

# COMMISSION OF THE EUROPEAN COMMUNITIES



COM(77) 671 final.

Brussels, 15 December 1977.

PROPOSAL FOR A  
COUNCIL DECISION  
authorizing prolongation or tacit renewal  
of certain trade-agreements  
concluded between the Member States  
and third countries

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(submitted to the Council by the Commission)



EXPLANATORY MEMORANDUM

1. In implementation of Article 3 of the Council Decision of 16 December 1969 (1) on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiation of Community agreements, the Commission proposes to the Council that the Member States should be authorized to extend, expressly or tacitly, the trade agreements annexed to the attached proposal for a Council decision. The agreements in question constitute the first batch for 1978 and expire or are due to be terminated between 1 February and 30 April 1978.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 15 November 1977, that the Federal Republic of Germany will denounce its agreement of 26.01.1951 with Sweden and that the conditions under which the other agreements could be extended for a further year had been fulfilled.

2. The Commission considers it appropriate to point out, moreover, that the proposals for authorizing the Member States to renew or extend, expressly or tacitly, certain agreements in this batch for a further one-year period are by no means indicative of any position it might adopt next time these agreements come up for renewal.

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(1) OJ no L 326 of 29.12.1969, p. 39

PROPOSAL FOR A  
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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 Council Decision of 16 December 1969 on the progressive  
standardization of Agreements concerning commercial relations between  
Member States and third countries and on the negotiation of Community  
Agreements (1), and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

(1) OJ N° L 326, 29.12.1969, p. 39.

Whereas prolongation or tacit extension beyond the end of the transitional period has already been authorized in the case of the agreements listed in the Annex hereto by the Council under its Decisions of 28 January 1969 (1), 12 May 1969 (2), 8 December 1969 (3), 26 June 1969 (4), 30 June 1969 (5), 15 September 1969 (6), 20 December 1969 (7), 8 June 1970 (8), 29 September 1970 (9), 1 March 1971 (10), 25 April 1972 (11), 28 April 1973 (12), 21 March 1974 (13), 17 February 1975 (14) and 24 February 1976 (15), 21 December 1976 (16);

Whereas the Member States concerned have again, with a view to avoiding interruption in their trade relations with the third countries concerned, based on agreements, requested authorization to prolong or tacitly renew the abovementioned agreements;

Whereas authorization should be granted to maintain trade relations between the Member States and the third countries concerned, on the basis of Agreements, pending their replacement by a Community conventional or autonomous system; Whereas such authorization should not, therefore, adversely affect the obligation of the Member States to avoid and, where appropriate, to eliminate any incompatibility between such agreements and the provisions of Community law;

- (1) OJ N° L 43, 20.02.1969, p. 15
- (2) OJ N° L 117, 16.05.1969, p. 9
- (3) OJ N° L 323, 24.12.1969, p. 10
- (4) OJ N° L 159, 01.07.1969, p. 20
- (5) OJ N° L 169, 10.07.1969, p. 2
- (6) OJ N° L 238, 23.09.1969, p. 9
- (7) OJ N° L 6, 09.01.1970, p. 1
- (8) OJ N° L 133, 18.06.1970, p. 14
- (9) OJ N° L 225, 12.10.1970, p. 24
- (10) OJ N° L 56, 01.03.1971, p. 8
- (11) OJ N° L 112, 14.05.1972, p. 10
- (12) OJ N° L 124, 10.05.1973, p. 22
- (13) OJ N° L 93, 04.04.1974, p. 23
- (14) OJ N° L 62, 07.03.1975, p. 32
- (15) OJ N° L 58, 05.03.1976, p. 14
- (16) OJ N° L 366, 31.12.1976, p. 21

Whereas the provisions of the instruments to be either prolonged or tacitly renewed would not, furthermore, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas the Member States concerned have stated that the prolongation or tacit renewal of these agreements would not be likely to constitute an obstacle to either the opening of Community negotiations with the third countries concerned or the transfer of the commercial fabric thereof to Community Agreements, nor would it, during the period under consideration, hinder the adoption of the necessary measures to complete the standardization of the import systems of the Member States;

Whereas, at the conclusion of the consultations provided for in Article 2 of the Decision of 16 December 1969, it was established, as the aforesaid declarations by the Member States confirm, that the provisions of the statements by the Member States confirm, that the not, therefore, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas, in these circumstances, the agreements may be either prolonged or tacitly renewed for a period not exceeding a year,

HAS ADOPTED THIS DECISION :

Article 1

The trade agreements between Member States and third countries listed in the Annex hereto may be prolonged or tacitly renewed up to the dates specified in each case.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Council  
The President

BILAG - ANHANG - ANNEX - ANNEXE - ALLEGATO - BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb eller forlængelse eller afbrudte videreførelse
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung oder stiller wiedergewählter Verlängerung
Member State	Third country	Type and date of agreement	Terminated or tacitly renewed until
Etats membre	Pays tiers	Nature et date de l'accord	Échéance après prolongation ou tacite reconduction
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo la proroga o il tacito rinnovo
Lid Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na al dan niet stilzwijgende verlenging
BENELUX	Honduras	Handelsakkoord 30. 1.1959	27.5.1979
	Joegoslavië	Handelsakkoord 18. 6.1958	30.6.1979
	Marokko	Handelsakkoord 5. 8.1958	30.6.1979
DANMARK	Indonesien	Handelsaftale 9. 9.1952	30.6.1979
	Madagaskar	Handelsaftale 10.12.1965	25.6.1979
	Marokko	Handelsaftale 26. 7.1961	30.6.1979
	Senegal	Handelsaftale 11. 4.1962	10.7.1979
	Spanien	Handelsaftale 1. 7.1960	30.6.1979
	Tunesien	Handelsaftale 8. 6.1960	31.5.1979
	DEUTSCHLAND	Afghanistan	Handelsabkommen 31. 1.1958
Island		Handelsabkommen 20. 5.1954	30.6.1979
Jugoslavien		Handelsabkommen 11. 6.1952	} 30.6.1979
		Protokoll 16. 7.1964	
Philippinen		Handelsabkommen 28. 2.1964	12.8.1979
FRANCE	Türkei	Abkommen über Warenverkehr 16. 2.1952	30.6.1979
	Grice	Accord commercial 9. 6.1962	30.6.1979
	RAE (république arabe d'Égypte)	Accord commercial 10. 7.1964	10.7.1979
ITALIA	Austria	Accordo commerciale 19. 6.1949	} 30.6.1979
		Scambio di lettere 14.11.1961	
	Colombia	Modus vivendi 19. 6.1952	19.6.1979
	Grecia	Accordo commerciale 10.11.1954	30.6.1979
	Somalia	Accordo commerciale e di cooperazione economica e tecnica 1. 7.1960	30.6.1979
	Spagna	Accordo commerciale 28. 6.1960	} 8.6.1979
		Processo verbale 1. 4.1967	
	Turchia	Accordo commerciale 24. 1.1952	31.5.1979

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