



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 26.01.1996
COM(96) 24 final

96/0024 (ACC)

Proposal for a

COUNCIL DECISION

**ON THE IMPLEMENTATION OF ARTICLE 8 OF
THE AGREEMENT IN THE FORM OF AN EXCHANGE OF LETTERS
BETWEEN
THE EUROPEAN ECONOMIC COMMUNITY AND THE PRINCIPALITY OF ANDORRA**

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. Article 8(1)(a) of the Agreement in the form of an exchange of letters between the European Economic Community and the Principality of Andorra, signed in Luxembourg on 28 June 1990, stipulates that for a period of five years, and beyond that period if no agreement can be reached in accordance with point 1(b) thereof, Andorra authorizes the Community, acting on behalf of and for Andorra, to enter goods sent from third countries to Andorra for free circulation. Paragraph (1)(b) of that same Article stipulates that at the end of that period, pursuant to Article 20 thereof, Andorra may exercise right of entry for free circulation for its goods, with the agreement of the contracting parties.
2. In a memorandum delivered on 22 June 1995, the Principality of Andorra has requested to exercise such right.
3. The Commission departments consider that the Andorran customs authorities are able to exercise their right satisfactorily and effectively, subject to settling a period of time for suitable implementing arrangements to be made.
4. For its part, in a statement of 30 October 1995, the Council agreed in principle to the Principality of Andorra's request and to this end requested the Commission to present a proposal for a decision as soon as possible.
5. Accordingly, the Commission is putting the attached proposal to the Council for consideration.

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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 Article 8(1)(a) of the Agreement in the form of an exchange of letters between the European Economic Community and the Principality of Andorra, signed in Luxembourg on 28 June 1990, stipulates that for a period of five years and beyond that period if no agreement can be reached in accordance with 1(b), the Principality of Andorra authorizes the Community, acting on behalf of and for the Principality of Andorra, to enter goods sent from third countries to the Principality of Andorra for free circulation;

Whereas Article 8(1)(b) stipulates that at the end of that period, and pursuant to Article 20 thereof, the Principality of Andorra may exercise right of entry for free circulation, with the agreement of the contracting parties;

Whereas the Principality of Andorra has requested to exercise such right of entry for free circulation;

Whereas in a statement of 30 October 1995 the Council of the European Union agreed in principle to the Principality of Andorra's request to exercise that right;

Whereas it is for the Council to establish the Community's official position as a contracting party;

Whereas a period of time should be allowed for the preparations for exercising the said right,

HAS DECIDED AS FOLLOWS:

SOLE ARTICLE

1. From 1 July 1996, the European Community, acting on behalf of and for the Principality of Andorra, shall cease to ensure entry for free circulation of goods sent from third countries to the Principality of Andorra.
2. This decision shall be notified to the Principality of Andorra through diplomatic channels.

Done at Brussels,

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DOCUMENTS

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