

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(74) 2101 final

Brussels, 11 December 1974

Proposal for a

COUNCIL REGULATION (EEC)

on the application of Decision

No 4/74	of the EEC	- Austria	Joint Committee
No 11/74	" "	Finland	" "
No 4/74	" "	Iceland	" "
" "	" "	Norway	" "
" "	" "	Portugal	" "
" "	" "	Sweden	" "
" "	" "	Switzerland	" "

suspending the application of Article 23(1) of
Protocol No 3 concerning the definition of the
concept of "originating products" and methods of
administrative co-operation

(submitted to the Council by the Commission)

EXPLANATORY NOTE

It is considered necessary to continue consideration, notably in the various EFTA Joint Committees, of the possibility of introducing a new provision concerning "no-drawback" to replace that laid down by the present Article 23 of the Protocol No 3 annexed to each of the EFTA Agreements.

Therefore, each of the Joint Committees set up by the Agreements have adopted a decision putting off for a year the provisions of Article 23 (1).

The reason for the seven proposed regulations attached hereto is thus to permit the application of these decisions in the Community.

It is proposed that the Council adopts these regulations so that they can enter into force on 1 January 1975, the date upon which the present rule would in normal course of events begin to apply.

PROPOSAL FOR A
Council Regulation (EEC)

on the application of Decision No 4/74
of the EEC-Austria Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Republic of Austria was signed on 22 July 1972 and entered into
force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 4/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Republic of Austria, Decision No 4/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

EEC-AUSTRIA AGREEMENT

THE JOINT COMMITTEE

DECISION No 4/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Austria, signed in Brussels on 22 July 1972,

Having regard to Protocol No 3 on the definition of the concept of "originating products" and methods of administrative co-operation, hereinafter referred to as "Protocol No 3", and in particular Article 28 thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides that with effect from the date on which the duty applicable to originating products of the relevant kind has been reduced in the Community and in Austria to 40 % of the basic duty, no drawback or remission of any kind may be granted from customs duties in respect of non-originating products used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements applied to the various products used in manufacture, the application of these provisions, which for most products would be on 1 January 1975, would result in considerable difficulties as well as adding to the tasks of the customs administrations;

Whereas it is therefore desirable to suspend the application of these provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

The application of Article 23 (1) of Protocol No 3 shall be suspended until 31 December 1975.

Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay

PROPOSAL FOR A
Council Regulation (EEC)

on the application of Decision No 11/74
of the EEC-Finland Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Republic of Finland was signed on 5 October 1973 and entered into
force on 1 January 1974 ;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 11/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) OJ No L 328, 28.11.1973, p. 2

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Republic of Finland, Decision No 11/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

EEC- FINLAND AGREEMENT

THE JOINT COMMITTEE

DECISION No 11/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Finland, signed in Brussels on 5 October 1973 ;

Having regard to Protocol No 3 on the definition of the concept of "originating products" and methods of administrative co-operation, hereinafter referred to as "Protocol No 3", and in particular Article 28 thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides that with effect from the date on which the duty applicable to originating products of the relevant kind has been reduced in the Community and in Finland to 40 % of the basic duty, no drawback or remission of any kind may be granted from customs duties in respect of non-originating products used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements applied to the various products used in manufacture; the application of these provisions, which for most products would be on 1 January 1975, would result in considerable difficulties as well as adding to the tasks of the customs administrations;

Whereas it is therefore desirable to suspend the application of these provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

The application of Article 23 (1) of Protocol No 3 shall be suspended until 31 December 1975.

Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay

PROPOSAL FOR A
Council Regulation (EEC)

on the application of Decision No 4/74
of the EEC-Iceland Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Republic of Iceland was signed on 22 July 1972 and entered into
force on 1 April 1973 ;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 4/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) OJ No L 301, 31.12.1972, p. 2

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Republic of Iceland, Decision No 4/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

EEC-ICELAND AGREEMENT

THE JOINT COMMITTEE

DECISION No 4/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Iceland, signed in Brussels on 22 July 1972,

Having regard to Protocol No 3 on the definition of the concept of "originating products" and methods of administrative co-operation, hereinafter referred to as "Protocol No 3", and in particular Article 28 thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides that with effect from the date on which the duty applicable to originating products of the relevant kind has been reduced in the Community and in Iceland to 40 % of the basic duty, no drawback or remission of any kind may be granted from customs duties in respect of non-originating products used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements applied to the various products used in manufacture; the application of these provisions, which for most products would be on 1 January 1975, would result in considerable difficulties as well as adding to the tasks of the customs administrations;

Whereas it is therefore desirable to suspend the application of these provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

The application of Article 23 (1) of Protocol No 3 shall be suspended until 31 December 1975.

Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay

**PROPOSAL FOR A
Council Regulation (EEC)**

on the application of Decision No 4/74
of the EEC-Norway Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Kingdom of Norway was signed on 14 May 1973 and entered into
force on 1 July 1973 ;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 4/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) OJ No L 171, 17.6.1973, p. 2

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Kingdom of Norway, Decision No 4/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

DECISION No 4/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community
and the Kingdom of Norway, signed in Brussels on 14 May 1973 ;

Having regard to Protocol No 3 on the definition of the concept of
"originating products" and methods of administrative co-operation, here-
inafter referred to as "Protocol No 3", and in particular Article 28
thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides
that with effect from the date on which the duty applicable to originating
products of the relevant kind has been reduced in the Community and in
Norway to 40 % of the basic duty, no drawback or remission of any kind
may be granted from customs duties in respect of non-originating products
used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements
applied to the various products used in manufacture, the application of
these provisions, which for most products would be on 1 January 1975,
would result in considerable difficulties as well as adding to the tasks
of the customs administrations;

Whereas it is therefore desirable to suspend the application of these
provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

The application of Article 23 (1) of Protocol No 3 shall be suspended until 31 December 1975.

Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay

PROPOSAL FOR A
Council Regulation (EEC)

on the application of Decision No 4/74
of the EEC-Portugal Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Republic of Portugal was signed on 22 July 1972 and entered into
force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 4/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) OJ No L 301, 31.12.1972, p. 165

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Republic of Portugal, Decision No 4/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

EEC-PORTUGAL AGREEMENT

THE JOINT COMMITTEE

DECISION No 4/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community
and the Republic of Portugal, signed in Brussels on 22 July 1972,

Having regard to Protocol No 3 on the definition of the concept of
"originating products" and methods of administrative co-operation, here-
inafter referred to as "Protocol No 3", and in particular Article 28
thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides
that with effect from the date on which the duty applicable to originating
products of the relevant kind has been reduced in the Community and in
Portugal to 40 % of the basic duty, no drawback or remission of any kind
may be granted from customs duties in respect of non-originating products
used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements
applied to the various products used in manufacture; the application of
these provisions, which for most products would be on 1 January 1975,
would result in considerable difficulties as well as adding to the tasks
of the customs administrations;

Whereas it is therefore desirable to suspend the application of these
provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

The application of Article 23 (1) of Protocol No 3 shall be suspended until 31 December 1975.

Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay

PROPOSAL FOR A

Council Regulation (EEC).

on the application of Decision No 4/74
of the EEC-Sweden Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Kingdom of Sweden was signed on 22 July 1972 and entered into
force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 4/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) OJ No L 300, 31.12.1972, p. 97

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Kingdom of Sweden, Decision No 4/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

DECISION No 4/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community
and the Kingdom of Sweden, signed in Brussels on 22 July 1972,

Having regard to Protocol No 3 on the definition of the concept of
"originating products" and methods of administrative co-operation, here-
inafter referred to as "Protocol No 3", and in particular Article 28
thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides
that with effect from the date on which the duty applicable to originating
products of the relevant kind has been reduced in the Community and in
Sweden to 40 % of the basic duty, no drawback or remission of any kind
may be granted from customs duties in respect of non-originating products
used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements
applied to the various products used in manufacture; the application of
these provisions, which for most products would be on 1 January 1975,
would result in considerable difficulties as well as adding to the tasks
of the customs administrations;

Whereas it is therefore desirable to suspend the application of these
provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

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Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay

PROPOSAL FOR A

Council Regulation (EEC)

on the application of Decision No 4/74
of the EEC-Switzerland Joint Committee suspending the
application of Article 23 (1) of Protocol No 3
concerning the definition of the concept of "originating products"
and methods of administrative co-operation

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 an Agreement (1) between the European Economic Community and
the Swiss Confederation was signed on 22 July 1972 and entered into
force on 1 January 1973;

Whereas pursuant to Article 28 of Protocol No 3 concerning the definition
of the concept of "originating products" and methods of administrative
co-operation, which is an integral part of that Agreement, the Joint
Committee adopted Decision No 4/74 suspending the application of Article 23
(1) of the said Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) OJ No L 300, 31.12.1972, p. 189

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of implementing the Agreement between the European Economic Community and the Swiss Confederation, Decision No 4/74 of the Joint Committee, annexed to this Regulation shall apply in the Community.

Article 2

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels,

For the Council,

The President

EEC-- ZWITZERLAND AGREEMENT

THE JOINT COMMITTEE

DECISION No 4/74 OF THE JOINT COMMITTEE

of 2 December 1974

suspending the application of Article 23 (1)
of Protocol No 3 concerning the definition of the
concept of "originating products" and
methods of administrative co-operation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community
and the Swiss Confederation, signed in Brussels on 22 July 1972,

Having regard to Protocol No 3 on the definition of the concept of
"originating products" and methods of administrative co-operation, here-
inafter referred to as "Protocol No 3", and in particular Article 28
thereof;

Whereas the present text of Article 23 (1) of Protocol No 3 provides
that with effect from the date on which the duty applicable to originating
products of the relevant kind has been reduced in the Community and in Swit-
zerland to 40 % of the basic duty, no drawback or remission of any kind
may be granted from customs duties in respect of non-originating products
used in the manufacture of those originating products;

Whereas, by reason principally of differences in the tariff arrangements
applied to the various products used in manufacture; the application of
these provisions, which for most products would be on 1 January 1975,
would result in considerable difficulties as well as adding to the tasks
of the customs administrations;

Whereas it is therefore desirable to suspend the application of these
provisions for one year,

HAS DECIDED AS FOLLOWS :

Article 1

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Article 2

This Decision shall enter into force on 1 January 1975.

Done at Brussels, 2 December 1974

For the Joint Committee

The Chairman

R. de Kergorlay