

COM(80) 878 final

Brussels, 12th December 1980

PROPOSAL FOR A COUNCIL REGULATION (EEC)

determining the arrangements to be applied with regard to imports
into Greece originating in Algeria, Israel, Malta,
Morocco, Portugal, Syria, Tunisia or Turkey

DRAFT DECISION

of the Representatives of the Governments of the Member States of
the European Coal and Steel Community meeting within the Council
determining

the arrangements to be applied with regard to imports
into Greece originating in Algeria, Israel, Morocco, Portugal,
Syria, Tunisia or Turkey of products covered by that Community

(presented by the Commission to the Council)



EXPLANATORY NOTE

On 11 February, the Council and the Representatives of the Governments of the Member States meeting within the Council authorised the Commission to open negotiations with countries with which "preferential" trade agreements had been concluded in order to determine the adaptations and transitional measures needed as a result of Greek accession. The conclusion of negotiations with 6 EFTA countries, Cyprus, Jordan, Lebanon, Egypt and Spain have already been dealt with in separate Commission Communication (1).

Algeria, Morocco, Syria, Tunisia and Turkey have been invited to open negotiations, but as of this moment, these countries have not come to negotiate.

Negotiations are under way with Israel, Malta and Portugal but for the reasons set out below, it has not been possible to conclude negotiations.

Negotiations with Malta were formally opened on 12 March 1980. On 31 July, the Maltese Delegation sent a Note Verbale to the Commission, stating that the negotiation of a Protocol to take account of Greek Accession should be carried out simultaneously with negotiations relating to a Second Financial Protocol and negotiations concerning the future of the EEC-Malta Association Agreement. Subsequently, Malta has been unwilling to continue the negotiation of a protocol to take account of Greek accession.

Negotiations with Portugal were opened on 25 April 1980. It has not been possible to conclude these negotiations, largely due to the Portuguese position regarding the Port Wine quota granted by the Community to Portugal. Under the terms of the Commission's negotiating directives, such quotas are only increased to take account of traditional trade between Greece and Portugal. On this basis, the quota should be increased by around 250 hl. Portugal is insisting upon an increase of 2,500 hl. and consequently, negotiations have not been concluded.

(1) COM(80)317, COM(80)616, COM(80)717, COM(80)824

The Commission has already reported in detail on the negotiations with Israel (1) and negotiations are continuing.

By a decision of 24 July 1980, the Council and Representatives of the Governments of the Member States meeting within the Council authorized the Commission to open negotiations with the ACP countries. Negotiations with these countries were only opened on 28 November 1980, and it is proposed to deal with these countries in a separate Communication.

In addition, on 16 October 1980, the Commission made recommendations for a Council decision to open negotiations with Yugoslavia (2). In view of the fact that such a decision has not yet been taken, Yugoslavia will also be dealt with in a separate Communication.

Article 119 of the Act of Accession of the Hellenic Republic to the European Communities provides that if protocols of transition and adjustment are not, for reasons outside the control of the Community of the Hellenic Republic, concluded on 1.1.1981, the Community shall take the necessary measures to deal with this situation after accession. In any case, most favoured nation treatment shall be applied as from 1 January 1981 by the Hellenic Republic.

Due to the fact that Protocols have not been concluded with Algeria, Israel, Malta, Morocco, Portugal, Syria, Tunisia and Turkey, the Commission is thus making proposals to determine the arrangements to be applied by the Hellenic Republic to imports originating in these countries from 1.1.1981 in conformity with Article 119 of the Greek Act of Accession. The Commission considers that it is appropriate for the Hellenic Republic to apply most favoured nation treatment to imports originating in these countries within the conditions set out in the Greek Act of Accession. It is hoped that negotiations with both Israel and Portugal can be concluded before the end of the year. The Commission will make new proposals concerning these countries in such an eventuality.

These arrangements shall of course be without prejudice to Article 117 of the Greek Act of Accession concerning the application of the G.S.P. and shall only be valid until the conclusion of negotiations with these countries and the consequent implementation of new arrangements.

(1) COM(80)744
(2) COM(80)593

PROPOSAL FOR A COUNCIL REGULATION DETERMINING THE ARRANGEMENTS TO
BE APPLIED WITH REGARD TO IMPORTS INTO GREECE ORIGINATING IN ALGERIA,
ISRAEL, MALTA, MOROCCO, PORTUGAL, SYRIA, TUNISIA OR TURKEY

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Communities, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the situation envisaged in Article 119 of the Act of Accession of the Hellenic Republic exists with regard to the Agreements between the European Economic Community and Algeria, Israel, Malta, Morocco, Portugal, Syria, Tunisia and Turkey respectively; whereas under the said Article 119, the Community is therefore required to take the necessary measures to deal with this situation after accession; whereas to that end imports into Greece originating in Algeria, Israel, Malta, Morocco, Portugal, Syria, Tunisia or Turkey should be made subject, pending the conclusion of the protocols referred to in Article 118 of the Act of Accession, to the general rules governing Greece's imports of goods originating in third countries,

HAS ADOPTED THIS REGULATION :

Article 1

As from 1 January 1981 imports into Greece originating in Algeria, Israel, Malta, Morocco, Portugal, Syria, Tunisia or Turkey shall be subject to the tariff treatment applied to third countries enjoying most-favoured-nation treatment and to the common rules for imports in accordance with the Act of Accession of the Hellenic Republic, in particular Article 31 and Article 115 thereof.

Article 2

This Regulation shall enter into force on the 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

DRAFT

Decision of the Representatives of the Governments of the Member States of the European Coal and Steel Community meeting within the Council
determining the arrangements to be applied with regard to imports into Greece originating in Algeria, Israel, Morocco, Portugal, Syria, Tunisia or Turkey of products covered by that Community

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY MEETING WITHIN THE COUNCIL,

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Whereas protocols to determine the transitional measures and adaptations needed to take account of Greece's accession have not been concluded in respect of the Agreements between the Member States of the European Coal and Steel Community and that Community of the one part, and Algeria, Israel, Morocco, Portugal, Syria, Tunisia and Turkey respectively of the other part; whereas it is therefore necessary to take measures to deal with this situation after accession; whereas to this end imports into Greece of products covered by the ECSC Treaty and originating in one of the above-mentioned co-contracting countries should be made subject, pending the conclusion of such protocols, to the rules governing Greece's imports of goods originating in third countries,

HAVE DECIDED AS FOLLOWS:

Article 1

As from January 1981 imports into Greece of products covered by the ECSC Treaty and originating in Algeria, Israel, Morocco, Portugal, Syria, Tunisia or Turkey shall be subject to the rules governing imports originating in third countries in accordance with the Act of Accession of the Hellenic Republic, in particular Article 32 thereof.

5

Article 2

The Member States and the Commission shall take the measures necessary to implement this Decision.

Done at Brussels,
The President of the Council
For the Commission