

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM (78) 419 final

Brussels, 12 September 1978

Proposal for a Council Regulation on the application of Joint Committee EEC- (1)\* Decision amending lists A and B annexed to Protocol nr 3 concerning the definition of the concept of originating products and methods of administrative co-operation.

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Joint Committee decision amending lists A and B annexed to Protocol nr 3 concerning the definition of the concept of originating products and methods of administrative co-operation.

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(Presented by the Commission to the Council)

(1)\* Austria, Finland, Iceland, Norway, Portugal, Sweden, Switzerland.

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## EXPLANATORY NOTE

The evolution in manufacturing techniques and in economic conditions connected with international trade in some products has led the Member States and the services of the Commission to study the possibility of amending the rules of origin in relation to these products listed in Lists A and B annexed to the Protocols No 3 of the various EEC-EFTA Agreements.

The draft of a model Decision to be taken by each Joint Committee annexed includes the amendments upon which an agreement has been reached after discussions on this subject with the customs experts of the Member States.

It is suggested that the Council adopts this draft on the common position of the Community for use in the EEC-EFTA Joint Committees.

For reasons of clarity of presentation and to prevent duplication of work a model proposition for Council Regulations to apply the Joint Committee Decisions is also annexed.



Proposal Council regulation (EEC) No /78 on the application of  
Joint Committee EEC-Decision (1) No /78 amending Lists A and B  
annexed to Protocol No 3 concerning the definition of the concept of  
originating products and methods of administrative co-operation

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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 an Agreement between the European Economic Community and

(2) (3) was signed on (4)

and entered into force on (5);

whereas by virtue of Article 28 of Protocol No 3 concerning the defini-  
tion of the concept of originating products and methods of administrative  
co-operation, which forms an integral part of the above Agreement, the  
Joint Committee has adopted Decision No /78 adding to and  
modifying Lists A and B annexed to that Protocol.

whereas it is necessary to apply this Decision in the Community,

.../...

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- (1) Austria, Finland, Iceland, Norway, Portugal, Sweden, Switzerland
  - (2) the Republic of Austria, The Republic of Finland, the Republic  
of Iceland, the Kingdom of Norway, the Portuguese Republic, the  
Kingdom of Sweden, the Swiss Confederation
  - (3) Austria, Sweden, Switzerland : OJ. No L 300 of 31.12.72  
Finland : OJ No L 328 of 28.11.73  
Norway : OJ No L 171 of 27.6.73  
Iceland, Portugal : OJ No L 301 of 31.12.72
  - (4) Austria, Iceland, Portugal, Sweden, Switzerland : 22 July 1972  
Norway : 14 May 1973  
Finland : 5 October 1973
  - (5) Austria, Portugal, Sweden, Switzerland : 1. January 1973  
Iceland : 1 April 1973  
Norway : 1 July 1973  
Finland : 1 January 1974

HAS ADOPTED THIS REGULATION:

Article 1

For the application of the Agreement between the European Economic Community and (1), Joint Committee Decisions No /78 shall be applied in the Community.

Article 2

This Regulation shall enter into force on

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

Done at Brussels,

For the Council  
The President

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(1) The Republic of Austria, the Republic of Finland, the Republic of Iceland, the Kingdom of Norway, the Portuguese Republic, the Kingdom of Sweden, the Swiss Confederation.

AGREEMENT EEC-

The Joint Committee

JOINT COMMITTEE DECISION No 178

of

amending Lists A and B annexed to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the ..... (1) signed in Brussels on ..... (2),

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (hereinafter referred to as 'Protocol 3'), and in particular Article 28 thereof,

Whereas experience acquired since the entry into force of the agreement shows that the rules of origin laid down for certain products in Protocol No 3 must be adapted to take account of the evolution of manufacturing techniques of those products and the international economic conditions concerning trade in those products ;

Whereas it is now convenient to supplement and modify certain of these rules,

.../...

(1) The Republic of Austria, the Republic of Finland, the Republic of Iceland, the Kingdom of Norway, the Portugese Republic, the Kingdom of Sweden, the Swiss Confederation.

(2) Austria, Iceland, Portugal, Sweden, Switzerland : 22 July 1972  
Norway : 14 May 1973

HAS DECIDED AS FOLLOWS :

Article 1

In List A annexed to Protocol No 3 the rule relating to heading No 59.17 shall be replaced by those set out in Annex I to this Decision.

Article 2

In List B annexed to Protocol No 3 the rule set out in Annex II to this Decision shall be inserted in the appropriate place as determined by the numerical order of the tariff headings.

Article 3

This Decision shall enter into force on ..... 1978.

Done at Brussels,

For the Joint Committee  
The President



ANNEX I

Products obtained		Working or processing that does not affect the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
1	2	3	4
ex 59.17 (1)	Textile fabrics and textile articles, of a kind commonly used in machinery or plant, excluding polishing discs or rings, other than of felt		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
ex 59.17	Polishing discs or rings, other than of felt		Manufacture from yarn or from waste fabrics or rags of heading No 63.02

(1) For products comprised of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is comprised. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10 % of the total weight of textile materials incorporated. This percentage shall be increased:

- to 20 % where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07,
- to 30 % where the material in question is yarn of a width not exceeding 3 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

ANNEX II

ANNEX II

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
1	2	3
ex 40.11	Retreaded tyres	Retreading of tyres