

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 323 final.

Brussels, 22 June 1976.

RECOMMENDATION FOR COUNCIL REGULATION (EEC)

concluding an Agreement in the form of an exchange of letters
between the European Economic Community and the
People's Democratic Republic of Algeria
on the importation into the Community of tomato concentrates
originating in Algeria.

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

The Cooperation Agreements negotiated between the European Economic Community on the one hand and Algeria, Morocco and Tunisia on the other will probably be signed at the end of April. Since these Agreements will not enter into force until they have been ratified, the Contracting Parties have decided to conclude Interim Agreements for the advance implementation of certain provisions relating to trade in goods.

The Interim Agreements must enter into force by 1 July 1976 at the latest.

For tomato concentrates, the Cooperation Agreements and Interim Agreements provide for the conclusion of an exchange of letters dealing in particular with the detailed rules for the application of the arrangements adopted by the Community and Algeria.

The Commission therefore recommends that the Council adopt the following draft regulation for an agreement in the form of an exchange of letters concerning the importation into the Community of tomato concentrates originating in Algeria.

This Regulation should enter into force at the same time as the Interim Agreement, that is by 1 July 1976 at the latest.

Recommendation for
COUNCIL REGULATION (EEC) No/76

concluding an Agreement in the form of an exchange of letters
between the European Economic Community and the
People's Democratic Republic of Algeria
on the importation into the Community of tomato concentrates
originating in Algeria.

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 a Cooperation Agreement between the European Economic Community
and the People's Democratic Republic of Algeria was signed on 26 April 1976 ;

Whereas an Interim Agreement for the advance implementation of the trade
provisions of the Cooperation Agreement signed on the same date enters into
force on 1 July 1976 (1);

Whereas the Agreement in the form of an exchange of letters relating to
Article 19 of the Agreement and Article 12 of the said Interim Agreement
and concerning the importation into the Community of tomato concentrates
originating in Algeria should be concluded,

HAS ADOPTED THIS REGULATION ;

(1) OJ No L

Article 1

The Agreement in the form of an exchange of letters relating to Article 19 of the Agreement and Article 12 of the Interim Agreement between the European Economic Community and the People's Democratic Republic of Algeria and concerning the importation into the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid and falling within subheading 20.02 ex C of the Common Customs Tariff originating in Algeria, is hereby concluded on behalf of the Community.

The text of the Agreement is annexed to this Regulation.

Article 2

The president of the Council is hereby authorized to designate the person empowered to sign the Agreement in the form of an exchange of letters for the purpose of binding the Community.

Article 3

This Regulation shall enter into force on the day following its publication in the Official Journal of the European Communities.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council,

The President.

Letter No 1

Sir,

With a view to implementing the 30 % reduction in the Common Customs Tariff provided for in Article 19 of the Agreement concluded between the European Economic Community and the People's Democratic Republic of Algeria and in Article 12 of the Interim Agreement, and following the clarifications exchanged concerning the conditions governing imports into the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid and falling within subheading 20.02 ex C of the Common Customs Tariff and originating in Algeria, I have the honour to inform you that the Algerian Government undertakes to take all necessary measures in order that the quantities supplied to the Community from to 31 December 1976 shall not exceed (+) metric tons.

To this end the Algerian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by (++)

The guarantees relating to quantities will be met in accordance with the procedures agreed between (++) and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.

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

(s) Ambassador

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- (+) The annual quantity agreed upon is 100 metric tons; the quantity to be provided for in the letter will be calculated pro rata temporis once the date of entry into force of the arrangements is known.
- (++) The exact title of the control body will be inserted as soon as it is communicated by the Algerian authorities.

Letter No 2

Your Excellency,

I have the honour to acknowledge receipt of your letter of today worded as follows :

" With a view to implementing the 30 % reduction in the
" Common Customs Tariff provided for in Article 19 of the Agreement con-
" cluded between the European Economic Community and the People's Democra-
" tic Republic of Algeria and in Article 12 of the Interim Agreement, and
" following the clarifications exchanged concerning the conditions gover-
" ning imports into the Community of tomato concentrates prepared or preserved
" otherwise than by vinegar or acetic acid and falling within subheading 20.02
" ex C of the Common Customs Tariff and originating in Algeria, I have the
" honour to inform you that the Algerian Government undertakes to take all
" necessary measures in order that the quantities supplied to the Community
" from to 31 December 1976 shall not exceed (+) metric tons.

" To this end the Algerian Government declares that all
" exports to the Community of the said products will be effected exclusi-
" vely by exporters whose operations are controlled by (++)
"

" The guarantees relating to quantities will be met in ac-
" cordance with the procedures agreed between (++)
" and the Directorate-General for Agriculture of the Commission of the Euro-
" pean Communities.

" I should be grateful if you would confirm the agreement
" of the Community with the foregoing."

I am able to confirm the agreement of the Community with the foregoing and that consequently the 30 % reduction in the Common Customs Tariff will apply to the quantities of tomato concentrates originating in Algeria referred to in your letter from to 31 December 1976.

Please accept, Your Excellency, the assurance of my highest consideration.

On behalf of the Council of the European
Communities.

(+) The annual quantity agreed upon is 100 metric tons; the quantity to be provided for in the letter will be calculated pro rata temporis once the date of entry into force of the arrangements is known.

(++) The exact title of the control body will be inserted as soon as it is communicated by the Algerian authorities.

FINANCIAL STATEMENT

DATE : 3.6.76

1. BUDGET LINE CONCERNED :

2. ACTION : Recommendation for a Council Regulation concluding an Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the importation into the Community of tomato concentrates originating in Algeria

3. LEGAL BASIS : Article 113 of the Treaty ; interim agreement between the EEC and the People's Democratic Republic of Algeria

4. OBJECTIVES : Reduction of 30 % of duties of C.C.T. for tomato concentrates

5. FINANCIAL CONSEQUENCE	FOR THE MARKETING YEAR	CURRENT FINANCIAL YEAR (76)	FOLLOWING FINANCIAL YEAR (77)
5.0 EXPENDITURE			
-CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTIONS)			
-CHARGED TO NATIONAL ADMINISTR.			
-CHARGED TO OTHER NATIONAL GROUPS			
5.1 RECEIPTS			
-OWN RESOURCES OF THE EC (1) (LEVIES/CUSTOMS DUTIES)	- 3,460 U.C.	- 1,700 U.C.	
-NATIONAL			

YEAR YEAR YEAR

5.0.1 PLURIANNUAL PATTERN OF EXPENDITURE

5.1.1 PLURIANNUAL PATTERN OF RECEIPTS Measure valid until 31.12.1976

5.2 METHOD OF CALCULATION

100 t. x 34.6 U.C./t.

6.0 FINANCING POSSIBLE WITH CREDITS INSCRIBED IN RELEVANT CHAPTER OF CURRENT BUDGET ?

YES ~~XX~~

6.1 FINANCING POSSIBLE BY TRANSFER BETWEEN CHAPTERS OF CURRENT BUDGET ?

~~XX~~/XX

6.2 NECESSITY FOR A SUPPLEMENTARY BUDGET ?

~~XX~~/XX

6.3 CREDITS TO BE WRITTEN INTO FUTURE BUDGETS ?

~~XX~~/XX

COMMENTS : (1) Involves non application of customs duties