

COM 1252
ILLMAN

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(75) 598 final.

Brussels, 26 November 1975

Proposal for a

REGULATION (EEC) OF THE COUNCIL

fixing for the year 1976 Community quantitative export quotas for certain types of copper ash and residues and for certain types of copper and aluminium waste and scrap

Proposal for a

REGULATION (EEC) OF THE COUNCIL

fixing for the year 1976 a Community quantitative export quota for certain types of lead waste and scrap

(submitted to the Council by the Commission)

COM(75) 598 final.

EXPLANATORY MEMORANDUM

1. In the interest of a secure supply of copper, lead and aluminium at competitive prices, the Community has for several years maintained export quotas for the following categories of products:

- ex 26.03 Ash and residues of copper and copper alloys
- ex 74.01 Waste and scrap of copper and copper alloys
 - resulting from the breaking-up of ships registered in third countries or of ammunition sold by the armed forces of third countries
 - other
- 76.01 B Aluminium waste and scrap
- 78.01 B Lead waste and scrap

2. On the 17 October 1975, a consultation took place, as provided by Council Regulation no. 2603/69, between the Commission's services and the national experts in regards to the export arrangement for 1976. At this meeting, the Member States, in agreement with the Commission, recognised that despite a certain improvement in the supply situation, it was necessary to maintain in force export quotas, in order to forestall fresh supply difficulties. In view of the uncertain future position, the Committee envisaged a possible re-examination of the situation at the end of the first half of 1976.

3. All members of the Committee expressed their support for the establishment and the distribution of Community quantitative export quotas for the products listed under 1, with the exception of lead waste and scrap.

4. On the subject of Community quantitative export quotas for lead waste and scrap (position 78.01 B of the CCT), Committee members' opinions were divided: the German government pointed out that for 1976 additional exports would be required to cover outward processing.

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Certain delegations opposed the German request. The Commission thinks, however, that in view of the improved supply situation an increase in the quota is possible, and proposes therefore to raise the Community quota to 1,600 tonnes (less than 0,15 % of total consumption of lead), this quota to be distributed according to estimated needs.

5. In order not to allow discussion on quotas for lead waste and scrap to hold up the Council decision on other products, the Commission thought it appropriate to submit to the Council two separate proposals, attached hereto, which could if necessary be combined, if the Council finds itself able to reach decision on the second of the Commission's proposals within the prescribed time.

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Proposal for a

REGULATION (EEC) OF THE COUNCIL

fixing for the year 1976 Community quantitative export quotas
for certain types of copper ash and residues and for certain
types of copper and aluminium waste and scrap

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 2603/69 (1) of 20 December 1969
establishing common rules for exports, and in particular Article 7 thereof;

Having regard to Council Regulation (EEC) No 1023/70 (2) of 25 May 1970
establishing a common procedure for administering quantitative quotas,
and in particular Article 2 thereof;

Having regard to the proposal from the Commission;

Whereas it is necessary, in order to avoid supply difficulties for
certain types of copper ash and residues as well as for certain types
of copper and aluminium waste and scrap, to maintain in force Community
quantitative export quotas;

Whereas Community quantitative export quotas for those products should
now be fixed for 1976 and criteria should be laid down for their allocation;

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(1) OJ No L 324, 27.12.1969, p. 25

(2) OJ No L 124, 8. 6.1970, p. 1

Whereas the provisions relating to the control of intra-Community trade laid down in Commission Regulation (EEC) No 1279/71 (1) of 17 June 1971 on the use of Community transit documents for the purpose of applying certain measures on the exportation of certain goods, apply only if the measures introducing export restrictions provide for them to be applied;

HAS ADOPTED THIS REGULATION:

Article 1

Community quantitative export quotas are fixed as follows for the year 1976:

CCT heading No	Description of goods	Quantity (metric tons)
ex 26.03	Ash and residues of copper and copper alloys	16,100
ex 74.01	Waste and scrap of copper and copper alloys	
	- resulting from the breaking-up of ships registered in third countries or of ammunition sold by the armed forces of third countries	10,950
	- other	17,665
76.01 B	Aluminium waste and scrap	3,408

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(1) OJ No L 133, 19.6.1971, p. 32

Article 2

The quotas fixed in Article 1 shall be allocated according to estimated needs.

Article 3

The products listed in Article 1, where obtained under inward processing arrangements within the meaning of the Council Directive of 4 March 1969 (1) on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing, and exported outside the Community, and products exported temporarily for processing, working or repair in a third country which are to be reimported for home use within the customs territory of the Community (outward processing), shall be counted against the quota share of the exporting Member State.

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(1) OJ No L 58, 8.3.1969, p. 1

Article 4

Commission Regulation (EEC) No 1279/71 shall apply to movement within the Community of the products listed in Article 1.

Article 5

The Council shall, in good time and in any case before 31 December 1976 decide on the measures to be taken after expiry of this Regulation as regards the exportation of the products listed in Article 1.

Article 6

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

It shall apply until 31 December 1976.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at

For the Council
The President

DRAFT

Proposal for a

REGULATION (EEC) OF THE COUNCIL

fixing for the year 1976 a Community quantitative export
quota for certain types of lead waste and scrap

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 2603/69 (1) of 20 December 1969
establishing common rules for exports, and in particular Article 7 thereof;

Having regard to Council Regulation (EEC) No 1023/70 (2) of 25 May 1970
establishing a common procedure for administering quantitative quotas, and
in particular Article 2 thereof;

Having regard to the proposal from the Commission;

Whereas it is necessary, in order to avoid supply difficulties for certain
types of lead waste and scrap, to maintain in force a Community quantitative
export quota;

Whereas a Community quantitative export quota for those products should
now be fixed for 1976 and criteria should be laid down for its allocation;

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HAS ADOPTED THIS REGULATION:

Article 1

A Community quantitative export quota for lead waste and scrap is fixed as follows for the year 1976:

CCT heading No	Description of goods	Quantity (metric tons)
78.01 B	Lead waste and scrap	1,600

Article 2

The quota fixed in Article 1 shall be allocated according to estimated needs.

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(1) OJ No L 133, 19.6.1971, p. 32

Article 3

The products listed in Article 1, where obtained under inward processing arrangements within the meaning of the Council Directive of 4 March 1969 (1) on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing, and exported outside the Community, and products exported temporarily for processing, working or repair in a third country which are to be reimported for home use within the customs territory of the Community (outward processing), shall be counted against the quota share of the exporting Member State.

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