

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 431 final

Brussels, 9 July 1982

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(82) 431 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 third batch for 1982 and expire or are due to be terminated between 1 August and 31 October 1982.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 11 June 1982 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) OJ N° L 326, 29.12.1969, p. 39.

Proposal for a
COUNCIL DECISION

authorizing extension or tacit renewal of certain trade agreements concluded
between the Member States and third countries

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 progressive standardization of
agreements concerning commercial relations between
Member States and third countries and on the negotia-
tion of Community agreements⁽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 listed in the Annex
by Council Decision 81/590/EEC⁽²⁾;

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

Whereas, however, most of the areas covered by these
national agreements are henceforth the subject of
Community agreements; whereas in this situation
there should be authorization 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 incom-
patibility between such agreements and the provisions
of Community law;

Whereas the provisions of the instruments to be either
prolonged or renewed should not furthermore, during
the period under consideration, constitute an obstacle
to the implementation of the common commercial
policy;

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

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

⁽¹⁾ OJ No L 326, 29. 12. 1969, p. 39.

⁽²⁾ OJ No L 211, 31. 07. 1981, p. 53.

HAS ADOPTED THIS DECISION:

Article 2

Article 1

This Decision is addressed to the Member States.

The Trade Agreements and Protocols between Member States and third countries listed in the Annex hereto 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.

Done at Brussels,

For the Council

DEUTSCHLAND (Fortsetzung)	Österreich	Handelsabkommen	13. 5. 1954	} 31. 12. 1983	
		Briefwechsel und Protokoll	21. 1. 1963		
	Obervolta	Wirtschaftsabkommen	8. 6. 1961	31. 12. 1983	
	Pakistan	Handelsabkommen und Protokoll	9. 3. 1957	31. 12. 1983	
	Paraguay	Handelsabkommen	25. 7. 1955	31. 12. 1983	
	Schweiz	21. Zusatzprotokoll zum (aufgehobenen) deutsch-schweizerischen Handelsabkom- men	13. 9. 1977	31. 12. 1983	
	Sambia	Wirtschaftsabkommen	10. 12. 1966	31. 12. 1983	
	Sierra Leone	Wirtschaftsabkommen	13. 9. 1963	31. 12. 1983	
	Somalia	Handelsabkommen	19. 1. 1962	31. 12. 1983	
	Sri Lanka	Handelsabkommen	1. 4. 1955	31. 12. 1983	
	Südafrika	Liste der Einfuhrkontingente		31. 8. 1983	
	Tansania	Handels- und Wirtschaftsabkommen	6. 9. 1962	31. 12. 1983	
	Tschad	Wirtschaftsabkommen	31. 5. 1963	31. 12. 1983	
	Tunesien	Handelsabkommen und Zusatzprotokoll	29. 1. 1960 } 22. 12. 1963 }	31. 12. 1983	
	Uganda	Handelsabkommen	17. 3. 1964	31. 12. 1983	
	Zentralafrikanische Republik	Wirtschaftsabkommen	29. 12. 1962	31. 12. 1983	
	Zypern	Handelsabkommen	30. 10. 1961	31. 12. 1983	
	ΕΛΛΑΣ	Καναδάς	Ἐμπορικὴ Συμφωνία	28. 8. 1947	25. 8. 1983
		Σουδάν	Ἐμπορικὴ Συμφωνία	10. 10. 1978	10. 10. 1983
		Ζαῖρ	Ἐμπορικὴ Συμφωνία	3. 10. 1968	3. 10. 1983
Κορέα		Ἐμπορικὴ Συμφωνία	4. 10. 1974	4. 10. 1983	
Κύπρος		Ἐμπορικὴ Συμφωνία	23. 8. 1962	23. 8. 1983	
FRANCE	Argentine	Accord commercial et de paiement	25. 11. 1957	31. 12. 1983	
	Autriche	Accord commercial et protocole	26. 7. 1963	31. 12. 1983	
	Espagne	Accord commercial	27. 11. 1963	31. 10. 1983	
	Islande	Accord économique	6. 12. 1951	31. 12. 1983	
	Israël	Accord commercial	10. 7. 1953	} 31. 12. 1983	
		Protocole	16. 1. 1967		
		Échange de lettres	24. 12. 1968		
	Japon	Accord commercial et protocole	14. 5. 1963	} 10. 1. 1984	
		Protocole	26. 7. 1966		
	Mexique	Accord commercial	11. 7. 1950	28. 11. 1983	
	Norvège	Accord commercial	3. 7. 1951	} 31. 12. 1983	
		Protocole	2. 4. 1960		
		Échange de lettres	6. 2. 1964		
	Portugal	Agreement commercial	25. 3. 1961	31. 12. 1983	
	Suède	Accord commercial	3. 3. 1949	31. 12. 1983	
	Suisse	Accord commercial	21. 11. 1967	31. 12. 1983	
Turquie	Accord commercial	31. 8. 1946	31. 12. 1983		
Yougoslavie	Accord commercial	25. 1. 1964	} 31. 12. 1983		
	Protocole	6. 5. 1970			
IRELAND	Norway	Trade Agreement	2. 7. 1951	31. 12. 1983	
ITALIA	Argentina	Accordo commerciale e scambio di note	25. 11. 1957	31. 12. 1983	
	Canada	Modus vivendi commerciale	28. 4. 1948	31. 12. 1983	
	Costa Rica	Modus vivendi commerciale e scambio di note	20. 2. 1953 } 23. 6. 1953 }	} 12. 11. 1983	
		Giappone	Agreed minutes		31. 12. 1969
	Guatemala	Modus vivendi commerciale	6. 6. 1936	31. 12. 1983	
	Irak	Accordo commerciale	30. 9. 1963	30. 11. 1983	

ITALIA <i>(segue)</i>	Malta	Accordo commerciale	28. 7. 1967	31. 12. 1983	
	Marocco	Accordo commerciale	28. 1. 1961	31. 12. 1983	
		Protocollo	24. 2. 1963		
	Messico	Accordo commerciale	15. 9. 1949	31. 12. 1983	
		Protocollo	28. 10. 1963		
		Scambio di note	20. 7. 1963		
	Pakistan	Accordo commerciale	10. 1. 1961	10. 1. 1984	
	Paraguay	Accordo commerciale	8. 7. 1959	23. 1. 1984	
	Portogallo	Accordo commerciale e scambio di note	4. 3. 1961	31. 12. 1983	
		Scambio di lettere	30. 12. 1961		
	Repubblica araba d'Egitto	Protocollo commerciale	29. 4. 1959	31. 12. 1983	
Siria	Accordo commerciale	10. 11. 1955	31. 12. 1983		
Tunisia	Accordo commerciale e protocollo addizionale	23. 11. 1961 2. 8. 1963	31. 12. 1983		
NEDERLAND	Arabische Republiek				
	Egypte	Handelsovereenkomst	21. 3. 1953	31. 12. 1983	
	Argentinië	Handels- en betalingsovereenkomst	25. 11. 1957	31. 12. 1983	
	Turkije	Handelsakkoord	6. 9. 1949	31. 12. 1983	
UNITED KINGDOM	Spain	Trade and Payments Agreement and subsequent Exchanges of Notes	23. 6. 1948	31. 12. 1983	
UEBE / BLEU	Argentine/ARGENTINE	{ <i>HANDELS- EN BETALINGSAKKOORD /</i> Accord commercial et de paiement	25. 11. 1957	31. 12. 1983	
	Finlande/FINLAND		Accord commercial/ <i>HANDELSAKKOORD</i>	8. 11. 1955	30. 9. 1983
	Pakistan		Accord commercial/ <i>HANDELSAKKOORD</i>	15. 3. 1952	31. 12. 1983