

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(75) 592 final

Brussels, 25 November 1975

Recommendation
for
COUNCIL REGULATION (EEC)

concluding an Agreement between the European Economic Community
and the State of Israel concerning the importation into the
Community of tomato concentrates originating in Israel

(Submitted by the Commission to the Council)

COM(75) 592 final



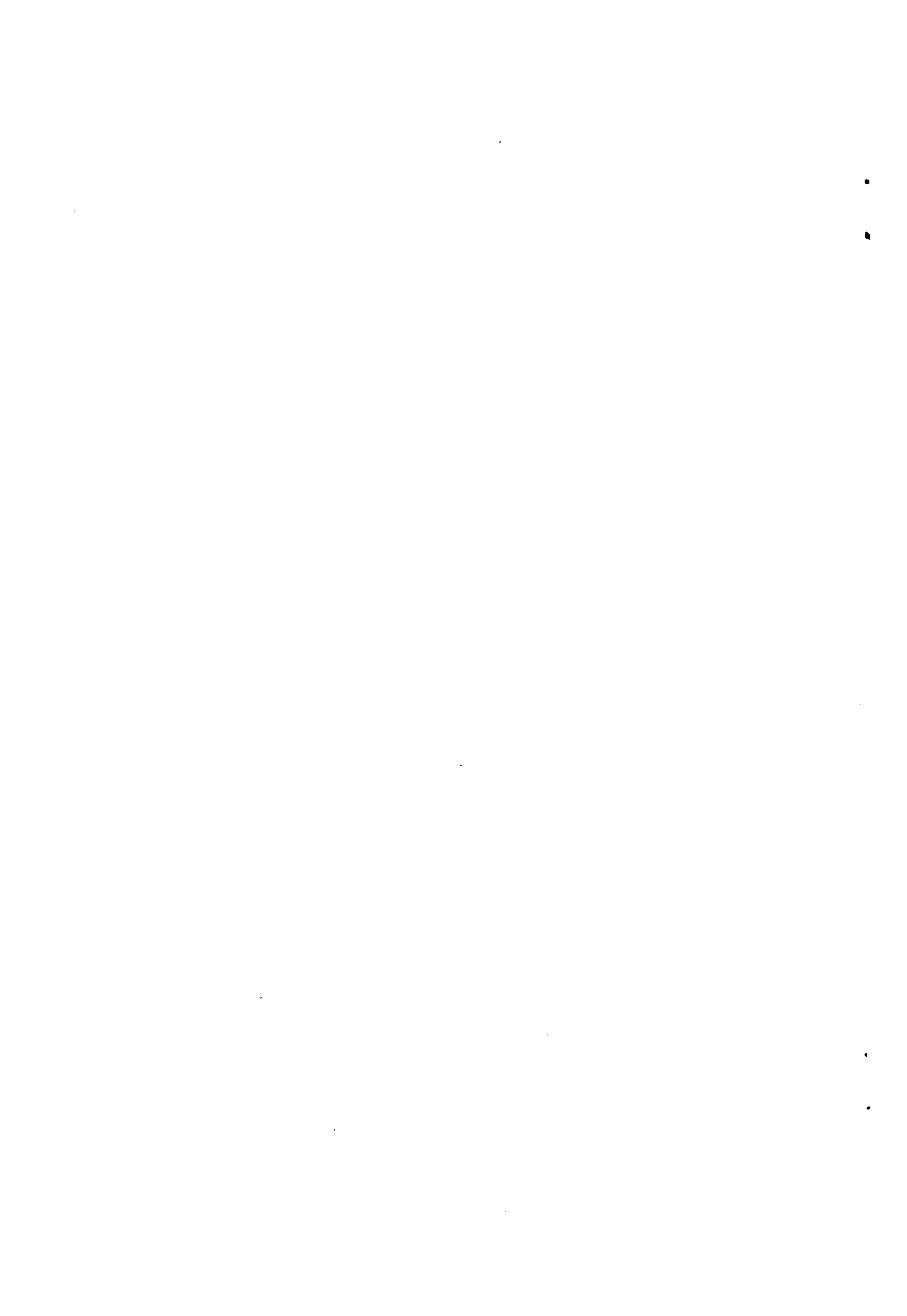
EXPLANATORY MEMORANDUM

Article 9 of Protocol No 1 annexed to the Agreement between the European Economic Community and the State of Israel signed on 11 Mai 1975 makes provision for a reduction of the customs duties on imports into the Community of certain products, including tomato concentrates, originating in Israel, subject to the conditions agreed upon by exchange of letters being respected.

Council Regulation (EEC) No 2109/75 of 11 August 1975 has fixed the date of application of tariff reductions provided for in articles 8 and 9 of Protocol No 1 annexed to the Agreement, and concerning certain products including tomato concentrates ; the entry into force of the concessions upon these products was suspended by article 2 of Council Regulation (EEC) No 1274/75, concluding the Agreement.

The Commission recommends the Council to adopt the draft Regulation on the annexed Exchange of Letters, which lays down the conditions governing the importation into the Community of tomato concentrates originating in Israel. The Regulation in question should enter into force on 1st January 1976, as the validity of the Regulation concluding the preceding Exchange of Letters expires on 31 December 1975.

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Recommendation
for
COUNCIL REGULATION (EEC) No 75
OF

concluding the Exchange of Letters relating to Article 9 of Protocol No 1
to the Agreement between the European Economic Community and the State of
Israel and concerning the importation into the Community of
tomato concentrates originating in Israel

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 Recommendation from the Commission ;

Whereas the Agreement between the European Economic Community and the State
of Israel (1) has been signed on 11 May 1975 ;

Whereas Council Regulation (EEC) No 2019/75 of 11 August 1975 (2) has set the
date of entry into force of the tariff reductions provided for in articles 8 and
9 of Protocol 1 annexed to the Agreement, relating to certain products, and in
particular tomato concentrates ;

Whereas the Exchange of Letters relating to Article 9 of Protocol No 1 to the
Agreement between the European Economic Community and the State of Israel and
concerning the importation into the Community of tomato concentrates originating
in Israel should be concluded ;

HAS ADOPTED THIS REGULATION :

Article 1

The Exchange of Letters relating to Article 9 of Protocol No 1 to the
Agreement between the European Economic Community and the State of Israel
and concerning the importation into the Community of tomato concentrates
originating in Israel is concluded on behalf of the Community.

The text of the Exchange of Letters is annexed to this Regulation.

(1) O.J. No L 136 of 28.5.1975, p. 3
(2) O.J. No L 215 of 13.8.1975, p. 3

Article 2

The President of the Council shall be authorized to designate the person empowered to sign the Exchange of Letters referred to in Article 1, and to invest him with the necessary power to commit the Community.

Article 3

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels,

For the Council,
The President

Letter No 1

Sir,

In pursuance of Article 9 of Protocol No 1 to the Agreement concluded between the European Economic Community and the State of Israel and following the clarifications exchanged on the conditions governing imports into the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid, falling within subheading No 20.02 ex C of the Common Customs Tariff and originating in Israel, I have the honour to inform you that Israel undertakes all necessary measures in order that the quantities supplied to the Community from 1 January 1976 to 31 December 1976 do not exceed tons.

To this end the Israel Government points out that all exports to the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid, originating in Israel, are effected exclusively through exporters whose operations are supervised by the Israeli Ministry of Trade and Industry.

The guarantees with regard to quantities will be provided in the manner agreed between the Israeli Ministry of Trade and Industry and the Directorate-General for Agriculture of the Commission of the European Communities.

Please accept, Sir, the assurance of my highest consideration.

(signed) Ambassador

Letter No 2

Your Excellency,

I have the honour to acknowledge receipt of your letter of today worded as follows :

"In pursuance of Article 9 of Protocol No 1 to the Agreement concluded between the European Economic Community and the State of Israel and following the clarifications exchanged on the conditions governing imports into the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid, falling within subheading No 20.02 ex C of the Common Customs Tariff and originating in Israel, I have the honour to inform you that Israel undertakes all necessary measures in order that the quantities supplied to the Community from 1 January 1976 to 31 December 1976 do not exceed tons.

To this end the Israel Government points out that all exports to the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid, originating in Israel, are effected exclusively through exporters whose operations are supervised by the Israeli Ministry of Trade and Industry.

The guarantees with regard to quantities will be provided in the manner agreed between the Israeli Ministry of Trade and Industry and the Directorate-General for Agriculture of the Commission of the European Communities".

I am able to confirm the Community's agreement with the foregoing.

Please accept, Your Excellency, the assurance of my highest consideration.

On behalf of the Council
of European Communities

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FINANCIAL STATEMENT

Annex to Doc.

Date 6th November 1975

1. Line of the Budget concerned : Chapter 12 (customs duties)

2. Title of the action : Council Regulation (EEC) concerning the conclusion of the agreement, by exchange of letters, regarding article 9 of protocol number 1 of the Agreement between the European Economic Community and the state of Israel concerning the importation into the Community of tomato concentrates originating in Israel

3. Legal basis : Article 113 - Treaty of Rome

4. Objectives of the action : Establish, by an exchange of letters, the limitation by Israel of tomato concentrates exports to the Community within the framework of the application of the tariff reduction

5.0 Cost of the action	during the campaign	current exercise ()	following exercise()
charge to the EC Budget			
charge to the national administrations	10.000 UC	—	10.000 UC
charge to other national sectors			

5.1 Estimated costs Year Year Year

5.2 Method of calculation Upon the basis of statistics available and for limitation during the year 1975 (1.750 tons) and the current minimum price of 600 UC/ton, the loss to the Community through non-application of customs duties can be estimated as follows :

Average CCT = 21,5 %

Rate reduced by 55 % as in the

Israel Agreement : rate applied = 9,6

Limitation x loss (full tariff - effective tariff)

= 200 x 47,6 UC (86 - 38,4) = 9,520 UC

6.1 Possible financing by credits written into the relative chapter of the current Budget

Yes No

6.2 Possible financing by transfers between chapters of the current Budget

Yes No

6.3 Necessity for a supplementary Budget Yes No

6.4 Credits to be written into future budgets

Comments : (1) It is a question of non application of customs duties

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