limits set by the quotas.

The 'Testausschreibung' is intended to permit an assessment, in the course of future years, of the sectors in which quantitative restrictions on imports of industrial products might be removed. During the examination of the results of the 'Testausschreibung', the particular importance which Poland attaches to the expansion of economic relations and Poland's contractual relations with the Community will be taken into consideration.

If, in particular instances, as a result of Polish exports to the Federal Republic of Germany, market trends make it necessary to discontinue this practice, Poland will be informed to this effect immediately and prior consultation may take place if Poland so requests.

I should be obliged if you would confirm that your Government is in agreement with the above."

I have the honour to confirm that my Government is in agreement with the contents of your letter.

Please accept, Sir, the assurance of my highest consideration.

For the Government of
the Polish People's Republic

EXCHANGE OF LETTERS

concerning the Combined Nomenclature

A. Letter from the Community

Sir,

1. In the negotiations which led to the signing of the Agreement between the European Economic Community and the Polish People's Republic on trade and commercial and economic cooperation it was agreed that the identification and classification of the products covered by Annexes I to V of the Agreement should be based on the Combined Nomenclature derived from the Harmonized Commodity Description and Coding System.
2. The identification and classification contained in the initialled Annexes, being based on the nomenclature of the Common Customs Tariff and the nomenclature of goods for the external trade statistics of the Community and the statistics of trade between its Member States (NIMEXE) as they existed on 31 December 1987, shall be modified by the Community in order to comply with the provisions of paragraph 1.
3. The modifications effected pursuant to paragraph 2 shall not lead to a significant change in the extent of the liberalization to be accorded pursuant to Articles 7 to 9.

I should be obliged if you would confirm your agreement with the terms of this letter.

Please accept, Sir, the assurance of my highest consideration.

B. Letter from Poland

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

- "1. In the negotiations which led to the signing of the Agreement between the European Economic Community and the Polish People's Republic on trade and commercial and economic cooperation it was agreed that the identification and classification of the products covered by Annexes I to V of the Agreement should be based on the Combined Nomenclature derived from the Harmonized Commodity Description and Coding System.
2. The identification and classification contained in the initialled Annexes, being based on the nomenclature of the Common Customs Tariff and the nomenclature of goods for the external trade statistics of the Community and the statistics of trade between its Member States (NIMEXE) as they existed on 31 December 1987, shall be modified by the Community in order to comply with the provisions of paragraph 1.
3. The modifications effected pursuant to paragraph 2 shall not lead to a significant change in the extent of the liberalization to be accorded pursuant to Articles 7 to 9."

I have the honour to confirm that my Government is in agreement with the contents of your letter.

Please accept, Sir, the assurance of my highest consideration.

JOINT DECLARATION ON ARTICLE 9

The Community and Poland agree that the obligation contained in Article 9 for the Community to open quotas for imports from Poland of the products referred to in the said Article in no way prejudices the volume of the said import quotas.

JOINT DECLARATION
ON THE COMMUNITY ARRANGEMENTS APPLICABLE
TO IMPORTS OF YOUNG MALE BOVINE ANIMALS INTENDED FOR FATTENING
ORIGINATING IN AND COMING FROM POLAND

The Community and Poland agree that the suspension at 30% of the total levy shall apply to a maximum number of head of young male bovine animals intended for fattening to be fixed annually by the Council of the European Communities in accordance with Council Regulation (EEC) N 805/68 of 27 June 1968.

The Community and Poland agree in drawing up the estimate to follow the cooperation procedure set out below :

1. Commission staff will collect information supplied by the Community Member States on their respective needs as regards animals for fattening.

On the basis of this information and their own forecasts, they will make an overall estimate of Community needs.

2. This estimate will be communicated to the competent Polish authorities.

3. This will be followed as soon as possible by meetings between the competent Polish authorities and Commission staff. The objectives of these meetings will be as follows :

- to exchange views on the whole situation of the beef market in the Community and the forecasts for production and consumption;
- to enable both sides to analyse the data used to estimate Community needs in respect of live animals for fattening;
- to exchange information on Poland's export opportunities.

4. Following these meetings, the Commission will produce a draft estimate for transmission to the Council taking into account all the elements arising during the discussions which can be quantified on as realistic a basis as possible.

The draft estimate given to the Council will be accompanied by a document reflecting the substance of the views expressed by the participants about Community needs and their export opportunities.

5. The estimate should be drawn up in such a way as to ensure regular supplies for the Community market and permit an increase in imports in proportion to any increase in Community needs, taking into account the foreseeable expansion of the market.

In the light of these considerations, it is expected that the annual level of imports of animals for fattening under the estimate will show a tendency to rise over a period of several years as Community needs increase.

24 July 1989

DECLARATION BY POLAND

relating to the Protocol for the accession of Poland to the General Agreement on Tariffs and Trade (GATT)

The Government of the Polish People's Republic wishes to renegotiate the Protocol for its accession to the GATT.

Poland's foreign trade system has been fundamentally changed as a result of the economic reform. The State's monopoly of foreign trade has been abolished, the allocation of currency is being decentralized and customs duties are now the main instrument for fixing the prices of imported goods.

In view of the far-reaching changes to the country's economic environment, the conditions of the Protocol for Poland's accession to the GATT no longer correspond to economic realities and it is essential that they should be changed.

Poland intends to replace its undertaking concerning the volume of imports with tariff concessions; this would place Poland in an analogous position to that of all the other members of the GATT and, moreover, would enable Poland to make its full contribution to the process of liberalizing world trade and to the Uruguay Round of multilateral trade negotiations.

The Government of Poland, recognizing the European Economic Community's major role within the GATT, hopes that the Community will be able to support Poland's request for this matter to be brought before the Contracting Parties to the GATT.

FINAL ACT

The plenipotentiaries of:

the Council of the European Communities,

of the one part, and

of the [] of the Polish People's Republic,

of the other part,

meeting at [] on [] one thousand nine hundred and eighty nine for the purpose of signing the Agreement between the European Economic Community and the Polish People's Republic on trade and commercial and economic cooperation,

have, on signing this Agreement,

- adopted the following joint declarations of the Contracting Parties:

1. Joint Declaration on Article 9
2. Joint Declaration on the Community arrangements applicable to imports of young male bovine animals intended for fattening originating in and coming from Poland

- taken note of the following declaration:

Declaration by Poland relating to the Protocol for the accession of Poland to the General Agreement on Tariffs and Trade (GATT).

The declarations listed above are annexed to this Final Act.

The plenipotentiaries have agreed that the declarations shall be subjected, in the same manner as the Agreement on trade and commercial and economic cooperation, to any procedures that may be necessary to ensure their validity.

Done at [] on the [] in the year one thousand nine hundred and eighty nine.

Por el Consejo de las Comunidades Europeas

For Rådet for De europæiske Fælleskaber

Für den Rat der Europäischen Gemeinschaften

[EL]

For the Council of the European Communities

Pour le Conseil des Communautés européennes

Per il Consiglio delle Comunità europee

Voor de Raad van de Europese Gemeenschappen

Pelo Conselho das Comunidades Europeias

[PL]

1. Impact of the proposal on SME and job creation

Any economic impact this Agreement may have will be indirect and result from the recommendations of the Joint Committee set up by it. It is therefore impossible to assess the Agreement's economic impact with any precision.

2. Financial impact

This Agreement has no direct budgetary implications.

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DOCUMENTS

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