

Official Journal

of the European Communities

Volume 17 No L 82

27 March 1974

English Edition

Legislation

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I

(Acts whose publication is obligatory)

REGULATION (EEC) No 654/74 OF THE COUNCIL

of 21 March 1974

on the conclusion of the Commercial Cooperation Agreement between the European Economic Community and the Republic of India and adopting provisions for its implementation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 113 and 114 thereof;

Having regard to the Recommendation from the Commission;

Whereas the Commercial Cooperation Agreement between the European Economic Community and the Republic of India should be concluded;

Whereas, since the Agreement establishes a Joint Commission, representatives of the Community on this Commission should be appointed,

HAS ADOPTED THIS REGULATION:

Article 1

The Commercial Cooperation Agreement between the European Economic Community and the Republic of India, the text of which is annexed to

this Regulation, is hereby concluded on behalf of the Community.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement and to confer on them the powers required in order to bind the Community.

Article 3

The Community shall be represented on the Joint Commission provided for in Article 7 of the Agreement by the Commission of the European Communities, assisted by representatives of the Member States.

Article 4

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities* ⁽¹⁾.

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

Done at Brussels, 21 March 1974.

For the Council

The President

J. ERTL

⁽¹⁾ The date of entry into force of the Agreement will be published in the *Official Journal of the European Communities*.

COMMERCIAL COOPERATION AGREEMENT
between the European Economic Community and the Republic of India

THE COUNCIL OF THE EUROPEAN COMMUNITIES,
of the one part,

THE GOVERNMENT OF THE REPUBLIC OF INDIA,
of the other part,

HAVING REGARD to the friendly relations and traditional links between India and the Member States of the Community and their mutual desire to consolidate and expand their commercial and economic relations;

INSPIRED by their common will to consolidate, deepen and diversify their commercial and economic relations to the full extent of their growing capacity to meet each other's requirements on the basis of comparative advantage and mutual benefit;

CONSIDERING that trade is not an end in itself but a means of achieving wider economic and social objectives;

VIEWING modern commercial policy as an important instrument for furthering international economic cooperation;

DESIROUS of making their contribution to a new phase of international economic cooperation commensurate with their respective human, intellectual and material resources;

BELIEVING that the time is opportune to give a new impetus to the mutual relationship between the enlarged Community and the Republic of India;

AFFIRMING their common commitment to the promotion of international economic relations founded on freedom, equality, justice and progress;

HAVE DECIDED to conclude a Commercial Cooperation Agreement and to this end have designated as their Plenipotentiaries:

THE COUNCIL OF THE EUROPEAN COMMUNITIES:

Mr Ivar NØRGAARD,
Minister for External Economic Affairs,
President in Office of the Council of the European Communities;

Sir Christopher SOAMES,
Vice-President of the Commission of the European Communities;

THE GOVERNMENT OF THE REPUBLIC OF INDIA:

Professor D. F. CHATTOPADHYAYA,
Minister for Commerce;

WHO, having exchanged their Full Powers, found in good and due form,

HAVE AGREED AS FOLLOWS:

Article 1

The Contracting Parties are determined to develop their commercial exchanges on the basis of comparative advantage and mutual benefit so as to contribute to their economic and social progress and to the improvement of the balance of their mutual trade to as high a level as possible.

Article 2

The Contracting Parties shall, in their commercial relations, accord each other most-favoured-nation treatment in accordance with the provisions of the General Agreement on Tariffs and Trade.

Article 3

The Contracting Parties shall grant each other the highest degree of liberalization of imports and exports which they generally apply to third countries and undertake to discuss ways and means of providing maximum facilities compatible with their respective policies and obligations, with regard to products of interest to either Party.

Article 4

The Contracting Parties undertake to promote the development and diversification of the Community's imports from India and India's imports from the Community to the highest possible level. The Contracting Parties shall take all appropriate steps to achieve these results, including particular measures which are relevant to the pattern and potential of their commercial exchanges. Further they agree to support the institutions which have been or may be set up by them to enhance contacts and cooperation between their economic organizations.

Article 5

The Contracting Parties recognise that cooperation between organizations concerned in the field of exports to, and in the field of economic relations with, third countries, especially developing countries, can contribute to the diversification of their mutual contacts and to an expansion of international trade. Accordingly they undertake to examine the possibilities of promoting such cooperation and to create favourable conditions for furthering it.

Article 6

The Contracting Parties may develop their economic cooperation, when linked with trade, in fields of mutual interest to the Contracting Parties and in the light of developments in the economic policies of the Community and the Republic of India.

Article 7

There shall be set up a Joint Commission for commercial cooperation composed of representatives of the Community and representatives of the Republic of India. The Joint Commission shall meet as often as necessary and at least once a year at an agreed time and place. Extraordinary meetings may be convened by common agreement at the request of either Contracting Party. The Joint Commission may set up specialized sub-commissions to assist it in the performance of its tasks.

Article 8

It shall be the task of the Joint Commission to ensure the proper functioning of this Agreement, to devise practical measures for achieving its goals and to discuss and pursue effectively, in the light of its principles and objectives, all matters which may arise in the course of its implementation. It shall be incumbent upon it to examine any difficulties likely to hinder the development and diversification of the commercial exchanges between the Contracting Parties and to recommend practical measures for action by the Community and the Republic of India, as appropriate.

Article 9

The Joint Commission shall in particular be required:

- (a) to seek ways and means of encouraging the development of economic and commercial cooperation between the Community and the Republic of India, in so far as this would promote the development and diversification of trade and bring benefits to the Contracting Parties;
- (b) to study and devise ways and means of overcoming trade barriers and in particular existing non-tariff and quasi-tariff barriers in the various sectors of trade, taking into account the

relevant work undertaken in this field by the international organizations concerned;

- (c) to examine and recommend ways and means for the progressive adaptation of the trade pattern and marketing structures of the Contracting Parties with a view to promoting the evolution of their commercial and economic relations in accordance with their complementary possibilities, as well as the long-term objectives of the economies of the Contracting Parties, so as to rectify imbalances and avoid maladjustments;
- (d) to facilitate exchanges of information on all subjects which may bear upon the prospects for cooperation in the economic field and the creation of favourable conditions for such cooperation on mutually advantageous bases between the Community and the Republic of India.

Article 10

The Contracting Parties agree that it shall also be the task of the Joint Commission to ensure the proper functioning of the sectoral Agreements concluded or yet to be concluded between the Community and the Republic of India on jute, coir and cotton textiles and cottage industry goods (handicrafts and handlooms) and that, to this end, it shall exercise the responsibilities entrusted to the joint commissions set up under these Agreements.

Article 11

The Joint Commission shall adopt its own rules of procedure and programme of work.

Article 12

The provisions of this Agreement shall be substituted for provisions of Agreements concluded between

Member States of the Community and the Republic of India to the extent to which the latter are either incompatible with or identical to them.

Article 13

The Annexes form an integral part of this Agreement.

Article 14

This Agreement shall apply to the territories where the Treaty establishing the European Economic Community applies, on the conditions established in the said Treaty, and to the territories to which the Constitution of the Republic of India applies.

Article 15

1. This Agreement shall enter into force on the first day of the month following the date on which the Contracting Parties have notified each other of the completion of the procedures necessary for this purpose. It is concluded for a period of five years. It shall be extended from year to year if neither Contracting Party denounces it six months before the date of expiry.

2. If both Contracting Parties agree, amendments to this Agreement may, however, be introduced at any time to take account of emerging situations and evolving policies.

Article 16

This Agreement is drawn up in two copies in the Danish, Dutch, English, French, German, Italian and Hindi languages, each text being authentic.

Til bekræftelse heraf har undertegnede befuldmægtigede underskrevet denne handelsaftale.

Zu Urkund dessen haben die unterzeichneten Bevollmächtigten ihre Unterschriften unter dieses Handelsabkommen gesetzt.

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Trade Agreement.

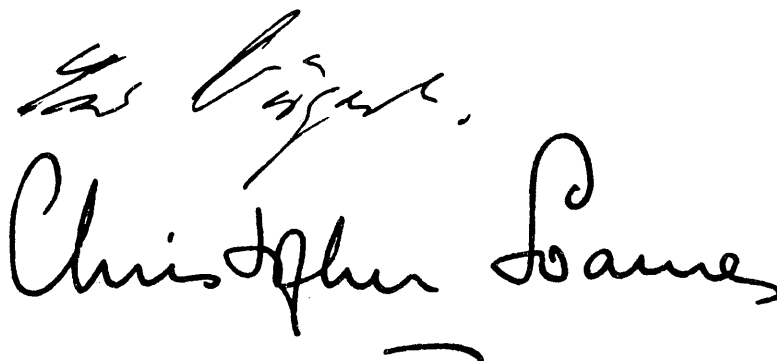
En foi de quoi, les plénipotentiaires soussignés ont apposé leurs signatures au bas du présent accord commercial.

In fede di che, i plenipotenziari sottoscritti hanno apposto le loro firme in calce al presente accordo commerciale.

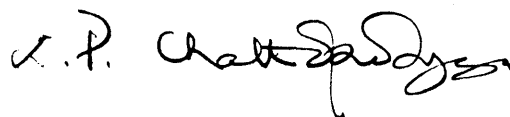
Ten blijke waarvan de ondergetekende gevolmachtigden hun handtekening onder dit Handelsakkoord hebben gesteld.

Udfærdiget i Bruxelles, den syttende december nitten hundrede og treoghalvfjerds
Geschehen zu Brüssel am siebzehnten Dezember neunzehnhundertdreiundsiebzig
Done at Brussels on the seventeenth day of December in the year one thousand nine
hundred and seventy-three
Fait à Bruxelles, le dix-sept décembre mil neuf cent soixante-treize
Fatto a Bruxelles, addì diciassette dicembre millenovecentosettantatré
Gedaan te Brussel, de zeventiende december negentienhonderddrieënzeventig

For Rådet for De europæiske Fællesskaber
Im Namen des Rates der Europäischen Gemeinschaften
For the Council of the European Communities
Pour le Conseil des Communautés européennes
Per il Consiglio delle Comunità europee
Voor de Raad der Europese Gemeenschappen


Christopher Lamm

For regeringen for Indien
Für die Regierung Indiens
For the Government of India
Pour le gouvernement de l'Inde
Per il governo dell'India
Voor de Regering van India


S. P. Chatterjee

*ANNEX I***Joint Declaration concerning Article 7 of the Agreement**

1. The level of representation from the two sides in the Joint Commission shall be as high as appropriate, depending upon the importance of the agenda.
2. The representatives of the Contracting Parties in the Joint Commission will transmit the agreed recommendations to their respective authorities, for consideration and action to be taken as speedily and effectively as possible. In the event of the Joint Commission being unable to evolve a recommendation on a matter considered by either Contracting Party to be urgent or important, it shall submit the view of the two sides to the respective authorities for further consideration.
3. The Joint Commission should, while making proposals and recommendations, have due regard to the Republic of India's development plans and to the progress of economic, industrial, social, environmental and scientific policies of the Community as well as to the level of economic development of the Contracting Parties.
4. The Joint Commission would examine possibilities of and make recommendations for an efficient and coherent utilization of all available instruments, besides most-favoured-nation tariffs and Generalized Preferences, to promote trade in items of interest to the Republic of India.
5. The first meeting of the Joint Commission would take place as soon as possible after this Agreement has entered into force. The date, venue and agenda will be decided through diplomatic channels.

ANNEX II

Your Excellency,

During the discussion which led to the conclusion this day of the Commercial Cooperation Agreement between the European Economic Community and the Republic of India, the Community declared that it is prepared to bind the tariff suspensions already applied autonomously in respect of the products listed below which are of particular interest to India. These concessions shall remain valid until they are confirmed, or modified, under the General Agreement on Tariffs and Trade, with the agreement of both Contracting Parties.

List of products concerned

CCT heading No	Description	Binding proposed %
09.02	Tea: A. In immediate packings of a net capacity not exceeding 3 kg B. Other	5 Free
09.04	Pepper of the genus 'Piper'; pimento of the genus 'Capsicum' or the genus 'Pimenta': A. Neither crushed nor ground: I. Pepper: (a) For the industrial manufacture of essential oils or resinoids	Free
09.08	Nutmeg, mace and cardamoms: B. Crushed or ground: III. Cardamoms	Free
41.02	Bovine cattle leather (including buffalo leather) and equine leather, except leather falling within heading No 41.06, 41.07 or 41.08: A. East India kip, whole, whether or not the heads and legs have been removed, weighing each not more than 4.5 kg net, not further prepared than vegetable tanned, whether or not having undergone further preservative treatment with oil, but obviously unsuitable for immediate use in the manufacture of leather articles	Free

We should be grateful if you would kindly confirm the agreement of the Government of the Republic of India to the contents of this letter.

Please accept, Your Excellency, the assurance of our highest consideration.

*For the Council
of the European Communities*

Sir,

I have the honour to acknowledge receipt of your letter of today, which reads as follows:

'During the discussions which led to the conclusion this day of the Commercial Cooperation Agreement between the European Economic Community and the Republic of India, the Community declared that it is prepared to bind the tariff suspensions already applied autonomously in respect of the products listed below which are of particular interest to India. These concessions shall remain valid until they are confirmed, or modified, under the General Agreement on Tariffs and Trade, with the agreement of both Contracting Parties.

List of products concerned

CCT heading No	Description	Binding proposed %
09.02	Tea: A. In immediate packings of a net capacity not exceeding 3 kg B. Other	5 Free
09.04	Pepper of the genus 'Piper'; pimento of the genus 'Capsicum' or the genus 'Pimenta': A. Neither crushed nor ground: I. Pepper: (a) For the industrial manufacture of essential oils or resinoids	Free
09.08	Nutmeg, mace and cardamoms: B. Crushed or ground: III. Cardamoms	Free
41.02	Bovine cattle leather (including buffalo leather) and equine leather, except leather falling within heading No 41.06, 41.07 or 41.08: A. East India kip, whole, whether or not the heads and legs have been removed, weighing each not more than 4.5 kg net, not further prepared than vegetable tanned, whether or not having undergone further preservative treatment with oil, but obviously unsuitable for immediate use in the manufacture of leather articles	Free

We should be grateful if you would kindly confirm the agreement of the Government of the Republic of India to the contents of this letter.'

I have the honour to confirm the agreement of the Government of the Republic of India to the contents of that letter.

Please accept, Sir, the assurance of my highest consideration.

*For the Government
of the Republic of India*

ANNEX III**Declaration of the European Economic Community concerning tariff adjustments**

The Community confirms that the Generalized Scheme of Preferences (GSP) which was autonomously put into force by the European Economic Community on 1 July 1971 on the basis of Resolution 21 (II) of the second United Nations Conference on Trade and Development held in 1968, includes products for which in the course of the negotiation of the Commercial Cooperation Agreement, signed this day, total tariff suspensions were requested by the Republic of India.

The Community is prepared, in the course of its endeavours to improve the system of Generalized Preferences, to take into account the interests of the Republic of India in the extension and strengthening of its trade relations with the Community.

The Community is also prepared to examine in the Joint Commission the possibilities for further tariff adjustments to promote the development of trade between the Republic of India and the Community.

The Community understands that the Republic of India will also be prepared to discuss in the Joint Commission the Community's proposals, if any, with regard to tariff adjustments by the Republic of India bearing on the development of trade between the Contracting Parties, taking into consideration the Republic of India's development needs.

ANNEX IV**Declaration of the Government of the Republic of India concerning tariff adjustments**

The Republic of India understands that the Community is prepared, in the course of its endeavours to improve the system of Generalized Preferences, to take into account the interests of the Republic of India in the extension and strengthening of its trade relations with the Community. In this connection, the Republic of India will identify for consideration by the Community the areas in which the Community's 1974 Generalized Scheme of Preferences can be improved, more especially in the context of the provisions of the Joint Declaration of Intent.

The Republic of India further understands that the Community is also prepared to examine in the Joint Commission the possibilities for further tariff adjustments to promote the development of trade between the Republic of India and the Community.

In this connection the Republic of India will notify to the Community the list of the products in respects of which total tariff suspension is desired, for examination in the first meeting of the Joint Commission.

The Republic of India will also be prepared to discuss in the Joint Commission the Community's proposals, if any, with regard to tariff adjustments by the Republic of India bearing on the development of trade between the Contracting Parties, taking into consideration the Republic of India's development needs.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 21 March 1974

on the conclusion of an Agreement between the European Economic Community and the Republic of India on trade in jute products

(74/145/EEC)

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 Recommendation from the Commission;

Whereas the Agreement on trade in jute products negotiated between the European Economic Community and the Republic of India should be concluded,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement between the European Economic Community and the Republic of India on trade in jute products, the text of which is annexed hereto, is hereby concluded on behalf of the European Economic Community.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement and to confer on them the powers required in order to bind the Community.

Done at Brussels, 21 March 1974.

For the Council

The President

J. ERTL

AGREEMENT

between the European Economic Community and the Republic of India on trade in jute products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

of the one part, and

THE GOVERNMENT OF THE REPUBLIC OF INDIA,

of the other part,

DESIROUS of ensuring an increasing use of jute products and the orderly development of trade in these products between the European Economic Community, hereinafter referred to as 'the Community', and the Republic of India,

NOTING the Joint Declaration of Intent on the development of trade relations with Ceylon, India, Malaysia, Pakistan and Singapore, annexed to the Final Act of the Treaty of Accession of the Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland to the European Economic Community and the European Atomic Energy Community,

CONSCIOUS of the provisions of the General Agreement on Tariffs and Trade,

HAVE DECIDED, in a spirit of mutual cooperation, TO CONCLUDE THIS AGREEMENT:

Article 1

This Agreement shall apply to manufactured jute products, originating in and coming from India, as defined in Annex A.

Article 2

1. Pending a solution within a multilateral context and as a means of extending its system of generalized tariff preferences, the Community shall apply autonomously to manufactured jute products originating in and coming from India, the duties of the Common Customs Tariff suspended in accordance with the rates and timetable set out in Annex B.

2. In Denmark, Ireland and the United Kingdom, tariff adjustments resulting from the application of paragraph 1 may be introduced gradually.

Article 3

The Community shall not subject imports of the products defined under Article 1, originating in and coming from India, to new quantitative restrictions, and agrees to examine, together with the Republic of

India, appropriate solutions to problems arising out of the current quantitative restrictions. To this end, and as a first step, the Community shall suspend the existing quantitative restrictions on the imports of the products defined in Article 4, subject to the Republic of India applying such measures as are necessary to keep exports intended for internal consumption in the Community within the ceilings set out under Article 4.

Article 4

The initial ceilings, fixed for the calendar year 1973, are as follows:

- | | |
|----------------------|--------------------|
| — categories 4 and 5 | 7 670 metric tons, |
| — category 6 | 1 181 metric tons. |

For every following year, each ceiling shall be increased with reference to the preceding year by 10 % of the initial ceiling.

The Community will not object to the abovementioned ceilings being exceeded, in the event of additional demand developing on the market of the Community, on the understanding that the additional quantities shall be determined by common agreement between the Contracting Parties.

Article 5

1. Unused quantities, not exceeding 10 % of one annual ceiling, may be carried over and added to the ceiling for the following year.

2. Each annual ceiling may be exceeded, up to a limit of 10 % of its total, in anticipation of the ceiling for the following year, subject to prior consultations with the Community. The Republic of India shall nevertheless endeavour to ensure as regular a supply as possible of the products in question over each yearly period.

Quantities used in anticipation shall be deducted from the ceiling for the following year.

Article 6

The ceilings shall be administered using a system of double checking along the lines defined under Annex C.

Article 7

The Republic of India and the Community shall exchange all information that is of use to the Contracting Parties relating to trade in jute products between them.

Article 8

The implementation of this Agreement shall not disrupt the normal trade channels between India and the Community for the products in question.

Should one of the Contracting Parties inform the other that abnormal difficulties have arisen in connection with the use of normal trade channels, then the Contracting Parties shall consult each other on measures necessary to remedy the situation.

Article 9

Subject to the policies of the Government of the Republic of India concerning the regulation of its exports according to its production situation and the external demand for the abovementioned products, the Republic of India agrees to take appropriate steps to ensure that the needs of the Community market

and industries are met in a non-discriminatory manner.

Article 10

A Joint Cooperation Committee shall be set up and entrusted with the following:

- the examination of any problem which may arise as a result of the implementation of this Agreement;
- the investigation of possibilities, and the formulation of suggestions, in connection with cooperation in the fields of research into and development of the production and uses of jute products;
- the development of contacts between representatives of the jute trade and industries of both the Community and India.

The Joint Committee shall be composed of representatives both of the Republic of India and of the Community.

The Joint Committee shall be convened upon the request of either Contracting Party and in any case at least once a year.

Article 11

This Agreement shall enter into force on the first day of the month following the date on which the Contracting Parties have notified each other of the completion of the procedures necessary for this purpose ⁽¹⁾. Subject to such amendments as may be mutually agreed during its period of validity, the Agreement shall be valid until 31 December 1975.

Article 12

The Annexes constitute an integral part of this Agreement.

Article 13

This Agreement has been drawn up in two copies in the Danish, Dutch, English, French, German, Italian and Hindi languages, each text being authentic.

⁽¹⁾ The date of entry into force of the Agreement will be published in the *Official Journal of the European Communities*.

Udfærdiget i Bruxelles, den syttende december nitten hundrede og treoghalvfjerds

Geschehen zu Brüssel am siebzehnten Dezember neunzehnhundertdreiundsiebzig

Done at Brussels on the seventeenth day of December in the year one thousand nine hundred and seventy-three

Fait à Bruxelles, le dix-sept décembre mil neuf cent soixante-treize

Fatto a Bruxelles, addì diciassette dicembre millenovecentosettantatré

Gedaan te Brussel, de zeventiende december negentienhonderd drieënzeventig

For Rådet for De europæiske Fællesskaber

Im Namen des Rates der Europäischen Gemeinschaften

For the Council of the European Communities

Pour le Conseil des Communautés européennes

Per il Consiglio delle Comunità europee

Voor de Raad der Europese Gemeenschappen



For regeringen for Indien

Für die Regierung Indiens

For the Government of India

Pour le gouvernement de l'Inde

Per il governo dell'India

Voor de Regering van India



ANNEX A

Definition of categories of jute products covered by Article 1

- Category 1:* Jute fabrics weighing over 500 g/m² and having a width equal to or less than 150 cm, and jute bags of fabric weighing more than 500 g/m².
- Category 2:* Jute fabrics weighing 310 g/m² or more but equal to or less than 500 g/m², and of a width equal to or less than 150 cm, and bags manufactured out of jute fabric weighing equal to or greater than 310 g/m² but equal to or less than 500 g/m².
- Category 3:* Jute fabrics weighing less than 310 g/m² and having a width of 150 cm or less, and bags of jute fabric weighing less than 310 g/m².
- Category 4:* Jute fabrics having a width greater than 150 cm but equal to or less than 230 cm, irrespective of their weight per m².
- Category 5:* Jute fabrics having a width greater than 230 cm irrespective of their weight per m².
- Category 6:* Jute yarns.

ANNEX B

Tariff suspensions covered by Article 2

CCT heading No	Description of goods	Rate of reduction to be applied	
		1. 1. 1974	1. 1. 1975
57.06	Yarn of jute or of other textile bast fibres of heading No 57.03	40 %	60 %
57.10	Woven fabrics of jute or of other textile bast fibres of heading No 57.03:		
	A. of a width of not more than 150 cm and weighing per m ² :		
	I. Less than 310 g	40 %	60 %
	II. Not less than 310 g but not more than 500 g	40 %	60 %
	III. More than 500 g	40 %	60 %
	B. of a width of more than 150 cm	40 %	50 %
62.03	Sacks and bags of a kind used for packing of goods:		
	A. Of jute or of other textile bast fibres of heading No 57.03:		
	II. Other:		
	(a) of fabric weighing less than 310 g/m ²	40 %	60 %
	(b) of fabric weighing not less than 310 g/m ² but not more than 500 g/m ²	40 %	60 %
	(c) of fabric weighing more than 500 g/m ²	40 %	60 %

The Community hereby undertakes to continue to suspend customs duties on all the imports of products used for packing goods, in accordance with the provisions of the Customs Convention on temporary imports of packing items.

ANNEX C

System of double checking referred to in Article 6

1. In the Community, the competent authorities shall accept, without delay, imports of products listed in Article 4 of this Agreement upon production of the importer's request together with the original copy of the export permit ⁽¹⁾.
2. The competent Indian authorities shall issue export permits for all the products listed in Article 4 of this Agreement within the limits of the ceilings set out in that Article.
3. The export permit must mention:
 - (a) the destination,
 - (b) the serial number,
 - (c) the name and address of the importer,
 - (d) the name and address of the exporter,
 - (e) the net weight (in kilogrammes or metric tons) and the value,
 - (f) the category and the classification of the product,
 - (g) the certificate issued by the authorities stating the ceiling from which the products have been deducted.
4. In the Community, the competent authorities shall accept, within reasonable limits, differences between the weight as stated in the export permit and the cargo weight or the imported weight. The competent Indian authorities shall however endeavour to reduce such discrepancies to a minimum.
5. The competent Indian authorities shall notify the competent authorities in the Community of any withdrawal, or part withdrawal, of an export permit. The latter shall, within the context of the administrative regulations governing such matters, take appropriate steps.
6. The competent Indian authorities shall forward every six months to the competent authorities in the Community, via the Embassies of the Member States and directly to the Commission, a summary of the export permits issued. These summaries shall state, for every category of product, the net weight in metric tons of the authorized exports, their assignment to the various ceilings and the Member States of the Community to which the goods have been consigned.

ANNEX D

Declaration by the Government of the Republic of India relating to Annex B of the Agreement on trade in jute products

With reference to Annex B relating to Article 2 of the Agreement on trade in jute products, the Government of the Republic of India declares that it has accepted the tariff suspensions as the first stage in the exemption of jute products from tariff duties in the Community to be implemented as soon as possible and not later than 1 July 1977, within the framework of a bilateral or multilateral Agreement.

⁽¹⁾ Where import licences are required under the regulations in force in one or other Member State, such licences shall be issued automatically, within a limited number of days.

COUNCIL DECISION**of 21 March 1974****on the conclusion of an Agreement between the European Economic Community
and the Republic of India on trade in coir products****(74/146/EEC)****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 Recommendation from the Commission;****Whereas the Agreement on trade in coir products negotiated between the European Economic Community and the Republic of India should be concluded, and the Declaration of the Community should be approved,****HAS DECIDED AS FOLLOWS:***Article 1***The Agreement between the European Economic Community and the Republic of India on trade in coir products, is hereby concluded on behalf of the Community.****The texts of the Agreement and of the Declaration are annexed to this Decision.***Article 2***The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement and to confer on them the powers required in order to bind the Community.****Done at Brussels, 21 March 1974.***For the Council**The President***J. ERTL**

AGREEMENT**between the European Economic Community and the Republic of India on trade in coir products**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

of the one part, and

THE GOVERNMENT OF THE REPUBLIC OF INDIA,

of the other part,

DESIROUS of ensuring an increasing use of coir products and the orderly development of trade in these products between the European Economic Community, hereinafter referred to as 'the Community', and India,

NOTING the Joint Declaration of Intent on the development of trade relations with Ceylon, India, Malaysia, Pakistan and Singapore, annexed to the Final Act of the Treaty of Accession of the Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland to the European Economic Community and the European Atomic Energy Community,

CONSCIOUS of the provisions of the General Agreement on Tariffs and Trade,

HAVE DECIDED, in a spirit of mutual cooperation, to conclude this Agreement:

Article 1

This Agreement shall apply to manufactured coir products, originating in and coming from India, as defined in Article 2.

Article 2

1. Pending a solution within a multilateral context and as a means of extending its system of generalized tariff preferences, the Community shall apply autonomously to manufactured coir products originating in and coming from India, the duties of the Common Customs Tariff suspended in accordance with the rates and timetable indicated below:

CCT heading No	Description	Rate of reduction to be applied	
		1. 1. 1974	1. 1. 1975
58.02	Other carpets, carpeting, rugs, mats and matting, and 'Kelem', 'Schumacks' and 'Karamanie' rugs and the like (made up or not): A. Carpets, carpeting, rugs, mats and matting: I. Coir mats and matting, and tufted carpets, carpeting and rugs	40 %	60 %

2. In Denmark, Ireland and the United Kingdom, tariff adjustments resulting from the application of Paragraph 1 may be introduced gradually.

Article 3

The Community shall not subject imports of the products listed in Article 2, originating in and coming from India, to new quantitative restrictions, and agrees to examine, together with the Republic of India, appropriate solutions to problems arising out of the current quantitative restrictions.

Article 4

The Republic of India and the Community shall exchange all information that is of use to the Contracting Parties relating to trade in coir products.

Article 5

The implementation of this Agreement shall not disrupt the normal trade channels between India and the Community for the products in question.

Should one of the Contracting Parties inform the other that abnormal difficulties have arisen in connection with the use of normal trade channels, then the Contracting Parties shall consult each other on measures necessary to remedy the situation.

Article 6

Subject to the policies of the Government of the Republic of India concerning the regulation of its exports according to its production situation and the external demand for the products defined above, the Republic of India agrees to take appropriate steps to ensure that the needs of the Community market and industries are met in a non-discriminatory manner.

Article 7

A Joint Cooperation Committee shall be set up, and entrusted with the following:

- the examination of any problem which may arise as a result of the implementation of this Agreement;
- the investigation of possibilities, and the formulation of suggestions, in connection with cooperation in the fields of research into and development of the production and uses of coir products;
- the development of contacts between representatives of the coir trade and industries of both India and the Community.

The Joint Committee shall be composed of representatives both of the Republic of India and of the Community.

The Joint Committee shall be convened upon the request of either Contracting Party and in any case at least once a year.

Article 8

This Agreement shall enter into force on the first day of the month following the date on which the Contracting Parties have notified each other of the completion of the procedures necessary for this purpose ⁽¹⁾. Subject to such amendments as may be

⁽¹⁾ The date of entry into force of the Agreement will be published in the *Official Journal of the European Communities*.

W. Glau

ANNEX**Declaration by the Government of the Republic of India relating to Article 2 of the Agreement on trade in coir products**

With reference to Article 2 of the Agreement on trade in coir products, the Government of the Republic of India declares that it has accepted the tariff suspensions as the first stage in the exemption of coir products from tariff duties in the Community, to be implemented as soon as possible and not later than 1 July 1977, within the framework of a bilateral or multi-lateral Agreement.

Declaration of the Community

The Community understands that the Government of the Republic of India levies a 15 % *ad valorem* duty on exports of coir yarns from India. The Community believes that this levy places the coir industry in its Member States at a disadvantage. This disadvantage has been computed at 6 % of the delivered cost of coir products.

Should the export duties levied by the Government of the Republic of India move upwards or downwards, or should their adverse effect on the Community industry be offset by the imposition of an export duty on exports of coir manufactures, the Community would wish to recalculate the resulting disadvantage to the Community industry and use the residual tariff, to the extent necessary, as a means to neutralize it.

Before any remedial action is taken, however, the Joint Cooperation Committee will discuss the matter and determine the necessity for such action.
