

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 762 final

Brussels, 24 November 1980

Proposal for a

COUNCIL REGULATION (EEC)

on the application of Decision No /80 of the EEC-Israel Cooperation Council establishing a simplified procedure for the issue of EUR.1 movement certificates

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COOPERATION COUNCIL DECISION

establishing a simplified procedure for the issue of EUR.1 movement certificates

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(submitted to the Council by the Commission)

COM(80) 762 final



#### EXPLANATORY NOTE

The wish to simplify the customs formalities connected with the Communities' internal and external trade is a major concern of the Commission. To this end in 1974 a simplified system for the issue of origin documents was introduced in the EEC-EFTA Agreements. The Israelis have asked for this system to be introduced in the EEC-Israel Agreement and the Member States have been already informed in the context of the Origin Committee.

This is the object of the draft decision of the Cooperation Council EEC-Israel which is annexed. This is proposed to the Council for adoption as the common position of the Community for the Cooperation Council.

This draft introduced a simplified procedure for the issue of movement certificates which will be used by certain categories of exporters previously authorised by the Customs administrations and contains two possibilities :

either the pre-authorisation of the document by the customs authority, or the impression of the exporter himself of a special stamp instead of and in the same place as the customs endorsement.

It should be noted that the text of the draft has been based on the system in force in the EEC-EFTA Agreements.

For reasons of clarity of presentation and to prevent duplication of work a proposal for a Council Regulation to apply the Cooperation Council Decision is also annexed.

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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 proposal of the Commission,

Whereas the Agreement between the European Economic Community and the State of Israel (1) was signed on 11 May 1975 and entered into force on 1 July 1975;

Whereas pursuant to Article 25 of Protocol No 3 concerning the application of Article 2(3) of the Agreement, the EEC-Israel Cooperation Council has adopted Decision No /80 establishing a simplified procedure for the issue of EUR.1 movement certificates;

Whereas that Decision should be made operative in the Community;

HAS ADOPTED THIS REGULATION :

Article 1

Decision No /80 of the EEC-Israel Cooperation Council annexed hereto shall be applicable in the Community.

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(1) OJ No L 136, 23.5.1975, p.1

Article 2

This Regulation shall enter into force three days after 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

COOPERATION COUNCIL DECISION

establishing a simplified procedure for the issue of EUR.1 movement certificates,

THE COOPERATION COUNCIL,

Having regard to the Agreement between the European Economic Community and the State of Israel, and in particular Title I thereof,

Having regard to Protocol No 3 concerning the application of Article 2(3) of the Agreement, and in particular Article 25 thereof,

Whereas the formalities relating to the issue of EUR.1 movement certificates may be considerably eased in the cases of exporters making frequent shipments; whereas the conditions and detailed rules for easing the formalities must be laid down;

HAS DECIDED AS FOLLOWS :

Article 1

Protocol No 3 to the Agreement between the European Economic Community and the State of Israel is hereby amended as follows:

1. The following Article 10a is inserted:

Article 10a

1. By derogation from Articles 7(1) to (5), 19(2) and 20 of this Protocol, a simplified procedure for the issue of EUR.1 certificates is applicable under the provisions below.

2. The customs authorities in the exporting State may authorize any exporter, hereinafter referred to as "approved exporter", who satisfies the conditions set out in paragraph 3 and who intends to carry out transactions for which EUR.1 certificates may be issued, not to submit to the customs office in the exporting State at the time of export either the goods or the application for an EUR.1 certificate relating to those goods, for the purpose of obtaining an EUR.1 certificate under the conditions laid down in Articles 7(1) and (4) and 8(1).

The customs authorities in the exporting State may declare certain categories of goods ineligible for the special treatment provided for in paragraph 1.

3. The authorization referred to in paragraph 2 shall be granted only to exporters making frequent shipments and who offer, to the satisfaction of the customs authorities, all guarantees necessary to verify the originating status of the products.

The customs authorities shall refuse such authorization to exporters who do not offer all the guarantees which they consider necessary.

The customs authorities may withdraw the authorization at any time. They must do so where the approved exporter no longer satisfies the conditions or no longer offers these guarantees.

4. The authorization shall stipulate, at the choice of the customs authorities, that box 11, "Customs endorsement", of the EUR.1 certificate must:

- (a) either be endorsed beforehand with the stamp of the competent customs officer of the exporting State and the handwritten or non-handwritten signature of an official of that office; or
- (b) be endorsed by the approved exporter with a special stamp which has been approved by the customs authorities of the exporting State and corresponds to the specimen given in Annex VII to this Protocol; this stamp may be preprinted on the forms.

Box 11, "Customs endorsement", of the EUR.1 certificate shall be completed if necessary by the approved exporter.

5. In the cases referred to in paragraph 4 (a), one of the following phrases shall be entered in box 7, "Remarks", of the EUR.1 certificate: "Simplified procedure", "Forenklet procedure", "Vereinfachtes Verfahren", "Procédure simplifiée", "Procedura simplificata", "Vereenvoudigde procedure",  
"ἁπλουστευμένη διαδικασία".

The approved exporter shall if necessary indicate in box 13, "Request for verification", of the EUR.1 certificate the name and address of the customs authority competent to verify the EUR.1 certificate.

6. In the authorization the customs authorities shall specify in particular:

- (a) the conditions under which the applications for EUR.1 certificates are made;
- (b) the conditions under which these applications are kept for at least two years;
- (c) in the cases referred to in paragraph 4 (b), the customs authorities competent to carry out the subsequent verification referred to in Article 24.

Where the simplified procedure applies, the customs authorities of the exporting State may prescribe the use of EUR.1 certificates bearing a distinctive sign by which they may be identified.

7. The approved exporter may be required to inform the customs authorities, in accordance with the rules which they lay down, of goods to be dispatched by him, so that the competent customs office may make any verification it thinks necessary before the dispatch of the goods.

The customs authorities in the exporting State may carry out any check on the approved exporter which they consider necessary. The approved exporter must allow this to be done.

8. The provisions of this Article shall not prejudice application of the rules of the Community, the Member States and Israel on customs formalities and the use of customs documents. ■

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2. Annex: This Decision is added as Annex VII.

Article 2

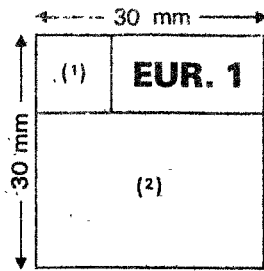
This Decision shall enter into force on 1 January 1981.

Done at Brussels,

For the Cooperation Council  
The President



## Annex VII



(1) Initials or coat of arms of the exporting State.

(2) Such information as is necessary for the identification of the approved exporter.

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