

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 182 final

Brussels, 16 April 1982

Proposal for a
COUNCIL REGULATION (EEC)
suspending the application of ceilings established by Regulation (EEC)
No 3804/81 for imports of certain products originating in Malta

(submitted to the Council by the Commission)

COM(82) 182 final



EXPLANATORY MEMORANDUM

1.1 The Agreement between the Community and Malta provides in Article 2 of Annex I that imports of certain products originating in Malta be subject to an annual ceiling above which customs duties can be reintroduced.

The Community has accordingly fixed, under Council Regulation, the ceilings applicable in the first half-year of 1982 to imports of a number of products, (Regulation (EEC) No 3804/81, see OJ No L 382 of 31.12.1981).

1.2 However, provision is also made in Article 2 that if, for two successive years, imports of a product subject to a ceiling are less than 90 % of the level fixed, the Community shall suspend application of this ceiling. The Community totals of amounts set off against the ceilings for 1980 and 1981 show that imports of certain products did not reach 90 % in those years. This being so, the Community is obliged to suspend application of ceilings already fixed for 1982 and to amend the above mentioned Regulation accordingly.

2.1 It is submitted that the proposal for the Council Regulation annexed hereto be approved, i.e. providing for :

suspension of the application of two ceilings to which imports of certain products originating in Malta are subject.

2.2 This is the subject of the present proposal for a Regulation (see Annex).

Proposal for a
COUNCIL REGULATION (EEC)

suspending the application of ceilings established by Regulation (EEC) No
3804/81 for imports of certain products originating in Malta

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 from the Commission,

Whereas, pursuant to Article 2 of Annex I to the
Agreement establishing an association between the
European Economic Community and Malta, the
Community has, by Regulation (EEC) No 3804/81 (1),
established the ceilings applicable in 1982 to imports
of certain products originating in Malta; whereas that
Article provides that if, for two successive years,
imports of a product subject to a ceiling are less than
90 % of the amount fixed, the Community shall
suspend the application of this ceiling;

Whereas the Communities' statistical summaries for
1980 and 1981 show that imports of certain products
which are subject to ceilings did not, during those
years, reach 90 % of the ceilings indicated; whereas,
therefore, the Community should suspend application
of the ceilings valid for imports of the products in
question from 1 January 1982; whereas, however, it is

desirable to follow the development of these imports
by means of statistical surveillance,

HAS ADOPTED THIS REGULATION:

Article 1

The application of the ceilings established by Article
1 of Regulation (EEC) No 3804/81 shall be
suspended from 1 January 1982 for imports of other
woven fabrics of cotton, falling within
tariff heading No 55.09 of the Common
Customs Tariff and of outer garments and
other articles, knitted or crocheted, not
elastic or rubberized, falling within tariff
heading 60.05 of the Common Customs Tariff,
listed under Serial Nos I M 2 and I M 4 in
the Annex to the said Regulation.

These imports shall remain under Community
surveillance.

Article 2

This Regulation shall enter into force on the third 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

(1) OJ No L 382, 31.12.1981, p. 13.