

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(83) 204 final.

Brussels, 13 April 1983

Proposal for a
COUNCIL DECISION
authorizing extension or tacit renewal of certain trade
agreements concluded between the Member States and
third countries

(Submitted to the Council by the Commission)

COM(83) 204 final.

EXPLANATORY MEMORANDUM

1. In implementation of Article 3 of the Council Decision of 16 December 1969 (1) on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on negotiation of Community agreements, the Commission proposes to the Council that the Member States should be authorized to extend, expressly or tacitly, the trade agreements annexed to the attached proposal for a Council decision. The agreements in question constitute the first batch for 1983 and expire or are due to be terminated between 1 February and 30 April 1983.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 31 January 1983 that the conditions under which the agreements could be extended for a further year had been fulfilled.

2. The Commission considers it appropriate to point out, moreover, that the proposals for authorizing the Member States to renew or extend, expressly or tacitly, certain agreements in this batch for a further one-year period are by no means indicative of any position it might adopt next time these agreements come up for renewal.

(1) O.J. N° L 326 of 29.12.1969, p. 39.

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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 Council Decision 69/494/EEC of 16. December 1969 on the pro-
gressive standardization of agreements concerning commercial relations between
Member States and third countries and on the negotiation of Community agree-
ments (1), and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas extension or tacit renewal beyond the end of the transitional period
was last authorized in the case of the Agreements and Protocols appearing in
the Annex by Decision 82/180/EEC (2);

Whereas the Member States concerned have, with a view to avoiding disruption
of their commercial relations with the third countries concerned based on
agreement, requested authorization to extend or renew that abovementioned
Agreements;

Whereas, however, most of the areas covered by these national agreements, are
henceforth the subject of Community agreements; whereas, having regard to this
situation, authorization should be granted for the maintenance of national
agreements only for those areas not covered by Community agreements; whereas,
in addition, such authorization should not, therefore, adversely affect the
obligation incumbent upon the Member States to avoid and, where appropriate,
to eliminate any incompatibility between the said agreements and Community law;

Whereas, moreover, the agreements to be either prolonged or renewed should not,
during the period of extension envisaged, constitute an obstacle to the
implementation of the common commercial policy;

Whereas the Member States concerned have declared that the extension of tacit
renewal of these agreements would neither constitute an obstacle to the opening
of Community negotiations with the third countries concerned and the transfer
of the commercial substance thereof to Community agreements nor, during the
period under consideration, hinder the adoption of the measures necessary to
complete the standardization of the import arrangements applied by the Member
States;

Whereas the conclusion of the consultations provided for in Article 2 of De-
cision 69/494/EEC it was established, as the aforesaid declarations by the
Member States concerned confirm, that the provisions of the agreements to be
extended or renewed would not, during the period under consideration, constitute
an obstacle to the implementation of the common commercial policy;

(1) OJ NO L 326, 29.12.1969, p. 39.

(2) OJ NO L 83, 29.03.1982, p. 13.

Whereas, in these circumstances, the agreements may be either extended or tacitly renewed for a limited period.

HAS ADOPTED THIS DECISION :

Article 1

The Trade Agreements and Protocols concluded between Member States and third countries and appearing in the Annex may be extended or tacitly renewed up to the dates indicated for each of them for those areas not covered by agreements between the Community and the third countries concerned and in so far as their provisions are not contrary to existing common policies.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Council

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BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse eller stiltsende videreførelse
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung oder stillschweigender Verlängerung
Κράτος Μέλος	Τρίτη Χώρα	Θύση και ημερομηνία της συμφωνίας	Ήμερομηνία λήξης κατόπιν της παράτασης ή της σιωπηρής άδυνευσίας
Member State	Third country	Type and date of Agreement	Prolonged or tacitly renewed until
État membre	Pays tiers	Nature et date de l'accord	Échéance après prorogation ou tacite reconduction
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo la proroga o il tacito rinnovo
Lid Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na al dan niet stilzwijgende verlenging
BENELUX	Honduras	Handelsakkoord / ACCORD COMMERCIAL 30. 1. 1959	27. 5. 1984
	Joegoslavië / Yougoslavie	Handelsakkoord / ACCORD COMMERCIAL 18. 6. 1958	30. 6. 1984
	Marokko / MAROC	Handelsakkoord / ACCORD COMMERCIAL 5. 8. 1958	30. 6. 1984
DANMARK	Indonesien	Handelsaftale 9. 9. 1952	30. 6. 1984
	Madagaskar	Handelsaftale 10. 12. 1965	25. 6. 1984
	Marokko	Handelsaftale 26. 7. 1961	30. 6. 1984
	Senegal	Handelsaftale 11. 4. 1962	10. 7. 1984
	Spanien	Handelsaftale 1. 7. 1960	30. 6. 1984
	Tunesien	Handelsaftale 8. 6. 1960	31. 5. 1984
DEUTSCHLAND	Afghanistan	Handelsabkommen 31. 1. 1958	31. 5. 1984
	Island	Handelsabkommen 20. 5. 1954	30. 6. 1984
	Jugoslawien	Handelsabkommen 11. 6. 1952	30. 6. 1984
		Protokoll 16. 7. 1964	
	Philippinen	Handelsabkommen 28. 2. 1964	12. 8. 1984
	Turkei	Abkommen über Warenverkehr 16. 2. 1952	30. 6. 1984
ΕΛΛΑΣ	Ίραν	Έμπορικη Συμφωνία 3. 2. 1976	3. 2. 1984
	Τυνησία	Έμπορικη Συμφωνία 2. 3. 1960	2. 3. 1984
	Ίορδανία	Έμπορικη Συμφωνία 27. 2. 1977	27. 2. 1984
	Συρία	Έμπορικη Συμφωνία 27. 5. 1969	27. 5. 1984
	Μαλτα	Έμπορικη Συμφωνία 14. 4. 1976	14. 4. 1984
FRANCE	RAE (republique arabe d'Égypte)	Accord commercial 10. 7. 1964	10. 7. 1984
ITALIA	Austria	Accordo commerciale 19. 6. 1949	30. 6. 1984
		Scambio di lettere 14. 11. 1961	
	Colombia	Modus vivendi 19. 6. 1952	19. 6. 1984
	Somalia	Accordo commerciale e di cooperazione economica e tecnica 1. 7. 1960	30. 6. 1984
	Spagna	Accordo commerciale 28. 6. 1960	8. 6. 1984
		Processo verbale 1. 4. 1967	
	Turchia	Accordo commerciale 24. 1. 1952	31. 5. 1984