

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 403 final.

Brussels, 26 July 1976.

Proposal for a
COUNCIL DECISION

authorizing extension or tacit renewal of certain trade
Agreements concluded between Member States and third countries.

(submitted to the Council by the Commission)

COM(76) 403 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 fourth batch for 1976 and expire or are due to be terminated between 1 November 1976 and 31 January 1977.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 15 July 1976 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 No L 326 of 29.12.1969, p.39.

Proposal for a
COUNCIL DECISION
of
authorizing extension or tacit renewal of certain trade
Agreements concluded between 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 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 the negotiation of Community Agreements, 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 has already been authorized in the case of the Agreements and Protocols listed in the Annex hereto by the Council under its Decisions of 28 January 1969 (2), 26 June 1969 (3), 30 June 1969 (4), 15 September 1969 (5), 17 October 1969 (6), 8 December 1969 (7), 20 December 1969 (8), 6 February 1970 (9), 8 June 1970 (10), 13 July 1970 (11), 29 September 1970 (12), 23 November 1970 (13), 25 October 1971 (14), 18 October 1972 (15), 28 April 1973 (16), 6 December 1973 (17), 9 December 1974 (18) and 7 October 1975 (19).

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| (1) OJ No L 326, 29.12.1969, p.39. | (11) OJ No L 157, 18.7.1970, p.29. |
| (2) OJ No L 43, 20. 2.1969, p.15. | (12) OJ No L 225, 12.10.1970, p.24. |
| (3) OJ No L 159, 1. 7.1969, p.20. | (13) OJ No L 262, 3.12.1970, p.18. |
| (4) OJ No L 169, 10. 7.1969, p. 2. | (14) OJ No L 248, 9.11.1971, p.7. |
| (5) OJ No L 238, 23.9.1969, p. 9. | (15) OJ No L 250, 6.11.1972, p.1. |
| (6) OJ No L 266, 24.10.1969, p. 32. | (16) OJ No L 124, 10.5.1973, p.20,
and OJ No L 220, 8.8.1973,
p.25. |
| (7) OJ No L 323, 24.12.1969, p. 10. | (17) OJ No L 30, 4.2.1974, p.1; |
| (8) OJ No L 6, 9. 1. 1970, p.1. | (18) OJ No L 352, 28.12.1974, p.37. |
| (9) OJ No L 36, 14.2.1970, p.29. | (19) OJ No L 265, 14.10.1975, p.19. |
| (10) OJ No L 133, 18.6.1970, p.14. | |

Whereas the Member States concerned have requested authorization to extend or renew these Agreements with a view to avoiding interruption in their commercial relations with the third countries concerned based on agreement;

Whereas authorization has to be granted only for the maintenance of trade relations between the Member States and the third countries concerned, based on agreements, pending their replacement by Community Agreements to be negotiated; whereas such authorization would not, therefore in any way modify the obligation of the Member States to avoid and, where appropriate, eliminate any incompatibility between such agreements and the provisions of Community law;

Whereas furthermore, the provisions of the instruments to be either extended or renewed should not, 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 prevent neither the opening of Community negotiations with the third countries concerned nor the transfer of the commercial fabric thereof to Community Agreements, nor would it, during the period envisaged, hinder the adoption of the measures necessary to complete the standardization of the import systems of the Member States,

Whereas, at the conclusion of the consultations provided for in Article 2 of the Council Decision of 16 December 1969, it was established, as the aforesaid declarations by the Member States confirm, that the provisions of the Agreements to be extended or renewed would not, during the period envisaged, constitute an obstacle to the implementation of the common commercial policy;

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 listed in the Annex hereto between Member States and third countries may be extended or tacitly renewed up to the dates specified in each case in the said Annex.

Article 2

This Decision is addressed to the Member States.

Done at

For the Council
The President

BILAG - ANHANG - ANNEX - ANNEXE - ALLEGATO - BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse	
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung	
Member State	Third country	Type and date of Agreement	Extended until	
Etat membre	Pays tiers	Nature et date de l'accord	Echéance après reconduction	
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo il rinnovo	
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na verlenging	
BENELUX	Autriche	Accord commercial	29. 6. 1957	31. 3. 1978
	Espagne	Accord commercial	2. 6. 1960	14. 4. 1978
	Norvège	Accord commercial	28. 5. 1957	30. 4. 1978
	Suède	Accord commercial	27. 4. 1957	28. 2. 1978
	Suisse	Accord commercial et échange de notes	21. 6. 1957 5. 5. 1961) 31. 3. 1978
	Tunisie	Accord commercial	1. 8. 1958	31. 3. 1978
DANMARK	Island	Vareudvekslingsaftale	4. 6. 1948	31. 12. 1977
	Norge	Vareudvekslingsoverenskomst og tillægsprotokol hertil	30. 3. 1946 2. 8. 1966) 31. 12. 1977
	Schweiz	Vareudvekslingsaftale	15. 9. 1951	31. 12. 1977
	Sverige	Vareudvekslingsoverenskomst	11. 3. 1948	31. 1. 1978
DEUTSCHLAND	Indonesien	Handelsabkommen vom	22. 4. 1953	31. 3. 1978
	Spanien	Handelsabkommen vom	20. 6. 1960	30. 4. 1978
	Südkorea	Handelsabkommen vom	8. 4. 1965	5. 4. 1978
FRANCE	Afrique du Sud(1)	Echange de lettres	18. 4. 1964	31. 12. 1977
	Corée du Sud	Echange de lettres	12. 3. 1963	31. 3. 1978
	Inde (1)	Accord commercial et échange de lettres	19. 10. 1959	31. 12. 1977
	Irak	Accord commercial	25. 9. 1967	25. 3. 1978
	Liban	Accord commercial	25. 3. 1955	10. 4. 1978
IRELAND	Austria	Trade agreement concluded by exchange of notes	6. 10. 1950	31. 12. 1977
	Finland	Trade agreement	1. 6. 1951	31. 12. 1977
	Iceland	Trade agreement	2. 12. 1950	31. 12. 1977
	Sweden	Trade agreement	25. 6. 1949	31. 12. 1977

1) Prorogation par échange de notes

ITALIA	Corea del Sud	Accordo commerciale	9. 3. 1965	8. 3. 1978
	El Salvador	Accordo commerciale	30. 3. 1953) 31. 3. 1978
		protocollo addizionale	21.12. 1955	
	Indonesia	Accordo commerciale	23. 3. 1951	31. 3. 1978
	Iran	Scambio di note	29. 1. 1958) 9. 2. 1978
		e	23. 3. 1961	
	Israele	Accordo commerciale	5. 3. 1954) 31. 3. 1978
		scambio di lettere	5. 1. 1956	
		processi verbali	21.10. 1956	
		e	11. 2. 1964	
	Iugoslavia	Accordo commerciale	1. 7. 1967) 31. 12. 1977
		protocolle e scambio di note successivo	30. 4. 1969	
	Norvegia	Accordo commerciale	20. 5. 1953) 31. 3. 1978
		protocollo	31. 8. 1959	
		scambio di note	10. 5. 1962	
	Repubblica dominicana	Accordo commerciale	18. 2. 1954	11. 3. 1978
NEDERLAND	Finland	Handelsakkoord	8. 12. 1956	31. 3. 1978
