

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 243 final.

Brussels, 12 May 1980

Proposal for a
COUNCIL REGULATION (EEC)
suspending the application of an indicative ceiling established by
Regulation (EEC) No 2796/79 for imports of certain products origi-
nating in Austria

(submitted to the Council by the Commission)

COM(80) 243 final.

EXPLANATORY MEMORANDUM

1.1 Protocol No 1 to the Agreement between the Community and Austria provides that imports of certain products originating in Austria and subject to progressive reductions in customs duties shall, from the entry into force of this Agreement in 1973, be subject to an annual indicative ceiling above which customs duties can be reintroduced.

The Community has accordingly, fixed, under Council regulation, the ceilings applicable in 1980 to imports of a number of products. (Regulation (EEC) No 2796/79, see OJ No L 330 of 27.12.1979).

1.2 However, provision is also made in Protocols No 1 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 1978 and 1979 show that imports of certain products did not reach 90% in those years. This being so, the Community is obliged to suspend application of a ceiling already fixed for 1980 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 an indicative ceiling to which imports of certain products originating in Austria are subject.

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

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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 from the Commission,

Whereas, pursuant to Protocol 1 annexed to the Agree-
ment between the European Economic Community
and the Republic of Austria,

the Community
has, by Council Regulation (EEC) No 2796/79 (1) .
established the
indicative ceilings applicable in 1980 to imports of
certain products originating in Austria;
whereas provision is made under the said Protocol
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
1978 and 1979 show that imports of certain products
which are subject to these ceilings did not, during
those years, reach 90 % of the ceiling indicated;
whereas, therefore, the Community should suspend
application of one ceiling valid for imports of the
products in question from /; whereas, however, it is
desirable to keep under review the development of
these imports by statistical supervision,

HAS ADOPTED THIS REGULATION:

Article 1

The application of the indicative ceiling established
by Article 1 of Regulation (EEC) No 2796/79 shall be

suspended from 1 January 1980 for
of bible paper, manifold (thin typing) paper and
printing paper and writing paper, containing
not more than 5% of mechanical wood pulp,
falling within heading ex 48.01 F of the
Common Customs Tariff, as indicated in respect
of No I A 2 of Annex I to the said Regulation.

These imports shall remain under Community
surveillance.

1 January 1980

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*