

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 680 final.

Brussels, 15 October 1982.

~~PROPOSAL~~ PROPOSAL FOR A
COUNCIL REGULATION (EEC)

extending the provisional anti-dumping duty on photographic enlargers
originating in Poland and the Soviet Union

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

1. In July 1982, the Commission imposed (1) a provisional anti-dumping duty on photographic enlargers originating in Poland and the Soviet Union. This duty is currently due to expire not later than 20 November 1982.

2. Following the introduction of the duty the Polish exporter requested, and was granted, a hearing at which a number of arguments were presented to the Commission's services which are being followed up with additional detailed information. These arguments could have a bearing on the established normal value of Soviet enlargers, too.

3. The Commission does not consider that this information can be given adequate consideration within the present life of the provisional duty. The Polish exporter requested an extension of the provisional duty. The Commission has no reason to oppose this request. The extension should be equally applicable to photographic enlargers originating in the Soviet Union. The Soviet exporter was consequently advised of the Commission's intention to propose an extension of the provisional duty. The exporter has not objected to this extension.

4. It is consequently proposed that the Council decide, in accordance with Article 11 of Regulation (EEC) No 3017/79 (2), to extend for a period not exceeding two months the provisional duty imposed by Commission Regulation (EEC) No 1958/82.

(1) Commission Regulation (EEC) No 1958/82 of 16 July 1982,
OJ No L 212 of 21.7.1982, p. 32.

(2) OJ No L 339, 31.12.1979, p. 1.

PROPOSAL FOR A
REGULATION (EEC) OF THE COUNCIL

extending the provisional anti-dumping duty on photographic enlargers
originating in Poland and the Soviet Union

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3017/79 of 20 December 1979
on protection against dumped or subsidized imports from countries not
members of the European Economic Community (1), as amended by Regulation
(EEC) 1580/82 (2), and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas, by Regulation (EEC) No 1958/82 (3), the Commission imposed a
provisional anti-dumping duty on photographic enlargers originating in
Poland and the Soviet Union,

Whereas the examination of the facts is not yet complete; whereas, in
particular the Polish exporter wishes to have further consideration given
to its claim for an allowance for a difference in physical characteristics
between the photographic enlargers exported from Poland and the product
used for the establishment of normal value;

Whereas the Polish exporter requested an extension of the provisional
duty and the Soviet exporter concerned, pursuant to a notice of intention
from the Commission, has not objected to an extension of the provisional
duty,

(1) OJ No L 339, 31.12.1979, p. 1.

(2) OJ No L 178, 22.6.1982, p. 9.

(3) OJ No L 212, 21.7.1982, p. 32.

.../...

HAS ADOPTED THIS REGULATION :

Article 1

The provisional anti-dumping duty on photographic enlargers originating in Poland and the Soviet Union, imposed by Regulation (EEC) No 1958/82, is hereby extended for a period not exceeding two months.

Article 2

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

Without prejudice to Article 11 of Regulation (EEC) No 3017/79 and to any other decision taken by the Council, it shall apply until the entry into force of an act of the Council adopting definitive measures or, at the latest, until the expiry of a period of two months beginning on 20 November 1982.

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

Done at Brussels

For the Council

The President