

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 174 final

Brussels, 29 March 1982

## AMENDMENTS TO THE PROPOSAL FOR A COUNCIL REGULATION

imposing a definitive anti-dumping duty on imports of  
certain cotton yarn originating in Turkey

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(Presented by the Commission to the Council pursuant  
to the second paragraph of Article 149 of the EEC Treaty)

COM(82) 174 final



Amendments to the proposal for a Council Regulation  
imposing a definitive anti-dumping duty on imports of  
certain cotton yarn originating in Turkey

The references refer to document COM (82) 111 Final

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The following "whereas" is inserted and becomes the 4th paragraph on this page:

"Whereas, on 27 November 1981, the Commission referred the matter to the EEC-Turkey Association Council who have not, within the time limit set, taken a decision under paragraph 1 Article 47 of the Supplementary Protocol to the Agreement establishing an association;"

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Amend "whereas" beginning on 4th line of this page to read as follows:

"Whereas the Commission, after examining all the arguments put forward by the parties, considers that, taking into account the extent of the dumping margin and of the injury resulting therefrom to the industrial sector concerned, the interests of the Community require the imposition of a definitive anti-dumping duty on imports of certain cotton yarns originating in Turkey;"

The following whereas is inserted as the last "whereas":

"Whereas with regard to the appropriateness of the definitive collection of the amounts secured by way of provisional duty, the council considers that because the imports in question were the subject of an anti-dumping procedure duly announced, the imposition of these measures were not unforeseeable; whereas however, given the exceptionally long delay which occurred between the opening of this procedure, the 3rd August 1979, and the imposition of the provisional anti-dumping duty, it appears equitable to allow traders who had entered into commercial commitments, some time to adapt to the new situation created by the provisional anti-dumping duty; whereas, nevertheless, it is necessary not to weaken too far the effectiveness of the protection measures required for the defense of the Community interests and that consequently it is not possible to extend the period of adaptation beyond four weeks from the date of entry into force of the provisional anti-dumping duty; whereas, in these circumstances, the amounts secured by way of provisional duty must be definitively collected, up to the amount of the definitive duty for all goods entered for consumption as from the 1st of January 1982.

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The text of Article 2 reads as follows:

1. The amounts secured by way of provisional duty pursuant to Regulation (EEC) No 3453/81 shall be definitively collected up to the amount of the definitive duty, that is, 75% of the amount of the provisional duty. The balance of these sums, that is, 25% of the amount of the provisional duty, is released.

2. However, with regard to the products entered for consumption before the 1st of January 1982, the amounts secured by way of provisional duty are released.