

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(77) 236 final.

Brussels, 27 May 1977.

Proposal for a  
COUNCIL REGULATION (EEC)

maintaining in force the arrangements subjecting to authorization  
imports into the United Kingdom of certain knitted or crocheted  
under garments originating in the Republic of India

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(submitted to the Council by the Commission)

COM(77) 236 final.



## EXPLANATORY MEMORANDUM

1; In the bilateral Agreement on trade in textile products between India and the Community, provision is made for consultations to be held, at the Community's request, in the event that conditions in the Community's market give rise to real risks of market disruption. One product to which such a procedure may be applied is men's knitted "T-shirts" (BTN ex 60.04).

2. The Community invoked this procedure with regard to the United Kingdom market, by a note verbale delivered to the Indian Mission in Brussels, on 4 November 1976. Inconclusive consultations were held with the Indian authorities in New Delhi in January 1977. On this occasion the Community delegation formally requested the Indian authorities to exercise restraint on India's exports of the product in question to the United Kingdom, in terms of Article 5, paragraph 5 of the bilateral Agreement.

3. Such export restraint will only be effective if backed up by an import control system as foreseen in the bilateral Agreement.

In order to avoid that the restraint be circumvented pending the continuation of consultations with India, the Commission decided to introduce this import control under the provisions of Article 12 of Regulation (EEC) No. 1439/74, adopting Regulation (EEC) No. 842/77 of 25 April 1977<sup>(1)</sup>. The import regime established by this Regulation is in conformity with the specific provisions of Article 5 of the said Agreement concerning the level of the restraint, the period of applicability and the principle that the restraint is based on export licences issued by the Indian authorities.

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(1) O.J. No. L 103, 27.4.1977, p. 22

4. On 2 to 4 May 1977 consultations were continued on this matter between the Community and India without an agreement being reached; the Indian position being that the conditions for application of safeguard measures are not fulfilled.

The Commission finds, however, as do the British authorities, that the statistical data presented by the United Kingdom demonstrate that imports from India of T-shirts, if liberalised, could cause severe damage to the Community industry and that therefore the conditions for applying safeguard measures according to the provisions of Article 5 of the bilateral Agreement are fulfilled.

5. Accordingly, the Commission proposes that the Council decide, by adopting the draft Regulation proposed hereunder, to maintain in force the provisional safeguard measures mentioned under point 3 above which will expire six weeks after their entry into force, that is on 8 June 1977, unless they are confirmed by the Council.

of 1977

maintaining in force the arrangements subjecting to authorization imports into the United Kingdom of certain knitted or crocheted under garments originating in the Republic of India

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Communities,

Having regard to Council Regulation (EEC) No. 1439/74 of 4 June 1974 on common rules for imports<sup>(1)</sup>, and in particular Article 13 thereof,

After consultation within the Advisory Committee established by Article 5 of the above regulation,

Having regard to the proposal from the Commission,

Whereas Commission Regulation (EEC) No. 842/77 of 25 April 1977<sup>(2)</sup>, introduced arrangements for the authorization of imports into the United Kingdom of certain knitted or crocheted undergarments originating in the Republic of India;

Whereas the factors which caused the arrangements to be introduced have persisted and whereas it is accordingly necessary for the arrangements to remain in force until 31 December 1977;

Whereas it is necessary for the administration of the above-mentioned arrangements to lay down a more complete definition of the specific products concerned,

HAS ADOPTED THIS REGULATION :

#### Article 1

1. The arrangements for the authorization of imports into the United Kingdom of certain knitted or crocheted undergarments originating in the Republic of India, adopted by Regulation (EEC) No. 842/77, shall remain in force until 31 December 1977.

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(1) O.J. No. L 159, 15.6.1974, p. 1

(2) O.J. No. L 103, 27.4.1977, p. 22

2. For the purpose of Regulation (EEC) No. 842/77 the product description "T-shirts" shall be understood to mean:

" A lightweight garment of the vest type, not of wool, with cap sleeves or other short sleeves, without pockets or collar or front or back opening, not shaped or fashioned which may be suitable for wear by either sex.

Article 2

This regulation shall enter into force 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