

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(81) 215 final

Brussels, 6 May 1981

Draft

JOINT COMMITTEE DECISION EEC

adding to and modifying Lists A and B annexed to
Protocol No 3 concerning the definition of the concept
of "originating products" and methods of administrative
cooperation

Proposal for a

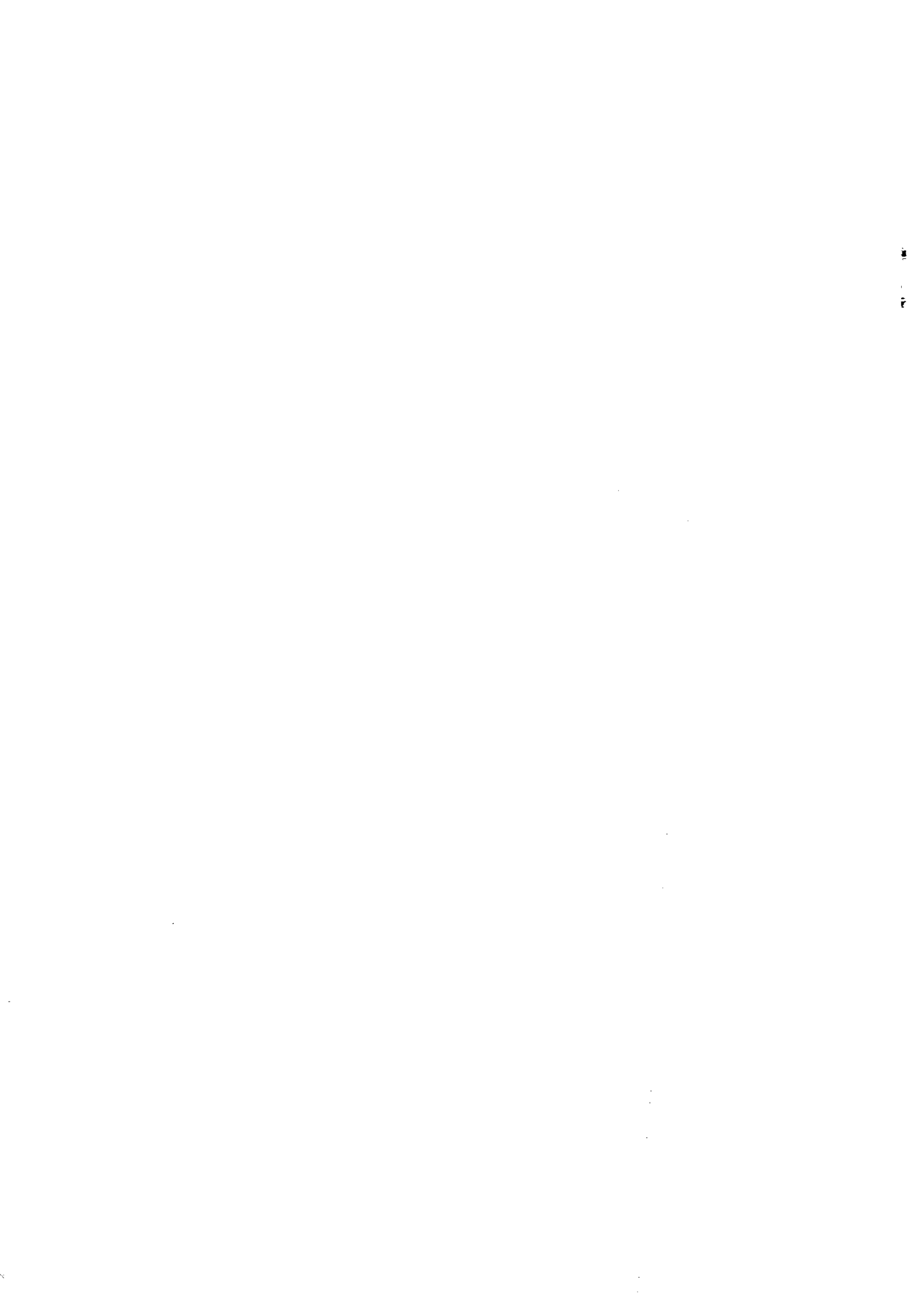
COUNCIL REGULATION (EEC)

on the application of Decision No of the EEC (1)
Joint Committee adding to and modifying Lists A and B
annexed to Protocol No 3 concerning the definition of
the concept of originating products and methods of
administrative cooperation

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

(presented by the Commission to the Council)

COM(81) 215 final



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 for the EEC-EFTA Joint Committees annexed includes the amendments upon which an agreement has largely 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.

AGREEMENT EEC-

The Joint Committee

JOINT COMMITTEE DECISION No.

of

adding to and modifying Lists A and B annexed to Protocol No 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 No. 3 concerning the definition of the concept of "originating products" and methods of administrative cooperation (hereinafter referred to as "Protocol No 3"), and in particular Article 28 thereof,

Where experience has shown that the rules of origin laid down for certain products in Protocol No. 3 must be adapted to take account of the evolution of techniques in the manufacture of those products and international economic conditions concerning trade in those products;

.../...

(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

(2) Austria, Iceland, Portugal, Sweden, Switzerland : 22 July 1972
Norway : 14 May 1973
Finland : 5 October 1973

HAS DECIDED AS FOLLOWS :

Article 1

The rules set out in Annex I to this Decision shall replace the rules relating to the headings concerned at present in List A annexed to Protocol No. 3.

Article 2

The rules set out in Annex II to this Decision shall, in the case of the rule in column 3 at the beginning of List B annexed to Protocol No. 3 and the rule concerning heading ex 43.02, replace the existing rules in that List and in the case of the other rules be inserted into that List.

Article 3

This Decision shall enter into force on

Done at Brussels,

For the Joint Committee
The President

Product obtained		Working or processing that does not confer 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		
ex 37.01	Photographic plates and film in the flat, sensitized, unexposed, of any material other than paper, paper-board or cloth, with the exception of colour instant film packs	Manufacture from products of heading No. 37.02 (1)	
ex 37.01	colour instant film packs	Manufacture from products of heading No. 37.02, the value of which exceeds 30% of the value of the finished products(1)	
ex 59.02 (2)	Felt and articles of felt, with the exception of needled felt, whether or not impregnated or coated		Manufacture either from natural fibres or from casein fibres or from chemical products or textile pulp
ex 59.17 (2)	Textile fabrics and textile articles, of a kind commonly used in machinery or plant excluding : - woven fabrics, felted or not, whether or not impregnated or coated, of a kind commonly used in paper-making or other machinery, tubular or endless with single or multiple warp and/or weft, or flat woven with multiple warp and/or weft; - 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

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

(2) For products composed 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 composed. 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 5mm 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.

Product obtained		Working or processing that does not confer 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		
ex 59.17(1)	Woven fabrics, felted or not, whether or not impregnated or coated, of a kind commonly used in paper-making or other machinery, tubular or endless with single or multiple warp and/or weft, or flat woven with multiple warp and/or weft		<p>Manufacture from materials of headings 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 :</p> <ul style="list-style-type: none"> - chemical products, - textile pulp, - yarn of polytetrafluoroethylene, - polyamide yarn, twined and coated with phenol resin, - yarn of synthetic textile fibres of aromatic polyamides, obtained by polycondensation of phenylenediamine and isophthalic acid, - monofil of polytetrafluoroethylene.
65.03	Felt hats and other felt headgear, being headgear made from the felt hoods and plateaux falling within heading No. 65.01, whether or not lined or trimmed		Manufacture from textile fibres (2)
65.05	Hats and other headgear (including hair nets), knitted or crocheted, or made up from lace, felt or other textile fabric in the piece (but not from strips), whether or not lined or trimmed		Manufacture either from yarn or from textile fibres (2)

(1) For products composed 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 composed. 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 5mm 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.
- (2) Trimmings and accessories used (excluding lining and interlining), which change tariff heading does not remove the originating status of the products obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Finished products		Working or processing that confers the status of originating products
CCT Heading No.	Description	
		Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances, etc., of Chapters 84 to 92 in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.02, 97.03, 97.07, 98.03 and 98.10 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5% of the value of the finished product
ex 25.04	Natural crystalline graphite, with enriched carbon content, purified and ground	Enriching of the carbon content, purifying and grinding of crystalline crude graphite
ex 43.02	Assembled furskins	Bleaching or dyeing, in addition to cutting and assembly of tanned or dressed furskins or two or more plates or crosses of tanned or dressed furskins
ex 71.12	Wristwatch bracelets of rolled precious metal	Manufacture in which the value of the non-originating materials used does not exceed 40% of the value of the finished product
ex 71.16	Wristwatch bracelets of base metal, whether or not gold-plated or silver-plated	Manufacture in which the value of the non-originating materials used does not exceed 40% of the value of the finished product
ex 98.10	Lighters with piezo-igniter	Working, processing or assembly in which the value of the non-originating material and parts used do not exceed 30% of the value of the finished product

COUNCIL REGULATION (EEC) No.

of

on the application of Decision No. of the EEC (1) Joint
Committee adding to and modifying Lists A and B annexed to Protocol No 3
concerning the definition of the concept of originating products and
methods of administrative cooperation

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 the 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 definition
of the concept of originating products and methods of administrative
cooperation, which forms an integral part of the Agreement, the Joint
Committee has adopted Decision No. amending Lists A and B annexed
to that Protocol;

Whereas this Decision should be applied in the Community,

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- (1) Austria, Finland, Norway, Portugal, Sweden, Switzerland, Iceland.
 - (2) The Republic of Austria, the Republic of Finland, the Kingdom of
Norway, the Portuguese Republic, the Kingdom of Sweden, the Swiss
Confederation, the Republic of Iceland.
 - (3) Austria, Sweden, Switzerland : OJ No. L 300 of 31.12.1972
Finland : OJ No. L 328 of 28.11.1973
Norway : OJ No L 171 of 27.6.1973
Portugal, Iceland : OJ No L301 of 31.12.1972
 - (4) Austria, Portugal, Sweden, Switzerland, Iceland : 22 July 1972
Norway : 14 May 1973
Finland : 5 October 1973
 - (5) Austria, Portugal, Sweden, Switzerland : 1 January 1973
Norway : 1 July 1973
Finland : 1 January 1974
Iceland : 1 April 1973

HAS ADOPTED THIS REGULATION :

Article 1

Decision No. of the EEC- -1) Joint Committee shall apply in the
Community.

The text of the Decision is annexed to this Regulation.

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) Austria, Finland, Norway, Portugal, Sweden, Switzerland, Iceland.