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I

(Acts whose publication is obligatory)

REGULATION (EEC) No 3456/73 OF THE COUNCIL

of 17 December 1973

amending Regulation (EEC) No 1496/68 on the definition of the customs territory of the Community

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Having regard to the Opinion of the Economic and Social Committee;

Whereas, with regard to the determination of the customs value of goods imported from third countries, the Council adopted, for the year 1973, Regulation (EEC) No 2744/72 ⁽¹⁾ amending Council Regulation (EEC) No 1496/68 of 27 September 1968 on the definition of the customs territory of the Community;

Whereas that Regulation provided that, with regard to such determination, the customs territory as defined by the provisions existing in the Community and in the new Member States on 31 December 1972, should continue to be taken into consideration;

Whereas the reasons underlying that Regulation, notably those related to transport costs and trade marks, will continue to be valid for as long as customs duties continue to be levied in

intra-Community trade, i.e. up to 30 June 1977, even though discrimination in Community trade will diminish proportionally with the progressive reduction of customs duty as provided in the Act of Accession;

Whereas, contrary to what was implied in the preamble to Regulation (EEC) No 2744/72, further examination has shown that the number of headings in the tariffs of the new Member States which will carry the same rates of duty as the Common Customs Tariff as from 1 January 1974 will be comparatively small,

HAS ADOPTED THE PRESENT REGULATION:

Article 1

Article 5 of Regulation (EEC) No 1496/68 inserted by Regulation (EEC) No 2744/72 is hereby amended by the substitution of '30 June 1977' for '31 December 1973'.

Article 2

This Regulation shall enter into force on the day following 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, 17 December 1973.

For the Council

The President

I. NØRGAARD

⁽¹⁾ OJ No L 291, 28. 12. 1972, p. 145.

REGULATION (EEC) No 3457/73 OF THE COUNCIL

of 17 December 1973

increasing the Community tariff quota for certain eels falling within subheading
No ex 03.01 A II of the Common Customs Tariff

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas, by Council Regulation No 2727/72 ⁽¹⁾, the Council opened and allocated among the Member States a Community Tariff quota for 1973 of 5 300 metric tons of fresh eels (live or dead), chilled or frozen, whether intended for preservation in brine or for the industrial manufacture of products falling within heading No 16.04, falling — subject to conditions to be determined by the competent authorities — within subheading No ex 03.01 A II of the Common Customs Tariff;

Whereas in fixing the quota at 5 300 metric tons, account was taken of the fact that Community production was expected to increase considerably in 1973; whereas it has become apparent that there has thus far been only a slight increase and that total Community requirements in the products in question are higher than was originally estimated; whereas further requirements amounting to some 2 500 metric tons are not covered by Community production; whereas it therefore seems desirable to increase the initial quota to 7 800 metric tons; whereas such an

increase would not jeopardize the efforts being made to extend Community production,

HAS ADOPTED THIS REGULATION:

Article 1

The quota provided for in Article 1 of the Regulation (EEC) No 2727/72 is increased from 5 300 to 7 800 metric tons.

Article 2

1. The quota shares allocated to the Member States by Article 2 of Regulation (EEC) No 2727/72 are altered to the following amounts:

Germany	4 300 metric tons
Benelux	1 900 metric tons

2. The Community reserve provided for in Article 2 of Regulation (EEC) No 2727/72 is increased from 1 000 to 1 100 metric tons.

Article 3

This Regulation shall enter into force on the third day following 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, 17 December 1973.

For the Council

The President

I. NØRGAARD

⁽¹⁾ OJ No L 291, 28. 12. 1972, p. 58.

REGULATION (EEC) No 3458/73 OF THE COUNCIL

of 17 December 1973

on the increase in the Community tariff quota for newsprint falling within subheading
No 48.01 A of the Common Customs Tariff for 1973

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the draft Regulation submitted by the Commission;

Whereas by Council Regulation (EEC) No 2738/72 ⁽¹⁾ the Council opened and allocated among the Member States a Community tariff quota of 1 160 000 metric tons of newsprint for 1973, which quota comprises a conventional quota volume of 625 000 metric tons and an autonomous quota volume of 535 000 metric tons;

Whereas, in view of current Community production potential, the abovementioned 1 160 000 metric ton quota does not suffice to cover Community import requirements for newsprint from third countries; whereas it is therefore desirable to increase the said quota by an amount which may at present, in view of the estimates made by each of the Member States, be set at 183 500 metric tons; whereas this amount, the result of a conservative estimate of the situation, does not however exclude the possibility of an adjustment during the tariff period;

Whereas in 1973 the new Member States do not have to make any movement towards alignment of the national tariffs with the Common Customs Tariff as regards the product in question; whereas the increase in a Community tariff quota thus involves no obligation for the new Member States to modify their customs tariffs as regards third countries;

whereas therefore it should be provided that only the Member States of the Community as originally constituted should use the tariff quotas and count against their share products imported both from third countries and from the new Member States; whereas the quota must reflect the conditions specified above,

HAS ADOPTED THIS REGULATION:

Article 1

The amount specified in Article 1 of Regulation (EEC) No 2738/72 is increased to 1 343 500 metric tons.

Article 2

The shares allocated by Article 2 of Regulation (EEC) No 2738/72 to the following Member States shall be amended as follows:

Germany	718 000 metric tons
Benelux	335 000 metric tons
France	280 000 metric tons
Italy	10 500 metric tons

Article 3

This Regulation shall enter into force on the third day following 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, 17 December 1973.

*For the Council**The President*

I. NØRGAARD

⁽¹⁾ OJ No L 291, 28. 12. 1972, p. 133.

REGULATION (EEC) No 3459/73 OF THE COUNCIL

of 17 December 1973

on the opening, allocation and administration of a supplementary Community tariff quota for ferro-silico-manganese falling within subheading No 73.02 D of the Common Customs Tariff for 1973

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the draft Regulation submitted by the Commission;

Whereas by Council Regulation (EEC) No 2730/72 ⁽¹⁾ the Council opened and allocated among the Member States, for the year 1973, a duty-free conventional Community tariff quota of 50 000 metric tons of ferro-silico-manganese falling within subheading No 73.02 D of the Common Customs Tariff;

Whereas in view of current Community production potential, the abovementioned 50 000 metric ton quota volume does not suffice to cover Community import requirements for ferro-silico-manganese from third countries; whereas it is therefore desirable to open a supplementary Community tariff quota for a amount which, in view of the need not to jeopardize future expansion of this Community production sector, should be restricted to 25 000 metric tons; whereas for the same reasons, the quota duty should be set at 4 %;

Whereas, as regards the product in question, the new Member States do not have to make any movement towards alignment of the national tariffs on the Common Customs Tariff; whereas the opening of a Community tariff quota thus involves no obligation for the new Member States to modify their customs tariffs as regards third countries; whereas therefore it should be provided that only the Member States of the Community as originally constituted should use the tariff quotas and charge against their shares products imported both from third countries and from the new Member States; whereas the Community tariff quota must reflect the terms specified above;

Whereas equal and continuous access to the quota should be ensured for all Community importers and the rate of levy for the tariff quota should be applied consistently to all imports of the product in question until the quota is used up; whereas, in the light of the principles outlined above, a Community tariff arrangement based on an allocation between the Member States would seem to preserve the Community nature of the quota; whereas to represent as closely as possible the actual development of the market in the product in question the allocation should follow proportionately the requirements of the Member States calculated both from statistics of imports from third countries during a representative reference period and from the economic outlook for the tariff period in question;

Whereas in view of the statistics for 1969 to 1971 and of market forecasts for ferro-silico-manganese for the current year the percentage shares in the 50 000 metric ton quota volume opened by the abovementioned Regulation are as follows:

Benelux	8.72
France	0.21
Germany	87.24
Italy	3.83

Whereas, since the quota in question is an autonomous Community tariff quota which is intended to cover supplementary import needs arising within the Community, allocation of the supplementary quota volume may be based on the true needs expressed by each of the Member States; whereas Germany and the three Member States constituting the Benelux Economic Union have communicated supplementary needs of some 30 000 metric tons and 4 880 metric tons respectively; as regards the other Member States, the extent to which the shares allocated to them in the initial 50 000 metric ton quota opened by the abovementioned Regulation has been used up and the most recent economic information and statistics available would not at present justify their participation in the proposed increase in the Community tariff quota; whereas, should further needs later arise in those Member States, however, they could always invoke

⁽¹⁾ OJ No L 291, 28. 12. 1972, p. 64.

Article 3 of this Regulation; whereas this system of allocation also permits the Common Customs Tariff to be applied uniformly;

Whereas, to take account of future trends of imports of the product under consideration, the total quota volume should be divided into two tranches, the first being shared between Germany and the Benelux and the second held as a reserve to cover at a later date the requirements of these Member States, should they use up their new share, and any further needs arising in other Member States; whereas to give Member State importers some certainty and to make it possible to sell Community production without difficulty, the first tranche of the Community quota should be fixed at 24 000 metric tons;

Whereas the initial shares of Member States may be used up more or less quickly; whereas, therefore, to avoid disruption of supplies any Member State which has almost used up its initial share, must draw a supplementary share from the reserve; whereas this must be done by each Member State as each one of its supplementary shares is almost used up, and as many times as the reserve allows; whereas the initial and supplementary shares must be valid until the end of the quota period; whereas this form of administration requires close collaboration between the Member States and the Commission, and the Commission must be in a position to follow the extent to which the quota volume has been used up and inform the Member States thereof;

Whereas if, at a given date in the quota period, a considerable quantity of the initial share is left over in a Member State, it is essential that each state should return a significant proportion to the reserve, to prevent a part of the Community quota from remaining unused in one Member State while it could be used in others;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are jointly represented by the Benelux Economic Union any measure concerning the administration of the shares allocated to that economic union may be carried out by one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

Until 31 December 1973 the Common Customs Tariff duty on ferro-silico-manganese falling within

subheading No 73.02 D shall be suspended up to 4 % on a supplementary Community tariff quota of 25 000 metric tons.

Article 2

1. A first tranche of 24 000 metric tons shall be allocated among certain Member States; the shares which, subject to Article 6, shall be valid until 31 December 1973, shall be as follows:

Benelux	3 680 metric tons
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Germany	20 320 metric tons.
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2. The second tranche, of 1 000 metric tons, shall constitute a reserve.

Article 3

If needs for ferro-silico-manganese arise in France or Italy, those Member States may, to the extent that the reserve is sufficient, draw an adequate share from the reserve.

Article 4

1. If 90 % or more of the initial share as defined in Article 2 (1) of either of the Member States specified in Article 2, or of that share minus the portion returned to the reserve where Article 6 is applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share, to the extent that the reserve is sufficient equal to 10 % of its initial share.

2. If, after its initial share has been used up, 90 % or more of the second share drawn by either of the Member States have been used up, that Member State shall without delay, in accordance with the provisions of paragraph 1, draw a third share equal to 5 % of its initial share.

3. If, after its second share has been used up, 90 % or more of the third share drawn by either of the Member States has been used up, that Member State shall, in accordance with the provisions of paragraph 1, draw up a fourth share equal to the third.

This process shall apply by analogy until the reserve is used up.

4. Notwithstanding paragraphs 1 to 3, the Member State in question may draw shares lower than those fixed in those paragraphs if there are grounds for believing that those fixed may not be used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 5

Supplementary shares drawn pursuant to Article 4 shall be valid until 31 December 1973.

Article 6

Either of the Member States specified in Article 2 which on 15 November 1973 has not used up its initial share shall return to the reserve not later than 10 December 1973 the unused portion exceeding 20 % of the initial amount. It may return a greater portion if there are grounds for believing that it may not be used up.

Those Member States shall, not later than 10 December 1973, notify to the Commission the total quantities of the product in question imported up to and including 15 November 1973 and charged against the Community quota and any quantities returned to the reserve.

Article 7

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2, 3 and 4 and shall, as soon as information reaches it, inform each State of the extent to which the reserve has been used up.

It shall, not later than 15 December 1973, inform the Member States of the amount still in reserve after returns have been made pursuant to Article 6.

It shall ensure that the drawing which uses up the reserve is limited to the balance available and to this

end shall specify the amount thereof to the Member State making the last drawing.

Article 8

1. Member States shall take all appropriate measures to ensure that supplementary shares drawn pursuant to Article 3 or 4 are opened in such a way that charges may be made, without interruption, against their cumulative shares of the Community quota.

2. Each Member State shall ensure that importers of the product in question established in its territory have free access to the shares allocated to it.

3. Member States shall charge imports of the product in question both from third countries and from new Member States against their share as and when the product is entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of imports charged against it in accordance with paragraph 3.

Article 9

Member States shall regularly inform the Commission of imports actually charged against their shares.

Article 10

Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

Article 11

This Regulation shall enter into force on the day following 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, 17 December 1973.

For the Council

The President

I. NØRGAARD

REGULATION (EEC) No 3460/73 OF THE COUNCIL

of 17 December 1973

on the opening, allocating and administration of a Community tariff quota for raw silk
(not thrown) falling within heading No 50.02 of the Common Customs Tariff for 1974

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

light of the principles outlined above appear
consistent with the Community nature of the quota;

Having regard to the Treaty establishing the
European Economic Community, and in particular
Article 28 thereof;

Whereas in view of these factors the initial percentage
shares in the quota volume can for 1974 be expressed
approximately as follows:

Having regard to the draft Regulation submitted by
the Commission;

Whereas, in accordance with the Resolution passed at
its meeting of 29 to 31 May 1967, the Council, by its
Regulation (EEC) No 321/70 ⁽¹⁾, reintroduced until
31 December 1976 the 10 % autonomous duty of the
Common Customs Tariff for raw silk (not thrown)
falling within heading No 50.02; whereas the
conventional duty for that product is 5 %;

Benelux	0.3
Denmark	0.3
Germany	10.5
France	37.8
Ireland	0.3
Italy	45.0
United Kingdom	5.8

Whereas the resolution aforesaid further provides for
the opening, in respect of that period and for that
product, of annual Community tariff quotas exempt
from customs duties; whereas the amount of those
quotas should correspond to the difference between
the total consumption of raw silk and the amount
produced in the Community;

Whereas, to take account of future import trends for
the product under consideration, the total quota
to give importers some degree of certainty the first
being allocated and the second held as a reserve to
cover at a later date the requirements of Member
States who have used up their initial share; whereas
to give importers some degree of certainty the first
tranche of the Community tariff quota should in the
event be fixed at 75 % of the total quota;

Whereas raw silk is produced in the Community and
whereas it is in the Community's interest to maintain
this production on its territory; whereas that
production can be estimated at 120 metric tons for
1974; whereas taking account of this production and
of the forecasts for 1974, the imports needed to
satisfy consumption within the Community can be
estimated at 2 570 metric tons;

Whereas the initial shares may be used up more or
less quickly; whereas, therefore, to avoid disruption
of supplies any Member State which has almost used
up its initial share, must draw a supplementary share
from the reserve; whereas this must be done by each
Member State as each one of its supplementary shares
is almost used up and as many times as the reserve
allows; whereas the initial and supplementary shares
must be valid until the end of the quota period;
whereas this form of administration requires close
collaboration between the Member States and the
Commission, and the Commission must be in a
position to follow the extent to which the quota
volume has been used up and inform the Member
States thereof;

Whereas equal and continuous access to the quota
should be ensured for all Community importers and
the rate of levy for the tariff quota should be applied
consistently to all imports of the product in question
until the quota is used up; whereas utilization of the
Community tariff quota based on an allocation
between the Member States concerned would in the

⁽¹⁾ OJ No L 43, 24. 2. 1970, p. 2.

Whereas if, at a given date in the quota period, a considerable quantity is left over in a Member State, it is essential that such State should return a substantial proportion to the reserve, to prevent part of the total quota from remaining unused in one Member State while it could be used in others;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg, are jointly represented by the Benelux Economic Union any measure concerning the administration of the quota-shares allocated to that Economic Union may be carried out by one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1974 the autonomous duty of the Common Customs Tariff for raw silk (not thrown) falling within heading No 50.02 shall be totally suspended in respect of a Community tariff quota of 2 570 metric tons.

2. Within the limits of this tariff quota, the new Member States shall apply the duties calculated in accordance with the relevant provisions of the Act of Accession ⁽¹⁾.

Article 2

1. A first tranche of 1 990 metric tons of this tariff quota shall be allocated among the Member States; shares shall, subject to Article 5, be valid until 31 December 1974 and shall be as follows:

Benelux	5 metric tons
Denmark	5 metric tons
Germany	210 metric tons
France	750 metric tons
Ireland	5 metric tons
Italy	900 metric tons
United Kingdom	115 metric tons

2. The second tranche, of 580 metric tons, shall be held in reserve.

Article 3

1. If 90 % or more of a Member State's initial share specified in Article 2 (1) or of that share minus the portion returned to the reserve where Article 5 is applied, has been used up; that Member State shall without delay, by notifying the Commission, draw a second share, to the extent that the reserve is sufficient, equal to 10 % of its initial share, rounded up where necessary to the next unit.

2. If, after its initial share has been used up, 90 % or more of the second share drawn by a Member State has been used up, that Member State shall, by notifying the Commission, draw a third share, to the extent that the reserve is sufficient, equal to 5 % of its initial share, rounded up where necessary to the next unit.

3. If, after its second share has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, in accordance with paragraph 2, draw a fourth share equal to the third.

This process shall apply by analogy until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, the Member States may draw shares lower than those fixed in those paragraphs if there are grounds for considering that those fixed may not be used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 4

Supplementary shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

Article 5

A Member State which on 15 September 1974 has not used up its initial share shall return to the reserve not later than 10 October 1974 the unused portion exceeding 30 % of the initial amount. It may return a greater portion if there are grounds for considering that it may not be used up.

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 14.

The Member States shall, not later than 10 October 1974 notify to the Commission the total quantities of the raw silk imported up to and including 15 September 1974 and charged against the Community tariff quota and any quantities of the initial share returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and shall, as soon as it has been notified, inform each State of the extent to which the reserve has been used up.

It shall inform the Member States, not later than 15 October 1974, of the amount held in reserve after amounts have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which finally uses up the reserve is limited to the balance available and to this end shall specify the amount thereof to the Member State making the last drawing.

Article 7

1. The Member States shall take all appropriate measures to ensure that supplementary shares drawn pursuant to Article 3 are opened in such a way that

charges may be made, without interruption, against their cumulative shares of the Community quota.

2. Each Member State shall ensure that importers of the said product established in its territory have free access to the shares allocated to it.

3. The extent to which a Member State has used up its share shall be determined on the basis of quantities of the imports in question entered for home use.

Article 8

The Member States shall regularly inform the Commission of imports actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

Article 10

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

REGULATION (EEC) No 3461/73 OF THE COUNCIL

of 17 December 1973

on the opening, allocation and administration of a Community tariff quota for yarn entirely of silk, other than yarn of noil or other waste silk, not put up for retail sale, falling within heading No ex 50.04 of the Common Customs Tariff for 1974

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

product level, might have adverse results for the Community's processing industries;

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the draft Regulation submitted by the Commission;

Whereas, in accordance with the Resolution passed at its meeting of 29 to 31 May 1967, the Council, by its Regulation (EEC) No 322/70 ⁽¹⁾, reintroduced until 31 December 1976 the 12 % autonomous duty of the Common Customs Tariff for yarn entirely of silk other than yarn of noil or other waste silk, not put up for retail sale falling within heading No ex 50.04; whereas the conventional duty for that product is 7 %;

Whereas the resolution aforesaid further provides for the opening in respect of that period and for such silk yarn of an annual Community tariff quota with reduced or nil duty where a change in the sources of supply or an insufficient supply within the Community might have adverse results for the processing industries in the Member States;

Whereas silk yarn is produced in the Community; whereas, although that production could cover all the Community requirements by reason of its overall volume, this does not apply with regard to yarn entirely spun from silk; whereas there is, as a result, an insufficient supply in the Community;

Whereas consequently Community supply for those qualities of yarn depends to a considerable extent on imports; whereas full application of the duty under the Common Customs Tariff would result in those products being subjected to a considerable customs charge while products manufactured from silk yarn face powerful competition from similar products manufactured from other material; whereas an insufficient supply, added to competition at finished

Whereas the duty under the Common Customs Tariff applicable on imports of the silk yarn in question is 7 %; whereas, when fixing the quota duty, it is appropriate to take into account, on the one hand, the situation of the Community silk yarn producing industry and, on the other, that of the silk yarn processing industries with regard to their obtaining supplies on favourable terms; whereas a quota duty of 3 % could best satisfy the abovementioned requirements;

Whereas the trend in imports during 1972 suggests that the import requirements of the yarns in question might be in the region of 60 metric tons for 1974; whereas the opening of a Community tariff quota of that volume is unlikely to harm Community production;

Whereas equal and continuous access to the quota should be ensured for all importers and the rate of levy for the tariff quota should be applied consistently to all imports of the product in question until the quota is used up; whereas, utilization of the Community tariff quota in the light of the principles outlined above based on an allocation between the Member States concerned would appear consistent with the Community nature of the quota; whereas to represent as closely as possible the actual trend of the market in the product in question the allocation should follow proportionately the requirements of the Member States calculated both from statistics of imports during a representative reference period and from the economic outlook for the tariff year in question;

Whereas the corresponding imports of the products falling within the tariff heading No 50.04 of each of the Member States concerned during the last three years for which complete statistics are available represent the following percentages of total Community imports of these products:

⁽¹⁾ OJ No L 43, 24. 2. 1970, p. 5.

	1970	1971	1972
Benelux	3.0	0	0.7
Denmark	0	0.5	0.2
Germany	35.3	35.0	18.6
France	23.5	20.0	17.1
Ireland	0	0.7	1.4
Italy	14.7	22.5	50.0
United Kingdom	23.5	21.3	12.0

Whereas in view of these factors and of the forecasts which it is possible to make the initial percentage, shares in the quota volume can be expressed approximately as follows:

Benelux	2
Denmark	2
Germany	34
France	24
Ireland	2
Italy	28
United Kingdom	8

Whereas, to take account of future import trends for the product under consideration, the total quota volume should be divided into two tranches, the first being allocated and the second held as a reserve to cover at a later date the requirements of Member States who have used up their initial share; whereas to give importers some degree of certainty the first tranche of the Community quota should in the event be fixed at 83 % of the total quota;

Whereas the initial shares may be used up more or less quickly; whereas, therefore, to avoid disruption of supplies any Member State which has almost used up its initial share, must draw a supplementary share from the reserve; whereas this must be done by each Member State as each one of its supplementary shares is almost used up, and as many times as the reserve allows; whereas the initial and supplementary shares must be valid until the end of the quota period; whereas this form of administration requires close collaboration between the Member States and the Commission, and the Commission must be in a position to follow the extent to which the quota volume has been used up and inform the Member States thereof;

Whereas if, at a given date in the quota period, a considerable quantity is left over in a Member State, it is essential that such State should return a substantial proportion to the reserve, to prevent part of the total quota from remaining unused in one Member State while it could be used in others;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are jointly represented by the Benelux Economic Union, any measure concerning the administration of the shares allocated to that Economic Union may be carried out by one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1974, the autonomous duty of the Common Customs Tariff for yarn entirely of silk, other than yarn of noil or other waste silk, not put up for retail sale, falling within heading No ex 50.04 shall be suspended at 2.5 % in respect of a Community tariff quota of 60 metric tons.

2. Within the limits of the tariff quota, the new Member States shall apply the duties calculated in accordance with the relevant provisions of the Act of Accession ⁽¹⁾.

Article 2

1. A first tranche of 50 metric tons of this Community tariff quota shall be allocated among the Member States; the shares shall, subject to Article 5, be valid until 31 December 1974 and shall be as follows:

Benelux	1 metric ton
Denmark	1 metric ton
Germany	17 metric tons
France	12 metric tons
Ireland	1 metric ton
Italy	14 metric tons
United Kingdom	4 metric tons

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 14.

2. The second tranche, of 10 metric tons, shall be held in reserve.

Article 3

1. If 90 % or more of a Member State's initial share specified in Article 2 (1), or of that share minus the portion returned to the reserve where Article 5 is applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share, to the extent that the reserve is sufficient, equal to 10 % of its initial share, rounded up where necessary to the next unit.

2. If, after its initial share has been used up, 90 % or more of the second share drawn by a Member State has been used up, that Member State shall, by notifying the Commission, draw a third share, to the extent that the reserve is sufficient, equal to 5 % of its initial share, rounded up where necessary to the next unit.

3. If, after its second share has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State, shall in accordance with paragraph 2, draw a fourth share equal to the third.

This process shall apply by analogy until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, the Member States may draw shares lower than those fixed in those paragraphs if there are grounds for considering that those fixed may not be used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 4

Supplementary shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

Article 5

A Member State which on 15 September 1974 has not used up its initial share shall return to the reserve not later than 10 October 1974 the unused portion exceeding 20 % of the initial amount. It may return a greater portion if there are grounds for considering that it may not be used up.

The Member States shall, not later than 10 October 1974 notify to the Commission the total quantities of silk yarn imported up to and including 15 September 1974 and charged against the Community tariff quota and any quantities of the initial share returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and shall, as soon as it has been notified, inform each State of the extent to which the reserve has been used up.

It shall inform the Member States not later than 15 October 1974 of the amount held in reserve after amounts have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which finally uses up the reserve is limited to the balance available and to this end shall specify the amount thereof to the Member State making the last drawing.

Article 7

1. The Member States shall take all appropriate measures to ensure that supplementary shares drawn pursuant to Article 3 are opened in such a way that charges may be made, without interruption, against their cumulative shares of the Community quota.

2. Each Member State shall ensure that importers of the said product established in its territory have free access to the shares allocated to it.

3. The Member States shall charge against their shares imports of the said product, when the product is entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 8

The Member States shall regularly inform the Commission of imports actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

Article 10

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

REGULATION (EEC) No 3462/73 OF THE COUNCIL

of 17 December 1973

on the opening, allocation and administration of a Community tariff quota for yarn spun entirely from silk waste other than noil, not put up for retail sale, falling within heading No ex 50.05 of the Common Customs Tariff for 1974

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the draft Regulation submitted by the Commission;

Whereas, in accordance with the resolution passed at its meeting of 29 to 31 May 1967, the Council, by its Regulation (EEC) No 323/70 ⁽¹⁾, reintroduced until 31 December 1976 the 7 % autonomous duty of the Common Customs Tariff for yarn spun entirely from silk waste other than noil, not put up for retail sale falling within heading No ex 50.05; whereas the conventional duty for that product is 3.5 %;

Whereas the aforesaid resolution further provides for the opening in respect of that period and for such yarn of an annual Community tariff quota with reduced duty or nil duty where a change in the sources of supply or an insufficient supply within the Community might have adverse results for the processing industries in the Member States;

Whereas yarn spun from waste silk is produced in the Community; whereas although that production should cover all the Community requirements by reason of its overall volume, this does not apply with regard to yarn entirely spun from waste silk; whereas there is, as a result, an insufficiency of supply in the Community;

Whereas consequently Community supply for those qualities of yarn depends to a considerable extent on imports; whereas full application of the duty under the Common Customs Tariff would result in those

products being subjected to a considerable customs charge while products manufactured from silk yarn face powerful competition from similar products manufactured from other material; whereas an insufficiency of supply within the Community, added to competition at finished product level, might have adverse results for the Community's processing industries;

Whereas the duty under the Common Customs Tariff applicable on imports of the silk waste yarn in question is 3.5 %; whereas when fixing the quota duty it is appropriate to take into account, on the one hand, the situation of the Community industry producing yarn spun from waste silk and, on the other, that of the industries processing yarn spun from waste silk with regard to their obtaining supplies on favourable terms; whereas a quota duty of 1.5 % could best satisfy the abovementioned requirements;

Whereas the trend in imports during the last few years and the first months of 1972 suggest that Community import requirements of the yarns in question might be in the region of 190 metric tons for 1974; whereas the opening of a Community tariff quota of that volume is unlikely to harm Community production;

Whereas equal and continuous access to the quota should be ensured for all importers and the rate of levy for the tariff quota should be applied consistently to all imports of the product in question until the quota is used up; whereas utilization of the Community tariff quota based on an allocation between the Member States concerned would in the light of the principles outlined above appear consistent with the Community nature of the quota; whereas to represent as closely as possible the actual trend of the market in the product in question the allocation should follow proportionally the requirements of the Member States calculated both from statistics of imports during a representative reference period and from the economic outlook for the tariff year in question;

⁽¹⁾ OJ No L 43, 24. 2. 1970, p. 8.

Whereas the imports of the products falling within the heading No 50.05 of each of the Member States concerned during the last three years for which complete statistics are available represent the following percentages of total Community imports of these products:

	1970	1971	1972
Benelux	0.8	0.5	0.1
Denmark	0	0.1	0.1
Germany	43.0	39.2	41.0
France	7.4	5.0	10.8
Ireland	0	0	0.6
Italy	36.6	47.0	38.7
United Kingdom	12.2	8.2	8.7

Whereas in view of these factors and of the forecasts which it is possible to make the initial percentage, shares in the quota volume can be expressed approximately as follows:

Benelux	0.5
Denmark	0.5
Germany	42.1
France	8.9
Ireland	0.5
Italy	34.3
United Kingdom	13.2

Whereas, to take account of future import trends for the product under consideration, the total quota volume should be divided into two tranches, the first being allocated and the second held as a reserve to cover at a later date the requirements of Member States who have used up their initial share; whereas to give importers some degree of certainty the first tranche of the Community quota should be fixed at 85 % of the total quota;

Whereas the initial shares may be used up more or less quickly; whereas, therefore, to avoid disruption of supplies any Member State which has almost used up its initial share, must draw a supplementary share from the reserve; whereas this must be done by each Member State as each one of its supplementary shares is almost used up, and as many times as the reserve allows; whereas the initial and supplementary shares must be valid until the end of the quota period; whereas this form of administration requires close collaboration between the Member States and the Commission, and the

Commission must be in a position to follow the extent to which the quota volume has been used up and inform the Member States thereof;

Whereas if, at given date in the quota period, a considerable quantity is left over in a Member State, it is essential that such State should return a substantial proportion to the reserve, to prevent part of the total quota from remaining unused in one Member State while it could be used in others;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg, are jointly represented by the Benelux Economic Union any measure concerning the administration of the shares allocated to that Economic Union may be carried out by one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1974 the autonomous duty of the Common Customs Tariff for yarn spun entirely from silk waste other than noil, not put up for retail sale, falling within heading No ex 50.05, shall be suspended at 1 % in respect of a Community tariff quota of 220 metric tons.

2. Within the limits of this tariff quota, the new Member States shall apply the duties calculated in accordance with the relevant provisions of the Act of Accession ⁽¹⁾.

Article 2

1. A first tranche of 190 metric tons of this Community tariff quota shall be allocated among the Member States; the shares shall, subject to Article 5, be valid until 31 December 1974 and shall be as follows:

Benelux	1 metric ton
Denmark	1 metric ton
Germany	80 metric tons
France	17 metric tons
Ireland	1 metric ton
Italy	65 metric tons
United Kingdom	25 metric tons

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 14.

2. The second tranche, of 30 metric tons, shall be held in reserve.

Article 3

1. If 90 % or more of a Member State's initial share specified in Article 2 (1) or of that share minus the portion returned to the reserve where Article 5 is applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share, to the extent that the reserve is sufficient, equal to 10 % of its initial share, rounded up where necessary to the next unit.
2. If, after its initial share has been used up, 90 % or more of the second share drawn by a Member State has been used up, that Member State shall, by notifying the Commission, draw a third share, to the extent that the reserve is sufficient, equal to 5 % of its initial share, rounded up where necessary to the next unit.
3. If, after its second share has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, in accordance with paragraph 2, draw a fourth share equal to the third.

This process shall apply by analogy until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, the Member States may draw shares lower than those fixed in those paragraphs if there are grounds for considering that those fixed may not be used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 4

Supplementary shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

Article 5

A Member State which on 15 September 1974 has not used up its initial share shall return to the reserve not later than 10 October 1974 the unused portion exceeding 20 % of the initial amount. It may return a greater portion if there are grounds for considering that it may not be used up.

The Member States shall, not later than 10 October 1974, notify to the Commission the total quantities of yarn from silk waste imported up to and including 15 September 1974 and charged against the Community tariff quota and any fractions of the initial share returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and shall, as soon as it has been notified, inform each State of the extent to which the reserve has been used up.

It shall inform the Member States not later than 15 October 1974 of the amount held in reserve after amounts have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which finally uses up the reserve is limited to the balance available and to this end shall specify the amount thereof to the Member State making the last drawing.

Article 7

1. The Member States shall take all appropriate measures to ensure that supplementary shares drawn pursuant to Article 3 are opened in such a way that charges may be made, without interruption, against their cumulative shares of the Community quota.
2. Each Member State shall ensure that importers of the said product established in its territory have free access to the shares allocated to it.
3. The Member States shall charge against their shares imports of the product in question, when the product is entered for home use.
4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 8

The Member States shall regularly inform the Commission of imports actually charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

Article 10

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

REGULATION (EEC) No 3463/73 OF THE COUNCIL

of 17 December 1973

on the opening, allocation and administration of a Community tariff quota for certain eels falling within subheading No ex 03.01 A II of the Common Customs Tariff for 1974

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas eel fishing has been prohibited or has become impossible in certain Community production centres; whereas this has led to a drop in Community production of eels in general and particularly of fresh eels (live or dead), chilled or frozen, falling within subheading No ex 03.01 A II of the Common Customs Tariff, intended for curing or skinning or for use in the industrial manufacture of products falling within heading No 16.04; whereas the processing industries in the Community consequently depend to a large extent on imports for their supplies of eels; whereas for 1974, the application of the autonomous Common Customs Tariff duty should therefore be suspended totally on imports of the relevant products up to an appropriate quantitative limit; whereas, within this limit, the new Member States should apply customs duties as provided in the Act of Accession ⁽¹⁾; whereas, however, the United Kingdom has declared that from 1 January 1974 it will align its duties directly on those of the Common Customs Tariff; whereas, the introduction of a Community measure of this nature is unlikely to harm Community production;

Whereas current demand not met by Community production, which must therefore be met by imports, can be estimated at 6 100 metric tons for 1974; whereas a tariff quota for the relevant types of eel should therefore be opened for 1974 on the conditions set out above;

Whereas it is in particular necessary to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted

application of the rates laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, having regard to these principles, the Community nature of the quota can be respected by allocating the tariff quota among the Member States listed below; whereas statistics available for these products do not give a clear picture of the market situation for them; whereas, therefore, it is not possible to allocate the quota among the Member States on the basis of imports of the relevant products over the last few years; whereas, however, according to the estimates put forward by the Member States, initial shares may be fixed at the following quantities:

Benelux	1 100 metric tons
Denmark	600 metric tons
Germany	3 000 metric tons
France	100 metric tons
Ireland	50 metric tons
Italy	100 metric tons
United Kingdom	150 metric tons

Whereas in order to take into account import trends for the products concerned in the different Member States, the quota amount should be divided into two tranches, the first tranche being allocated among the Member States, and the second forming a reserve intended ultimately to cover the requirements of the Member States which have used up their initial shares; whereas, in order to ensure a certain degree of security to importers in each Member State, the first tranche of the Community quota should be determined at a level which, under present circumstances, may be 85 % of the quota amount;

Whereas the initial shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial shares should draw an additional quota share from the reserve; whereas this must be done by each Member State as and when each of its additional shares is

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 14.

almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a large amount of it back into the reserve, in order to avoid a part of the Community quota remaining unused in one Member State when it could be used in others;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned Economic Union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period from 1 January 1974 to 31 December 1974, a Community tariff quota of 6 100 metric tons shall be opened for fresh eels (live or dead) chilled or frozen, intended for curing or skinning or for use in the industrial manufacture of products falling within heading No 16.04, under conditions to be determined by the competent authorities falling within subheading No ex 03.01 A II of the Common Customs Tariff.

2. The Common Customs Tariff duties shall be totally suspended on products imported under this tariff quota.

3. Within the limits of this tariff quota, the new Member States shall apply duties calculated in accordance with the relevant provisions of the Act of Accession.

Article 2

1. A first tranche, amounting to 5 100 tons, shall be allocated among the Member States; the shares, which, subject to Article 5, shall be valid until 31

December 1974, shall consist of the following amounts:

Benelux	1 100 metric tons
Denmark	600 metric tons
Germany	3 000 metric tons
France	100 metric tons
Ireland	50 metric tons
Italy	100 metric tons
United Kingdom	150 metric tons

2. The second tranche, amounting to 1 000 metric tons, shall make up the reserve.

Article 3

1. If 90 % or more of the initial share of a Member State, as laid down in Article 2 (1), or 90 % of that share less the amount returned into the reserve, where Article 5 has been applied, has been exhausted, that Member State shall proceed without delay, by notifying the Commission, to draw a second share equal to 15 % of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90 % or more of the second share drawn by a Member State has been used, that Member State shall proceed without delay, by notifying the Commission, to draw a third share equal to 7.5 % of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

3. If, after its second share has been exhausted 90 % or more of the third share drawn by a Member State has been used, that Member State shall proceed, in the manner specified in paragraph 2 to draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. Without prejudice to paragraphs 1, 2 and 3, the Member States may proceed to draw shares smaller than those fixed in those paragraphs, if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

Article 4

The additional shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

Article 5

If, by 15 August 1974, a Member State has not used up its initial share, it shall, not later than 10 September 1974, return to the reserve the unused portion of this share in excess of 20 % of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity might not be used.

Each Member State shall, not later than 10 September 1974, notify the Commission of the total imports of the products concerned effected up to 15 August 1974 inclusive, and charged against the Community quota and, where appropriate, the proportion of its initial share that is being returned to the reserve.

Article 6

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserve has been used as soon as it receives the notifications.

The Commission shall, not later than 15 September 1974, notify Member States of the amount in the reserve after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

Article 7

1. The Member States shall take all appropriate measures to ensure that, supplementary shares drawn pursuant to Article 3, are opened in such a way that charges may be made, without interruption, against their cumulative shares of the Community quota.

2. Each Member State shall ensure that importers of the product in question established in its territory have free access to the shares allocated to it.

3. The Member States shall charge imports of the said product against their share as and when the product is entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 8

Member States shall inform the Commission at regular intervals of imports charged against their shares.

Article 9

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is observed.

Article 10

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

REGULATION (EEC) No 3464/73 OF THE COUNCIL

of 17 December 1973

on the opening, allocation and administration of a Community tariff quota for rosin, including 'brais résineux' falling within subheading No 38.08 A of the Common Customs Tariff for 1974

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the draft Regulation submitted by the Commission;

Whereas the production in the Community and in Greece of resin, falling within subheading No 38.08 A of the Common Customs Tariff, is now insufficient to meet the requirements of the processing industries in the Community; whereas, consequently, Community supplies of products of this type depend to a considerable extent on imports from third countries;

Whereas by virtue of Protocol No 10 annexed to the Agreement creating an Association with Greece, the Community may open autonomous tariff quotas on condition that these do not exceed annually for the rosins in question 15 % of the total imports in the Community from third countries during the latest year for which statistics are available; whereas urgent Community requirements of the products in question should be met immediately on the most favourable terms; whereas a tax free tariff quota should therefore be opened within the abovementioned limit;

Whereas in 1972 the imports of rosin from third countries were as follows:

Benelux	23 729 metric tons
Denmark	1 800 metric tons
Germany	59 695 metric tons
France	19 087 metric tons
Ireland	14 metric tons
Italy	16 882 metric tons
United Kingdom	17 233 metric tons
	<u>138 440 metric tons</u>

Whereas 15 % of this total represents 20 765 metric tons;

Whereas, in view of the negligible size of such a quota in comparison with the Community's requirements, a system of utilization should, without derogating from the Community nature of the tariff quota, be provided based on a single allocation between the Member States; whereas this allocation should be calculated by the same method as is used to establish a total quota of 15 % of the imports of each Member State from third countries; whereas, calculated in such a manner this allocation should be as follows:

Benelux	3 559 metric tons
Denmark	270 metric tons
Germany	8 954 metric tons
France	2 863 metric tons
Ireland	2 metric tons
Italy	2 532 metric tons
United Kingdom	2 585 metric tons

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg, are jointly represented by the Benelux Economic Union any measure concerning the administration of the shares allocated to that Economic Union may be carried out by one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

During the period from 1 January 1974 to 31 December 1974 the duty of the Common Customs Tariff for resin including 'brais résineux' falling within subheading No 38.08 A shall be totally suspended in respect of a Community tariff quota of 20 765 metric tons.

The tariff quota rate of duty to be applied by the new Member States shall be nil.

Article 2

The Community tariff quota referred to in Article 1 shall be allocated as follows among the Member States:

Benelux	3 559 metric tons
Denmark	270 metric tons
Germany	8 954 metric tons
France	2 863 metric tons
Ireland	2 metric tons
Italy	2 532 metric tons
United Kingdom	2 585 metric tons

basis of the imports of the product concerned entered for home use.

Article 4

The Member States shall regularly inform the Commission of imports actually charged against their shares.

Article 5

The Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

Article 6

This Regulation shall enter into force on 1 January 1974.

Article 3

1. The Member States shall ensure that importers of the said product established in their territory have free access to the shares allocated to them.

2. The extent to which the shares of Member States have been used up shall be determined on the

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

REGULATION (EEC) No 3465/73 OF THE COUNCIL

of 17 December 1973

on the temporary and partial suspension of the autonomous duties in the Common Customs Tariff for dried apricots falling within subheading No 08.12 A, bitter or Seville oranges falling within subheading No ex 08.02 A II a) and b) and saffron, neither crushed or ground, falling within subheading No 09.10 C I

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas production of the products referred to in the present Regulation is at present inadequate within the Community and producers are thus unable to meet the needs of user industries in the Community;

Whereas it is therefore in the Community's interest to suspend partially the autonomous Common Customs Tariff duties on these goods;

Whereas taking account of the difficulties involved in accurately assessing the development of the economic situation in the sectors concerned in the near future, these suspension measures should be taken only

temporarily, fixing their terms of validity to coincide with the interests of Community production,

HAS ADOPTED THIS REGULATION:

Article 1

The autonomous Common Customs Tariff duties for the products listed in the tables set out in the Annex shall be suspended at the level indicated in respect of each of them.

The suspension shall apply:

- from 1 December 1973 to 30 June 1974 for the products listed in Table I;
- from 1 January to 30 June 1974 for the products listed in Table II.

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, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX

TABLE I

CCT heading No	Description of goods	Rate of duty (autonomous)
08.12 A	Dried apricots	6 %

TABLE II

CCT heading No	Description of goods	Rate of duty (autonomous)
ex 08.02 A II a) and b)	Bitter or Seville oranges	8 %
09.10 C I	Saffron, neither crushed or ground	10 %

REGULATION (EEC) No 3466/73 OF THE COUNCIL

of 17 December 1973

on the temporary suspension of the autonomous duties in the Common Customs
Tariff for certain products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

Having regard to the draft Regulation submitted by the Commission;

Whereas production in the Community of the products referred to in the present Regulation is at present inadequate or non-existent within the Community and producers are thus unable to meet the needs of user industries in the Community;

Whereas it is in the Community's interest to suspend the autonomous Common Customs Tariff duties only partially for certain products, particularly because of the existence of Community production and for other products to suspend duties completely.

Whereas for spirits of turpentine of subheading No 38.07 A the Association Council established within the framework of the Association between the European Economic Community and Greece has

given its agreement to a suspension of the Common Customs Tariff duty applicable to this product;

Whereas taking account of the difficulties involved in accurately assessing in the near future the development of the economic situation in the sectors concerned these suspension measures should be taken only temporarily, fixing their term of validity to coincide with the interests of Community production,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 January to 30 June 1974 the autonomous Common Customs Tariff duties for the products listed in the Annex shall be suspended to the level indicated in respect of each of them.

Article 2

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

*For the Council**The President*

J. CHRISTENSEN

ANNEX

CCT heading No	Description of goods	Rates of autonomous duties
ex 29.02 A III	Ethylene dibromide	total suspension
ex 29.03 A	Benzene 1,3-disulphonic acid	total suspension
ex 29.14 B IV b)	2-Ethyl-2-hydroxymethyl-propanediol triacrylate	total suspension
ex 29.16 D	Prostaglandin E ₁	total suspension
ex 29.23 E	N-[2-(4-(1,2 Diphenylvinyl)phenoxy)ethyl] dichthylammonium chloride	total suspension
ex 29.27	2-(3-Phenoxyphenyl) propionitrile	total suspension
ex 29.39 E	Thyrocalcitonin, porcine	total suspension
ex 29.44 C	Tylosin base and its salts	total suspension
ex 29.44 C	Bleomycin sulphate	total suspension
38.07 A	Spirits of turpentine	3 %
ex 39.01 C V	Elastomers of polyurethane with groups of ether in one of the forms mentioned in Note 3 (a) and 3 (b) of Chapter 39	11 %
ex 39.02 C XIV a)	Copolymers of vinylidene chloride and hexafluor-propylene in one of the forms mentioned in Note 3 (a) and (b) of Chapter 39	9 %
ex 76.03	Aluminium alloy strip in coils containing not less than 18 % by weight and not more than 23 % by weight of tin and not less than 0.7 % by weight and not more than 1.5 % by weight of copper as the major alloying elements and having a width of not less than 75 mm and not more than 230 mm and a thickness of not less than 3 mm and not more than 6.5 mm	total suspension
ex 81.02 B	Molybdenum alloy sheet containing not less than 98 % by weight of molybdenum not less than 0.40 % by weight and not more than 1 % by weight of titanium and not less than 0.06 % by weight and not more than 0.20 % by weight of zirconium as the major alloying element	total suspension
ex 81.04 D I	Chromium, in the form of cathode chips or pellets, which contains not more than 0.10 % by weight of total oxygen, not more than 0.015 % by weight of total aluminium, and not more than 0.001 % by weight of aluminium compounds insoluble in boiling 5N hydrochloric acid and in boiling fuming perchloric acid, and estimated as A1	total suspension
ex 81.04 K I	Waste and scrap of titanium	total suspension

REGULATION (EEC) No 3467/73 OF THE COUNCIL

of 17 December 1973

on the temporary suspension of the autonomous Common Customs Tariff duty for mechanically propelled aircraft of an unladen weight exceeding 15 000 kg falling within subheading No ex 88.02 B II c)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof;

After consulting the Commission;

Whereas the autonomous duty on mechanically propelled aircraft of an unladen weight exceeding 15 000 kg should be totally suspended for the period from 1 January to 31 December 1974,

Article 1

From 1 January 1974 to 31 December 1974 the autonomous Common Customs Tariff duty for mechanically propelled aircraft of an unladen weight exceeding 15 000 kg falling within subheading No ex 88.02 B II c) shall be totally suspended.

Article 2

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

*For the Council**The President*

I. NØRGAARD

REGULATION (EEC) No 3468/73 OF THE COUNCIL
of 17 December 1973
amending Regulation (EEC) No 2798/73 concluding the Association Agreement
with Mauritius

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community;

Sole Article

Whereas by Regulation (EEC) No 2798/73 ⁽¹⁾ of 14 May 1973, the Council concluded the Association Agreement concerning the Accession of Mauritius to the Yaoundé Convention (1969) ⁽²⁾; whereas Article 2 of that Regulation lays down the internal procedures of the Community for the completion of the procedure of conclusion of the Agreement;

Article 2 of Council Regulation (EEC) No 2798/73 of 14 May 1973, concluding the Association Agreement with Mauritius shall be replaced by the following:

'Article 2

Whereas the date of entry into force of the aforementioned Regulation cannot be determinant of the date of the completion of these internal procedures,

As from 14 May 1973, the President of the Council shall be authorized to designate the person empowered to deposit the act of notification of the conclusion of the Agreement, in accordance with Article 4 of the Association Agreement.'

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

Done at Brussels, 17 December 1973.

For the Council

The President

J. CHRISTENSEN

⁽¹⁾ OJ No L 288, 15. 10. 1973, p. 1.

⁽²⁾ OJ No L 288, 15. 10. 1973, p. 2.

REGULATION (EEC) No 3469/73 OF THE COUNCIL

of 17 December 1973

establishing Community supervision of imports of certain products originating in Austria

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;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1, 2 and 3 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex C to that Protocol, the reduction of duties shall be limited to indicative ceilings above which the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Austria; whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings at Community level, as and when these products are submitted to the customs authorities under cover of declarations that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed;

whereas this cooperation must be all the closer since the Commission must be able to take adequate measures to reintroduce customs tariff duties whenever one of the ceilings has been reached;

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports; whereas to this end the Community should be empowered to take, where appropriate, measures to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Austria to which annual indicative ceilings are applied in accordance with Articles 1, 2 and 3 and Annex C to Protocol No 1 to the Agreement between the European Economic Community and the Republic of Austria shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraphs, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 1.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a regulation reimposing the customs duties provided for in Article 3 (f) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974 until 31 December 1974, imports of the products referred to in Annex II which originate in Austria shall be subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this

end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
	48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: ex II. Other: — Excluding kraft liner (a) and kraft paper for large bags (a) ex E. Other: — Bible paper (India paper), copying tissue; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5 % (a) — Printing paper and writing paper containing mechanical wood pulp (a), excluding copying tissue — Other, excluding cellulose wadding, tissues, fluting paper for corrugated paperboard (a) and sulphite paper for wrapping purposes (a)	48.01-08, 09, 11, 12, 13, 17, 19, 25, 26, 27, 28, 29, 33 48.01-58, 61, 62, 66 48.01-64, 68 48.01-41, 43, 45, 52, 53, 54, 55, 56, 77, 82, 84, 86, 88, 91, 93, 95, 97	14 696 57 735 51 450 22 999
	48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not being merely ruled, lined or squared and not constituting printed matter within Chapter 49), in rolls or sheets: B. Other: — Coated printing or writing paper — Other	48.07-57, 58, 59 48.07-55, 56, 64, 65, 66, 68, 70, 81, 85, 91, 97, 99	31 493 11 508
	48.15	Other paper and paperboard, cut to size or shape: B. Other	48.15-10, 21, 29, 30, 40, 50, 61, 65, 95, 99	16 169
	73.02	Ferro-alloys: ex G. Other: — Ferro-molybdenum — Ferro-vanadium	73.02-81 73.02-83	254 525

(a) Subject to compliance with the definitions in fine.

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
I A 10	73.15	Alloy steel and high-carbon steel in the forms mentioned in: heading Nos 73.06 to 73.14		
		A. High carbon steel	73.61-10, 20, 50, 90 73.62-10, 30 73.63-10, 21, 29, 50, 72, 74, 79 73.64-20, 50, 72, 75, 79, 90 73.65-21, 23, 25, 53, 55, 70, 81, 83 73.66-40, 81, 86, 89	7 007 ⁽¹⁾
I A 11		B. Alloy steel: — Stainless or refractory (a)	73.71-13, 23, 53, 93 73.72-13, 33 73.73-13, 23, 33, 43, 53, 83 73.74-23, 53, 83 73.75-23, 33, 43, 53, 63, 73, 83, 93 73.76-13	16 209 ⁽¹⁾
I A 12		— High-speed (a)	73.71-14, 24, 54, 94 73.73-14, 24, 34, 54 73.74-54 73.75-24, 34, 44, 54, 64, 84 73.76-14	3 360 ⁽¹⁾
I A 13		— Other	73.71-19, 21, 29, 55, 56, 59, 99 73.72-11, 19, 39 73.73-19, 25, 26, 29, 35, 36, 39, 49, 55, 59, 72, 74, 89 73.74-21, 29, 51, 52, 59, 72, 74, 89, 90 73.75-11, 19, 29, 39, 49, 59, 69, 79, 89, 99 73.76-15, 16, 19	51 221 ⁽¹⁾
I A 14	76.01	Unwrought aluminium; aluminium waste and scrap: A. Unwrought	76.01-11, 15	30 339

(a) Subject to compliance with the definitions in fine.

(1) Including products covered by the ECSC Treaty.

DEFINITIONS

ex 48.01 C II **Kraftliner**

'Kraftliner' means machine-finished or machine-glazed paper or paperboard, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing more than 110 g/m² and having a Mullen burst ratio of not less than 35.

ex 48.01 C II **Kraft paper for large sacks**

'Kraft paper for large sacks' means machine-finished paper, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing not less than 60 g/m² but not more than 115 g/m², having a Mullen burst ratio of not less than 38, and having a stretch factor of more than 4.5 % in the cross direction and of more than 2 % in the machine direction.

ex 48.01 E **Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp**

'Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp' means paper other than machine-glazed, used for printing or writing, which contains not more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E **Printing paper and writing paper, containing mechanical wood pulp**

'Printing paper and writing paper containing mechanical wood pulp' means, paper other than machine-glazed, used for printing and writing, containing more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E **Fluting paper for corrugated paperboard**

'Fluting paper for corrugated paperboard' means paper, in rolls, containing not less than 65 % of unbleached semi-chemical hardwood pulp (pulp obtained from wood by light chemical treatment followed by mechanical treatment) calculated on total fibre content and having a CMT (Concora Medium Test) crush resistance exceeding 20 kp.

ex 48.01 E **Sulphite paper for wrapping purposes**

'Sulphite paper for wrapping purposes' means machine-glazed paper, containing more than 40 % of chemical bisulphite wood pulp, calculated on total fibre content, having an ash content of not more than 8 % and having a Mullen burst ratio of not less than 15.

ex 73.15 B **Alloy steel, stainless or heat-resisting**

'Alloy steel, stainless or heat-resisting' means alloy steel, containing, by weight, 12 % or more of chromium, with or without other alloy elements, and less than 1 % of carbon.

ex 73.15 B **High-speed alloy steel**

'High-speed alloy steel' means alloy steel containing, with or without other alloy elements, at least two of the following three elements: tungsten (wolfram), molybdenum and vanadium with a total content, by weight, of not less than 7 % of these elements taken together, and containing more than 0.6 % by weight, of carbon.

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II A 1	28.04	Hydrogen, rare gases and other non-metals: C. Other non-metals: ex V. Silicon	28.04-93, 95
II A 2	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 - all Nos
II A 3	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
II A 4	48.09	Building board of wood pulp or of vegetable fibre, whether or not bonded with natural or artificial resins or with similar binders	48.09 - all Nos
II A 5	56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning: B. Regenerated textile fibres	56.01-21, 23, 25, 29
II A 6	56.02	Continuous filament tow for the manufacture of man-made fibres: B. Of regenerated textile fibres	56.02-21, 23, 25, 29
II A 7	68.04	Millstones, grindstones, grinding wheels and the like (including grinding, sharpening, polishing, trueing and cutting wheels, heads, discs and points), of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery, with or without cores, shanks, sockets, axles and the like of other materials, but without frameworks; segments and other finished parts of such stones and wheels, of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery	68.04 - all Nos
II A 8	68.06	Natural or artificial abrasive powder or grain, on a base of woven fabric, of paper, of paperboard or of other materials, whether or not cut to shape or sewn or otherwise made up	68.06 - all Nos
II A 9	68.08	Articles of asphalt or of similar material (for example, of petroleum bitumen or coal tar pitch)	68.08 - all Nos
II A 10	68.16	Articles of stone or of other mineral substances (including articles of peat), not elsewhere specified or included	68.16 - all Nos
II A 11	69.02	Refractory bricks, blocks, tiles and similar refractory constructional goods, other than goods falling within heading No 69.01	69.02 - all Nos
II A 12	74.03	Wrought bars, rods, angles, shapes and sections of copper; copper wire	74.03 - all Nos
II A 13	74.04	Wrought plates, sheets and strips, of copper, of a thickness (excluding any backing) exceeding 0.15 mm	74.04 - all Nos

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II A 14	74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm	74.05 - all Nos
II A 15	74.06	Copper powder and flakes	74.06 - all Nos
II A 16	74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper	74.07 - all Nos
	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap: A. Unwrought: II. Other	
II A 17			78.01-12, 13, 15, 19
	79.01	Unwrought zinc; zinc waste and scrap: A. Unwrought	
II A 18			79.01-11, 15
II A 19	81.01	Tungsten (wolfram), unwrought or wrought and articles thereof	81.01 - all Nos
II A 20	81.02	Molybdenum, unwrought or wrought and articles thereof	81.02 - all Nos
II A 21	81.03	Tantalum, unwrought or wrought and articles thereof	81.03 - all Nos
	81.04	Other base metals, unwrought or wrought, and articles thereof; unwrought or wrought, and articles thereof: B. Cadmium C. Cobalt: II. Other D. Chromium E. Germanium F. Hafnium (celtium) G. Manganese H. Niobium (columbium) IJ. Antimony K. Titanium L. Vanadium M. Uranium depleted in U 235 O. Zirconium P. Rhenium Q. Gallium; indium; thallium R. Cermets	
II A 22			81.04-16, 18
II A 23			81.04-23
II A 24			81.04-26, 28
II A 25			81.04-31, 39
II A 26			81.04-36, 38
II A 27			81.04-41, 43
II A 28			81.04-46, 48
II A 29			81.04-51, 53
II A 30			81.04-56, 58
II A 31			81.04-61, 63
II A 32			81.04-69
II A 33			81.04-81, 83
II A 34			81.04-91, 93
II A 35			81.04-94, 95
II A 36			81.04-97, 98
	85.24	Carbon brushes, arc-lamp carbons, battery carbons, carbon electrodes and other carbon articles of a kind used for electrical purposes: A. Electrodes for electrolysis installations	
II A 37			85.24-10

REGULATION (EEC) No 3470/73 OF THE COUNCIL
of 17 December 1973

establishing Community supervision of imports of certain products originating in Finland

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;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1, 2 and 3 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex C to that Protocol, the reduction of duties shall be limited to indicative ceilings above which the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Finland; whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings at Community level, as and when these products are submitted to the customs authorities under cover of declarations that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed; whereas this cooperation must be all the closer since the Commission must be able to take adequate

measures to reintroduce customs tariff duties whenever one of the ceilings has been reached,

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports, whereas to this end the Community should be empowered to take, where appropriate, measures to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Finland to which annual indicative ceilings are applied in accordance with Articles 1, 2 and 3 and Annex C to Protocol No 1 to the Agreement between the European Economic Community and the Republic of Finland shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

⁽¹⁾ OJ No L 328, 28. 11. 1973, p. 2

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a regulation reimposing the customs duties provided for in Article 3 (f) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974 until 31 December 1974, imports of the products referred to in Annex II which originate in Finland shall be subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this

end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
	48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: II. Other:		
ISF 1		— Kraft liner (a)	48.01-15, 21, 31	219 970
ISF 2		— Kraft paper for large bags (a)	48.01-16, 23	151 796
ISF 3		— Other	48.01-08, 09, 11, 12, 13, 17, 19, 25, 26, 27, 28, 29, 33	156 453
		ex E. Other:		
ISF 4		— Bible paper (India paper), copying tissue; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5 % (a)	48.01-58, 61, 62, 66	28 782
ISF 5		— Printing paper and writing paper, containing mechanical wood pulp (a), excluding copying tissue	48.01-64, 68	362 219
ISF 6		— Fluting paper for corrugated paperboard (a)	48.01-75	238 350
ISF 7		— Sulphite paper for wrapping purposes (a)	48.01-71, 73	15 688.
ISF 8		— Other, excluding cellulose wadding and tissues	48.01-41, 43, 45, 52, 53, 54, 55, 56, 77, 82, 84, 86, 88, 91, 93, 95, 97	188 108
ISF 9	48.03	Parchment or greaseproof paper and paperboard, and imitations thereof, and glazed transparent paper, in rolls or sheets	48.03 - all Nos	11 093
	48.05	Paper and paperboard, corrugated (with or without flat surface sheets), creped, crinkled, embossed or perforated, in rolls or sheets:		
ISF 10		B. Other	48.05-21, 29, 30, 50, 80	40 880

(a) Subject to compliance with the definitions in fine.

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
I SF 11	48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not being merely rules, lined or squared and not constituting printed matter within Chapter 49), in rolls or sheets:		
I SF 12		B. Other:		
		— Coated printing or writing paper	48.07-57, 58, 59	39 522
		— Other	48.07-55, 56, 64, 65, 66, 68, 70, 81, 85, 91, 97, 99	156 893
I SF 13	48.15	Other paper and paperboard, cut to size or shape:		
		B. Other	48.15-10, 21, 29, 30, 40, 50, 61, 65, 95, 99	12 435
I SF 14	73.02	Ferro-alloys:		
		E. Ferro-chromium and ferro-silico-chromium	73.02-51, 55	10 245

DEFINITIONS

ex 48.01 C II Kraftliner

'Kraftliner' means machine-finished or machine-glazed paper or paperboard, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing more than 110 g/m² and having a Mullen burst ratio of not less than 35.

ex 48.01 C II Kraft paper for large sacks

'Kraft paper for large sacks' means machine-finished paper, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing not less than 60 g/m² but not more than 115 g/m², having a Mullen burst ratio of not less than 38, and having a stretch factor of more than 4.5 % in the cross direction and of more than 2 % in the machine direction.

ex 48.01 E Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp

'Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp' means paper other than machine-glazed, used for printing or writing, which contains not more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E Printing paper and writing paper, containing mechanical wood pulp

'Printing paper and writing paper containing mechanical wood pulp' means, paper other than machine-glazed, used for printing and writing, containing more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E Fluting paper for corrugated paperboard

'Fluting paper for corrugated paperboard' means paper, in rolls, containing not less than 65 % of unbleached semi-chemical hardwood pulp (pulp obtained from wood by light chemical treatment followed by mechanical treatment) calculated on total fibre content and having a CMT (Concora Medium Test) crush resistance exceeding 20 kp.

ex 48.01 E Sulphite paper wrapping purposes

'Sulphite paper for wrapping purposes' means machine-glazed paper, containing more than 40 % of chemical bisulphite wood pulp, calculated on total fibre content, having an ash content of not more than 8 % and having a Mullen burst ratio of not less than 15.

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

COMMENCEMENT OF SUPERVISION: 1 JANUARY 1973

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II SF 1	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 - all Nos
II SF 2	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
II SF 3	48.09	Building board of wood pulp or of vegetable fibre, whether or not bonded with natural or artificial resins or with similar binders	48.09 - all Nos
	56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning:	
II SF 4		B. Regenerated textile fibres	56.01-21, 23, 25, 29
	56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous):	
II SF 5		B. Of regenerated textile fibres	56.02-21, 23, 25, 29
II SF 6	74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire	74.03 - all Nos
II SF 7	74.04	Wrought plates, sheets and strips, of copper	74.04 - all Nos
II SF 8	74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm	74.05 - all Nos
II SF 9	74.06	Copper powders and flakes	74.06 - all Nos
II SF 10	74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper	74.07 - all Nos
	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap:	
		A. Unwrought:	
II SF 11		II. Other	78.01-12, 13, 15, 19
	79.01	Unwrought zinc; zinc waste and scrap:	
II SF 12		A. Unwrought	79.01-11, 15
II SF 13	81.01	Tungsten (wolfram), unwrought or wrought, and articles thereof	81.01 - all Nos
II SF 14	81.02	Molybdenum, unwrought or wrought, and articles thereof	81.02 - all Nos
II SF 15	81.03	Tantalum, unwrought or wrought, and articles thereof	81.03 - all Nos

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
	81.04	Other base metals, unwrought or wrought, cermets, unwrought or wrought:	
II SF 16		B. Cadmium	81.04-16, 18
II SF 17		C. Cobalt:	
II SF 18		II. Wrought	81.04-23
II SF 19		D. Chromium	81.04-26, 28
II SF 20		E. Germanium	81.04-31, 33
II SF 21		F. Hafnium (celtium)	81.04-36, 38
II SF 22		G. Manganese	81.04-41, 43
II SF 23		H. Niobium (columbium)	81.04-46, 48
II SF 24		IJ. Antimony	81.04-51, 53
II SF 25		K. Titanium	81.04-56, 58
II SF 26		L. Vanadium	81.04-61, 63
II SF 27		M. Uranium depleted in U 235	81.04-69
II SF 28		O. Zirconium	81.04-81, 83
II SF 29		P. Rhenium	81.04-91, 93
II SF 30		Q. Gallium; indium; thallium	81.04-94, 95
		R. Cermets	81.04-97, 98

REGULATION (EEC) No 3471/73 OF THE COUNCIL

of 17 December 1973

establishing Community supervision of imports of certain products originating in Iceland

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;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1, 2 and 3 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex B to that Protocol, the reduction of duties shall be limited to indicative ceilings above which the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Iceland; whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings at Community level, as and when these products are submitted to the customs authorities under cover of declaration that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed; whereas this cooperation must be all the closer since the Commission must be able to take adequate

measures to reintroduce customs tariff duties whenever one of the ceilings has been reached;

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports; whereas to this end the Community should be empowered to take, where appropriate, measures to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Iceland to which annual indicative ceilings are applied in accordance with Articles 1, 2 and 3, and Annex B to Protocol No 1 to the Agreement between the European Economic Community and the Republic of Iceland shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

(¹) OJ No L 301, 31. 12. 1972, p. 1.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a Regulation reimposing the customs duties provided for in Article 3 (f) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974, until 31 December 1974, imports of the products referred to in Annex II which originate in Iceland shall be subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this

end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
I ISL 1	76.01	Unwrought aluminium; aluminium waste and scrap: A. Unwrought	76.01-11, 15	31 500

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II ISL 1	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap: A. Unwrought: II. Other	78.01-12, 13, 15, 19
II ISL 2	79.01	Unwrought zinc; zinc waste and scrap: A. Unwrought	79.01-11, 15
II ISL 3	81.01	Tungsten (wolfram), unwrought or wrought, and articles thereof	81.01 - all Nos
II ISL 4	81.02	Molybdenum, unwrought or wrought, and articles thereof	81.02 - all Nos
II ISL 5	81.03	Tantalum, unwrought or wrought	81.03 - all Nos
II ISL 6	81.04	Other base metals, unwrought or wrought, and articles thereof; cermets, unwrought or wrought, and articles thereof: B. Cadmium	81.04-16, 18
II ISL 7		C. Cobalt: II. Other	81.04-23
II ISL 8		D. Chromium	81.04-26, 28
II ISL 9		E. Germanium	81.04-31, 33
II ISL 10		F. Hafnium (celtium)	81.04-36, 38
II ISL 11		G. Manganese	81.04-41, 43
II ISL 12		H. Niobium (columbium)	81.04-46, 48
II ISL 13		IJ. Antimony	81.04-51, 53
II ISL 14		K. Titanium	81.04-56, 58
II ISL 15		L. Vanadium	81.04-61, 63
II ISL 16		M. Uranium depleted in U 235	81.04-69
II ISL 17		O. Zirconium	81.04-81, 83
II ISL 18		P. Rhenium	81.04-91, 93
II ISL 19		Q. Gallium; indium; thallium	81.04-94, 95
II ISL 20		R. Cermets	81.04-97, 98

REGULATION (EEC) No 3472/73 OF THE COUNCIL

of 17 December 1973

establishing Community supervision of imports of certain products originating in Norway

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;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1, 2 and 3 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex C to that Protocol, the reduction of duties shall be limited to indicative ceilings above which the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Norway; whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings at Community level, as and when these products are submitted to the customs authorities under cover of declarations that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed; whereas this cooperation must be all the closer since

the Commission must be able to take adequate measures to reintroduce customs tariff duties whenever one of the ceilings has been reached;

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports; whereas to this end the Community should be empowered to take measures, where appropriate, to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision.

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Norway to which annual indicative ceilings are applied in accordance with Articles 1, 2, 3 and 4 and Annex C to Protocol No 1 to the Agreement between the European Economic Community and the Kingdom of Norway shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

⁽¹⁾ OJ No L 171, 27. 6. 1973, p. 2.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a regulation reimposing the customs duties provided for in Article 4 (f) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974 until 31 December 1974, imports of the products referred to in Annex II which originate in Norway are subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this end, only products submitted to the customs

authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
IN 1	28.56	Carbides (for example, silicon carbide, boron carbide, metal carbides): A. Of silicon	28.56-10	36 225
IN 2	48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: II. Other: — Kraft liner (a)	48.01-15, 21, 31	15 750
IN 3		— Kraft paper for large bags (a)	48.01-16, 23	29 925
IN 4		— Other	48.01-08, 09, 11, 12, 13, 17, 19, 25, 26, 27, 28, 29, 33	28 350
IN 5		ex E. Other: — Bible paper (India paper), copying tissue; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5 % (a)	48.01-58, 61, 62, 66	36 750
IN 6		— Printing paper and writing paper, containing mechanical wood pulp (a), excluding copying tissue	48.01-64, 68	119 700
IN 7	48.01	— Fluting paper for corrugated paperboard (a)	48.01-75	45 675
IN 8		— Sulphite paper for wrapping purposes (a)	48.01-71, 73	21 000
IN 9		— Other, excluding cellulose wadding and tissues	48.01-41, 43, 45, 52, 53, 54, 55, 56, 77, 82, 84, 86, 88, 91, 93, 95, 97	34 650
IN 10	48.03	Parchment or greaseproof paper and paperboard, and imitations thereof, and glazed transparent paper, in rolls or sheets	48.03 - all Nos	22 050
IN 11	48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not being merely ruled, lined or squared and not constituting printed matter within Chapter 49), in rolls or sheets: B. Other: — Other, excluding coated printing or writing paper	48.07-55, 56, 64, 65, 66, 68, 70, 81, 85, 91, 97, 99	23 100

(a) Subject to compliance with the definitions in fine.

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
IN 12	73.02	Ferro-alloys: A. Ferro-manganese: II. Other D. Ferro-silico-manganese	73.02-19, 40	141 750
IN 13		C. Ferro-silicon	73.02-30	189 000
IN 14		E. Ferro-chromium and ferro-silico-chromium	73.02-51, 55	24 150
IN 15		G. Other: — Ferro-vanadium	73.02-83	514
IN 16		— Other, excluding ferro-molybdenum	73.02-60, 70, 98	11 550
IN 17	76.01	Unwrought aluminium; aluminium waste and scrap: A. Unwrought	76.01-11, 15	195 700
IN 18	76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire	76.02 - all Nos	12 600
IN 19	76.03	Wrought plates, sheets and strip, of aluminium, of a thickness not exceeding 0.20 mm	76.03 - all Nos	18 900

DEFINITIONS

ex 48.01 C II **Kraftliner**

'Kraftliner' means machine-finished or machine-glazed paper or paperboard, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing more than 110 g/m² and having a Mullen burst ratio of not less than 35.

ex 48.01 C II **Kraft paper for large sacks**

'Kraft paper for large sacks' means machine-finished paper, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing not less than 60 g/m² but not more than 115 g/m², having a Mullen burst ratio of not less than 38, and having a stretch factor of more than 4.5 % in the cross direction and of more than 2 % in the machine direction.

ex 48.01 E **Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp**

'Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp' means paper other than machine-glazed, used for printing or writing, which contains not more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E **Printing paper and writing paper, containing mechanical wood pulp**

'Printing paper and writing paper containing mechanical wood pulp' means, paper other than machine-glazed, used for printing and writing, containing more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E **Fluting paper for corrugated paperboard**

'Fluting paper for corrugated paperboard' means paper, in rolls, containing not less than 65 % of unbleached semi-chemical hardwood pulp (pulp obtained from wood by light chemical treatment followed by mechanical treatment) calculated on total fibre content and having a CMT (Concora Medium Test) crush resistance exceeding 20 kp.

ex 48.01 E **Sulphite paper for wrapping purposes**

'Sulphite paper for wrapping purposes' means machine-glazed paper, containing more than 40 % of chemical bisulphite wood pulp, calculated on total fibre content, having an ash content of not more than 8 % and having a Mullen burst ratio of not less than 15.

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
	28.04	Hydrogen, rare gases and other non-metals:	
II N 1		C. Other non-metals: ex V. Silicon	28.04-93, 95
II N 2	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 - all Nos
II N 3	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
	48.05	Paper and paperboard, corrugated (with or without flat surface sheets), creped, crinkled, embossed or perforated, in rolls or sheets:	
II N 4		B. Other	48.05-21, 29, 30, 50, 80
II N 5	48.09	Building board of wood pulp or of vegetable, fibre, whether or not bonded with natural or artificial resins or with similar binders	48.09 - all Nos
	56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning:	
II N 6		B. Regenerated textile fibres	56.01-21, 23, 25, 29
	56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous):	
II N 7		B. Of regenerated textile fibres	56.02-21, 23, 25, 29
II N 8	74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire	74.03 - all Nos
II N 9	74.04	Wrought plates, sheets and strip, of copper	74.04 - all Nos
II N 10	74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm	74.05 - all Nos
II N 11	74.06	Copper powder and flakes	74.06 - all Nos
II N 12	74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper	74.07 - all Nos
	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap:	
II N 13		A. Unwrought: II. Other	78.01-12, 13, 15, 19

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II N 14	79.01	Unwrought zinc; zinc waste and scrap: A. Unwrought	79.01-11, 15
II N 15	81.01	Tungsten (wolfram), unwrought or wrought and articles thereof	81.01 - all Nos
II N 16	81.02	Molybdenum, unwrought or wrought and articles thereof	81.02 - all Nos
II N 17	81.03	Tantalum, unwrought or wrought and articles thereof	81.03 - all Nos
II N 18	81.04	Other base metals, unwrought or wrought, and articles thereof; cermets, unwrought or wrought, and articles thereof: B. Cadmium	81.04-16, 18
II N 19		C. Cobalt: II. Other	81.04-23
II N 20		D. Chromium	81.04-26, 28
II N 21		E. Germanium	81.04-31, 33
II N 22		F. Hafnium (celtium)	81.04-36, 38
II N 23		G. Manganese	81.04-41, 43
II N 24		H. Niobium (columbium)	81.04-46, 48
II N 25		IJ. Antimony	81.04-51, 53
II N 26		K. Titanium	81.04-56, 58
II N 27		L. Vanadium	81.04-61, 63
II N 28		M. Uranium depleted in U 235	81.04-69
II N 29		O. Zirconium	81.04-81, 83
II N 30		P. Rhenium	81.04-91, 93
II N 31		Q. Gallium; indium; thallium	81.04-94, 95
II N 32		R. Cermets	81.04-97, 98

REGULATION (EEC) No 3473/73 OF THE COUNCIL

of 17 December 1973

establishing Community supervision of imports of certain products originating in Portugal

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 Portuguese Republic was signed on 22 July 1972;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1 and 2 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex B to that Protocol, the reduction of duties shall be limited to indicative ceilings above which the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Portugal, whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings at Community level, as and when these products are submitted to the customs authorities under cover of declarations that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed;

whereas this cooperation must be all the closer since the Commission must be able to take adequate measures to reintroduce customs tariff duties whenever one of the ceilings has been reached;

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports; whereas to this end the Community should be empowered to take, where appropriate, measures to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Portugal to which annual indicative ceilings are applied in accordance with Articles 1 and 2 and Annex B to Protocol No 1 to the Agreement between the European Economic Community and the Portuguese Republic shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

⁽¹⁾ OJ No L 301, 31. 12. 1972, p. 10.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a regulation reimposing the customs duties provided for in Article 2 (7) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974 until 31 December 1974, imports of the products referred to in Annex II which originate in Portugal shall be subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this

end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimex Code	Level of ceiling — metric tons —
1	2	3	4	5
IP 1	45.02	Natural cork in blocks, plates, sheets or strips (including cubes or square slabs, cut to size for corks or stoppers)	45.02 - all Nos	1 315
IP 2	45.03	Articles of natural cork	45.03 - all Nos	10 815
IP 3	45.04	Agglomerated cork (being cork agglomerated with or without a binding substance) and articles of agglomerated cork	45.04 - all Nos	11 755
IP 4	55.05	Cotton yarn, not put up for retail sale	55.05 - all Nos	8 460
IP 5	56.07	Woven fabrics of man-made fibres (discontinuous or waste)	56.07 - all Nos	2 395
IP 6	57.10	Woven fabrics of jute or of other textile bast fibres of heading No 57.03	57.10 - all Nos	3 970
IP 7	59.04	Twine, cordage, ropes and cables, plaited or not	59.04 - all Nos	8 470
IP 8	60.04	Under garments, knitted or crocheted, not elastic or rubberized	60.04 - all Nos	3 025
IP 9	60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized	60.05 - all Nos	730
IP 10	61.01	Men's and boys' outer garments	61.01 - all Nos	915
IP 11	61.02	Women's, girls' and infants' outer garments	61.02 - all Nos	280
IP 12	61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs	61.03 - all Nos	1 060
IP 13	61.04	Women's, girls' and infants' under garments	61.04 - all Nos	90

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II P 1	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 - all Nos
II P 2	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
II P 3	48.09	Building board of wood pulp or of vegetable fibre, whether or not bonded with natural or artificial resins or with similar binders	48.09 - all Nos
II P 4	55.08	Terry towelling and similar terry fabrics, of cotton	55.08 - all Nos
II P 5	56.05	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale	56.05 - all Nos
II P 6	57.06	Yarn of jute or of other textile bast fibres of heading No 57.03	57.06 - all Nos
II P 7	62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles	62.02 - all Nos
II P 8	62.03	Sacks and bags, of a kind used for the packing of goods:	62.03-11, 13, 15, 17
		A. Of jute or of other textile bast fibres of heading No 57.03	
II P 9		B. Of other textile materials:	62.03-95, 96, 97, 98
		II. Other	
II P 10	68.01	Road and paving setts, curbs and flagstones, of natural stone (except slate)	68.01 - all Nos
II P 11	68.03	Worked slate and articles of slate, including articles of agglomerated slate	68.03 - all Nos

REGULATION (EEC) No 3474/73 OF THE COUNCIL

of 17 December 1973

establishing Community supervision of imports of certain products originating in Sweden

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;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1, 2 and 3 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex C to that Protocol, the reduction of duties shall be limited to indicative ceilings about which the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Sweden; whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings at Community level, as and when these products are submitted to the customs authorities under cover of declarations that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed; whereas this cooperation must be all the closer since

the Commission must be able to take adequate measures to reintroduce customs tariff duties whenever one of the ceilings has been reached;

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports; whereas to this end the Community should be empowered to take, where appropriate, measures to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Sweden to which annual indicative ceilings are applied in accordance with Articles 1, 2 and 3 and Annex C to Protocol No 1 to the Agreement between the European Economic Community and the Kingdom of Sweden shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 96.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a regulation reimposing the customs duties provided for in Article 3 (f) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974 until 31 December 1974 imports of the products referred to in Annex II which originate in Sweden shall be subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this

end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
	48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: II. Other:		
IS 1		— Kraft liner (a)	48.01-15, 21, 31	381 807
IS 2		— Kraft paper for large bags (a)	48.01-16, 23	445 984
IS 3		— Other	48.01-08, 09, 11, 12, 13, 17, 19, 25, 26, 27, 28, 29, 33	203 585
		ex E. Other:		
IS 4		— Bible paper (India paper), copying tissue; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5 % (a)	48.01-58, 61, 62, 66	30 773
IS 5		— Printing paper and writing paper, containing mechanical wood pulp (a), excluding copying tissue	48.01-64, 68	118 641
IS 6		— Fluting paper for corrugated paperboard (a)	48.01-75	165 769
IS 7		— Sulphite paper for wrapping purposes (a)	48.01-71, 73	39 961
IS 8		— Other, excluding cellulose wadding and tissues	48.01-41, 43, 45, 52, 53, 54, 55, 56, 77, 82, 84, 86, 88, 91, 93, 95, 97	151 729
IS 9	48.03	Parchment or greaseproof paper and paperboard, and imitations thereof, and glazed transparent paper, in rolls or sheets	48.03 - all Nos	17 319
IS 10	48.04	Composite paper or paperboard (made by sticking flat layers together with an adhesive), not surface-coated or impregnated, whether or not internally reinforced, in rolls or sheets	48.04 - all Nos	20 265
	48.05	Paper and paperboard, corrugated (with or without flat surface sheets), creped, crinkled, embossed or perforated, in rolls or sheets:		
IS 11		B. Other	48.05-21, 29, 30, 50, 80	46 920

(a) Subject to compliance with the definitions in fine.

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
	48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not being merely ruled, lined or squared and not constituting printed matter within Chapter 49), in rolls or sheets:		
		B. Other:		
IS 12		— Coated printing or writing paper	48.07-57, 58, 59	38 916
IS 13		— Other	48.07-55, 56, 64, 65, 66, 68, 70, 81, 85, 91, 97, 99	109 323
	48.15	Other paper and paperboard, cut to size or shape:		
		B. Other		
IS 14			48.15-10, 21, 29, 30, 40, 50, 61, 65, 95, 99	12 012
IS 15	48.16	Boxes, bags and other packing containers, of paper or paperboard	48.16 - all Nos	20 257
	48.21	Other articles of paper pulp, paper, paperboard or cellulose wadding:		
		B. Other		
IS 16			48.21-21, 23, 25, 31, 33, 37, 40, 50, 60, 70, 80, 91	13 181
	73.02	Ferro-alloys:		
IS 17		A. Ferro-manganese:		
		II. Other		
IS 18		D. Ferro-silico-manganese		
IS 19		C. Ferro-silicon	73.02-30	14 619
		E. Ferro-chromium and ferro-silico-chromium	73.02-51, 55	19 108
		G. Other:		
IS 20		— Ferro-molybdenum	73.02-81	515
IS 21		— Ferro-vanadium	73.02-83	189
IS 22		— Other	73.02-60, 70, 98	210
	73.15	Alloy steel and high carbon steel in the forms mentioned in heading Nos 73.06 to 73.14:		
		A. High carbon steel		
IS 23			73.61-10, 20, 50, 90 73.62-10, 30 73.63-10, 21, 29, 50, 72, 74, 79 73.64-20, 50, 72, 75, 79, 90 73.65-21, 23, 25, 53, 55, 70, 81, 83 73.66-40, 81, 86, 89	88 373 ⁽¹⁾

⁽¹⁾ Including products covered by the ECSC Treaty.

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
IS 24	73.15 (cont'd)	B. Alloy steel: — Stainless or refractory (a)	73.71-13, 23, 53, 93 73.72-13, 33 73.73-13, 23, 33, 43, 53, 83 73.74-23, 53, 83 73.75-23, 33, 43, 53, 63, 73, 83, 93 73.76-13	74 468 ⁽¹⁾
IS 25		— High speed (a)	73.71-14, 24, 54, 94 73.73-14, 24, 34, 54 73.74-54 73.75-24, 34, 44, 54, 64, 84 73.76-14	5 034 ⁽¹⁾
IS 26		— Other	73.71-19, 21, 29, 55, 56, 59, 99 73.72-11, 19, 39 73.73-19, 25, 26, 29, 35, 36, 39, 49, 55, 59, 72, 74, 89 73.74-21, 29, 51, 52, 59, 72, 74, 89, 90 73.75-11, 19, 29, 39, 49, 59, 69, 79, 89, 99 73.76-15, 16, 19	72 251 ⁽¹⁾
	73.18	Tubes and pipes and blanks therefor, of iron (other than of cast iron) or steel, excluding high-pressure hydro-electric conduits:		
IS 27		B. Straight and of uniform wall-thickness, other than those falling in A above, of a maximum length of 4.50 m, of alloy steel containing by weight not less than 0.90 % but not more than 1.15 % of carbon, not less than 0.50 % but not more than 2 % of chromium and not more than 0.50 % of molybdenum ex C. Other:	73.18-15	38 052
		— Tubes and pipes, straight, and of uniform wall-thickness, other than those falling in A above, of a length of more than 4.50 m, of alloy steel containing by weight not less than 0.90 % but not more than 1.15 % of carbon, not less than 0.50 % but not more than 2 % of chromium and not more than 0.50 % of molybdenum	73.18-21	
IS 28		— Tubes and pipes, of stainless or refractory steel (a)	73.18-61, 71, 81, 91	15 985

(a) Subject to compliance with the definitions in fine.

⁽¹⁾ Including products covered by the ECSC Treaty.

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
IS 29	76.01	Unwrought aluminium; aluminium waste and scrap: A. Unwrought	76.01-11, 15	5 915
IS 30	81.04	Other base metals, unwrought or wrought, and articles thereof; cermets, unwrought or wrought, and articles thereof: K. Titanium: I. Unwrought, waste and scrap	81.04-56	35
IS 31		II. Other	81.04-58	40

DEFINITIONS

ex 48.01 C II Kraftliner

'Kraftliner' means machine-finished or machine-glazed paper or paperboard, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing more than 110 g/m² and having a Mullen burst ratio of not less than 35.

ex 48.01 C II Kraft paper for large sacks

'Kraft paper for large sacks' means machine-finished paper, in rolls, containing not less than 80 % of chemical sulphate softwood pulp calculated on total fibre content, weighing not less than 60 g/m² but not more than 115 g/m², having a Mullen burst ratio of not less than 38, and having a stretch factor of more than 4.5 % in the cross direction and of more than 2 % in the machine direction.

ex 48.01 E Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp

'Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5 % of mechanical wood pulp' means paper other than machine-glazed, used for printing or writing, which contains not more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E Printing paper and writing paper, containing mechanical wood pulp

'Printing paper and writing paper containing mechanical wood pulp' means, paper other than machine-glazed, used for printing and writing, containing more than 5 % of mechanical wood pulp calculated on total fibre content.

ex 48.01 E Fluting paper for corrugated paperboard

'Fluting paper for corrugated paperboard' means paper, in rolls, containing not less than 65 % of unbleached semi-chemical hardwood pulp (pulp obtained from wood by light chemical treatment followed by mechanical treatment) calculated on total fibre content and having a CMT (Concora Medium Test) crush resistance exceeding 20 kp.

ex 48.01 E Sulphite paper for wrapping purposes

'Sulphite paper for wrapping purposes' means machine-glazed paper, containing more than 40 % of chemical bisulphite wood pulp, calculated on total fibre content, having an ash content of not more than 8 % and having a Mullen burst ratio of not less than 15.

ex 73.15 B Alloy steel, stainless or heat-resisting

ex 73.18 C 'Alloy steel, stainless or heat-resting' means alloy steel, containing, by weight, 12 % or more of chromium, with or without other alloy elements, and less than 1 % of carbon.

ex 73.15 B High-speed alloy steel

'High-speed alloy steel' means alloy steel containing, with or without other alloy elements, at least two of the following three elements: tungsten (wolfram), molybdenum and vanadium with a total content, by weight, of not less than 7 % of these elements taken together, and containing more than 0.6 %, by weight, of carbon.

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
	28.04	Hydrogen, rare gases and other non-metals:	
II S 1		C. Other non-metals: ex V. Silicon	28.04-93, 95
II S 2	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 - all Nos
II S 3	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
II S 4	48.09	Building board of wood pulp or of vegetable fibre, whether or not bonded with natural or artificial resins or with similar binders	48.09 - all Nos
	56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning:	
II S 5		B. Regenerated textile fibres	56.01-21, 23, 25, 29
	56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous):	
II S 6		B. Of regenerated textile fibres	56.02-21, 23, 25, 29
II S 7	68.04	Millstones, grindstones, grinding wheels and the like (including grinding, sharpening, polishing, trueing and cutting wheels, heads, discs and points), of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery, with or without cores, shanks, sockets, axles and the like of other materials, but without frameworks; segments and other finished parts of such stones and wheels, of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery	68.04 - all Nos
II S 8	68.06	Natural or artificial abrasive powder or grain, on a base of woven fabric, of paper, of paperboard or of other materials, whether or not cut to shape or sewn or otherwise made up	68.06 - all Nos
II S 9	68.08	Articles of asphalt or of similar material (for example, of petroleum bitumen or coal tar pitch)	68.08 - all Nos
II S 10	68.16	Articles of stone or of other mineral substances (including articles of peat), not elsewhere specified or included	68.16 - all Nos
II S 11	69.02	Refractory bricks, blocks, tiles and similar refractory constructional goods, other than goods falling within heading No 69.01	69.02 - all Nos
II S 12	74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire	74.03 - all Nos
II S 13	74.04	Wrought plates, sheets and strip, of copper	74.04 - all Nos

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II S 14	74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm	74.05 - all Nos
II S 15	74.06	Copper powder and flakes	74.06 - all Nos
II S 16	74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper	74.07 - all Nos
	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap:	
II S 17		A. Unwrought: II. Other	78.01-12, 13, 15, 19
	79.01	Unwrought zinc; zinc waste and scrap:	
II S 18		A. Unwrought	79.01-11, 15
II S 19	81.01	Tungsten (wolfram), unwrought or wrought, and articles thereof	81.01 - all Nos
II S 20	81.02	Molybdenum, unwrought or wrought, and articles thereof	81.02 - all Nos
II S 21	81.03	Tantalum, unwrought or wrought, and articles thereof	81.03 - all Nos
	81.04	Other base metals, unwrought or wrought, and articles thereof; cermets, unwrought or wrought, and articles thereof:	
II S 22		B. Cadmium	81.04-16, 18
		C. Cobalt:	
II S 23		II. Other	81.04-23
II S 24		D. Chromium	81.04-26, 28
II S 25		E. Germanium	81.04-31, 33
II S 26		F. Hafnium (celtium)	81.04-36, 38
II S 27		G. Manganese	81.04-41, 43
II S 28		H. Niobium (columbium)	81.04-46, 48
II S 29		IJ. Antimony	81.04-51, 53
II S 30		L. Vanadium	81.04-61, 63
II S 31		M. Uranium depleted in U 235	81.04-69
II S 32		O. Zirconium	81.04-81, 83
II S 33		P. Rhenium	81.04-91, 93
II S 34		Q. Gallium; indium; thallium	81.04-94, 95
II S 35		R. Cermets	81.04-97, 98
II S 36	84.62	Ball, roller or needle roller bearings	84.62 - all Nos
	85.24	Carbon brushes, arc-lamp carbons, battery carbons, carbon electrodes and other carbon articles of a kind used for electrical purposes:	
II S 37		A. Electrodes for electrolysis installations	85.24-10
	87.01	Tractors (other than those falling within heading No 87.07), whether or not fitted with power take-offs, winches or pulleys:	
II S 38		ex C. Road tractors	87.01-96, 97

REGULATION (EEC) No 3475/73 OF THE COUNCIL

of 17 December 1973

establishing Community supervision of imports of certain products originating in Switzerland

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;

Whereas Articles 2 and 3 of that Agreement make provision for the progressive abolition of customs duties in respect of the products to which the Agreement applies; whereas by way of derogation from these Articles, Articles 1, 2 and 3 of Protocol No 1 annexed to the Agreement lay down that, for imports of certain products listed in Annex B to that Protocol, the reduction of duties shall be limited to indicative ceilings above which, the customs duties applicable to third countries may be reintroduced; whereas application of this last provision requires that the Community be regularly informed of the trend of imports of the products in question originating in Switzerland; whereas it is, therefore, desirable that imports of these products be subjected to a system of supervision;

Whereas this objective may be achieved by means of an administrative procedure based on setting off imports of the products in question against the indicative ceilings, at Community level as and when these products are submitted to the customs authorities under cover of declaration that they have been made available for consumption; whereas this administrative procedure must make provision for the reintroduction of customs tariff duties as soon as the ceilings have been reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission and whereas the latter must, in particular, be able to follow the progress of amounts set off against the indicative ceilings and keep the Member States informed; whereas this cooperation must be all the closer since

the Commission must be able to take adequate measures to reintroduce customs tariff duties whenever one of the ceilings has been reached.

Whereas, for the products which, in accordance with Articles 2 and 3 of the Agreement, are subject to the normal timetable for the abolition of customs duties it is necessary to follow the trend of imports; whereas to this end the Community should be empowered to take, where appropriate, measures to avoid any prejudice to industry in the Community and whereas it is, therefore, desirable that imports of these products also be subjected to a system of supervision,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 1974 to 31 December 1974, imports of products originating in Switzerland to which annual indicative ceilings are applied in accordance with Articles 1, 2 and 3 and Annex B to Protocol No 1 to the Agreement between the European Economic Community and the Swiss Confederation shall be subjected to Community supervision.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 188.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Commission may issue a regulation imposing the customs duties provided for in Article 3 (f) of Protocol No 1 to the Agreement until the end of the calendar year.

Article 2

During the period from 1 January 1974 until 31 December 1974, imports of the products referred to in Annex II which originate in Switzerland shall be subjected to Community supervision.

The Member States shall periodically inform the Commission of imports of these products; to this

end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol No 3 to the Agreement referred to in Article 1 shall be taken into consideration.

Article 3

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

Article 4

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 17 December 1973.

For the Council

The President

I. NØRGAARD

ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION
IN 1974

Order No	CCT heading No	Description	Nimexe Code	Level of ceiling — metric tons —
1	2	3	4	5
ICH 1	73.02	Ferro-alloys: C. Ferro-silicon	73.02-30	9 240
ICH 2	76.01	Unwrought aluminium, aluminium waste and scrap: A. Unwrought	76.01-11, 15	12 277

ANNEX II

LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
II CH 1	28.04	Hydrogen, rare gases and other non metals: C. Other non-metals: ex V. Silicon	28.04-93, 95
II CH 2	44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry	44.15 - all Nos
II CH 3	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
II CH 4	48.09	Building board of wood pulp or of vegetable fibre, whether or not bonded with natural or artificial resins or with similar binders	48.09 - all Nos
II CH 5	74.03	Wrought bars, rods, angles, shapes and sections of copper; copper wire	74.03 - all Nos
II CH 6	74.04	Wrought plates, sheets and strips, of copper	74.04 - all Nos
II CH 7	74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm	74.05 - all Nos
II CH 8	74.06	Copper powders and flakes	74.06 - all Nos
II CH 9	74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper	74.07 - all Nos
II CH 10	78.01	Unwrought lead (including argentiferous lead); lead waste and scrap: A. Unwrought: II. Other	78.01-12, 13, 15, 19
II CH 11	79.01	Unwrought zinc; zinc waste and scrap: A. Unwrought	79.01-11, 15
II CH 12	81.01	Tungsten (wolfram), unwrought or wrought, and articles thereof	81.01 - all Nos
II CH 13	81.02	Molybdenum, unwrought or wrought, and articles thereof	81.02 - all Nos
II CH 14	81.03	Tantalum, unwrought or wrought, and articles thereof	81.03 - all Nos

Order No	CCT heading No	Description	Nimexe Code
1	2	3	4
	81.04	Other base metals, unwrought or wrought, and articles thereof; cermets, unwrought or wrought, and articles thereof:	
II CH 15		B. Cadmium	81.04-16, 18
II CH 16		C. Cobalt:	
II CH 17		II. Wrought	81.04-23
II CH 18		D. Chromium	81.04-26, 28
II CH 19		E. Germanium	81.04-31, 33
II CH 20		F. Hafnium (celtium)	81.04-36, 38
II CH 21		G. Manganese	81.04-41, 43
II CH 22		H. Niobium (columbium)	81.04-46, 48
II CH 23		IJ. Antimony	81.04-51, 53
II CH 24		K. Titanium	81.04-56, 58
II CH 25		L. Vanadium	81.04-61, 63
II CH 26		M. Uranium depleted in U 235	81.04-69
II CH 27		O. Zirconium	81.04-81, 83
II CH 28		P. Rhenium	81.04-91, 93
II CH 29		Q. Gallium; indium; thallium	81.04-94, 95
		R. Cermets	81.04-97, 98

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DIRECTIVE

of 11 December 1973

on the approximation of the laws of the Member States concerning certain sugars
intended for human consumption

(73/437/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament ⁽¹⁾;

Having regard to the Opinion of the Economic and Social Committee ⁽²⁾;

Whereas the laws, regulations and administrative provisions in force in the Member States define certain categories of sugar, give the definitions and characteristics of composition applicable thereto, and lay down rules for the labelling and packing of these products;

Whereas the differences between national provisions are such as may impede the free movement of these products and create unfair competition;

Whereas, also, the smooth running of the common organization of the market in sugar (sucrose) requires that the various qualities of this product placed on the market, their composition characteristics and the

rules for their labelling and packing should be determined at Community level;

Whereas the choice of means for the taking of samples, and the methods of analysis necessary for checking the composition and manufacturing characteristics of products in question, are practical measures of a technical nature and whereas their adoption should be entrusted to the Commission in order to simplify and expedite the procedure;

Whereas in all the cases in which the Council confers on the Commission authority to implement rules drawn up in the foodstuffs sector a procedure should be laid down establishing a close cooperation between the Member States and the Commission within the Standing Committee on Foodstuffs set up by the Council Decision of 13 November 1969 ⁽³⁾;

Whereas the establishment of a total residual sulphur dioxide content for the products covered by this Directive, necessitates an adaptation of production conditions in some Member States such that a transitional period must be laid down in order to allow the necessary adaptations; whereas in respect of glucose syrup, whether dehydrated or not, the derogations thus laid down shall apply to the whole of the Community; whereas in respect of other products these derogations may be limited to the Member States which so desire,

⁽¹⁾ OJ No C 101, 4. 8. 1970, p. 33.

⁽²⁾ OJ No C 146, 11. 12. 1970, p. 20.

⁽³⁾ OJ No L 291, 19. 11. 1969, p. 9.

HAS ADOPTED THIS DIRECTIVE:

Article 1

Within the meaning of this Directive:

1. *Semi-white sugar*

means purified and crystallized sucrose, of sound and fair marketable quality with the following characteristics:

- | | |
|--------------------------------------|--------------------------------|
| (a) polarization | not less than 99.5° |
| (b) invert sugar content | not more than 0.10 % by weight |
| (c) loss on drying | not more than 0.10 % by weight |
| (d) residual sulphur dioxide content | not more than 15 mg/kg. |

2. *Sugar or white sugar*

means purified and crystallized sucrose, of sound and fair marketable quality, with the following characteristics:

- | | |
|--------------------------------------|--|
| (a) polarization | not less than 99.7° |
| (b) invert sugar content | not more than 0.04 % by weight |
| (c) loss on drying | not more than 0.10 % by weight |
| (d) residual sulphur dioxide content | not more than 15 mg/kg |
| (e) type of colour | not more than 12 points determined according to Annex under (a). |

3. *Extra white sugar*

means the product having the characteristics referred to in point 2(a) to (d) and in respect of which the total number of points determined according to the provisions of the Annex does not exceed a total of 8 or not more than:

- 4 for the colour type
- 6 for the ash content
- 3 for the colour in solution.

4. *Sugar solution*

means the aqueous solution of sucrose with the following characteristics:

- | | |
|---|--|
| (a) dry matter | not less than 62 % by weight |
| (b) invert sugar content (ratio of fructose to dextrose: 1.0 ± 0.2) | not more than 3 % by weight of dry matter |
| (c) conductivity ash | not more than 0.1 % by weight of dry matter, determined according to the Annex under (b) |
| (d) colour in solution | not more than 45 ICUMSA units determined according to the Annex under (c) |
| (e) residual sulphur dioxide content | not more than 15 mg/kg of dry matter. |

5. *Invert sugar solution*

means the aqueous solution of sucrose partially inverted by hydrolysis, in which the proportion of invert sugar does not predominate, with the following characteristics:

- | | |
|--|---|
| (a) dry matter | not less than 62 % by weight |
| (b) invert sugar content (ratio of fructose to dextrose: 1.0 ± 0.1) | more than 3 % but not more than 50 %, by weight of dry matter |
| (c) conductivity ash | not more than 0.4 % by weight of dry matter determined according to the Annex under (b) |
| (d) residual sulphur dioxide content | not more than 15 mg/kg of dry matter. |

6. *Invert sugar syrup*

means the aqueous solution, possibly crystallized, of sucrose partially inverted by hydrolysis, in which the proportion of invert sugar is predominant, with the following characteristics:

- | | |
|--|---|
| (a) dry matter | not less than 62 % by weight |
| (b) invert sugar content (ratio of fructose to dextrose: 1.0 ± 0.1) | more than 50 % by weight of dry matter |
| (c) conductivity ash | not more than 0.4 % by weight of dry matter determined according to the Annex under (b) |
| (d) residual sulphur dioxide content | not more than 15 mg/kg of dry matter. |

7. *Glucose syrup*

means the purified and concentrated aqueous solution of nutritive saccharides obtained from starch, with the following characteristics:

- | | |
|---|--|
| (a) dry matter | not less than 70 % by weight |
| (b) dextrose equivalent | not less than 20 % by weight of dry matter and expressed as D-glucose |
| (c) sulphated ash | not more than 1.0 % by weight of dry matter |
| (d) total sulphur dioxide content: | |
| — in general | not more than 20 mg/kg |
| — for use exclusively in sugar confectionary products | the Member States may, without prejudice to the national or Community provisions which determine the maximum sulphur dioxide content for the various confectionary products, fix the tolerance for glucose syrup offered for sale in their own territory at more than 20 mg/kg but not more than 400 mg/kg |

— for use in other specified foodstuffs

the Member States may, in accordance with national provisions governing these foodstuffs, and without prejudice to Community provisions, fix the tolerances for glucose syrup offered for sale in their own territory at more than 20 mg/kg, but not more than 400 mg/kg provided that these tolerances are justified by technological requirements.

8. *Dried glucose syrup*

means glucose syrup partially dried with the following characteristics:

- | | |
|--|---|
| (a) dry matter | not less than 93 % by weight |
| (b) dextrose equivalent | not less than 20 % by weight of dry matter expressed as D-glucose |
| (c) sulphated ash | not more than 1.0 % by weight of dry matter |
| (d) total sulphur dioxide content: | |
| — in general | not more than 20 mg/kg |
| — for use exclusively in sugar confectionary | not more than 150 mg/kg. This tolerance, however, shall not affect national or Community provisions which fix the maximum sulphur dioxide content for the various confectionery products |
| — for use in other specified foodstuffs | the Member States may, in accordance with national provisions governing these foodstuffs, and without prejudice to Community provisions, fix the tolerances for glucose syrup offered for sale in their own territory at more than 20 mg/kg but not more than 150 mg/kg provided that these tolerances are justified by technological requirements. |

9. *Dextrose monohydrate*

means purified and crystallized D-glucose containing one molecule of water of crystallization, with the following characteristics:

- | | |
|-----------------------------------|--|
| (a) dextrose (D-glucose) | not less than 99.5 % by weight of dry matter |
| (b) dry matter | not less than 90.0 % by weight |
| (c) sulphated ash | not more than 0.25 % by weight of dry matter |
| (d) total sulphur dioxide content | not more than 15 mg/kg. |

10. *Dextrose anhydrous*

means purified and crystallized D-glucose not containing water of crystallization, with the following characteristics:

- | | |
|-----------------------------------|--|
| (a) dextrose (D-glucose) | not less than 99.5 % by weight of dry matter |
| (b) dry matter | not less than 98.0 % by weight |
| (c) sulphated ash | not more than 0.25 % by weight of dry matter |
| (d) total sulphur dioxide content | not more than 15 mg/kg. |

Article 2

Member States shall take all measures necessary to ensure that the products referred to in Article 1 may be offered for sale only if they conform to the definitions and rules laid down in this Directive and in the Annex thereto.

Article 3

1. The names listed in Article 1 shall be applied only to the products defined therein and must be used in trade to designate them; the description referred to in Article 1 (2) may also be used to designate the product defined in Article 1 (3).

Furthermore, the description 'white' shall be reserved:

- (a) for sugar solution where the colour in solution does not exceed 25 ICUMSA units, determined according to the method provided for in the Annex, under (c);
- (b) for invert sugar solution and for invert sugar syrup of which:
 - the ash content does not exceed 0.1 %
 - the colour in solution does not exceed 25 ICUMSA units determined according to the method provided for in the Annex under (c).

2. The provisions of paragraph 1 shall not however affect arrangements whereby these names can be used, additionally, in accordance with custom, to indicate other products, which cannot be confused with those defined in Article 1.

3. Moreover, as regards the use of the word 'sugar' without any other qualifying term, paragraph 1 shall apply only to direct trade in food sugars as such, and not to compound products in which such sugars have been used.

Article 4

By way of derogation from Article 1, points (7) and (8), a maximum residual sulphur dioxide content equivalent to 40 mg/kg in the products defined in the aforementioned points shall be authorized for a period of three years from the notification of this Directive.

Article 5

By way of derogation from Article 1, points (1), (2), (3), (4), (5), (6), (9) and (10) and for a period of five

years from the notification of this Directive, Member States may continue to apply national provisions authorizing a maximum residual sulphur dioxide content up to 20 mg/kg in respect of products marketed in their territory.

Article 6

Without prejudice to any relevant national provisions, the products referred to in Article 1, points (7) and (8), which contain a quantity of sulphur dioxide exceeding 20 mg/kg may not be offered for retail sale.

Article 7

The products referred to in Article 1:

- may not be submitted to the blueing process,
- may contain colorants in so far as they are intended for use in other foodstuffs, in accordance with the provisions applicable to the said foodstuffs and to the use of colouring agents therein.

Article 8

1. The products referred to in Article 1, points (1) to (3) when packed at a net individual weight of between 100 g and 5 kg shall be offered for sale only at the following individual net weights: 125 g, 250 g, 500 g, 750 g, 1 kg, 1.5 kg, 2 kg, 2.5 kg, 3 kg, 4 kg and 5 kg.

2. On a transitional basis, for a period of not more than five years after notification of this Directive, weights, net or gross, other than those listed in paragraph 1 shall also be allowed if these weights comply with the national provisions in force or with practices existing at the time of notification of this Directive.

Article 9

1. The only information which is compulsory on the packages, containers or labels of the products defined in Article 1 shall be the following:

- (a) the description by which the products are designated in Article 1; however:
 - the expressions 'monohydrate' and 'anhydrous' shall be optional for the retail trade description of the products defined in Article 1, points (9) and (10),

- the qualifying expression 'includes colouring agents' shall be obligatory in the description of products containing colouring agents, in conformity with Article 6, and the term 'white' shall be prohibited in this case;
- (b) the net weight, unless the products weigh less than 50 g; this exception shall not apply to products weighing less than 50 g each presented in packages containing 2 or more such products whose net weight inclusive of packaging is not less than 50 g, in which case, the total net weight of the products contained in the outer package must be indicated thereon; however, as regards the products referred to in Article 1, points (1), (2), (3), (9) and (10) the indication of net weight may be replaced by that of the minimum net weight if the products are offered for sale in pieces or in small sachets;
 - (c) the name or trade name and the address or registered office of the manufacturer or packer, or of a seller established within the Community; this provision does not affect the right of the manufacturer to require that either his name or his trade name be mentioned;
 - (d) an indication of the true content of dry matter and invert sugar in the case of sugar solution, invert sugar solution, and invert sugar syrup;
 - (e) the qualifying term 'crystallized' for invert sugar syrup incorporating crystals in the solution;
 - (f) the description of glucose syrup or dried glucose syrup of which the sulphur dioxide content exceeds 20 mg/kg or, in the circumstances referred to in Article 4, exceeds 40 mg/kg, shall be followed by a reference to the foodstuff for the manufacture of which it is intended, the maximum sulphur dioxide content of the product being indicated on the accompanying documents.
2. The specifications referred to in paragraph 1 must be conspicuous, clearly legible and indelible.
 3. The provisions of paragraph 1 shall not preclude the products defined in Article 1 bearing, in addition to the obligatory description, other descriptions current in the various Member States provided that the latter descriptions are not liable to mislead consumers.
 4. Where the products defined in Article 1 are made up into packages or in containers of a net weight equal to or exceeding 10 kg and are not

offered for retail sale, the descriptions referred to in paragraph 1 (b), (d), (e) and (f) may if desired appear only on the accompanying documents.

5. By way of derogation from paragraph 1, and without prejudice to the provisions to be adopted by the Community on the labelling of foodstuffs, Member States may retain national provisions which require indication of:

- (a) the factory, in respect of home production;
- (b) the country of origin, although this information may not be required for products manufactured within the Community.

6. Member States shall refrain from stating, apart from what is laid down in paragraphs 1 and 2, how the information referred to in paragraph 1 is to be given. However, Member States may forbid trade on their territory in the products defined in Article 1 if the markings laid down in paragraph 1 (a), (d), (e) and (f) are not shown on one side of the wrapping or container in the national language or languages or, as provided in paragraph 4, in the accompanying documents.

However, in Ireland and the United Kingdom during the transitional period provided for in Article 8 (2) any weights other than metric shall, if those Member States so require, be labelled with their metric equivalents.

7. Paragraphs 1 to 6 shall apply without prejudice to the provisions to be laid down by the Community on labelling.

Article 10

1. Member States shall adopt all the necessary measures to ensure that trade in the products referred to in Article 1, which comply with the definitions and rules laid down in this Directive and the Annex thereto, shall not be impeded by the application of national non-harmonized provisions governing the composition, manufacturing specifications, packaging or labelling of these products in particular or of foodstuffs in general.

2. Paragraph 1 shall not be applicable to non-harmonized provisions justified on grounds of:

- protection of public health,
- repression of frauds, unless such provisions are liable to impede the application of the definitions and rules laid down by this Directive,

- protection of industrial and commercial property, of indications of source, applications of origin and the repression of unfair competition.

Article 11

The sampling procedures and methods of analysis needed to verify the rules relating to the composition and manufacturing specifications of the products defined in Article 1 shall be determined in accordance with the procedure laid down in Article 12.

Article 12

1. Where the procedure laid down in this Article is to be followed, the matter shall be referred to the Standing Committee on Foodstuffs, set up by the Council Decision of 13 November 1969 (hereinafter called 'the Committee') by its Chairman, either on his own initiative or at the request of a representative of a Member State.

2. The representative of the Commission shall submit to the Committee a draft of the measures to be taken. The Committee shall give its opinion on that draft within the time limit set by the Chairman having regard to the urgency of the matter. Opinions shall be adopted by a majority of forty-one votes the votes of the Member States being weighted as provided in Article 148 (2) of the Treaty. The Chairman shall not vote.

3. (a) Where the measures envisaged are in accordance with the opinion of the Committee, the Commission shall adopt them.
- (b) Where the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall without delay submit to the Council a proposal on the measures to be taken. The Council shall act by a qualified majority.
- (c) If, within three months of the proposal being submitted to it, the Council has not acted, the proposed measures shall be adopted by the Commission.

Article 13

The provisions of Article 12 shall apply for a period of eighteen months from the date on which the matter was first referred to the Committee, under Article 12 (1).

Article 14

This Directive shall not apply to:

- (a) products defined in Article 1 in so far as they take the following forms:
- impalpable sugars,
 - candy sugars,
 - sugars in loaf form;
- (b) products intended for export to countries outside the Community.

Article 15

Member States shall, if necessary, within one year following the notification of this Directive, amend their laws in accordance with the provisions of this Directive and shall forthwith inform the Commission thereof. The laws thus amended shall apply to the products offered for sale in the Member States two years after the notification of this Directive.

Article 16

This Directive is addressed to the Member States.

Done at Brussels, 11 December 1973.

For the Council
The President
Ib FREDERIKSEN

ANNEX**Method of determining the colour type, ash content, and the colour in solution of sugar (white) and of extra-white sugar defined in Article 1 (2) and (3)****A 'point' corresponds:**

- (a) in the case of the colour type, to 0.5 units, calculated by the method of the Brunswick Institute for Agricultural and Sugar Industry Technology as set out in A, paragraph (2) of the Annex to Commission Regulation (EEC) No 1265/69 ⁽¹⁾ of 1 July 1969 establishing methods for determining the quality of sugar bought in by intervention agencies;
 - (b) in the case of ash content, to 0.0018 % calculated by the method of the International Commission for Uniform Methods of Sugar Analysis (ICUMSA) as set out in A, paragraph (1) of the Annex to the said Regulation;
 - (c) in the case of the colour in solution, to 7.5 units calculated by the ICUMSA method as set out in A, paragraph (3) of the Annex to the said Regulation.
-

⁽¹⁾ OJ No L 163, 4. 7. 1969, p. 1.

COUNCIL DIRECTIVE

of 11 December 1973

amending the Directives of 14 June 1966 on the marketing of beet seed, fodder plant seed, cereal seed and seed potatoes; the Directive of 30 June 1969 on the marketing of seed of oil and fibre plants; and the Directives of 29 September 1970 on the marketing of vegetable seed and on the common catalogue of varieties of agricultural plant species

(73/438/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular, Articles 43 and 100 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament ⁽¹⁾;

Having regard to the Opinion of the Economic and Social Committee;

Whereas, for the reasons given hereafter, amendments should be made to certain provisions of the Directives listed below, which were last amended by the Directive of 6 December 1972 ⁽²⁾: the Council Directives of 14 June 1966 on, respectively, the marketing of beet seed ⁽³⁾, the marketing of fodder plant seed ⁽⁴⁾, the marketing of cereal seed ⁽⁵⁾, the marketing of seed potatoes ⁽⁶⁾; the Council Directive of 30 June 1969 ⁽⁷⁾ on the marketing of seed of oil and fibre plants; the Council Directives of 29 September 1970 on the marketing of vegetable seed ⁽⁸⁾ and on the common catalogue of varieties of agricultural plant species ⁽⁹⁾;

Whereas in the case of fodder plant seed and cereal seed provision should be made for the possibility of special marking concerning the presence of *Avena fatua*;

Whereas the maximum content of hard seed should be increased in the case of the species *Trifolium repens*; whereas, moreover, the species *Phleum Bertolinii* should be brought within the field of application of the Directive concerned;

Whereas it is appropriate that to a certain extent the minimum conditions for cereal species should be reinforced; whereas on the other hand less strict requirements for the official inspection of autogamous species should, be authorized for a transitional period;

Whereas experience of supplying flax seed makes it necessary to admit for four further years the category 'Certified seed, third generation';

Whereas mixtures of standard seed of several varieties should be authorized for a transitional period in the case of certain vegetable species in small packages; whereas it is also necessary to modify the minimum weights of samples and to introduce a transitional clause concerning the germination of vegetable seed;

Whereas an addition should be made to the Directive on the common catalogue of varieties of agricultural plant species as regards those varieties which, it has been established, cannot be grown in any part of the territory of a Member State;

Whereas certain of the abovementioned Directives provide that from 1 July 1973 the equivalent of seed and plants harvested in other countries, particularly in third countries, can no longer be established nationally by Member States; whereas, however, since it has not been possible to carry out the Community examination in all cases, the abovementioned period should be extended in order to avoid disturbing current commercial relations;

Whereas provision should be made for the simplification of the procedure for the amendment of

⁽¹⁾ OJ No C 62, 31. 7. 1973, p. 37.

⁽²⁾ OJ No L 287, 26. 12. 1972, p. 22.

⁽³⁾ OJ No 125, 11. 7. 1966, p. 2290/66.

⁽⁴⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽⁵⁾ OJ No 125, 11. 7. 1966, p. 2309/66.

⁽⁶⁾ OJ No 125, 11. 7. 1966, p. 2320/66.

⁽⁷⁾ OJ No L 169, 10. 7. 1966, p. 3.

⁽⁸⁾ OJ No L 225, 12. 10. 1970, p. 7.

⁽⁹⁾ OJ No L 225, 12. 10. 1970, p. 1.

Annexes where implementing measures of a technical nature are concerned, by the application of the procedure of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry in the event of amendments being necessitated by the development of scientific or technical knowledge;

Whereas, finally, a number of drafting corrections should be made to several of the abovementioned Directives,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The Directive of 14 June 1966 on the marketing of beet seed shall be amended as follows:

1. The following shall be substituted for Article 16 (2):

'Member States may themselves take decisions under paragraph 1 concerning a third country, in so far as the Council has not yet taken any decision with regard to that country within the framework of this Directive. This right shall expire on 1 July 1975.'

2. The following shall be substituted for Article 21a:

'Amendments to be made to the content of the Annexes in the light of the development of scientific or technical knowledge shall be adopted according to the procedure laid down in Article 21.'

Article 2

The Directive of 14 June 1966 on the marketing of fodder plant seed shall be amended as follows:

1. In the Dutch text of Article 2, (1), point A (a) the words 'gebruikt raaigras' shall be replaced by the words 'gekruist raaigras'.
2. In Article 2 (1) point A (a), the words:

'*Phleum Bertolinii* DC. Small cats-tail.'

shall be added after the words:

'*Lolium x hybridum* Hausskn. Hybrid ryegrasses.'

3. In Article 11, the following text shall be added:

'or that seed lots complying with the special conditions concerning the presence of *Avena fatua* laid down according to the procedure provided for in Article 21, must be accompanied by an official certificate attesting compliance with these conditions.'

4. The following shall be substituted for Article 16 (2):

'Member States may themselves take decisions under paragraph 1 concerning a third country, in so far as the Council has not yet taken a decision with regard to that country within the framework of this Directive. This right shall expire on 1 July 1975.'

5. The following shall be substituted for Article 21a:

'Amendments to be made to the content of the Annexes in the light of the development of scientific or technical knowledge shall be adopted according to the procedure laid down in Article 21.'

6. In Annex II, Part I, point (3), paragraph A, the figure '20' which appears in column 5 for the species *Trifolium repens* L. shall be replaced by the figure '40'.

Article 3

The Directive of 14 June 1966 on the marketing of cereal seed shall be amended as follows:

1. In Article 2 (2) the following subparagraph shall be added:

'(d) be authorized, on request and according to the procedure laid down in Article 21, to officially certify seed of autogamous species of the categories "certified seed, first generation" or "certified seed, second generation" until 31 December 1978 at the latest:

- when, instead of the official field inspection prescribed in Annex I, a field inspection, officially controlled by spot-checks on at least 20 % of the crops of each species, is carried out;
- provided that, in addition to the basic seed, at least the two generations of pre-basic seed immediately preceding that category, have been found by an official examination carried out in Member State concerned, to satisfy the conditions laid down in Annexes I and II as to the varietal identity and varietal purity of basic seed.'

2. In Article 11 the following text shall be added:

'or that seed lots complying with the special conditions concerning the presence of *Avena fatua* laid down according to the procedure provided for in Article 21, shall be accompanied by an official certificate attesting compliance with these conditions.'

3. The following shall be substituted for Article 16 (2):

'Member States may themselves take decisions under paragraph 1 concerning a third country, in so far as the Council has not yet taken a decision with regard to that country within the framework of this Directive. This right shall expire on 1 July 1975.'

4. The following shall be substituted for the text of Article 21a:

'Amendments to be made to the content of the Annexes in the light of the development of scientific or technical knowledge shall be adopted according to the procedure laid down in Article 21.'

5. In Annex II, point (3), paragraph A (a) (aa), the figure '98' which appears in column 5 for basic seed of oats, barley, wheat and spelt, shall be replaced by the figure '99'.

6. In Annex II, point (3), the following subparagraph shall be added:

'D. Special conditions in respect of the maximum content of seeds of other cereal species:

Where the maximum content is fixed in subparagraph A at one seed, a second seed shall not be regarded as impurity if a second 500 g sample is free from seeds of other cereal species.'

Article 4

The Directive of 14 June 1966 on the marketing of seed potatoes shall be amended as follows:

1. In Article 15 (2) '1 July 1975' shall be substituted for '1 July 1973'.

2. The following shall be substituted for Article 19a:

'Amendments to be made to the content of the Annexes in the light of the development of scientific or technical knowledge shall be adopted according to the procedure laid down in Article 19.'

Article 5

The Directive of 30 June 1969 on the marketing of seed of oil and fibre plants shall be amended as follows:

1. In Article 2 (1), point A and in Annex II, part I, point (2), paragraph A, the words '*Soia hispida* L.' shall be replaced by the words '*Glycine max* (L.) Merrill.'

2. In Article 2 (2), subparagraph (c) '30 June 1978' shall be substituted for '30 June 1974'.

3. The following shall be substituted for Article 15 (2):

'Member States may themselves take decisions under paragraph 1 concerning a third country, in so far as the Council has not yet taken a decision with regard to that country within the framework of this Directive. This right shall expire on 1 July 1975.'

4. The following shall be substituted for Article 20a:

'Amendments to be made to the content of the Annexes in the light of the development of scientific or technical knowledge shall be adopted according to the procedure laid down in Article 20.'

Article 6

The Directive of 29 September 1970 on the marketing of vegetable seed shall be amended as follows:

1. In Article 11 (2), first sentence, the following words shall be deleted:

— in the German text 'betreffend ihre Verwendung';

— in the French text 'concernant son utilisation';

— in the Italian text 'in loro possesso riguardanti la sua utilizzazione';

— in the Danish text 'med henblik på dens anvendelse';

— in the English text 'in respect of use'.

2. The following paragraph shall be added to Article 24:

'3. Member States may allow the marketing of mixtures of standard seed of different varieties of *Lactuca sativa* L. and of mixtures of standard seed of different varieties of *Raphanus sativus* L. in small packages not exceeding 50 g provided that the words "mixture of varieties" and the names of the varieties making up the mixture are shown on the package.'

3. The following Article shall be added after Article 33:

'Article 33a

Member States may be authorized, in accordance with the procedure laid down in Article 40, to

permit the marketing of seed harvested before 1 July 1973 which does not fully satisfy the requirements for germination laid down in Annex II if such seed is specially marked. Such authorization may only be granted until 1 July 1975.'

4. The following shall be substituted for Article 40a:

'Amendments to be made to the content of the Annexes in the light of the development of scientific or technical knowledge shall be adopted according to the procedure laid down in Article 40.'

5. The following shall be substituted for the text of Annex III, part 2:

'2. Minimum weight of a sample

<i>Species</i>	<i>Weight (in g)</i>
<i>Allium cepa</i>	25
<i>Allium porrum</i>	20
<i>Anthriscus cerefolium</i>	20
<i>Apium graveolens</i>	5
<i>Asparagus officinalis</i>	100
<i>Beta vulgaris</i>	100
<i>Brassica oleracea</i>	25
<i>Brassica rapa</i>	20
<i>Capsicum annuum</i>	40
<i>Cichorium intybus</i>	15
<i>Cichorium endivia</i>	15
<i>Citrullus vulgaris</i>	250
<i>Cucumis melo</i>	100
<i>Cucumis sativus</i>	25
<i>Cucurbita pepo</i>	150
<i>Daucus carota</i>	10
<i>Foeniculum vulgare</i>	25
<i>Lactuca sativa</i>	10
<i>Petroselinum hortense</i>	10
<i>Phaseolus coccineus</i>	1 000
<i>Phaseolus vulgaris</i>	700
<i>Pisum sativum</i>	500
<i>Raphanus sativus</i>	50
<i>Scorzonera hispanica</i>	30
<i>Solanum lycopersicum</i>	20
<i>Solanum melongena</i>	20
<i>Spinacia oleracea</i>	75
<i>Valerianella locusta</i>	20
<i>Vicia faba</i>	1 000

In the case of F-1 hybrid varieties of the above species, the minimum weight of the sample may be decreased to a quarter of the specified weight.

However the sample must have a weight of at least 5 g and consist of at least 400 seeds.'

Article 7

The Directive of 29 September 1970 on the common catalogue of varieties of agricultural plant species shall be amended as follows:

1. In Article 10 (2), first sentence of the Dutch text, the word 'ervan' shall be replaced by the words 'voor hun gebruik'.

2. The following shall be substituted for Article 15 (3), subparagraph (c):

'where official growing trials carried out in the applicant Member States, Article 5 (4) being applied correspondingly, show that the variety does not, in any part of its territory, produce results corresponding to those obtained from a comparable variety accepted in the territory of that Member State or, where it is well known that the variety is not suitable for cultivation in any part of its territory because of its type or maturity's class.'

Article 8

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply:

- (a) by 1 July 1973 with Article 1, point (1), Article 2, point (4), Article 3, point (3), Article 4, point (1), and Article 5, point (3);
- (b) by 1 January 1974 at the latest with Article 1, point (2), Article 2, points (3) and (5), Article 3, points (2) and (4), Article 4 point (2), Article 5, point (4) and Article, 6 point (4);
- (c) by 1 July 1974 at the latest, with the other provisions of this Directive.

Article 9

This Directive is addressed to the Member States.

Done at Brussels, 11 December 1973.

For the Council

The President

Ib FREDERIKSEN

Estimate of supply and demand for beef and veal in the processing industry for the period 1 January to 31 December 1974

(73/439/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 805/68 ⁽¹⁾ of 27 June 1968 on the common organization of the market in beef and veal, as last amended by Regulation (EEC) No 187/73 ⁽²⁾, and in particular Article 14 (2) thereof;

Having regard to the proposal from the Commission,

HEREBY ADOPTS THIS ESTIMATE:

Preliminary

The first and second subparagraphs of Article 14 (2) of Regulation (EEC) No 805/68 provide that

'each year before 31 December the Council, acting in accordance with the voting procedure laid down in Article 43 (2) of the Treaty on a proposal from the Commission, shall draw up an estimate of the meat intended for the processing industry, taking account, on the one hand, of expected Community supplies of meat of a quality and type of cut suitable for industrial use and, on the other, of industrial meat, including the needs of industry producing preserved foods which are included in Article 1 (c) and which do not contain characteristic components other than beef and jelly.

If the situation so requires, this estimate may be altered in accordance with the same procedure.'

Introduction

This estimate covers the period from 1 January to 31 December 1974. It is derived from estimates of demand in the industry and of Community supplies of meat of qualities and types of cut suitable for

industrial use, hereinafter referred to as 'meat for processing'.

Demand in the industry for meat for processing has been assessed by reference to the qualities of fresh and frozen meat used each year.

Community supplies of meat for processing have been estimated by reference to the quantities of fresh meat normally used for this purpose.

Chapter I

Industrial demand for meat for processing

According to information supplied to the Commission by the Member States in October 1973 Community demand for meat for processing in 1974 can be estimated at 1 003 100 metric tons of meat on the bone. This figure includes quantities required for the preparation of preserved foods as specified in Article 14 (2) of Regulation (EEC) No 805/68.

The latter quantities, estimated at 106 940 metric tons, can be covered entirely by imports of frozen meat from third countries not subject to levy pursuant to Article 14 (3) (a) of Regulation (EEC) No 805/68.

Community demand for meat for processing other than that required for the preparation of preserved foods mentioned above are thus estimated, for 1974 at:

$$1\,003\,100 - 106\,940 = 896\,160 \text{ metric tons.}$$

Chapter II

Supplies of meat for processing

According to information supplied to the Commission by the Member States in October 1973 Community supplies of meat for processing for 1974, both home produced and imported from third countries under terms other than the special terms provided for in Article 14 (1) of Regulation (EEC) No 805/68, can be estimated at 693 445 metric tons of meat on the bone.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 25, 30. 1. 1973, p. 23.

Conclusion

Deducting from the needs of the processing industries, estimated at 1 003 100 metric tons, the estimated demand of 106 940 metric tons in the preserved food industries, which, pursuant to Article 14 (3) (a) of Regulation (EEC) No 805/68 are covered by imports of frozen meat not subject to levy, net demand will be 896 160 metric tons for 1974.

Total supplies of meat for processing can be estimated at 693 445 metric tons; the deficit of such

meat to be covered during 1974 by imports of frozen meat is thus 202 715 metric tons, rounded off to 200 000 metric tons, of meat on the bone.

Done at Brussels, 11 December 1973.

For the Council

The President

Ib FREDERIKSEN

COUNCIL DIRECTIVE

of 11 December 1973

on the general provisions for the regional differentiation of certain measures provided
for in the Directives of 17 April 1972 on the reform of agriculture

(73/440/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to Council Directive 72/159/EEC ⁽¹⁾ of 17 April 1972 on the modernization of farms, and in particular Article 1 (2) thereof;

Having regard to Council Directive 72/160/EEC ⁽²⁾ of 17 April 1972 on measures to encourage the cessation of farming and the reallocation of utilized agricultural areas for the purposes of structural improvement, and in particular Article 1 (2) thereof;

Having regard to Council Directive 72/161/EEC ⁽³⁾ of 17 April 1972 on the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture, and in particular Articles 1 (2) and 5 (2) thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas when Member States exercise the option of not applying, in certain regions, all or some of the measures provided for in Directive 72/159/EEC and Directive 72/160/EEC, they should do so only in those regions in which a major part of the agriculture has already attained the objective of comparable income or in which the areas hitherto exploited for agricultural purposes are intended for other uses;

Whereas the option of not applying all or some of the measures provided for by Directive 72/161/EEC must, on account of the close relationship of the latter with Directives 72/159/EEC and 72/160/EEC, be restricted to those regions in which Member States apply neither of these two Directives;

Whereas when Member States vary according to region the amount of the financial incentives provided for in Directive 72/159/EEC, it is essential that they take account of the amount of effort to modernize to be made by agriculture in the various regions and to this end, that they take into particular consideration the financial difficulties of the farms in regions where the average agricultural income is low and those difficulties arising from the disparity between the current agricultural income of these farms and the target income to be reached;

Whereas when Member States vary according to region the amount of the financial incentives provided for in Directive 72/160/EEC, it is essential that they take account of both the need to liberate lands in each region resulting from the amount of effort to modernize to be made by agriculture in the various regions and the necessity to re-establish an adequate balance between the different age categories of farmers;

Whereas when Member States vary according to region the measures provided for in Directive 72/161/EEC on the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture, it is essential that they take account of the amount of effort to be made by the various regions in order to attain the objectives of agricultural reform,

HAS ADOPTED THIS DIRECTIVE:

Article 1

1. When Member States apply Article 1 (2), second indent, of Directive 72/159/EEC and Article 1 (2), second indent, of Directive 72/160/EEC, the regions concerned must comply with the condition that at least 75 % of the utilized agricultural area of the region operated by those for whom farming is their main occupation, is already situated in farms complying with the conditions of income laid down in Article 4 (1) of Directive 72/159/EEC.

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽²⁾ OJ No L 96, 23. 4. 1972, p. 9.

⁽³⁾ OJ No L 96, 23. 4. 1972, p. 15.

2. Member States may apply Article 1 (2), second indent, of Directive 72/160/EEC:

- (a) in regions which fulfil the conditions laid down in paragraph (1),
- (b) as regards the premium referred to in Article 2 (1) (b) of Directive 72/160/EEC, in regions where, for a reference period of at least one year, 70 % or more of the land released in application of that Directive has not been used, only under Article 5 (2) of the same Directive.

3. Article 1 (2), second indent, of Directive 72/159/EEC and Article 1 (2), second indent, of Directive 72/160/EEC, or only the former, may also be applied where following an official decision the region is no longer intended for agricultural purposes and where, for this reason, the question of improvement of agricultural structures ceases to be relevant.

When Article 1 (2), second indent, of Directive 72/159/EEC is applied under the conditions defined in subparagraph 1, the Member State concerned shall refrain from application of Article 14 (2) of that Directive.

4. Application of Article 1 (2), second indent, or of Article 5 (2), second indent, of Directive 72/161/EEC is limited to regions where Member States apply neither Directive 72/159/EEC nor Directive 72/160/EEC.

Article 2

When Member States apply Article 1 (2), first indent of Directive 72/159/EEC, they shall take account of the amount of effort towards agricultural modernization to be carried out in the various regions, on account of, in particular:

- the low level of agricultural income,
- a significant disparity between agricultural income and comparable income within the meaning of Article 4 (1) of Directive 72/159/EEC.

Article 3

1. When Member States apply Article 1 (2), first indent of Directive 72/160/EEC, they shall take account of the need for land to be released resulting from the amount of effort towards agricultural

modernization of the various regions. For this purpose, they shall give particular consideration to:

- the low level of agricultural income, or
- the significant disparity between agricultural income and comparable income within the meaning of Article 4 (1) of Directive 72/159/EEC.

2. The differentiated fixing of the amounts according to regions shall apply to the measures provided for in Directive 72/160/EEC for the benefit of farmers over 65 years of age, or between 55 and 65 years of age, or under 55 years of age, or of all three of these groups, or of two of them.

Member States shall fix these amounts by taking into account the imbalances in the age group distribution of the agricultural population.

Article 4

When Member States apply, Article 1 (2), first indent or Article 5 (2) of Directive 72/161/EEC, they shall place emphasis on action furthering the establishment and development of socio-economic guidance services or the acquisition of occupational skills by persons engaged in agriculture, for the benefit of regions which are characterized by:

- the low level of agricultural income, or
- the significant disparity between agricultural income and comparable income within the meaning of Article 4 (1) of Directive 72/159/EEC.

Article 5

Each Member State shall define the regions for the purposes of this Directive.

Article 6

This Directive is addressed to the Member States.

Done at Brussels, 11 December 1973.

For the Council

The President

Ib FREDERIKSEN

DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE
MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY,
MEETING WITHIN THE COUNCIL

of 17 December 1973

establishing supervision of imports of certain products originating in Austria

(73/441/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS
OF THE MEMBER STATES OF THE EUROPEAN
COAL AND STEEL COMMUNITY, MEETING WITHIN
THE COUNCIL,

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

1. Imports of products originating in Austria to which annual indicative ceilings are applied in accordance with Articles 1 and 2 of Protocol No 1 to the Agreement between the Member States of the European Coal and Steel Community and the European Coal and Steel Community, of the one part, and the Republic of Austria, of the other part, shall be subjected to supervision from 1 January 1974 to 31 December 1974.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Council Regulation (EEC) No 3469/73 ⁽¹⁾ of 17 December 1973 establishing Community supervision of imports of certain products originating in Austria.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted

before the date on which customs duties are reimposed.

The reaching of an indicative ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraph.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Member States may, at the request of one of them or of the Commission, reimpose, until the end of the calendar year, each in respect of its own territory, the customs duties applicable to third countries, adjusted, where appropriate, by the percentages laid down in Article 2 (e) of Protocol No 1 to the Agreement referred to in paragraph 1.

Article 2

For the implementation of this Decision the Member States shall take all necessary measures in close cooperation with the Commission.

Article 3

The Member States shall take all measures required to implement this Decision.

Done at Brussels, 17 December 1973.

The President

I. NØRGAARD

⁽¹⁾ See p. 29 of this Official Journal.

DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE
MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY,
MEETING WITHIN THE COUNCIL

of 17 December 1973

establishing supervision of imports of certain products originating in Sweden

(73/442/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS
OF THE MEMBER STATES OF THE EUROPEAN
COAL AND STEEL COMMUNITY, MEETING WITHIN
THE COUNCIL,

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

1. Imports of products originating in Sweden to which annual indicative ceilings are applied in accordance with Articles 1 and 2 of the Protocol to the Agreement between the Member States of the European Coal and Steel Community and the European Coal and Steel Community, of the one part, and the Kingdom of Sweden, of the other part, shall be subjected to supervision from 1 January 1974 to 31 December 1974.

The description of the products referred to in the preceding subparagraph, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Council Regulation (EEC) No 3474/73 ⁽¹⁾ of 17 December 1973 establishing Community supervision of imports of certain products originating in Sweden.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in the Agreement referred to in paragraph 1.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of an indicative ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules.

3. As soon as the ceilings have been reached, the Member States may, at the request of one of them or of the Commission, reimpose, until the end of the calendar year, each in respect of its own territory, the customs duties applicable to third countries, adjusted, where appropriate, by the percentage laid down in Article 2 (e) of the Protocol No 1 to the Agreement referred to in paragraph 1.

Article 2

For the implementation of this Decision the Member States shall take all necessary measures in close cooperation with the Commission.

Article 3

The Member States shall take all measures required to implement this Decision.

Done at Brussels, 17 December 1973.

The President

I. NØRGAARD

⁽¹⁾ See p. 57 of this Official Journal.