

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 896 final

Brussels, 12 January 1983

Proposal for a

COUNCIL REGULATION (EEC)

on the adjustment of Appendix B to the Arrangement with the United States
of America relating to steel

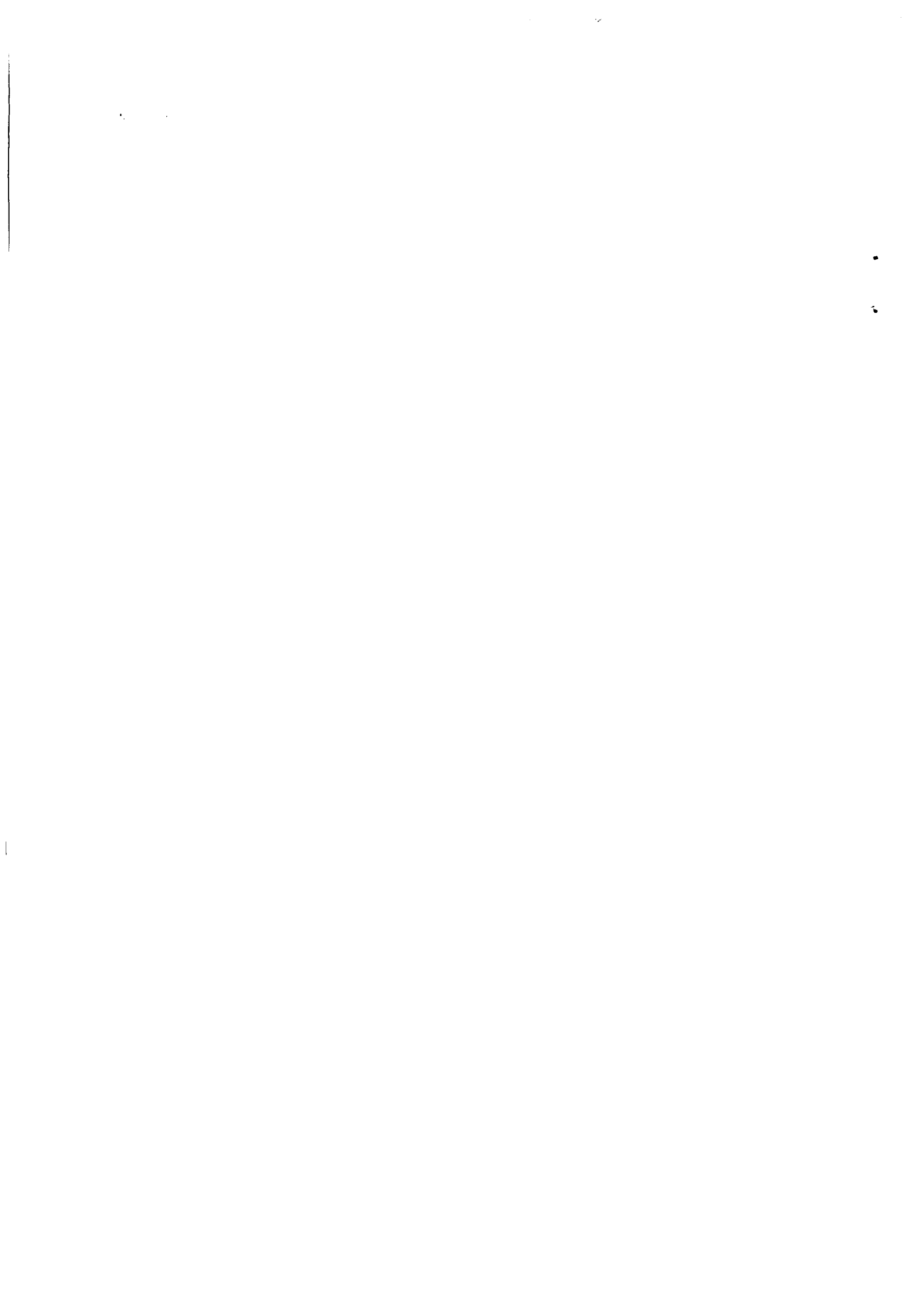
Proposal for a

COUNCIL REGULATION (EEC)

amending Council Regulation (EEC) No 2870/82 on the restriction of exports
of certain steel products to the United States of America

(submitted to the Council by the Commission)

COM(82) 896 final



EXPLANATORY MEMORANDUM

Appendix B of the Arrangement concluded with the U.S.A. envisages that the list of Nimexe positions covered by the Arrangement would be subject to later verification and amendment as necessary as agreed by experts of both parties. Checks carried out have shown the necessity of specifying the products covered with more precision in terms of Nimexe codes. These changes in the Arrangement product coverage make changes in burden-sharing between the Member States necessary.

Proposal for a
Council Regulation (EEC)
on the adjustment of Appendix B to the Arrangement with the United States
of America relating to steel.

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 by Regulation (EEC) No 2869/82¹ the Council approved the conclusion
of an Arrangement with the United States of America relating to steel;

Whereas Appendix B to the Arrangement stipulated that the list of Nimex codes
covered by the Arrangement would be subject to further verification and
amendments to be agreed upon by experts of both parties ;

Whereas the said verification has revealed the need to determine with greater
precision, in terms of Nimex codes, the products covered by the Arrangement,

HAS ADOPTED THIS REGULATION :

Article 1.

1. The adjustments to Appendix B to the Arrangement with the United States
of America relating to trade in certain steel products to be concluded
in the form of an exchange of letters are hereby approved on behalf of
the European Economic Community to the extent that the Arrangement
relates to products covered by the EEC Treaty.
2. The text of the exchange of letters is annexed to this Regulation.

Article 2.

The President of the Council is hereby authorized to designate the person
empowered to carry out the exchange of letters in order to bind
the European Economic Community.

Article 3.

This Regulation shall enter into force on the day of 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 O.J. N° L 307, 1.11.1982, P.1

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DRAFT.

The Honorable Malcolm BALDRIGE
Secretary
Department of Commerce

WASHINGTON DC 20230 - U.S.A.

Dear Mr Secretary,

As indicated in Appendix B of the Arrangement concerning trade in certain steel products between the European Coal and Steel Community and the United States, this Appendix has been verified by experts of both parties, who agreed on certain amendments to the NIMEXE codes referred to in the Appendix.

These changes are reflected in the enclosed new Appendix B, as amended.

I should be grateful if you would confirm the agreement of the US Government with the content of this letter.

Etienne DAVIGNON
Vice-President

(Enclosure)

Proposal for a
Council Regulation (EEC)
amending Council regulation (EEC) N° 2870/82 on the
restriction of exports of certain steel products to the United States
of America.

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 by Regulation (EEC) N° 2870/82¹ the Council
established restrictions on exports of certain steel products to the
United States of America,

Whereas Appendix B to the Arrangement concluded with the United States of
America stipulated that the list of Nimex codes covered by the Arrangement
would be subject to further verification and amendments to be agreed upon
by experts of both parties ;

Whereas the said verification has revealed the need to determine with greater
precision, in terms of Nimex codes, the products covered by the Arrangement;
whereas Article 2(1) and Annexes I and III of Regulation (EEC) No 2870/82
should be amended accordingly,

HAS ADOPTED THIS REGULATION :

Article 1.

Regulation (EEC) No 2870/82 is hereby amended as follows:

1. Article 2(1) is replaced by the following:

"1. Community export limits per product category shall be calculated by
the Commission for the initial period and for the years 1984 and 1985
by application to the United States apparent consumption within the
meaning of Article 5 of the Arrangement of the following percentages :

Product category	Quota
1. Hot-rolled sheet and strip	6.81%
2. Cold-rolled sheet	5.11%
3. Plate	5.36%
4. Structural shapes	9.91%
6. Hot-rolled bars	2.38%
7. Coated sheet	3.27%
8. Tinsplate	2.20% "

2. Annexes I and III are replaced by Annexes A and B to this Regulation.

1 O.J. N° L 307, 1.11.1982, p.3.

Article 2.

This Regulation shall enter into force on the day of 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

ANNEX I
LIST OF PRODUCTS

DESCRIPTION	NIMEXE CODE	TSUSA number
Category 1. Hot-rolled sheet and strip: Alloy steel	73.73-19(2)(18)	607.81-00 608.38-20 (1) 608.55-20 (1) 608.67-20 (1)
Category 2. Cold-rolled sheet: Carbon steel	73.10-30 (21) 73.12-25 (3)(4) 73.12-29 (4)(31) 73.12-40 (4) 73.12-88 (4) 73.13-41 73.64-50 (4) 73.65-53	607.83-20 607.83-44
Alloy steel	73.73-59(2)(39) 73.74-59(2)(4) 73.74-89 (41) 73.75-59(2)(4)(30)	607.93-20
Category 3. Plate : Carbon steel Alloy steel	73.64-75(4) 73.73-19(37) 73.74-74(4)(36)(40) 73.74-83(38)(40) 73.74-89(38)(40) 73.75-59(2)(36)	607.66-15(5) 607.94-00 608.07-10 608.11-00 607.78-00(5) 607.91-00 608.14-20
Category 4. Structural shapes: Carbon steel	73.11-20 (7) 73.11-31 (7) 73.11-39 (7) 73.63-10 (7)(8) 73.63-50 (7)(8) 73.73-55 (8)(10)	609.80-05 609.80-15 609.80-35 609.80-41 609.80-45
Alloy steel	73.73-14 (8) 73.73-19 (8) 73.73-49 73.73-54 (8) 73.73-55 (8)(32) 73.73.-59 (8)	609.82-00

DESCRIPTION	NIMEXE CODE	TSUSA Number
Category 6. Hot-rolled bar : Carbon steel Alloy steel	73.10-49(12)(25) 73.63-79(12)(25) 73.73-19(2)(25) 73.73-89(2)(12)(25)	606.83-10 606.83-30 606.83-50 606.97-00
Category 7. Coated sheet: Carbon steel (galvanized and other steel) Alloy steel coated sheet and terne plate and sheet	73.12-61(4) 73.12-63(4)(30) 73.12-75(4) 73.12-81(4) 73.12-85(4) 73.12-87(4) 73.12-89(4) 73.64-79(4) 73.12-65(4) 73.74-74(4) 73.74-89(4)(40)	608.07-30 608.13-00 608.01-00 608.14-40
Category 8. Tinplate (not including blackplate)	73.12-59(4)	607.96-00 607.97-00 607.99-00

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- /1/ COVERED IF HOT ROLLED
 - /2/ EXCLUDING "TOOL STEEL" "HIGH SPEED TOOL STEEL"
 ■ "TOOL STEEL OF THE TYPE DESCRIBED IN HEADNOTE 2(H)(VII)"
 ■ AND CHIPPER KNIFE STEEL AS DEFINED IN SCHEDULE 6, PART 2,
 ■ SUBPART B, 2 (H), (V), (VI), (VII) AND (VIII) OF THE TARIFF
 ■ SCHEDULES OF THE UNITED STATES ANNOTATED.
 ■ =====
 - /3/ EXCLUDING "SILICON ELECTRICAL STEEL AS DEFINED IN SCHEDULE 6,
 ■ PART 2, SUBPART B, 2 (H) (IX) OF THE TARIFF SCHEDULES OF THE
 ■ UNITED STATES ANNOTATED.
 - /4/ COVERED IF OVER 12" IN WIDTH.
 - /5/ EXCLUDING SEMIFINISHED PRODUCTS OVER 6 INCHES IN THICKNESS
 ■ PRODUCED BY ROLLING ON A PRIMARY (SLABBING) MILL
 - /6/ COVERED IF OVER 8" IN WIDT
 - /7/ COVERED IF HAVING A MAXIMUM CROSS-SECTIONAL DIMENSION OF
 ■ 3 INCHES OR MORE
 - /8/ COVERED IF STRUCTURAL SHAPES.
 - /9/ COVERED IF COILED AND IF 18.8 MM OR LESS IN DIAMETER
 - /10/ COVERED IF CONTAINS 0.35 PERCENT OR LESS LEAD OR SULFUR
 - /12/ EXCLUDED IF COLD FORMED
 - /15/ COVERED IF CONTAINS OVER 0.35 PERCENT LEAD OR SULFUR
 - /16/ COVERED IF IN COIL
 - /17/ COVERED IF NOT IN COIL
 - /18/ COVERED IF OF RECTANGULAR SECTION, IF 3/16 INCH OR OVER
 ■ IN THICKNESS, EXCLUDED IF 8 INCHES OR LESS IN WIDTH OR IF
 ■ NOT IN COILS
 - /19/ COVERED IF OF CIRCULAR SECTION AND 0.2 INCH OR OVER IN
 ■ DIAMETER

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- 19
- /20/ IF 3/16 INCH OR MORE IN THICKNESS, EXCLUDED IF CUT TO
■ LENGTH, OR 8 INCHES OR LESS IN WIDTH
 - /21/ COVERED IF OF RECTANGULAR SECTION, OVER 12 INCHES IN
■ WIDTH AND NOT CONFORMING TO THE ENTIRETY OF THE NIMEXE
■ DEFINITIONS OF STRIP AND SHEET
 - /22/ COVERED IF 3/16 INCH OR MORE IN THICKNESS, IF NOT IN COILS
■ AND IF OVER 8 INCHES IN WIDTH
 - /23/ COVERED IF OF RECTANGULAR SECTION IF 3/16 IN THICKNESS OR MORE,
■ IF OVER 8 INCHES IN WIDTH AND IF NOT IN COILS
 - /24/ COVERED IF OF CIRCULAR SECTION
 - /25/ COVERED IF OF RECTANGULAR, CIRCULAR OR ANY OTHER SOLID SEC-
■ TION. IF OF RECTANGULAR SECTION, COVERED IF 3/16 INCH OR
■ MORE IN THICKNESS AND 8 INCHES OR LESS IN WIDTH. IF OF
■ CIRCULAR SECTION, COVERED IF OVER 18,8 MM IN DIAMETER,
■ OR IF 18,8 MM OR LESS IN DIAMETER AND NOT IN COILS
 - /27/ COVERED IF 3/16 INCH OR MORE IN THICKNESS AND 8 INCHES OR
■ LESS IN WIDTH
 - /28/ COVERED IF 8 INCHES OR LESS IN WIDTH
 - /29/ COVERED IF OF RECTANGULAR OR ANY OTHER SOLID SECTION EXCEPT
■ CIRCULAR. IF OF RECTANGULAR SECTION, COVERED IF 3/16 INCH
■ OR MORE IN THICKNESS AND 8 INCHES OR LESS IN WIDTH
 - /30/ COVERED IF LESS THAN 3/16 INCH IN THICKNESS
 - /31/ COVERED IF 0,0142 INCH OR OVER IN THICKNESS
 - /32/ COVERED IF STRUCTURAL SHAPES AND CONTAINS OVER 0,35 O/O
■ IN LEAD OR SULFUR
 - /33/ EXCLUDING ROUND BILLET, A SEMI FINISHED PRODUCT OF CIRCULAR
■ CROSS SECTION HAVING A LENGTH SEVERAL TIMES GREATER
■ THAN THE MAXIMUM CROSS SECTIONAL DIMENSION AND LESS THAN
■ 36 SQUARE INCHES BUT NOT LESS THAN 3 SQUARE INCHES IN
■ CROSS SECTIONAL AREA
 - /36/ COVERED IF 3/16 INCH OR MORE IN THICKNESS
 - /37/ COVERED IF OF RECTANGULAR SECTION AND IF 3/16 INCH OR
■ MORE IN THICKNESS

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2/38/ COVERED IF 3/16 INCH OR MORE IN THICKNESS AND IF OVER
8 INCHES IN WIDTH

2/39/ COVERED IF OF RECTANGULAR SECTION AND LESS THAN 3/16 INCH
IN THICKNESS AND IF MORE THAN 12'' IN WIDTH

2/40/ COVERED IF COATED OR PLATED WITH METAL

2/41/ COVERED IF COATED OR PLATED WITH OTHER MATERIAL THAN METAL.

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ANNEX III

Allocation among Member States ⁽¹⁾ (2)

Description	Member State	Percentage
1. Hot-rolled sheet and strip	Germany	33.06
	France	32.98
	Italy	8.81
	Netherlands	19.96
	Belgium	3.75
	Luxembourg	0.56
	United Kingdom	0.88
	Greece	—
	Denmark	—
2. Cold-rolled sheet	Germany	43.29
	France	15.98
	Italy	9.60
	Netherlands	16.21
	Belgium	8.99
	Luxembourg	0.27
	United Kingdom	2.37
	Greece	3.29
	Denmark	—
3. Plate	Germany	23.35
	France	3.54
	Italy	12.40
	Netherlands	0.92
	Belgium	48.24
	Luxembourg	—
	United Kingdom	9.77
	Greece	—
	Denmark	1.78
4. Structural shapes	Germany	22.25
	France	11.07
	Italy	0.54
	Netherlands	—
	Belgium	24.80
	Luxembourg	17.81
	United Kingdom	23.53
	Greece	—
	Denmark	—
6. Hot-rolled bars	Germany	7.54
	France	26.45
	Italy	2.66
	Netherlands	0.06
	Belgium	2.70
	Luxembourg	9.81
	United Kingdom	50.78
	Greece	—
	Denmark	—
7. Coated sheet	Germany	56.89
	France	23.38
	Italy	8.71
	Netherlands	4.16
	Belgium	3.89
	Luxembourg	0.43
	United Kingdom	2.54
	Greece	—
	Denmark	—
Ireland	—	

Description	Member State	Percentage
8. Tin plate	Germany	54,41
	France	34,02
	Italy	-
	Netherlands	6,88
	Belgium	3,83
	Luxembourg	-
	United Kingdom	0,86
	Greece	-
	Denmark	-
Ireland	-	

(1) As the provisions of Article 4 cannot come into play for the first two months of the Arrangement, and to allow for the requisite administrative flexibility, a Community aggregate for manocuvre equivalent to 1 % for each of the categories of products shall be formed. This aggregate shall be an advance on the Community reserve.

(2) A quantity of 1404 tonnes has been allocated to Germany in the light of the provision for flexibility.

- 471 tonnes in category 1 (carbon steel)
- 493 tonnes in category 2 (carbon steel)
- 116 tonnes in category 3 (carbon steel)
- 138 tonnes in category 4 (carbon steel)
- 186 tonnes in category 7 (carbon steel)