

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 655 final

Brussels, 20 October 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) 655 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 1982 and expire or are due to be terminated between 1 November 1982 and 31 January 1983.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 1 October 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) O.J. N° L 326 of 29.12.1969, p. 39.

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 negotiation 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 82/1/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 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 incompatibility 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,

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(1) O.J. N° L 326, 29.12.1969, p. 39.

(2) O.J. N° L 5, 9. 1.1982, p. 7.

HAS ADOPTED THIS DECISION :

Article 1

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.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Council

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

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse eller stiltiende videreførelse		
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung oder stillschweigender Verlängerung		
Κράτος μέλος	Τρίτη χώρα	Φύση και ημερομηνία της συμφωνίας	Ήμερομηνία λήξεως κατόπιν της παρατάσεως ή της σιωπηράς ανανewσιώς		
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 apres 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	Autriche/ Oostenrijk	Accord commercial/ Handelsakkoord	29. 6. 1957	31. 3. 1984	
	Espagne/ Spanje	Accord commercial/ Handelsakkoord	2. 6. 1960	14. 4. 1984	
	Norvège/ Noorwegen	Accord commercial/ Handelsakkoord	28. 5. 1957	30. 4. 1984	
	Suède/ Zweden	Accord commercial/ Handelsakkoord	27. 4. 1957	28. 2. 1984	
	Suisse/ Zwitserland	Accord commercial/ Handelsakkoord	21. 6. 1957	31. 3. 1984	
			et échange de notes/ en briefwisseling	{ 5 5. 1961	
	Tunisie/ Tunesië	Accord commercial/ Handelsakkoord	{ 1 8. 1958	31. 3. 1984	
	DANMARK	Island	Vareudvekslingsaftale	4. 6. 1948	31. 12. 1983
		Norge	Vareudvekslingsoverenskomst og tillægsprotokol hertil	30. 3. 1946	31. 12. 1983
		Schweiz	Vareudvekslingsaftale	15. 9. 1951	31. 12. 1983
Sverige		Vareudvekslingsoverenskomst	11. 3. 1948	31. 1. 1984	
DEUTSCHLAND	Indonesien	Handelsabkommen vom	22. 4. 1953	31. 3. 1984	
	Spanien	Handelsabkommen vom	20. 6. 1960	30. 4. 1984	
	Südkorea	Handelsabkommen vom	8. 4. 1965	7. 4. 1984	
ΕΛΛΑΔΑ	Αίγυπτος	Έμπορικη συμφωνία	1. 1. 1979	1. 1. 1984	
	Μαρόκο	Έμπορικη συμφωνία	1. 11. 1961	1. 11. 1983	
	Τουρκία	Έμπορικη συμφωνία	7. 11. 1953	7. 11. 1983	
	Ίνδία	Έμπορικη συμφωνία	31. 1. 1973	31. 1. 1984	
	Ίσραήλ	Έμπορικη συμφωνία	30. 1. 1969	30. 1. 1984	
	Πορτογαλία	Έμπορικη συμφωνία	31. 12. 1949	31. 12. 1983	
	Νορβηγία	Έμπορικη συμφωνία	1. 1. 1965	1. 1. 1984	
	Πακιστάν	Έμπορικη συμφωνία	17. 1. 1963	17. 1. 1984	

FRANCE	Afrique du Sud (1)	Échanges de lettres	18. 4. 1964	31. 12. 1983
	Corée du Sud	Échange de lettres	12. 3. 1963	31. 3. 1984
	Inde (1)	Accord commercial et échange de lettres	19. 10. 1959	31. 12. 1983
	Irak	Accord commercial	25. 9. 1967	25. 3. 1984
	Liban	Accord commercial	25. 3. 1955	10. 4. 1984
IRELAND	Austria	Trade Agreement concluded by exchange of notes	6. 10. 1950	31. 12. 1983
	Finland	Trade Agreement	1. 6. 1951	31. 12. 1983
	Iceland	Trade Agreement	2. 12. 1950	31. 12. 1983
	Sweden	Trade Agreement	25. 6. 1949	31. 12. 1983
ITALIA	Corea del Sud	Accordo commerciale	9. 3. 1965	8. 3. 1984
	El Salvador	Accordo commerciale	30. 3. 1953	31. 3. 1984
		Protocollo addizionale	21. 12. 1955	
	Indonesia	Accordo commerciale	23. 3. 1951	31. 3. 1984
	Iran	Scambio di note	29. 1. 1958	9. 2. 1984
			23. 3. 1961	
	Israele	Accordo commerciale	5. 3. 1954	31. 3. 1984
		Scambio di lettere	5. 1. 1956	
		Processi verbali	21. 10. 1956	
	Iugoslavia	Accordo commerciale Protocollo e scambio di note successivo	11. 2. 1964	31. 12. 1983
			1. 7. 1967	
Norvegia	Accordo commerciale Protocollo	30. 4. 1969	31. 3. 1984	
		20. 5. 1953		
		31. 8. 1959		
Repubblica dominicana	Scambio di note Accordo commerciale	10. 5. 1962	11. 3. 1984	
		18. 2. 1954		
NEDERLAND	Finland	Handelsakkoord	8. 12. 1956	31. 3. 1984

(1) Prorogation par échange de notes