

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(77) 252 final.

Brussels, 10 June 1977

Proposal for a

COUNCIL DECISION

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

(submitted to the Council by the Commission)

COM(77) 252 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 1977 and expire or are due to be terminated between 1 August and 31 October 1977.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 16 May 1977 that the United Kingdom will denounce her agreement of 27.09.1963 with Cameroun and that the conditions under which the other 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 of 29.12.1969, p. 39

Proposal for a
COUNCIL DECISION

authorizing prolongation or tacit renewal of certain trade
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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 on the progressive
standardization of agreements concerning commercial relations between Member
States and third countries and on the negotiations of Community Agreements (1) and
in particular Article 3 thereof,

Having regard to the proposal from the Commission;

Whereas tacit extension beyond the end of the transitional period has already
been authorized in the case of the Agreements 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), 22 October 1973 (16), 2 October 1974 (17), 16 September 1975 (18)
and 20 September 1976 (19);

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- (1) O.J. No. L 326, 29.12.1969, p. 39.
 - (2) O.J. No. L 43, 20.02.1969, p. 15.
 - (3) O.J. No. L 159, 01.07.1969, p. 20.
 - (4) O.J. No. L 169, 10.07.1969, p. 2.
 - (5) O.J. No. L 238, 23.09.1969, p. 9.
 - (6) O.J. No. L 266, 24.10.1969, p. 32.
 - (7) O.J. No. L 323, 24.12.1969, p. 10.
 - (8) O.J. No. L 6, 09.01.1970, p. 1.
 - (9) O.J. No. L 36, 14.02.1970, p. 29.
 - (10) O.J. No. L 133, 18.06.1970, p. 14.
 - (11) O.J. No. L 157, 18.07.1970, p. 29.
 - (12) O.J. No. L 225, 12.10.1970, p. 24.
 - (13) O.J. No. L 262, 03.12.1970, p. 18.
 - (14) O.J. No. L 248, 09.11.1971, p. 7.
 - (15) O.J. No. L 250, 06.11.1972, p. 1.
 - (16) O.J. No. L 301, 30.10.1973, p. 30.
 - (17) O.J. No. L 276, 11.10.1974, p. 37.
 - (18) O.J. No. L 247, 23.09.1975, p. 29.
 - (19) O.J. No. L 270, 02.10.1976, p. 26.

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

Whereas authorization has to be granted only to maintain commercial relations between the Member States and the third countries concerned on the basis of Agreements, pending their replacement by Community agreements to be negotiated; whereas 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 would 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 prolongation or tacit renewal of these Agreements would not constitute an obstacle either to the opening of Community negotiations with the third countries concerned or to the transfer of the commercial fabric thereof to Community Agreements, nor would it, during the period under consideration, hinder the adoption of the measures necessary to complete the standardisation of the import arrangements applied by the various Member States;

Whereas at the conclusion of the consultations provided for in Article 2 of the 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 prolonged or renewed would not, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas, in the circumstances, the Agreements concerned may be either prolonged or tacitly renewed for a period not exceeding one year,

HAS ADOPTED THIS DECISION :

Article 1

The trade agreements between Member States and third countries listed in the Annex hereto may be prolonged or tacitly renewed until the dates specified in each case in the Annex.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Council,
The President,

BILAG - ANHANG - ANNEX - ANNEXE - ALLEGATO - BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse eller videreførelse	
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung	
Member State	Third country	Type and date of Agreement	Prolonged or renewed until	
Etat membre	Pays tiers	Nature et date de l'Accord	Echéance après prorogation ou reconduction	
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo la proroga o il rinnovo	
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na verlenging	
BENELUX	Grèce	Accord commercial	9. 3.1960	31. 1.1979
	Japon	Accord commercial	8.10.1960	} 31.12.1978
		Protocoles et agréed minutes	13. 4.1963	
		Echange de lettres	30. 4.1963	
DANMARK	Argentina	Handels- og betalingsaftale	25.11.1957	31.12.1978
	Elfenbenskysten	Handelsaftale	23.11.1966	9. 1.1979
	Irak	Handelsaftale	13. 1.1960	13. 1.1979
	Israel	Handelsaftale	13.11.1952	13.11.1978
	Østrig	Vareudvekslingsaftale	29.11.1948	28.11.1978
	Portugal	Vareudvekslingsaftale	2. 6.1950	31.12.1978
DEUTSCHLAND	Arabische Republik Ägypten	Abkommen über den Warenverkehr	18. 2.1956	31.12.1978
	Argentinien	Handels- und Zahlungsabkommen	25.11.1957	31.12.1978
	Athiopien	Wirtschafts- und Handelsabkommen	21. 4.1964	31.12.1978
	Australien	Liste der Einfuhrkontingente		31.12.1978
	Brasilien	Handelsabkommen	1. 7.1955	31.12.1978

DEUTSCHLAND (Fortsetzung)	Chile	Protokoll über Handels- und Zahlungsverkehr	2.11.1956	31.12.1978
	Dahome	Wirtschaftsabkommen	19. 6.1961	31.12.1978
	Elfenbeinküste	Wirtschaftsabkommen	18.12.1961	31.12.1978
	Finnland	Notenwechsel	3.12.1969	2.12.1978
	Gabun	Wirtschaftsabkommen	11. 7.1962	31.12.1978
	Guinea	Wirtschaftsabkommen	19. 4.1962	31.12.1978
	Irak	Handelsabkommen	7.10.1951	13. 1.1979
	Japan	Handelsabkommen	1. 7.1960	31.12.1978
	Kamerun	Handelsabkommen	8. 3.1962	31.12.1978
	Kenia	Wirtschafts- und Handelsabkommen	4.12.1964	31.12.1978
	Kongo	Wirtschaftsabkommen	30.10.1962	31.12.1978
	Madagaskar	Wirtschaftsabkommen	6. 6.1962	31.12.1978
	Marokko	Handelsabkommen und Briefwechsel	15. 4.1961	31.12.1978
		Protokoll	20. 1.1964	
	Neuseeland	Handelsabkommen	20. 4.1959	31.12.1978
	Niger	Wirtschaftsabkommen	14. 6.1961	31.12.1978
	Nigeria	Handelsabkommen	25. 3.1963	31.12.1978
	Norwegen	Handelsabkommen	20.12.1950	31. 5.1979
	Österreich	Handelsabkommen Briefwechsel und Protokoll	13. 5.1954	31.12.1978
			21. 1.1963	
	Obervolta	Wirtschaftsabkommen	8. 6.1961	31.12.1978
	Pakistan	Handelsabkommen und Protokoll	9. 3.1957	31.12.1978
	Paraguay	Handelsabkommen	25. 7.1955	31.12.1978
	Schweiz	Handelsabkommen und spätere Zusatzprotokolle	2.12.1954	31.12.1978
	Sambia	Wirtschaftsabkommen	10.12.1966	31.12.1978
	Sierra Leone	Wirtschaftsabkommen	13. 9.1963	31.12.1978
	Somalia	Handelsabkommen	19. 1.1962	31.12.1978
Sri Lanka	Handelsabkommen	1. 4.1955	31.12.1978	
Südafrika	Liste der Einfuhrkontingente		31. 8.1978	
Tansania	Handels- und Wirtschafts- abkommen	6. 9.1962	31.12.1978	

DEUTSCHLAND (Fortsetzung)	Tschad	Wirtschaftsabkommen	31. 5.1963	31.12.1978
	Tunccsien	Handelsabkommen und Zusatzprotokoll	29. 1.1960 22.12.1963	31.12.1978
	Uganda	Handelsabkommen	17. 3.1964	
	Zentralafri- kanische Republik.	Wirtschaftsabkommen	29.12.1962	31.12.1978
	Zypern	Handelsabkommen	30.10.1961	31.12.1978
	FRANCE	Argentine	Accord commercial et de paiement	25.11.1957
Autriche		Accord commercial et protocole	26. 7.1963	31.12.1978
Espagne		Accord commercial	27.11.1963	31.10.1978
Iran		Accord commercial et échange de lettres	4. 6.1959 28. 2.1969	31.12.1978
Islande		Accord économique	6.12.1951	
Israël		Accord commercial Protocole Echange de lettres	10. 7.1953 16. 1.1967 24.12.1968	31.12.1978
Japon		Accord commercial et protocole Protocole	14. 5.1963 26. 7.1966	
Mexique		Accord commercial	11. 7.1950	
Norvège		Accord commercial Protocole Echange de lettres	3. 7.1951 2. 4.1960 6. 2.1964	31.12.1978
Portugal		Arrangement commercial	25.3.1951	
Suède		Accord commercial	3. 3.1949	31.12.1978
Suisse		Accord commercial	21.11.1967	31.12.1978
Turquie		Accord commercial	31. 8.1946	31.12.1978
Yougoslavie		Accord commercial Protocole	25. 1.1964 6. 5.1970	31.12.1978
IRELAND		Norway	Trade Agreement	
ITALIA	Afganistan	Accordo commerciale	10.12.1960	23.11.1978
	Argentina	Accordo commerciale e scambio di note	25.11.1957	31.12.1978
	Canada	Modus vivendi commer- ciale	28. 4.1948	31.12.1978

ITALIA	Costa Rica	Modus vivendi commerciale e scambio di note	20. 2.1953 23. 6.1953	}	12.11.1978	
	Giappone	Agrced minutes	31.12.1969			
	Guatemala	Modus vivendi commerciale	6. 6.1936			31.12.1978
	Irak	Accordo commerciale	30. 9.1963			30.11.1978
	Malta	Accordo commerciale	28. 7.1967			31.12.1978
	Marocco	Accordo commerciale	28. 1.1961	}		31.12.1978
		Protocollo	24. 2.1963			
	Messico	Accordo commerciale	15. 9.1949	}		31.12.1978
		Protocollo	28.10.1963			
		Scambio di note	20. 7.1963			
	Pakistan	Accordo commerciale	10. 1.1961			10. 1.1979
	Paraguay	Accordo commerciale	8. 7.1959			23. 1.1979
	Portogallo	Accordo commerciale e scambio di note	4. 3.1961	}		31.12.1978
		Scambio di lettere	30.12.1961			
	Repubblica araba d'Egitto	Protocollo commerciale	29. 4.1959			31.12.1978
Siria	Accordo commerciale	10.11.1955			31.12.1978	
Tunisia	Accordo commerciale e protocollo addizionale	23.11.1961 7. 8.1963	}		31.12.1978	
NEDERLAND	Arabische Re-Publiek Egypte	Handelsovereenkomst	21. 3.1953		31.12.1978	
	Argentinië	Handels- en betalingsovereenkomst	25.11.1957		31.12.1978	
	Turkije	Handelsakkoord	6. 9.1949			31.12.1978
UEBL	Argentine	Accord commercial et de paiement	25.11.1957		31.12.1978	
	Finlande	Accord commercial	8.11.1955		30. 9.1978	
	Pakistan	Accord commercial	15. 3.1952			31.12.1978
UNITED KINGDOM	Spain	Trade and payments Agreement extended by exchanges of notes ending with that of	23. 6.1948 19./25.6.1952	}	31.12.1978	