

Official Journal

of the European Communities

ISSN 0378-6978

L 33

Volume 21

3 February 1978

English edition

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COMMISSION

COMMISSION DECISION

of 21 December 1977

on the reimbursement by the Guidance Section of the EAGGF to the Federal Republic of Germany of expenditure incurred during 1975 on aids for the less-favoured farming areas

(Only the German text is authentic)

(78/79/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming in certain less-favoured areas⁽¹⁾, as last amended by Directive 76/400/EEC⁽²⁾, and in particular Article 13 thereof,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽³⁾, as last amended by Directive 76/837/EEC⁽⁴⁾, and in particular Article 21 (2) thereof,

Whereas the measures taken by the Federal Republic of Germany to implement 75/268/EEC were the subject of a favourable Commission Decision pursuant to Article 13 of the said Directive and to Article 18 of Directive 72/159/EEC;

Whereas the Federal Republic of Germany has made an application for reimbursement of expenditure incurred during 1975 on aids for the less-favoured farming areas; whereas this application is complete

and has been submitted in due form in accordance with the requirements of Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aid granted by Member States pursuant to Directive 75/268/EEC⁽⁵⁾;

Whereas an examination of the information provided shows that eligible expenditure of DM 99 488 589.78 (27 182 674.80 u.a.) broken down as follows:

under Title II	Directive	DM 98 499 329.78
under Title IV	75/268/EEC	DM 989 260

has been incurred under the conditions laid down in Directive 75/268/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof i.e. DM 24 872 147.45 (6 795 668.70 u.a.);

Whereas a payment on account of DM 18 882 202.41 (5 159 071.70 u.a.) has been granted in application of Article 13 of Directive 75/268/EEC and of Article 5 (1) of Decision 76/627/EEC; whereas a balance of DM 5 989 945.04 (1 636 597 u.a.) should therefore be paid to the Member State;

⁽¹⁾ OJ No L 128, 19. 5. 1975, p. 1.

⁽²⁾ OJ No L 108, 26. 4. 1976, p. 21.

⁽³⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽⁴⁾ OJ No L 302, 4. 11. 1976, p. 19.

⁽⁵⁾ OJ No L 222, 14. 8. 1976, p. 37.

Whereas Decision 76/627/EEC lays down in Article 2 that applications for reimbursement concerning Title III of Directive 75/268/EEC shall be submitted along with applications for reimbursement of expenditure on Directive 72/159/EEC;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund

towards the expenditure incurred by the Federal Republic of Germany during 1975 on aids for the less-favoured farming areas shall be DM 24 872 147.45 (6 795 668.70 u.a.).

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 21 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION

of 21 December 1977

on the granting by the Guidance Section of the EAGGF to the Federal Republic of Germany of a payment on account in respect of expenditure incurred during 1976 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture

(Only the German text is authentic)

(78/80/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/161/EEC of 17 April 1972 concerning the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture⁽¹⁾, as last amended by Directive 73/358/EEC⁽²⁾, and in particular Article 14 (3) thereof,

Whereas the measures taken by the Federal Republic of Germany to implement Directive 72/161/EEC were the subject of a favourable Commission Decision pursuant to Article 11 of the said Directive;

Whereas Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC⁽³⁾ lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the applications for reimbursement, shall make a payment on account of 75 % of the amount requested;

Whereas the application for reimbursement lodged by the Federal Republic of Germany in respect of aids granted during 1976 for the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture is complete and has been submitted in due form; whereas the total amount of expenditure for the year 1976 comes to DM 4 463 373.71 (1 219 501.07 u.a.) broken down as follows:

under Title I	{	Directive	DM 2 861 091.27
under Title II		72/161/EEC	DM 1 602 282.64;

whereas the total amount of reimbursement requested comes to DM 1 107 969.95 (302 724.03 u.a.);

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the Fund for the said period; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore make a payment on account of 75 % of the sum of DM 1 107 969.95 (302 724.03 u.a.) i.e. DM 830 977.46 (227 043.02 u.a.);

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The payment on account by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Federal Republic of Germany during 1976 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture shall be DM 830 977.46 (227 043.02 u.a.).

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 21 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 15.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION

of 21 December 1977

on the granting by the Guidance Section of the EAGGF to Ireland of a payment on account in respect of expenditure incurred during 1976 on annuities relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement

(Only the English text is authentic)

(78/81/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/160/EEC of 17 April 1972 concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement⁽¹⁾, as last amended by Directive 73/358/EEC⁽²⁾, and in particular Article 12 (3) thereof,

Whereas the measures taken by Ireland to implement Directive 72/160/EEC were the subject of a favourable Commission Decision pursuant to Article 9 of the said Directive;

Whereas Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC⁽³⁾, lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the applications for reimbursement, shall make a payment on account of 75 % of the amount requested;

Whereas the application for reimbursement lodged by Ireland in respect of annuities granted during 1976 relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement is complete and has been submitted in due form; whereas the total amount of expenditure for the year 1976 comes to £ 12 248.84 (29 397.17 u.a.);

Whereas the total amount of reimbursement requested comes to £ 5 230.03 (12 552.06 u.a.);

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the Fund for the said period; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore make a payment on account of 75 % of the sum of £ 5 230.03 (12 552.06 u.a.) i.e. £ 3 922.52 (9 414.05 u.a.);

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The payment on account by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by Ireland during 1976 in respect of annuities to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement shall be £ 3 922.52 (9 414.05 u.a.).

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 21 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 9.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION

of 21 December 1977

on the granting by the Guidance Section of the EAGGF to the United Kingdom of a payment on account in respect of expenditure incurred during 1976 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture

(Only the English text is authentic)

(78/82/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/161/EEC of 17 April 1972 concerning the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture⁽¹⁾, as last amended by Directive 73/358/EEC⁽²⁾, and in particular Article 14 (3) thereof,

Whereas the measures taken by the United Kingdom to implement Directive 72/161/EEC were the subject of a favourable Commission Decision pursuant to Article 11 of the said Directive;

Whereas Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC⁽³⁾ lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the applications for reimbursement, shall make a payment on account of 75 % of the amount requested;

Whereas the application for reimbursement lodged by the United Kingdom in respect of aids granted during 1976 for the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture is complete and has been submitted in due form; whereas the total amount of expenditure for the year 1976 comes to £ 152 004.26 (364 809.93 u.a.) broken down as follows:

under Title I	} Directive 72/161/EEC	£ 15 384.00
under Title II		£ 136 620.26;

whereas the total amount of reimbursement requested comes to £ 16 043.52 (38 504.42 u.a.);

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the Fund for the said period; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore make a payment on account of 75 % of the sum of £ 16 043.52 (38 504.42 u.a.) i.e. £ 12 032.64 (28 878.31 u.a.);

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The payment on account by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the United Kingdom during 1976 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture shall be £ 12 032.64 (28 878.31 u.a.).

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 21 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 15.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION

of 21 December 1977

on the granting by the Guidance Section of the EAGGF to Ireland of a payment on account in respect of expenditure incurred during 1976 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture

(Only the English text is authentic)

(78/83/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/161/EEC of 17 April 1972 concerning the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture ⁽¹⁾, as last amended by Directive 73/358/EEC ⁽²⁾, and in particular Article 14 (3) thereof,

Whereas the measures taken by Ireland to implement Directive 72/161/EEC were the subject of a favourable Commission Decision pursuant to Article 11 of the said Directive ;

Whereas Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC ⁽³⁾, lays down in Article 4 (1) that the Commission, acting on the basis of particulars contained in the applications for reimbursement, shall make a payment on account of 75 % of the amount requested ;

Whereas the application for reimbursement lodged by Ireland in respect of aids granted during 1976 for the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture is complete and has been submitted in due form ; whereas the total total amount of expenditure for the year 1976 comes to £ 244 067.98 (585 762.68 u.a.) broken down as follows :

under Title I	}	Directive	—
under Title II		72/161/EEC	£ 244 067.98 ;

whereas the total amount of reimbursement requested comes to £ 61 017.02 (146 440.73 u.a.) ;

Whereas the making of a payment on account for the period in question shall not prejudice the final decision on the contribution from the Fund for the said period ; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore make a payment on account of 75 % of the sum of £ 61 017.02 (146 440.73 u.a.) i.e. £ 45 762.77 (109 830.55 u.a.) ;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION :

Article 1

The payment on account by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by Ireland during 1976 in respect of aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture shall be £ 45 762.77 (109 830.55 u.a.).

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 21 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 15.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION

of 21 December 1977

on the reimbursement by the Guidance Section of the EAGGF to the United Kingdom of expenditure incurred during 1975 on aids for the less-favoured farming areas

(Only the English text is authentic)

(78/84/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas⁽¹⁾, as last amended by Directive 76/400/EEC⁽²⁾, and in particular Article 13 thereof,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽³⁾, as last amended by Directive 76/837/EEC⁽⁴⁾, and in particular Article 21 (2) thereof,

Whereas the measures taken by the United Kingdom to implement 75/268/EEC were the subject of a favourable Commission Decision pursuant to Article 13 of the said Directive and to Article 18 of Directive 72/159/EEC;

Whereas the United Kingdom has made an application for reimbursement of expenditure incurred during 1975 on aids for the less-favoured farming areas; whereas this application is complete and has been submitted in due form in accordance with the requirements of Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aid granted by Member States pursuant to Directive 75/268/EEC⁽⁵⁾;

Whereas an examination of the information provided shows that eligible expenditure of £ 39 265 191.82 (94 236 384.98 u.a.) broken down as follows:

under Title II	{	Directive	£ 39 265 191.82
under Title IV		75/268/EEC	—

has been incurred under the conditions laid down in Directive 75/268/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof i.e. £ 9 816 297.96 (23 559 096.25 u.a.);

Whereas a payment on account of £ 7 359 974.06 (17 663 923.61 u.a.) has been granted in application of Article 13 of Directive 75/268/EEC and of Article 5 (1) of Decision 76/627/EEC; whereas a balance of £ 2 456 323.90 (5 895 172.64 u.a.) should therefore be paid to the Member State;

Whereas Decision 76/627/EEC lays down in Article 2 that applications for reimbursement concerning Title III of Directive 75/268/EEC shall be submitted along with applications for reimbursement of expenditure on Directive 72/159/EEC;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the United Kingdom during 1975 on aids for the less-favoured farming areas shall be £ 9 816 297.96 (23 559 096.25 u.a.).

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 21 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 128, 19. 5. 1975, p. 1.

⁽²⁾ OJ No L 108, 26. 4. 1976, p. 21.

⁽³⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽⁴⁾ OJ No L 302, 4. 11. 1976, p. 19.

⁽⁵⁾ OJ No L 222, 14. 8. 1976, p. 37.

COMMISSION DECISION

of 21 December 1977

authorizing the United Kingdom of Great Britain and Northern Ireland to take measures in respect of national road transport involving exemptions from certain provisions of Council Regulation (EEC) No 543/69 on the harmonization of certain social legislation relating to road transport, as last amended by Council Regulation (EEC) No 2827/77

(Only the English text is authentic)

(78/85/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2827/77 of 12 December 1977 amending Council
Regulation (EEC) No 543/69 of 25 March 1969 on the
harmonization of certain social legislation relating to
road transport, and in particular Article 2 thereof,

Having regard to the request of the Government of
the United Kingdom and Northern Ireland for author-
ization to adopt protective measures involving exemp-
tions from Regulation (EEC) No 543/69,

Whereas, pursuant to Article 2 of Regulation (EEC)
No 2827/77, the Commission may authorize the
Member States to adopt measures involving exemp-
tions from the provisions of Article 7 to 12 of Regula-
tion (EEC) No 543/69 in the event of serious diffi-
culties in the field of transport or difficulties which
could lead to a serious deterioration in a national or
regional economic situation; whereas these exemp-
tions may not apply after 31 December 1980;
whereas, furthermore, at the request of the Member
State concerned, the Commission shall prescribe the
exemptions which it considers necessary and specify
the conditions and special procedure, which must
include a programme for a progressive return by
regular stages to the provisions of Regulation (EEC)
No 543/69;

Whereas the road haulage sector is suffering serious
economic difficulties under the current recession and
as a result the financial returns in this sector are
inadequate;

Whereas road passenger transport is also faced with
considerable difficulties; whereas only a small part of
this sector is financially healthy; whereas any increase
in costs resulting from the immediate and full imple-
mentation of Regulation (EEC) No 543/69 could lead
to a reduction in passenger transport services;

Whereas the drivers of road transport vehicles would
be reluctant to accept any reduction in their earnings
proportionate to the reduction of driving periods
consequent on the immediate and full application of
Regulation (EEC) No 543/69; whereas wage claims
might be entered which would be incompatible with
the anti-inflation policy pursued by the British
Government; whereas such a situation could have
unfavourable consequences for the whole economy;

Whereas the system governing road transport in the
United Kingdom is different in Great Britain and in
Northern Ireland;

Whereas the effects of the recession are felt the more
severely in Great Britain as the road haulage sector is
largely made up of small undertakings; whereas more
than half the road haulage undertakings using vehicles
of more than 3.5 tonnes permissible laden weight
own only one vehicle and only 13 % own more than
five vehicles; whereas these small undertakings do not
have the financial resources to absorb the drastic
reduction in their productivity which would result
from full application of the Regulation;

Whereas in Northern Ireland, where 95 % of trans-
port operations are conducted by road, the proportion
of owner-operators is even higher than in Great
Britain;

Whereas the exemptions authorized by the Commis-
sion must provide for the smooth advance by regular
stages to the full implementation of the provisions of
Regulation (EEC) No 543/69; whereas it is therefore
necessary to lay down stages of gradual approximation
leading to the full application, by 1 January 1981 at
the latest, of the rules laid down in the Regulation;
whereas, within these limits, the exemptions concern
in particular driving periods and rest periods; whereas
the request of the Government of the United
Kingdom does not meet these conditions in every
respect,

HAS ADOPTED THIS DECISION :

Article 1

The United Kingdom of Great Britain and Northern Ireland is authorized to take measures with respect to national road transport operations for a period until 31 December 1980 derogating from Articles 7, 11 and 12 of Regulation (EEC) No 543/69 as last amended by Regulation (EEC) No 2827 of 12 December 1977.

These measures may be adopted within the limits laid down below; Article 8 of Regulation (EEC) No 543/69 shall apply in accordance with the continuous driving periods authorized by the Commission on the basis of this Decision :

1. Article 7 (1) (continuous driving period) :

Transport operations in Great Britain and in Northern Ireland :

(a) the carriage of goods :

- from 1 January 1978 to 30 June 1979, the continuous driving period shall not exceed five hours,
- from 1 July 1979 to 31 December 1980, the continuous driving period shall not exceed four-and-a-half hours ;

(b) the carriage of passengers :

- from 1 January 1978 to 30 November 1978, the continuous driving period shall not exceed five-and-a-half hours,
- from 1 December 1978 to 30 September 1979, the continuous driving period shall not exceed five hours,
- from 1 October 1979 to 31 December 1980, the continuous driving period shall not exceed four-and-a-half hours.

2. Article 7 (2) (daily driving period) :

A. Transport operations in Great Britain :

(a) the carriage of goods :

- from 1 January 1978 to 30 November 1978, the daily driving period shall not exceed 10 hours,
- from 1 December 1978 to 30 June 1979, the daily driving period shall not exceed nine-and-a-half hours,
- from 1 July 1979 to 31 December 1980, the daily driving period shall not exceed nine hours ;

(b) the carriage of passengers :

- from 1 January 1978 to 30 November 1978, the daily driving period shall not exceed 10 hours,

- from 1 December 1978 to 30 September 1979, the daily driving period shall not exceed nine-and-a-half hours,
- from 1 October 1979 to 31 December 1980, the daily driving period shall not exceed nine hours ;

B. Transport operations in Northern Ireland :

(a) the carriage of goods :

- from 1 January 1978 to 30 November 1978, the daily driving period shall not exceed 11 hours,
- from 1 December 1978 to 30 June 1979, the daily driving period shall not exceed 10 hours,
- from 1 July 1979 to 31 December 1980, the daily driving period shall not exceed nine hours ; it may, however, be extended to 10 hours not more than once a week ;

(b) the carriage of passengers :

- from 1 January 1978 to 30 November 1978, the daily driving period shall not exceed 11 hours,
- from 1 December 1978 to 30 September 1979, the daily driving period shall not exceed 10 hours,
- from 1 October 1979 to 31 December 1980, the daily driving period shall not exceed nine hours ; it may, however, be extended to 10 hours not more than once a week.

3. Article 7 (4) (weekly and fortnightly driving periods) :

A. Transport operations in Great Britain :

(a) the carriage of goods :

- from 1 January 1978 to 30 June 1979, the driving period shall not exceed 57 hours in any one week or 112 hours in any two consecutive weeks,
- from 1 July 1979 to 31 December 1980, the driving period shall not exceed 54 hours in any one week or 106 hours in any two consecutive weeks ;

(b) the carriage of passengers :

- from 1 January 1978 to 30 November 1978 the driving period shall not exceed 60 hours in any one week or 118 hours in any two consecutive weeks,
- from 1 December 1978 to 30 September 1979, the driving period shall not exceed 57 hours in any one week or 112 hours in any two consecutive weeks,

- from 1 October 1979 to 31 December 1980, the driving period shall not exceed 54 hours in any one week or 106 hours in any two consecutive weeks;

B. Transport operations in Northern Ireland:

(a) *the carriage of goods:*

- from 1 January 1978 to 30 November 1978, the driving period shall not exceed 63 hours in any one week or 120 hours in any two consecutive weeks,
- from 1 December 1978 to 30 June 1979, the driving period shall not exceed 60 hours in any one week or 118 hours in any two consecutive weeks,
- from 1 July 1979 to 31 December 1980, the driving period shall not exceed 54 hours in any one week or 106 hours in any two consecutive weeks;

(b) *the carriage of passengers:*

- from 1 January 1978 to 30 November 1978, the driving period shall not exceed 63 hours in any one week or 120 hours in any two consecutive weeks,
- from 1 December 1978 to 30 September 1979, the driving period shall not exceed 60 hours in any one week or 118 hours in any two consecutive weeks;
- from 1 October 1979 to 31 December 1980, the driving period shall not exceed 54 hours in any one week or 106 hours in any two consecutive weeks.

4. Article 11 (1) (daily rest period in road haulage):

Transport operations in Northern Ireland:

- from 1 January 1978 to 30 September 1978 every crew member shall have had a daily rest period of 10 consecutive hours during the 24-hour period preceding any time when he is performing any activity covered by Article 14 (2) (c) or (d) of Regulation (EEC) No 543/69, which may be reduced to eight hours provided that the following daily rest period is at least 12 hours,
- Article 11 (1) shall apply in full from 1 October 1978.

5. Article 11 (2) (daily rest period for road passenger transport):

A. Transport operations in Great Britain:

- from 1 January 1978 to 30 September 1978 every crew member shall have had a daily rest period of 10 consecutive hours during the 24-hour period preceding any time when he is performing any activity covered by Article 14 (2) (c) or (d) of Regulation (EEC) No 543/69, which may be reduced to eight-and-a-half hours three times a week,
- from 1 October 1978 to 30 September 1979 the daily rest period of 10 hours may be reduced to eight-and-a-half hours twice a week,
- from 1 October 1979 to 31 December 1980 the daily rest period of 10 hours may be reduced once a week to eight-and-a-half hours for the drivers of vehicles on regular routes,
- from 1 October 1979 Article 11 (2) shall apply in full for passenger services on non-scheduled routes.

B. Transport operations in Northern Ireland:

- from 1 January 1978 to 30 September 1978 every crew member shall have had a daily rest period of 10 consecutive hours during the 24-hour period preceding any time when he is performing any activity covered by Article 14 (2) (c) or (d) of Regulation (EEC) No 543/69, which may be reduced to eight hours provided that the following daily rest period is at least 12 hours,
- from 1 October 1978 to 30 September 1979 the daily rest period of 10 hours may be reduced to eight-and-a-half hours three times a week,
- from 1 October 1979 to 31 December 1980 the daily rest period of 10 hours may be reduced to nine hours three times a week.

6. Article 12 (weekly rest period):

A. Transport operations in Great Britain:

(a) *the carriage of goods:*

- from 1 January 1978 to 31 December 1978 the weekly rest period may be taken at any time between 0000 Sunday and 2400 Saturday,
- from 1 January 1979 any period of seven consecutive days must include a weekly rest period,

- from 1 January 1978 to 30 June 1979 the weekly rest period may be reduced to at least 24 consecutive hours, immediately preceded or followed by a daily rest period,
- Article 12 shall apply in full from 1 July 1979 ;

(b) *the carriage of passengers :*

- from 1 January 1978 to 30 September 1979 the weekly rest period may be taken at any time between 0000 Sunday and 2400 Saturday,
- from 1 October 1979 any period of seven consecutive days must include a weekly rest period,
- from 1 January 1978 to 30 September 1979 the weekly rest period may be reduced to at least 24 consecutive hours, not necessarily preceded or followed immediately by a daily rest period ; however, from 1 January 1978 to 30 September 1978 the weekly rest period may be replaced by a periodical rest period of 24 hours to be taken before the end of any fortnight,
- from 1 October 1979 to 31 December 1980 the weekly rest period may be reduced to at least 24 consecutive hours, immediately preceded or followed by a daily rest period.

B. Transport operations in Northern Ireland :

(a) *the carriage of goods :*

- from 1 January 1978 to 30 June 1979 the weekly rest period may be reduced to at least 24 consecutive hours, not necessarily preceded or followed immediately by a daily rest period ; however, from 1 January 1978 to 30 September 1978 the weekly rest period may be replaced by a periodical rest period of 24 hours to be taken before the end of any fortnight,

- from 1 July 1979 to 31 December 1979 the weekly rest period may be reduced to at least 24 consecutive hours, immediately preceded or followed by a daily rest period,
- Article 12 shall apply in full from 1 January 1980 ;

(b) *the carriage of passengers :*

- from 1 January 1978 to 30 September 1979 the weekly rest period may be reduced to at least 24 consecutive hours, not necessarily preceded or followed immediately by a daily rest period ; however, from 1 January 1978 to 30 September 1978 the weekly rest period may be replaced by a periodical rest period of 24 hours to be taken before the end of any fortnight,
- from 1 October 1979 to 31 December 1980 the weekly rest period may be reduced to at least 24 consecutive hours, immediately preceded or followed by a daily rest period.

Article 2

The United Kingdom of Great Britain and Northern Ireland shall notify the Commission of the measures taken in application of this Decision.

Article 3

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 21 December 1977.

For the Commission

The President

Roy JENKINS

COMMISSION DECISION

of 21 December 1977

authorizing Ireland to take measures in respect of national road transport involving exemptions from certain provisions of Council Regulation (EEC) No 543/69 on the harmonization of certain social legislation relating to road transport, as last amended by Council Regulation (EEC) No 2827/77

(Only the English text is authentic)

(78/86/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2827/77 of 12 December 1977 amending Council Regulation (EEC) No 543/69 of 25 March 1969 on the harmonization of certain social legislation relating to road transport, and in particular Article 2 thereof,

Having regard to the request of the Government of Ireland for authorization to adopt protective measures involving exemptions from Regulation (EEC) No 543/69,

Whereas, pursuant to Article 2 of Regulation (EEC) No 2827/77, the Commission may authorize the Member States to adopt measures involving exemptions from the provisions of Articles 7 to 12 of Regulation (EEC) No 543/69 in the event of serious difficulties in the field of transport or difficulties which could lead to a serious deterioration in a national or regional economic situation; whereas these exemptions may not apply after 31 December 1980; whereas, furthermore, at the request of the Member State concerned, the Commission shall prescribe the exemptions which it considers necessary and specify the conditions and special procedure, which must include a programme for a progressive return by regular stages to the provisions of Regulation (EEC) No 543/69;

Whereas the road transport industry in Ireland is made up largely of very small enterprises, many of them owner-drivers;

Whereas this sector is suffering under the effects of the current recession, severe economic difficulties;

Whereas the full application of Regulation (EEC) No 543/69 on 1 January 1978 will involve additional costs estimated at 30 %;

Whereas the Irish road infrastructure is less developed than that of the other Member States; whereas the

state of the road network does not allow average speeds of more than 50 km/h for road haulage; whereas many of the regions served are sparsely populated and lack accommodation for crews;

Whereas there is a high rate of unemployment on the Irish labour market;

Whereas an increase in drivers' earnings resulting from the full application of Regulation (EEC) No 543/69 would lead to wage claims by workers in other economic sectors; whereas such a situation would be scarcely compatible with the wages policy pursued by the Irish Government;

Whereas the exemptions authorized by the Commission must provide for the smooth advance by regular stages, to the full implementation of the provisions of Regulation (EEC) No 543/69; whereas it is therefore necessary to lay down stages of gradual approximation leading to the full application, by 1 January 1981 at the latest, of the rules laid down in the Regulation; whereas, within these limits, the exemptions concern in particular driving periods and rest periods; whereas the request of the Irish Government does not meet these conditions in every respect,

HAS ADOPTED THIS DECISION:

Article 1

Ireland is authorized to take measures with respect to national road transport operations for a period until 31 December 1980 derogating from Articles 7, 11 and 12 of Council Regulation (EEC) No 543/69 as last amended by Regulation (EEC) No 2827/77 of 12 December 1977.

These measures may be adopted within the limits laid down below; Article 8 of Regulation (EEC) No 543/69 shall apply in accordance with the continuous driving periods authorized by the Commission on the basis of this Decision.

1. Article 7 (1) (continuous driving period) :

- from 1 January 1978 to 30 November 1978, the continuous driving period shall not exceed five-and-a-half hours,
- from 1 December 1978 to 31 December 1979, the continuous driving period shall not exceed five hours,
- from 1 January 1980 to 31 December 1980, the continuous driving period shall not exceed four-and-a-half hours.

2. Article 7 (2) (daily driving period) :

- from 1 January 1978 to 30 November 1978, the daily driving period shall not exceed 11 hours,
- from 1 December 1978 to 30 June 1979, the daily driving period shall not exceed ten-and-a-half hours,
- from 1 July 1979 to 31 December 1979, the daily driving period shall not exceed 10 hours,
- from 1 January 1980 to 30 June 1980, the daily driving period shall not exceed nine-and-a-half hours,
- from 1 July 1980 to 31 December 1980, the daily driving period shall not exceed nine hours.

3. Article 7 (4) (weekly and fortnightly driving periods) :

- from 1 January 1978 to 30 June 1979, the driving period shall not exceed 63 hours in any one week or 124 hours in any two consecutive weeks,
- from 1 July 1979 to 31 December 1979, the driving period shall not exceed 60 hours in any one week or 118 hours in any two consecutive weeks,
- from 1 January 1980 to 30 June 1980, the driving period shall not exceed 57 hours in any one week or 112 hours in any two consecutive weeks,
- from 1 July 1980 to 31 December 1980 the driving period shall not exceed 54 hours in any one week or 106 hours in any two consecutive weeks.

4. Article 11 (1) and (2) (daily rest periods) :

- from 1 January 1978 to 30 June 1979 every crew member shall have had a daily rest period of 10 consecutive hours during the 24-hour

period preceding any time when he is performing any activity covered by Article 14 (2) (c) or (d) of Regulation (EEC) No 543/69 which may be reduced to nine hours provided that the following daily rest period is at least 12 hours,

- from 1 July 1979 to 31 December 1980 the daily rest period shall be ten-and-a-half hours which may be reduced to nine hours provided that the following daily rest period is at least 12 hours.

5. Article 12 (weekly rest period) :

- from 1 January 1978 to 31 December 1978 for the carriage of goods and from 1 January 1978 to 30 September 1979 for the carriage of passengers, the weekly rest period may be taken at any time between 0000 Sunday and 2400 Saturday,
- from 1 January 1979 for the carriage of goods and from 1 October 1979 for the carriage of passengers, any period of seven consecutive days must include a weekly rest period,
- from 1 January 1978 to 30 September 1978 the weekly rest period may be reduced to at least 24 consecutive hours, not necessarily preceded or followed immediately by a daily rest period,
- from 1 October 1978 to 31 December 1979 the weekly rest period may not be less than at least 29 hours, not necessarily preceded or followed immediately by a daily rest period,
- from 1 January 1980 to 31 December 1980 the weekly rest period may be reduced to 24 hours, immediately preceded or followed by a daily rest period.

Article 2

Ireland shall notify the Commission immediately of the measures taken in application of this Decision.

Article 3

This Decision is addressed to Ireland.

Done at Brussels, 21 December 1977.

For the Commission

The President

Roy JENKINS

COMMISSION DECISION**of 18 January 1978****authorizing the French Republic to exclude from the application of Council Regulation (EEC) No 3014/77 the products covered thereby imported into the Department of Réunion****(Only the French text is authentic)****(78/87/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
157/76 of 20 January 1976 on the safeguard measures
provided for in the ACP-EEC Convention of Lomé⁽¹⁾,
and in particular Article 2 thereof,

Whereas Council Regulation (EEC) No 3014/77 of 21
December 1977 on the application of Decision No
11/77 of the ACP-EEC Council of Ministers⁽²⁾,
provided for by the ACP-EEC Lomé Convention,
provides for a derogation until 31 July 1978 from the
concept of originating products to take account of the
special situation of Mauritius regarding certain textile
products;

Whereas the import into the Department of Réunion
of these textile products under Regulation (EEC) No
3014/77 could cause difficulties by changing the
economic situation of the island, especially by
impeding its industrialization;

Whereas it is possible, under Article 10 of the Lomé
Convention, to authorize the French Republic to
exclude from the application of the Regulation the
products covered thereby imported into the Depart-
ment of Réunion,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is hereby authorized to exclude
from the application of Regulation (EEC) No 3014/77
the products covered thereby imported into the
Department of Réunion.

Article 2

This Decision shall apply with effect from 25
November 1977.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 18 January 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 18, 27. 1. 1976, p. 1.

⁽²⁾ OJ No L 355, 31. 12. 1977, p. 34.