

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(81) 62 final

Brussels, 17 February 1981

Proposal for a  
COUNCIL REGULATION (EEC)

concerning the application of Decision No /81 of the ACP-EEC  
Customs Co-operation Committee derogating from the definition of  
the concept of "originating products" to take into account the  
special situation of Malawi and Kenya with regard to certain items  
of fishing tackle (fishing flies)

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(submitted to the Council by the Commission)

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## EXPLANATORY NOTE

Since 1st June 1977 Kenya and Malawi have benefited from a derogation from the origin rules for fishing flies.

By letter No. 672/ACP/79 of 23 July 1979 the ACP States submitted a request on behalf of Malawi and Kenya for a prolongation of two years of this derogation which expired on 31 December 1979.

Following a proposal from the Commission, the Council agreed to the renewal of the derogation for a period of two years and adopted the legal acts covering the period from 1 January until 31 December 1980.

For the remaining period of the derogation which coincides with the coming into force of the Lomé II Convention on 1 January 1981 a decision regarding the prolongation of the derogation will have to be taken by the ACP-EEC Customs Co-operation Committee and a regulation for the application of that decision in the Community will have to be adopted by the Council.

The draft decision derogating from the origin rules is at present before the ACP-EEC Customs Co-operation Committee for agreement. The annexed draft regulation is intended to apply the decision in the Community after its adoption.

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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 proposal from the Commission,

Whereas the ACP-EEC Customs Co-operation Committee set up under the Second ACP-EEC Convention signed at Lomé on 31 October 1979 <sup>(1)</sup> adopted, pursuant to Articles 28(3) and 30(1) of Protocol No. 1 to the Convention, Decision No.    /81 derogating from the concept of "originating products" to take into account the special situation of Malawi and Kenya with regard to certain items of fishing tackle (fishing flies) until 31 December 1981;

Whereas it is necessary in accordance with Article 33 of the said Protocol No. 1 to take the measures required to implement that Decision,

HAS ADOPTED THIS REGULATION :

Article 1

Decision No.    /81 of the ACP-EEC Customs Co-operation Committee annexed to this Regulation shall apply in the Community.

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(1) OJ No L 347 of 22.12.1980, p.1

Article 2

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

It shall apply from 1 January 1981 until 31 December 1981.

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

Done at Brussels,

For the Council  
The President