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II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 1 August 1980

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands to apply intra-Community surveillance to imports of products originating in a non-member country which have been put into free circulation in the Community and which may be the subject of protective measures under Article 115 of the Treaty

(Only the Dutch and French texts are authentic)

(80/1191/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Articles 1 and 2 thereof,

Whereas Decision 80/47/EEC requires Member States to have prior authorization from the Commission before introducing intra-Community surveillance of the imports concerned;

Whereas by Decision 80/605/EEC ⁽²⁾ the Commission authorized Member States, in so far as each is concerned, to introduce intra-Community surveillance of certain imports;

Whereas on 25 June 1980 the Benelux countries requested intra-Community surveillance of a certain number of other products;

Whereas the information given in support of these applications has been subjected to close examination

by the Commission, in accordance with the criteria laid down by Decisions 80/47/EEC and 80/605/EEC;

Whereas the Commission examined in particular whether the imports could be made subject to intra-Community surveillance measures under Article 2 of Decision 80/47/EEC, whether information was given as regards the economic difficulties alleged and whether during the reference years set out in Decision 80/47/EEC there had been deflection of trade and whether intra-Community licence applications had been submitted;

Whereas this examination has shown that there is a risk that the imports set out in the Annex hereto are worsening or prolonging the existing economic difficulties; whereas, therefore, the Benelux countries should be authorized to make those imports subject to intra-Community surveillance until the end of 1981,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized to introduce, until 31 December 1981 and

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 164, 30. 6. 1980, p. 20.

in accordance with Decision 80/47/EEC, intra-Community surveillance of the products set out in the Annex hereto.

Done at Brussels, 1 August 1980.

Article 2

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

For the Commission

Étienne DAVIGNON

Member of the Commission

ANNEX

THE BENELUX COUNTRIES

CCT heading No	NIMEXE code (1980)	Description	Country of origin
82.09 82.14 ex A	82.09-11, 19 82.14-10	Knives, spoons and forks of stainless steel	Japan
85.01	85.01-24, 27, 31, 33	Electrical universal motors, of an output of not more than 0.05 kW Electrical multi-phase motors, of an output of more than 0.75 kW, but not more than 7.5 kW	Bulgaria Czechoslovakia USSR GDR
93.07 B II a	93.07-35	Target shooting cartridges	Czechoslovakia GDR

COMMISSION DECISION

of 1 August 1980

authorizing the United Kingdom to apply intra-Community surveillance to imports of products originating in a non-member country which have been put into free circulation in the Community and which may be the subject of protective measures under Article 115 of the Treaty

(Only the English text is authentic)

(80/1192/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Articles 1 and 2 thereof,

Whereas Decision 80/47/EEC requires Member States to have prior authorization from the Commission before introducing intra-Community surveillance of the imports concerned;

Whereas by Decision 80/605/EEC ⁽²⁾ the Commission authorized Member States, in so far as each is concerned, to introduce intra-Community surveillance of certain imports;

Whereas on 19 and 22 July 1980 the United Kingdom requested intra-Community surveillance of a certain number of other products;

Whereas the information given in support of these applications has been subjected to close examination by the Commission, in accordance with the criteria laid down by Decisions 80/47/EEC and 80/605/EEC;

Whereas the Commission examined in particular whether the imports could be made subject to intra-Community surveillance measures under Article 2 of Decision 80/47/EEC; whether information was given as regards the economic difficulties alleged and whether during the reference years set out in Decision 80/47/EEC there had been deflection of trade and

whether intra-Community licence applications had been submitted;

Whereas, however, surveillance measures may be authorized for Group 1 textiles as defined by Council Regulation (EEC) No 3059/78 ⁽³⁾, as last amended by Regulation (EEC) No 3063/79 ⁽⁴⁾, even if there has been no trade deflection or intra-Community licence applications, in view of the inherent risk of economic difficulties in trade in these products, which are highly sensitive to imports;

Whereas this examination has shown that there is a risk that the imports set out in the Annex hereto are worsening or prolonging the existing economic difficulties; whereas, therefore, the United Kingdom should be authorized to make these imports subject to intra-Community surveillance until the end of 1981,

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is authorized to introduce, until 31 December 1981 and in accordance with Decision 80/47/EEC, intra-Community surveillance of the products set out in the Annex hereto.

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 1 August 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 164, 30. 6. 1980, p. 20.

⁽³⁾ OJ No L 365, 27. 12. 1978, p. 1.

⁽⁴⁾ OJ No L 347, 31. 12. 1979, p. 1.

ANNEX

A. Textile products for which categories have been established ⁽¹⁾

Category	Country of origin
6	Indonesia
8	Indonesia

B. Other products

CCT heading No	NIMEXE code (1980)	Description	Country of origin
64.01	64.01-21, 25, 29, 61, 63, 65, 69	Footwear	The People's Republic of China
64.02	64.02-10, 21, 29, 31, 35, 37, 40, 51, 55, 57, 61, 65, 69, 71, 79, 80, 90,		

⁽¹⁾ See Commission Regulations (EEC) No 3063/79 (OJ No L 347, 31. 12. 1979, p. 1) and (EEC) No 3061/79 (OJ No L 345, 31. 12. 1979, p. 1).

COMMISSION DECISION**of 1 August 1980**

authorizing the Italian Republic to apply intra-Community surveillance to imports of products originating in a non-member country which have been put into free circulation in the Community and which may be the subject of protective measures under Article 115 of the Treaty

(Only the Italian text is authentic)

(80/1193/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Articles 1 and 2 thereof,

Whereas Decision 80/47/EEC requires Member States to have prior authorization from the Commission before introducing intra-Community surveillance of the imports concerned ;

Whereas by Decision 80/605/EEC ⁽²⁾ the Commission authorized Member States, in so far as each is concerned, to introduce intra-Community surveillance of certain imports ;

Whereas on 25 July 1980 the Italian Republic requested intra-Community surveillance of a certain number of other products ;

Whereas the information given in support of these applications has been subjected to close examination by the Commission, in accordance with the criteria laid down by Decision 80/47/EEC and 80/605/EEC ;

Whereas the Commission examined in particular whether the imports could be made subject to intra-Community surveillance measures under Article 2 of

Decision 80/47/EEC ; whether information was given as regards the economic difficulties alleged and whether during the reference years set out in Decision 80/47/EEC there had been deflection of trade and whether intra-Community licence applications had been submitted ;

Whereas this examination has shown that there is a risk that the imports set out in the Annex hereto are worsening or prolonging the existing economic difficulties ; whereas, therefore, the Italian Republic should be authorized to make these imports subject to intra-Community surveillance until the end of 1981,

HAS ADOPTED THIS DECISION :

Article 1

The Italian Republic is authorized to introduce, until 31 December 1981 and in accordance with Decision 80/47/EEC, intra-Community surveillance of the products set out in the Annex hereto.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 1 August 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 164, 30. 6. 1980, p. 20.

*ANNEX***A. Textile products for which categories have been established ⁽¹⁾**

Category	Country of origin
19	Macao
89	China
20 and 39	China, India
37	Taiwan, Thailand, USSR
41	Taiwan
46	Argentina, Brazil, Uruguay

B. Other products

CCT heading No	NIMEXE code (1980)	Description	Country of origin
85.03	85.03-11, 19, 20, 30, 40, 50, 90	Primary cells and primary batteries	Japan
87.09 ex A	87.09-10, 51, 59	Motor-cycles, auto-cycles and cycles	Japan
87.12 ex A	87.12-11, 15, 19	Parts and accessories of articles falling within heading No 87.09	Japan

⁽¹⁾ See Commission Regulations (EEC) No 3063/79 (OJ No L 347, 31. 12. 1979, p. 1) and (EEC) No 3061/79 (OJ No L 345, 31. 12. 1979, p. 1).

COMMISSION DECISION**of 5 September 1980**

authorizing the French Republic to apply intra-Community surveillance to imports of products originating in a non-member country which have been put into free circulation in the Community and which may be the subject of protective measures under Article 115 of the Treaty

(Only the French text is authentic)

(80/1194/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Articles 1 and 2 thereof,

Whereas Decision 80/47/EEC requires Member States to have prior authorization from the Commission before introducing intra-Community surveillance of the imports concerned ;

Whereas by Decision 80/605/EEC ⁽²⁾ the Commission authorized Member States, in so far as each is concerned, to introduce intra-Community surveillance of certain imports ;

Whereas on 20 August 1980 the French Republic reintroduced requests for intra-Community surveillance of certain products, in respect of which the Commission had not authorized intra-Community surveillance and furnished additional information ;

Whereas all the information given in support of these applications has been subjected to close examination by the Commission, in accordance with the criteria laid down by Decisions 80/47/EEC and 80/605/EEC ;

Whereas the Commission examined in particular whether the imports could be made subject to intra-Community surveillance measures under Article 2 of Decision 80/47/EEC ; whether information was given as regards the economic difficulties alleged and whether during the reference years set out in Decision

80/47/EEC there had been deflection of trade and whether intra-Community licence applications had been submitted ;

Whereas, in cases where there is an import limitation at Community level for a specific product in relation to certain third countries, the risk that economic difficulties will become worse or be prolonged may generally be considered as negligible as regards all those third countries from which the total possible imports to the Community taken together are less than 1 % of the quantitative limit at Community level ;

Whereas this examination has shown that there is a risk that the imports set out in the Annex hereto are worsening or prolonging the existing economic difficulties ; whereas, therefore, the French Republic should be authorized to make these imports subject to intra-Community surveillance until the end of 1981,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized to introduce, until 31 December 1981 and in accordance with Decision 80/47/EEC, intra-Community surveillance of the products set out in the Annex hereto.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 5 September 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 164, 30. 6. 1980, p. 20.

ANNEX

Textile products for which categories have been established⁽¹⁾

Category	Country of origin
2	Peru
21, 27, 29, 78, 79, 81	Czechoslovakia

⁽¹⁾ See Commission Regulation (EEC) No 3063/79 (OJ No L 347, 31. 12. 1979, p. 1).

COMMISSION DECISION

of 21 October 1980

authorizing the French Republic to introduce intra-Community surveillance of imports of fresh, chilled and frozen sheepmeat and goatmeat originating in New Zealand

(Only the French text is authentic)

(80/1195/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State⁽¹⁾, and in particular Articles 1 and 2 thereof,

Having regard to Council Regulation (EEC) No 1837/80 of 27 June 1980 on the common organization of the market in sheepmeat and goatmeat⁽²⁾,

Whereas the Agreement reached between the Community and New Zealand on trade in sheepmeat and goatmeat has been put into effect by the Council;

Whereas, because of the particular import rules laid down in this Agreement, there are disparities in the commercial policy applied by the Member States with regard to sheepmeat and goatmeat originating in New Zealand;

Whereas the French Republic made a request to the Commission in accordance with Article 115 of the Treaty for authorization to introduce an intra-Community surveillance of imports of fresh, chilled and frozen sheepmeat and goatmeat originating in New Zealand with effect from the coming into force of Council Regulation (EEC) No 1837/80 mentioned above;

Whereas the information given in support of this request was closely examined by the Commission;

Whereas the Commission first of all checked, in view of the existing disparities in the commercial policy

applied by the Member States, whether the products referred to in the request might legally be subject to surveillance measures under Article 2 of Decision 80/47/EEC;

Whereas this examination covered the data received concerning the alleged economic difficulties, i.e., the development of such factors as national production, imports, consumption, market share held by national producers and by imports originating in third countries and also by third countries concerned in the request, the prices charged on the internal market by national producers and importers;

Whereas this examination shows there is a danger that the imports referred to in the Annex hereto will worsen or extend the economic difficulties, whereas, therefore, the French Republic should be authorized to make them subject to intra-Community surveillance until the end of 1981,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized, in accordance with Decision 80/47/EEC, to introduce intra-Community surveillance of the imports referred to in the Annex hereto, originating in New Zealand.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 21 October 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 183, 16. 7. 1980, p. 1.

ANNEX

02.01 A IV a) Meat of sheep and goats, fresh and chilled :

1. Carcases or half-carcases
2. Short forequarters
3. Chines and/or best ends
4. Legs
5. Other :
 - aa) Unboned (bone-in)
 - bb) Boned or boneless

02.01 A IV b) Meat of sheep and goats, frozen :

1. Carcases or half-carcases
 2. Short forequarters
 3. Chines and/or best ends
 4. Legs
 5. Other :
 - aa) Unboned (bone-in)
 - bb) Boned or boneless
-

COMMISSION DECISION

of 28 October 1980

**approving a Belgian programme for marketing and processing potatoes
pursuant to Council Regulation (EEC) No 355/77**

(Only the Dutch and French texts are authentic)

(80/1196/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
355/77 of 15 February 1977 on common measures to
improve the conditions under which agricultural
products are processed and marketed⁽¹⁾, and in parti-
cular Article 5 thereof,

Whereas the Belgian Government forwarded its
programme for the marketing and processing of pota-
toes on 5 June 1980 ;

Whereas the said programme relates to the creation
and expansion of storage, grading and packaging facili-
ties for potatoes and the expansion and rationalization
of potato processing with the aim of adapting produc-
tion and sales to market requirements as to quantity,
quality and form of supply and thus to raise the
incomes of potato growers ; whereas it therefore consti-
tutes a programme within the meaning of Article 2 of
Regulation (EEC) No 355/77 ;

Whereas the programme contains the details required
under Article 3 of Regulation (EEC) No 355/77,
showing that the objectives laid down in Article 1 of
the said Regulation can be achieved in respect of the
potato sector in Belgium ; whereas the schedule for

implementation of the programme does not exceed
the time limit laid down in Article 3 (1) (g) of the
Regulation ;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Standing
Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION :

Article 1

The programme for marketing and processing pota-
toes forwarded by the Belgium Government pursuant
to Regulation (EEC) No 355/77 on 5 June 1980 is
hereby approved.

Article 2

This Decision is addressed to the Kingdom of
Belgium.

Done at Brussels, 28 October 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.

COMMISSION DECISION**of 17 November 1980****authorizing the Kingdom of Belgium and the Grand Duchy of Luxembourg not to apply Community treatment to fresh table grapes originating in Spain****(Only the Dutch and French texts are authentic)****(80/1197/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member States ⁽¹⁾, and in particular Article 3 thereof,

Whereas on 4 November 1980 a request was made under the first paragraph of Article 115 of the Treaty by the BLEU countries to the Commission of the European Communities for authorization not to apply Community treatment to fresh table grapes, falling within subheading 08.04 A I of the Common Customs Tariff, originating in Spain and in free circulation in the other Member States ;

Whereas in the BLEU countries the importation of the products in question originating in Spain is subject to a quantitative restriction for the period 1 July to 31 December of each year because of the particular situation of the production concerned ;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States ;

Whereas these disparities have resulted in deflections of trade ;

Whereas the import prices of the products in question originating in Spain are approximately Bfr 10 per kilogram ;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to jeopardize the aims of the abovementioned commercial policy measures ;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States ;

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof ;

Whereas applications for import documents covering 200 tonnes are duly pending with the authorities of the Member State having made the request ; whereas these applications do not need to be covered by such authorization,

HAS ADOPTED THIS DECISION :

Article 1

The Kingdom of Belgium and the Grand Duchy of Luxembourg are authorized not to apply Community treatment to the products indicated below, originating in Spain and in free circulation in the other Member States, in respect of which applications for import licences were lodged after 6 November 1980 :

CCT heading No	Description
08.04 A I	Fresh table grapes

Article 2

This Decision shall apply until new opportunities arise in the BLEU countries for the importation of the products in question originating in Spain or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the Kingdom of Belgium and the Grand Duchy of Luxembourg.

Done at Brussels, 17 November 1980.

For the Commission

Antonio GIOLITTI

Member of the Commission

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

COMMISSION DECISION**of 27 November 1980****authorizing the French Republic not to apply Community treatment to parkas, anoraks, windcheaters, waister jackets and the like, woven, originating in the Philippines****(Only the French text is authentic)****(80/1198/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in other Member States ⁽¹⁾, and in particular Article 3 thereof,

Whereas on 21 November 1980 a request was made under the first paragraph of Article 115 of the Treaty by the French Government to the Commission of the European Communities for authorization not to apply Community treatment to parkas, anoraks, windcheaters, waister jackets and the like, woven, falling within subheadings ex 61.01 B IV and ex 61.02 B II of the Common Customs Tariff (category 21), originating in the Philippines and in free circulation in the other Member States;

Whereas the importation into the Community of the products in question originating in the Philippines is covered by an Agreement negotiated between the Community and that country; whereas under that Agreement the Philippines have undertaken to take all necessary steps to limit their exports of the products in question to the Community within certain ceilings;

Whereas, in order to implement that Agreement and take account of its characteristics, the Council adopted Regulation (EEC) No 3059/78 ⁽²⁾, as last amended by Commission Regulation (EEC) No 3063/79 ⁽³⁾, introducing specific common rules for imports of certain textile products;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community ceiling between the Member States;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States; whereas uniformity can only be brought about gradually;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1980 France has admitted the products in question in free circulation, originating in the said third country, amounting to approximately 32 % of the direct quota;

Whereas total imports of the products in question originating in third countries have increased from 33 910 000 pieces in 1978 to 42 560 000 pieces in 1979;

Whereas the prices of the products in question originating in the Philippines are considerably below the prices of like products manufactured in France;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to aggravate these difficulties in the sector concerned and jeopardize the aims of the abovementioned commercial policy measures;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof;

Whereas an application for import documents covering 31 000 pieces is duly pending with the authorities of the Member State having made the request; whereas in view of the amount involved, this application does not need to be covered by such authorization,

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 365, 27. 12. 1978, p. 1.

⁽³⁾ OJ No L 347, 31. 12. 1979, p. 1.

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in the Philippines and in free circulation in the other Member States, in respect of which applications for import licences were lodged after 20 November 1980 :

CCT heading No	Description
ex 61.01 B IV and ex 61.02 B II (NIMEXE code 61.01-29, 31, 32 61.02-25, 26, 28) (category 21)	Parkas, anoraks, windcheaters, waister jackets and the like, woven, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise in France for the importation of the products in question originating in the Philippines, or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 27 November 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION DECISION**of 28 November 1980****authorizing the French Republic not to apply Community treatment to natural
honey originating in Mexico****(Only the French text is authentic)****(80/1199/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular the first para-
graph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of
20 December 1979 on surveillance and protective
measures which Member States may be authorized to
take in respect of imports of certain products origi-
nating in third countries and put into free circulation
in another Member State ⁽¹⁾, and in particular Article
3 thereof,

Whereas on 20 November 1980 a request was made
under the first paragraph of Article 115 of the Treaty
by the French Government to the Commission of the
European Communities for authorization not to apply
Community treatment to natural honey falling within
heading No 04.06 of the Common Customs Tariff,
originating in Mexico and in free circulation in the
other Member States ;

Whereas in France the importation of the products in
question originating in Mexico is subject to an arrange-
ment of quantitative restrictions at a time when the
possibility is open for imports from this third country
according to the needs of the market ;

Whereas for this reason disparities still exist between
the conditions governing the importation of the
products in question into the different Member
States ; whereas uniformity can only be brought about
gradually ;

Whereas these disparities in the commercial policy
measures applied by the Member States have resulted
in deflections of trade, in that since 1 January 1980
France has admitted the products in question in free
circulation, of which 1 305 tonnes originated in the
said third country and in other third countries for
which there exist like import arrangements ;

Whereas information has been received by the
Commission indicating that total imports of the
products in question originating in third countries
have increased from 7 257 tonnes in 1978 to 7 523
tonnes in 1979 ;

Whereas the prices of the products in question origi-
nating in Mexico are considerably below the prices of
like products manufactured in France ;

Whereas further indirect imports, in addition to those
already admitted or planned, would be likely to aggra-
vate these difficulties in the industrial sector
concerned ;

Whereas it is not possible to set in motion rapidly the
machinery for bringing about the necessary coopera-
tion from the other Member States ;

Whereas authorization should accordingly be given
for the application of protective measures under the
first paragraph of Article 115, subject to the condi-
tions laid down in Decision 80/47/EEC, and in parti-
cular Article 3 thereof ;

Whereas an application for import documents
covering 70 tonnes is duly pending with the authori-
ties of the Member State having made the request ;
whereas in view of the amount involved, this applica-
tion does not need to be covered by such authoriza-
tion,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply
Community treatment to the products indicated
below, originating in Mexico and in free circulation in
the other Member States, in respect of which applica-
tions for import licences were lodged after 14
November 1980 :

CCT heading No	Description
04.06	Natural honey

Article 2

This Decision shall apply until new opportunities
arise in France for the importation of the products in

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

question originating in Mexico or until 31 December 1980, whichever is the earlier.

Done at Brussels, 28 November 1980.

For the Commission

Article 3

Étienne DAVIGNON

This Decision is addressed to the French Republic.

Member of the Commission

COMMISSION DIRECTIVE**of 4 December 1980****setting a time limit for the processing of certain agricultural products under inward processing arrangements****(80/1200/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 69/73/EEC of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing⁽¹⁾, as last amended by Directive 76/119/EEC⁽²⁾, and in particular Article 28 thereof,

Whereas Commission Directive 69/354/EEC of 30 September 1969 setting a time limit for the processing of certain agricultural products under inward processing arrangements⁽³⁾, limited the period referred to in Article 9 (b) of Directive 69/73/EEC in the case of goods subject to inward processing arrangements, which are of the same kind as the basic Community products referred to in Article 1 of Council Regulation (EEC) No 441/69 of 4 March 1969 laying down additional general rules for granting export refunds on products subject to a single price system, exported unprocessed or in the form of certain goods not covered by Annex II to the Treaty⁽⁴⁾, as last amended by Regulation (EEC) No 269/78⁽⁵⁾;

Whereas the restriction of the time limit referred to above reflects a concern for consistency with Article 3 (3) of Commission Regulation (EEC) No 1957/69 of 30 September 1969 on additional detailed rules for granting export refunds on products subject to a single price system⁽⁶⁾;

Whereas Regulation (EEC) No 441/69 has been replaced by Council Regulation (EEC) No 565/80 of 4 March 1980 on the advance payment of export refunds in respect of agricultural products⁽⁷⁾; whereas the latter Regulation has extended the scope of the former Regulation;

Whereas Regulation (EEC) No 1957/69 has been replaced by Commission Regulation (EEC) No 798/80 of 31 March 1980, laying down general rules on the

advance payment of export refunds and positive monetary compensatory amounts in respect of agricultural products⁽⁸⁾; whereas, by virtue of Article 11 (1) of Regulation (EEC) No 798/80, the time limit during which the basic products may remain under customs control with a view to their being processed shall, in principle, be six months from the date of acceptance of the payment declaration;

Whereas the reasons which led to the adoption of Directive 69/354/EEC continue to exist, namely the need to ensure that a balance is maintained between the use of Community basic products in the manufacture of processed products for export to third countries on the one hand and the use of third country basic products brought in under inward processing arrangements on the other; whereas it is nevertheless appropriate to replace that Directive in order to take account of Regulations (EEC) No 565/80 and (EEC) No 798/80 referred to above;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Committee for Customs Processing Arrangements,

HAS ADOPTED THIS DIRECTIVE:

Article 1

1. For the purposes of implementing Article 9 (b) of Directive 69/73/EEC, the period within which goods imported under inward processing arrangements must be dealt with in any one of the ways specified in Article 13 of that Directive is hereby fixed at a maximum of six months for agricultural products of the same kind as those referred to in Article 1 of Regulation (EEC) No 565/80, where such products are intended to be exported in the form of processed products or goods within the meaning of Article 2 (b) or (c) of that Regulation.

2. The competent authorities of the Member States may, however, extend the period for reasons arising out of the inward processing operations.

⁽¹⁾ OJ No L 58, 8. 3. 1969, p. 1.

⁽²⁾ OJ No L 24, 30. 1. 1976, p. 58.

⁽³⁾ OJ No L 264, 22. 10. 1969, p. 7.

⁽⁴⁾ OJ No L 59, 10. 3. 1969, p. 1.

⁽⁵⁾ OJ No L 40, 10. 2. 1978, p. 7.

⁽⁶⁾ OJ No L 250, 4. 10. 1969, p. 1.

⁽⁷⁾ OJ No L 62, 7. 3. 1980, p. 5.

⁽⁸⁾ OJ No L 87, 1. 4. 1980, p. 42.

Article 2

Directive 69/354/EEC is hereby repealed with effect from 1 February 1981. It shall, however, continue to apply to goods placed under inward processing arrangements before that date.

Article 3

1. Member States shall bring into force the measures necessary to ensure that this Directive takes effect on 1 February 1981. They shall forthwith inform the Commission thereof.

2. The Commission shall communicate this information to the other Member States.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 4 December 1980

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION DECISION**of 4 December 1980****authorizing the French Republic not to apply Community treatment to men's and boys' shirts, woven, originating in Taiwan****(Only the French text is authentic)****(80/1201/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Article 3 thereof,

Whereas on 24 November 1980 a request was made under the first paragraph of Article 115 of the Treaty by the French Government to the Commission of the European Communities for authorization not to apply Community treatment to men's and boys' shirts, woven, falling within subheading 61.03 A of the Common Customs Tariff (category 8), originating in Taiwan and in free circulation in the other Member States ;

Whereas the importation into the Community of the products in question originating in Taiwan is subject, under Commission Regulation (EEC) No 3020/77 ⁽²⁾, as last amended by Regulation (EEC) No 2604/78 ⁽³⁾, to a Community quantitative quota ;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community quota between the Member States ;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States ; whereas uniformity can only be brought about gradually ;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted

in deflections of trade, in that since 1 January 1980 France has admitted the products in question in free circulation, originating in the said third country, amounting to approximately 64.3 % of the direct quota ;

Whereas total imports of the products in question originating in third countries have increased from 15 891 000 pieces in 1978 to 19 383 000 pieces in 1979 ;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to aggravate these difficulties in the industry sector concerned and jeopardize the aims of the abovementioned commercial policy measures ;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States ;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115 subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof ;

Whereas an application for import documents covering 8 000 pieces is duly pending with the authorities of the Member State having made the request ; whereas in view of the amount involved, this application does not need to be covered by such authorization,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in Taiwan and in free circulation in the other Member States, in respect of which applica-

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 357, 31. 12. 1977, p. 51.

⁽³⁾ OJ No L 317, 10. 11. 1978, p. 1.

tions for import licences were lodged after 20 November 1980 :

CCT heading No	Description
61.03 A (NIMEXE codes : 61.03-11, 15, 19) (category 8)	Men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise in France for the importation of the products in

question originating in Taiwan or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 4 December 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

COMMISSION DECISION**of 4 December 1980****fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 1429/80****(80/1202/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas an invitation to tender for the export refund on common wheat was issued under Commission Regulation (EEC) No 1429/80⁽⁴⁾, as amended by Regulation (EEC) No 3024/80⁽⁵⁾;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75⁽⁶⁾, as amended by Regulation (EEC) No 2944/78⁽⁷⁾, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 1429/80 is hereby fixed on the tenders submitted by 4 December 1980 at 41.50 ECU per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 4 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 143, 7. 6. 1980, p. 9.

⁽⁵⁾ OJ No L 317, 25. 11. 1980, p. 12.

⁽⁶⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁷⁾ OJ No L 351, 15. 12. 1978, p. 16.

COMMISSION DECISION

of 4 December 1980

fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 1431/80

(80/1203/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas an invitation to tender for the export refund on common wheat was issued under Commission Regulation (EEC) No 1431/80⁽⁴⁾, as last amended by Regulation (EEC) No 3026/80⁽⁵⁾;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75⁽⁶⁾, as amended by Regulation (EEC) No 2944/78⁽⁷⁾, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 1431/80 is hereby fixed on the basis of the tenders submitted by 4 December 1980 at 41.50 ECU per tonne.

Article 2

This Decision is addressed to the Member States.

Donet at Brussels, 4 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 143, 7. 6. 1980, p. 13.

⁽⁵⁾ OJ No L 317, 25. 11. 1980, p. 18.

⁽⁶⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁷⁾ OJ No L 351, 15. 12. 1978, p. 16.

COMMISSION DECISION**of 5 December 1980****authorizing the French Republic not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, originating in Hong Kong****(Only the French text is authentic)****(80/1204/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979⁽¹⁾ on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State, and in particular Article 3 thereof,

Whereas on 3 November 1980 a request was made under the first paragraph of Article 115 of the Treaty by the French Government to the Commission of the European Communities for authorization not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, falling within heading No 60.02 of the Common Custom Tariff (categories 10 and 11), originating in Hong Kong and in free circulation in the other Member States ;

Whereas the importation into the Community of the products in question originating in Hong Kong is covered by an Agreement negotiated between the Community and that country ; whereas under that Agreement Hong Kong has undertaken to take all necessary steps to limit its exports of the products in question to the Community within certain ceilings ; Whereas in order to implement that Agreement and take account of its characteristics, the Council adopted Regulation (EEC) No 3059/78⁽²⁾, as last amended by Commission Regulation (EEC) No 3063/79⁽³⁾, introducing specific common rules for imports of certain textile products ;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into

account in allocating the abovementioned Community ceiling between the Member States ;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States ; whereas uniformity can only be brought about gradually ;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1980 France has admitted the products in question in free circulation, originating in the said third country amounting to approximately 37.8 % of the direct quota ;

Whereas total imports of the products in question originating in third countries have increased from 10 797 000 pairs in 1978 to 15 502 000 pairs in 1979 ;

Whereas further indirect imports, in addition to those already admitted would be likely to aggravate these difficulties in the industrial sector concerned and jeopardize the aims of the abovementioned commercial policy measures ;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States ;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in Hong Kong and in free circula-

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 365, 27. 12. 1978, p. 1.

⁽³⁾ OJ No L 347, 31. 12. 1979, p. 1.

tion in the other Member States in respect of which applications for import licences were lodged after 18 November 1980.

question originating in Hong Kong or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 5 December 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

Article 2

This Decision shall apply until new opportunities arise in France for the importation of the products in

CCT heading No	Description
60.02 (NIMEXE code 60.02-40, 50, 60, 70, 80) (categories 10 and 11)	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized

COMMISSION DECISION**of 5 December 1980****to take no action on the tenders submitted by 4 December 1980 in response to the invitation to tender for the export of barley issued in Regulation (EEC) No 1428/80****(80/1205/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas an invitation to tender for the export refund on barley was issued under Commission Regulation (EEC) No 1428/80⁽⁴⁾, as amended by Regulation (EEC) No 3023/80⁽⁵⁾;

Whereas Article 5 of Commission Regulation (EEC) No 279/75 of 4 February 1975⁽⁶⁾, as amended by Regulation (EEC) No 2944/78⁽⁷⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 26 of Regulation (EEC) No 2727/75 and on the basis of the tenders submitted, to make no award ;

Whereas on the basis of the criteria laid down in Articles 2 and 3 of Regulation (EEC) No 2746/75 a maximum refund should not be fixed ;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION :

Article 1

No action shall be taken on the tenders submitted by 4 December 1980 in response to the invitation to tender for the export refund on barley issued in Regulation (EEC) No 1428/80.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 5 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 184, 17. 7. 1980, p. 1.
(3) OJ No L 281, 1. 11. 1975, p. 78.
(4) OJ No L 143, 7. 6. 1980, p. 7.
(5) OJ No L 317, 25. 11. 1980, p. 9.
(6) OJ No L 31, 5. 2. 1975, p. 8.
(7) OJ No L 351, 15. 12. 1978, p. 16.

COMMISSION DECISION**of 5 December 1980****on the duty-free importation of goods intended to be distributed or made available free of charge to victims of the earthquake which occurred in November 1980 in southern Italy****(Only the Italian text is authentic)****(80/1206/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1410/74 of 4 June 1974 on the tariff treatment applicable to goods imported for free circulation in the event of disasters occurring in the territory of one or more Member States⁽¹⁾, and in particular Article 2 thereof,

Having regard to the request made by the Government of the Italian Republic dated 28 November 1980 seeking the duty-free importation of goods intended to be distributed or made available free of charge to victims of the earthquake which occurred in November 1980 in southern Italy,

Whereas this earthquake constitutes a disaster within the meaning of Regulation (EEC) No 1410/74;

Whereas, so that the Commission may be suitably informed of the use made of the goods admitted duty-free, the Government of the Italian Republic must communicate the measures taken to prevent such goods imported duty-free from being employed otherwise than for the use laid down; whereas the Commission should also be informed of the extent and the nature of the importations made;

Whereas other Member States have been consulted as laid down in Article 2 of Regulation (EEC) No 1410/74,

HAS ADOPTED THIS DECISION:

Article 1

1. Goods imported for free circulation by State bodies or by organizations approved by the competent Italian authorities for the purpose of being distributed by them free to the victims of the earthquake which occurred in November 1980 in southern Italy, or made available to them free of charge while remaining the property of the organizations in question shall be admitted free of customs duties, charges having equivalent effect, agricultural levies and other import charges provided for under the common agricultural policy or under specific arrangements appli-

cable to certain goods resulting from the processing of agricultural products.

2. Goods imported for free circulation by the relief units to cover their own requirements during the period of their operations shall also be admitted duty-free.

Article 2

The Government of the Italian Republic shall communicate to the Commission the list of approved organizations referred to in Article 1 (1).

Article 3

1. The Government of the Italian Republic shall communicate quarterly to the Commission by broad category of products, all information regarding the nature and quantities of the various goods admitted free of duty in pursuance of Article 1.

2. The first communication referred to in paragraph 1 must reach the Commission by 10 April 1981 at the latest, and the following communications by the 10th day of the month following the end of the quarter to which they relate.

Article 4

The Government of the Italian Republic shall communicate to the Commission the measures which it takes to ensure that Article 4 Regulation (EEC) No 1410/74 is respected.

Article 5

This Decision shall come into effect from 23 November 1980.

Article 6

This Decision is addressed to the Italian Republic.

Done at Brussels, 5 December 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 150, 7. 6. 1974, p. 4.

COMMISSION DECISION**of 5 December 1980****opening a standing invitation to tender for the export of 550 000 tonnes of common wheat of bread-making quality held by the French intervention agency****(Only the French text is authentic)****(80/1207/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾, and in particular Article 8 (4) thereof,

Having regard to Council Regulation (EEC) No 1146/76 of 17 May 1976 on particular and special intervention measures for cereals⁽³⁾

Having regard to Council Regulation (EEC) No 1055/77 of 17 May 1977 on the storage and movement of products bought in by an intervention agency⁽⁴⁾, and in particular Article 4 thereof,

Whereas the French Republic, in a communication dated 30 October 1980, advised the Commission of its wish to put up for sale for export to non-member countries 550 000 tonnes of common wheat of bread-making quality which its intervention agency holds partly in France and partly at Ghent (Belgium); whereas, in view of the intervention stock levels within the Community the proposed operation seems particularly appropriate;

Whereas the 550 000 tonnes of common wheat to be put up for sale by tender are to be exported from the points of departure for which tenders are to be made by tenderers; whereas a certain proportion of the said quantity is stored in other places; whereas the French intervention agency, in order to place all participants in the invitation to tender on the same footing, must undertake the sale at uniform prices and, for that purpose, it should take over the cost of transport from the place of storage to the points of departure determined;

Whereas, in order to ensure that the tenders are made in good faith and to guarantee the smooth running of the proposed operation in existing market conditions,

it is necessary to provide for a special security; whereas, for the same reasons, the security must be released only on provision of proof of the arrival of the goods at their destination;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION:

Article 1

The French intervention agency may, on the following conditions, open a standing invitation to tender for the export of common wheat of bread-making quality held by it.

Article 2

1. The invitation to tender shall cover a maximum of 550 000 tonnes of common wheat of bread-making quality.
2. The regions in which the 550 000 tonnes of common wheat of bread-making quality are stored are stated in the Annex.

Article 3

1. The places for which the minimum sale price is to be fixed are as follows:
Blaye, Nantes, Rouen, Marseilles, Ghent, Rotterdam, Antwerp, French-Swiss frontier.
2. Tenders must be drawn up by reference to the standard quality defined in Regulation (EEC) No 2731/75. They must relate to a quantity of at least 1 000 tonnes.
3. Tenders must be made for one or more ports or places of departure. The tenderer shall specify the port or ports or places of departure in respect of which his tender is put forward.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽⁴⁾ OJ No L 128, 24. 5. 1977, p. 1.

Tenders shall be for common wheat of bread-making quality

- in port silos from which direct loading into barge or sea-going vessel is possible, or
- delivered not unloaded to the place of embarkation in the port or place of departure.

4. Tenders shall be valid only if they are accompanied by :

- an application for export licences lodged by the tenderer, with an application for advance fixing of the export refund or levy, for the destination in question.

For the purposes of this Decision, all countries for which the same rate of export refund or levy is fixed shall be considered as one destination,

- a written undertaking by the tenderer, countersigned by the financial institution, to provide a special security of 40 ECU per tonne not later than two working days following the date of receipt of the information that his tender has been accepted.

5. The security shall not be released, except for quantities for which the exporter provides proof that :

- (a) the customs formalities for placing in free circulation have been completed in the third country for which the export refund or levy was fixed in advance. The proof shall be in accordance with the provisions of Article 20 (3) to (6) of Commission Regulation (EEC) No 2730/79 ⁽¹⁾; or
- (b) that the product has become unsuitable for human or animal consumption.

6. For common wheat of bread-making quality which is not located at the places referred to in the first and second indents of the second subparagraph or paragraph 3, the most favourable transport costs between the place of storage and the place of embarkation in the ports or places of departure referred to in paragraph 1 and attainable at the lowest transport cost, shall be reimbursed to the exporter and tenderer by the French intervention agency.

Article 4

1. Notwithstanding the provisions of Article 9 (1) of Regulation (EEC) No 193/75 ⁽²⁾, export licences issued under this standing invitation to tender shall be considered, for the purposes of determining their period of validity, as having been issued on the day the tender was submitted.

2. The said licences shall be valid from their date of issue within the meaning of paragraph 1 until the end of the fourth month following.

Article 5

1. For the first weekly award, tenders must be submitted to the French intervention agency not later than 17 December 1980 at 1 p.m.

2. On expiry of the time limit laid down for submission of tenders, the intervention agency shall forward to the Commission an anonymous list, stating the price for each tender, expressed in ECU per tonne, and the quantity.

The Commission shall, in accordance with the procedure referred to in Article 26 of Regulation (EEC) No 2727/75, fix the minimum sale price on the basis of the said tenders, or shall decide not to make an award.

Article 6

The French intervention agency lays down where necessary additional provisions and conditions consistent with the provisions of this Regulation.

Article 7

This Decision is addressed to the French Republic.

Done at Brussels, 5 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 317, 12. 12. 1979, p. 1.

⁽²⁾ OJ No L 25, 31. 1. 1975, p. 10.

ANNEX

(tonnes)	
Place of storage	Quantity
I. FRANCE	
Administrative regions :	
Alsace	31 900
Aquitaine	31 487
Champagne-Ardenne	35 399
Haute-Normandie	11 129
Ile de France	225 078
Pays de Loire	40 659
Rhone-Alpes	14 500
II. BELGIUM	
Marketing centre, Ghent	160 000

COMMISSION DECISION**of 5 December 1980****authorizing the French Republic not to apply Community treatment to handkerchiefs of woven fabric originating in the People's Republic of China****(Only the French text is authentic)****(80/1208/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Article 3 thereof,

Whereas on 28 November 1980 a request was made under the first paragraph of Article 115 of the Treaty by France to the Commission of the European Communities for authorization not to apply Community treatment to handkerchiefs of woven fabric falling within subheading 61.05 B of the Common Customs Tariff (categories 19 and 89) originating in the People's Republic of China and in free circulation in the other Member States;

Whereas the importation into the Community of the products in question originating in the People's Republic of China is covered by an Agreement negotiated between the Community and that country; whereas under that Agreement the People's Republic of China has undertaken to take all necessary steps to limit its exports of the products in question to the Community within certain ceilings;

Whereas in order to implement that Agreement and take account of its characteristics, the Council adopted Regulation (EEC) No 3061/79 ⁽²⁾, introducing specific common rules for imports of certain textile products;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community ceiling between the Member States;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States; whereas uniformity can only be brought about gradually;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1980 France has admitted the products in question in free circulation, originating in the said third country amounting to approximately 48.5 % of the direct quota;

Whereas total imports of the products in question originating in third countries amount to 1 122 tonnes for 1978 and also for 1979;

Whereas output of like products in France has fallen from 403 tonnes in 1978 to 364 tonnes in 1979;

Whereas in the industry concerned there have been redundancies and short-time working has increased considerably;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to aggravate these difficulties in the industrial sector concerned and jeopardize the aims of the abovementioned commercial policy measures;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof;

Whereas an application for import documents which amounts to approximately 14 % of the direct quota is duly pending with the authorities of the Member State having made the request; whereas this needs application to be covered by such authorization,

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 345, 31. 12. 1979, p. 1.

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in the People's Republic of China and in free circulation in the other Member States, in respect of which applications for import licences were lodged after 20 November 1980 :

CCT heading No	Description
61.05 B (NIMEXE codes : 61.05-20, 30, 99) (categories 19 and 89)	Handkerchiefs of woven fabric

Article 2

This Decision shall apply until new opportunities arise in France for the importation of the products in question originating in the People's Republic of China or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 5 December 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

COMMISSION DECISION**of 8 December 1980****on the Community financial contribution for 1979 towards inspection and surveillance operations in the maritime waters of Ireland****(Only the English text is authentic)****(80/1209/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Decision 78/640/EEC of 25 July 1978 on financial participation by the Community in inspection and surveillance operations in the maritime waters of Denmark and Ireland⁽¹⁾, and in particular Article 1 (2), thereof,

Whereas, under Article 1 (2) of Decision 78/640/EEC the Community contribution in respect of Ireland is fixed at up to 46 million EUA for the period 1 January 1977 to 31 December 1982;

Whereas the programme submitted by Ireland for surveillance of the maritime waters falling within its jurisdiction, which includes the expenditure estimate for medium-term and short-term measures, was verified by the Commission, which decided that expenditure totalling 61 127 890 EUA was eligible⁽²⁾, subject to a review of the final choice of reconnaissance aircraft before the Community financial contribution was paid;

Whereas the application submitted by the Irish authorities covers payment of the Community financial contribution towards eligible expenditure incurred during the period 1 January 1979 to 31 December 1979; whereas such expenditure totals £ Irl 5 317 594;

Whereas this expenditure includes an amount of £ Irl 854 853 for the purchase of aircraft whose type and operational suitability have not been re-examined by the Commission;

Whereas, therefore, the level of the Community's contribution should be set without taking into account expenditure on the purchase of those aircraft; whereas such amount is therefore £ Irl 4 462 741;

Whereas this expenditure should be reimbursed in accordance with the said Article 1 (2);

Whereas £ Irl 7 883 571 have already been reimbursed for 1977 and 1978;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular on the finance available,

HAS ADOPTED THIS DECISION:

Article 1

The Community's financial contribution towards eligible expenditure incurred by Ireland for inspection and surveillance operations in its maritime waters in respect of 1979 is hereby set at £ Irl 4 462 741.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 8 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 211, 1. 8. 1978, p. 34.

⁽²⁾ Commission Decision of 15 May 1979.

COMMISSION DECISION**of 10 December 1980****approving a programme for the sector of crustaceans and molluscs at Yerseke,
Zeeland, pursuant to Council Regulation (EEC) No 355/77****(Only the Dutch text is authentic)****(80/1210/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
355/77 of 15 February 1977 on common measures to
improve the conditions under which agricultural
products are processed and marketed⁽¹⁾, and in parti-
cular Article 5 thereof,

Whereas the Government of the Netherlands
forwarded on 13 December 1978 a programme for
crustaceans and molluscs at Yerseke, Zeeland, and
subsequently forwarded further information on the
programme, most recently on 2 June 1980;

Whereas the said programme is for the rationalization,
modernization, renovation and expansion of installa-
tions and equipment for processing and marketing
crustaceans and molluscs at Yerseke; whereas it is
intended to improve processing and marketing techni-
ques and finished product quality and thereby
increase the value added to the basic products;
whereas it therefore constitutes a programme within
the meaning of Article 2 of Regulation (EEC) No
355/77;

Whereas, under Regulation (EEC) No 355/77,
programmes must cover the improvement of
processing and marketing structures; whereas,
consequently, that part of the programme concerning
investments related only to changes in the location of
undertakings cannot be approved;

Whereas the programme includes enough of the infor-
mation referred to in Article 3 of Regulation (EEC)
No 355/77 to show that the objectives specified in

Article 1 of that Regulation can be achieved for crusta-
cean and mollusc processing at Yerseke;

Whereas the time limit fixed for implementing the
programme is not longer than the period specified in
Article 3 (1) (g) of Regulation (EEC) No 355/77;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Standing
Committee on Agricultural Structures and that of the
Standing Committee for the Fishing Industry,

HAS ADOPTED THIS DECISION:

Article 1

1. The regional programme for the sector of crusta-
ceans and molluscs at Yerseke, Zeeland, forwarded by
the Government of the Netherlands pursuant to Regu-
lation (EEC) No 355/77 on 13 December 1978 and
supplemented on 2 June 1980, is hereby approved.
2. This approval does not cover that part of the
programme concerning investments relating only to
the relocation of undertakings.

Article 2

This Decision is addressed to the Kingdom of the
Netherlands

Done at Brussels, 10 December 1980

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.

COMMISSION DECISION**of 10 December 1980****approving a programme for the fishery products sector in Italy, pursuant to
Council Regulation (EEC) No 355/77****(Only the Italian text is authentic)****(80/1211/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
355/77 of 15 February 1977 on common measures to
improve the conditions under which agricultural
products are processed and marketed⁽¹⁾, and in parti-
cular Article 5 thereof,

Whereas the Government of Italy forwarded on 24
March 1980 a programme for the fisheries sector in
Italy and on 11 August 1980 further information on
that programme ;

Whereas the aim of the programme is the fuller
exploitation of existing resources, particularly by
increasing catches of pelagic species, tuna, molluscs
and crustaceans ; whereas it seeks to promote the
modernization of existing canning, processing and
marketing installations and equipment and to esta-
blish new installations particularly in southern Italy,
and also to improve product quality and the
marketing of new products and thereby improve the
added value of the basic products ; whereas it there-
fore constitutes a programme within the meaning of
Article 2 of Regulation (EEC) No 355/77 ;

Whereas approval of the programme must be without
prejudice to decisions to be taken on the common
fisheries policy ;

Whereas, pursuant to Article 9 of Regulation (EEC)
No 355/77, projects drawn up within a programme
must contribute to the improvement of the situation
of Community fishermen ; whereas this does not seem
to be the case for installations essentially used for the
processing, storage or marketing of fisheries products
of non-Community origin, or for cold stores not
directly linked to production processing or marketing
facilities for fishery products ;

Whereas a part of the programme is concerned specifi-
cally with the modernization and construction of cold
stores, and it is therefore appropriate to refuse
approval to that part in so far as it concerns cold

stores not directly linked to production, processing or
marketing facilities for fishery products ;

Whereas the programme includes enough of the infor-
mation referred to in Article 3 of Regulation (EEC)
No 355/77 to show that the objectives specified in
Article 1 of that Regulation can be achieved for the
fisheries sector in Italy ;

Whereas the time limit fixed for implementing the
programme is not longer than the period specified in
Article 3 (1) (g) of Regulation (EEC) No 355/77 ;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Standing
Committee on Agricultural Structures and that of the
Standing Committee for the Fishing Industry,

HAS ADOPTED THIS DECISION :

Article 1

1. The regional programme for the fisheries sector
in Italy, forwarded by the Italian Government on 24
March 1980 pursuant to Regulation (EEC) No 355/77
and supplemented on 11 August 1980, is hereby
approved without prejudice to decisions to be taken
on the common fisheries policy.

2. This approval is not granted for that part of the
programme concerning the construction or moderniza-
tion of cold stores, unless such cold stores are linked
to production, processing or marketing facilities for
fishery products.

Article 2

This Decision is addressed to the Republic of Italy.

Done at Brussels, 10 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 51, 23. 2. 1971, p. 1.

COMMISSION DECISION**of 10 December 1980****approving a programme for the fishery products sector in the coastal regions of north Germany, pursuant to Council Regulation (EEC) No 355/77****(Only the German text is authentic)****(80/1212/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 355/77 of 15 February 1977 on common measures to improve the conditions under which agricultural products are processed and marketed⁽¹⁾, and in particular Article 5 thereof,

Whereas the Government of the Federal Republic of Germany forwarded on 17 October 1978 a programme for the fisheries sector in the coastal regions of north Germany and on 8 September 1980 a revised version of that programme;

Whereas the said programme covers the rationalization, modernization and restructuring of processing and marketing facilities for fishery products to adapt them to the new situation brought about by the extension of fishing zones and by resource conservation measures; whereas it therefore constitutes a programme within the meaning of Article 2 of Regulation (EEC) No 355/77;

Whereas approval of the programme must be without prejudice to future decisions on the common fisheries policy;

Whereas, pursuant to Article 9 of Regulation (EEC) No 355/77, projects drawn up under the programme must contribute to the improvement of the situation of Community fishermen; whereas this does not appear to be the case for installations essentially used for the processing, storage or marketing of fishery products of non-Community origin, or for cold stores not directly linked to production, processing or marketing facilities for fishery products;

Whereas a part of the programme is concerned specifically with the modernization and construction of cold stores; whereas it is therefore appropriate to refuse approval to that part, in so far as it concerns cold stores not directly linked to production, processing or marketing facilities for fishery products;

Whereas the programme includes enough of the information referred to in Article 3 of Regulation (EEC) No 355/77 to show that the objectives specified in Article 1 of that Regulation can be achieved for the fisheries sector in the coastal regions of north Germany;

Whereas the time limit fixed for implementing the programme is not longer than the period specified in Article 3 (1) (g) of Regulation (EEC) No 355/77;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structures and that of the Standing Committee for the Fishing Industry,

HAS ADOPTED THIS REGULATION:

Article 1

1. The regional programme for the fishery sector in the coastal areas of North Germany, forwarded by the Government of the Federal Republic of Germany on 17 October 1978 pursuant to Regulation (EEC) No 355/77 and supplemented on 8 September 1980, is hereby approved without prejudice to decisions to be taken on the common fisheries policy.

2. This approval is not granted for that part of the programme concerning the construction or modernization of cold stores, unless such cold stores are linked to production, processing or marketing facilities for fishery products.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 10 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 51, 23. 2. 1977, p. 1.

COMMISSION OPINION**of 10 December 1980****addressed to the French Government on the draft Decree amending Decree No 49-1473 of 14 November 1949 on the coordination and harmonization of rail and road transport****(Only the French text is authentic)****(80/1213/EEC)**

In accordance with Article 1 of the Council Decision of 21 March 1962 instituting a procedure for prior examination and consultation in respect of certain laws, regulations and administrative provisions concerning transport proposed in Member States⁽¹⁾, as amended by Council Decision 73/402/EEC of 22 November 1973⁽²⁾, the French Government has notified the Commission, in a letter dated 8 October 1980 from its Permanent Representation to the European Communities, of a draft Decree amending Decree No 49-1473 of 14 November 1949 on the coordination and harmonization of rail and road transport.

The letter from France's Permanent Representation reached the Commission on 14 October 1980 and, in accordance with Article 1 of the Decision of 21 March 1962, the other Member States have been notified thereof.

Pursuant to Article 2 (1) of the Decision of 21 March 1962, the Commission delivers the following opinion :

1. The Commission notes that the main aims of the proposed measures are as follows :

- greater freedom in respect of certain national passenger road-transport operations, in particular certain operations of a social character, certain operations where there is no direct remuneration of the carrier by the passenger, and operations carried out against payment and provided on the basis of individual seats by means of vehicles in which at most nine persons, including the driver, can be carried,
- devolution of powers so that decisions can be taken at the administrative level closest to the level at which problems are encountered,
- greater flexibility with regard to freight transport operations, compulsory tariffs ceasing to be the rule and becoming the exception,
- a new framework for relations between the State and the trade organization of freight forwarders and the trade organization of firms which hire out vehicles for the carriage of goods by road, to

enable these organizations to carry out their duties more effectively.

2. The Commission notes with satisfaction that the proposed measures are in line with the objectives of the common transport policy, in particular those advocated by the Commission in its communications to the Council of 1973 and 1975. It is therefore bound to express a favourable opinion on the measures in question, in particular with regard to the relaxation of compulsory tariffs for the carriage of goods by road.

3. With regard to the definitions of scheduled and unscheduled services proposed in the draft Decree, it would be desirable for the French Government to take advantage of the opportunity of aligning its definitions with those adopted by the Community for international road passenger transport operations between the Member States contained in Regulation No 117/66/EEC⁽³⁾, with a view to facilitating freedom of establishment.

The Commission had already expressed this wish in its opinion of 20 February 1973⁽⁴⁾, addressed to the French Government, in which it emphasized the value of altering the national definitions with a view to securing the harmonization at Community level of definitions for road passenger transport operations.

4. The Commission requests the French Government to notify it, at the appropriate time, of the text of the operating rules for scheduled services which the Minister of Transport is to be responsible for drawing up. This text is of interest to the Commission since, under Article 5 (1) of Council Regulation (EEC) No 517/72 of 28 February 1972 on the introduction of common rules for regular and special regular services by coach and bus between Member States⁽⁵⁾, the Commission is required to propose to the Council model operating rules in respect of the latter services.

5. The Commission has not considered it necessary to hold an information meeting with representatives of the French Government, or to consult the other

⁽¹⁾ OJ No 23, 3. 4. 1962, p. 720/62.

⁽²⁾ OJ No L 347, 27. 12. 1973, p. 48.

⁽³⁾ OJ No 147, 9. 8. 1966, p. 2688/66.

⁽⁴⁾ OJ No L 235, 23. 8. 1973, p. 17.

⁽⁵⁾ OJ No L 67, 20. 3. 1972, p. 19.

Member States as provided for in Article 2 (3) of the Decision of 21 March 1962.

Done at Brussels, 10 December 1980

For the Commission

Richard BURKE

Member of the Commission

6. The Commission will inform the other Member States of this opinion.

COMMISSION DECISION

of 10 December 1980

authorizing the French Republic not to apply Community treatment to cotton yarn, not put up for retail sale, originating in Brazil

(Only the French text is authentic)

(80/1214/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State ⁽¹⁾, and in particular Article 3 thereof,

Whereas on 3 December 1980 a request was made under the first paragraph of Article 115 of the Treaty by the French Government to the Commission of the European Communities for authorization not to apply Community treatment to cotton yarn, not put up for retail sale, falling within heading No 55.05 of the Common Customs Tariff (category 1), originating in Brazil and in free circulation in the other Member States ;

Whereas the importation into the Community of the products in question originating in Brazil is covered by an Agreement negotiated between the Community and that country ; whereas under that Agreement Brazil has undertaken to take all necessary steps to limit its exports of the products in question to the Community within certain ceilings ;

Whereas in order to implement that Agreement and take account of its characteristics, the Council adopted Regulation (EEC) No 3059/78 ⁽²⁾, as last amended by Commission Regulation (EEC) No 3063/79 ⁽³⁾, introducing specific common rules for imports of certain textile products ;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community ceiling between the Member States ;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member

States ; whereas uniformity can only be brought about gradually ;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1980 France has admitted the products in question in free circulation, of which 463 tonnes originated in the said third country ;

Whereas total imports of the products in question originating in third countries have increased from 16 259 tonnes in 1978 to 25 425 tonnes in 1979 ; whereas the market share taken by those imports has risen from 9 % in 1978 to 14 % in 1979 ;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to aggravate these difficulties and jeopardize the aims of the abovementioned commercial policy measures ;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States ;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof ;

Whereas an application for import documents covering 72 tonnes is duly pending with the authorities of the Member State having made the request ; whereas in view of the amount involved, this application does not need to be covered by such an authorization,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in Brazil and in free circulation in the other Member States, in respect of which applications for import licences were lodged after 28 November 1980.

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 365, 27. 12. 1978, p. 1.

⁽³⁾ OJ No L 347, 31. 12. 1979, p. 1.

CCT heading No	Description
55.05 (NIMEXE codes : 55.05-13, 19, 21, 25, 27, 29, 33, 35, 37, 41, 45, 46, 48, 52, 58, 61, 65, 67, 69, 72, 78, 92, 98) (category 1)	Cotton yarn, not put up for retail sale

Article 2

This Decision shall apply until new opportunities arise in France for the importation of the products in question originating in Brazil or until 31 December 1980, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 10 December 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

COMMISSION DECISION**of 10 December 1980****fixing the minimum export levy for the 40th partial invitation to tender for
white sugar issued under Regulation (EEC) No 561/80**

(80/1215/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organi-
zation of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 1396/78⁽²⁾, and in particular
Article 17 (5) thereof,

Having regard to Council Regulation (EEC) No
608/72 of 23 March 1972 laying down rules to be
applied in case of considerable price rises on the
world sugar market⁽³⁾, and in particular Article 1 (1)
thereof,

Whereas Commission Regulation (EEC) No 561/80 of
5 March 1980 on a standing invitation to tender in
order to determine levies and/or refunds on exports of
white sugar⁽⁴⁾, as last amended by Regulation (EEC)
No 1731/80⁽⁵⁾, requires partial invitations to tender to
be issued for the export of this sugar;

Whereas, pursuant to Article 9 (1) of Regulation (EEC)
No 561/80, a minimum export levy shall be fixed, as
the case may be, account being taken in particular of
the state and foreseeable development of the Commu-
nity and world markets in sugar, for the partial invita-
tion to tender in question;

Whereas, following an examination of the tenders
submitted in response to the 40th partial invitation to
tender, the provisions set out in Article 1 should be
adopted;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Manage-
ment Committee for Sugar,

HAS ADOPTED THIS DECISION:

Article 1

The minimum export levy for the 40th partial invita-
tion to tender for white sugar issued under Regulation
(EEC) No 561/80 is hereby fixed at 6 000 ECU per
100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 10 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 359, 31. 12. 1974, p. 1.

(2) OJ No L 170, 27. 6. 1978, p. 1.

(3) OJ No L 75, 28. 3. 1972, p. 5.

(4) OJ No L 61, 6. 3. 1980, p. 18.

(5) OJ No L 170, 3. 7. 1980, p. 19.

COMMISSION DECISION**of 11 December 1980****fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 3024/80****(80/1216/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas an invitation to tender for the levy and/or refund for the export of common wheat was issued under Commission Regulation (EEC) No 3024/80⁽⁴⁾;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75⁽⁵⁾, as amended by Regulation (EEC) No 2944/78⁽⁶⁾, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 3024/80 is hereby fixed on the basis of the tenders submitted by 11 December 1980 at 47.50 ECU per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 317, 25. 11. 1980, p. 12.

⁽⁵⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 351, 15. 12. 1978, p. 16.

COMMISSION DECISION**of 11 December 1980****fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 3026/80**

(80/1217/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas an invitation to tender for the levy and/or refund for the export of common wheat was issued under Commission Regulation (EEC) No 3026/80⁽⁴⁾;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75⁽⁵⁾, as amended by Regulation (EEC) No 2944/78⁽⁶⁾, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 3026/80 is hereby fixed on the basis of the tenders submitted by 11 December 1980 at 47.50 ECU per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 18.

⁽⁴⁾ OJ No L 317, 25. 11. 1980, p. 18.

⁽⁵⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 351, 15. 12. 1978, p. 16.

COMMISSION DECISION**of 11 December 1980****to take no action on the tenders submitted by 11 December 1980 in response to the invitation to tender for the export of barley issued in Regulation (EEC) No 3023/80**

(80/1218/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 2747/75 of 29 October 1975 laying down general rules to be applied in the event of the cereals market being disturbed⁽⁴⁾, as last amended by Regulation (EEC) No 2560/77⁽⁵⁾, and in particular Article 2 (1) thereof,

Whereas an invitation to tender for the levy and/or refund for the export of barley was issued under Commission Regulation (EEC) No 3023/80⁽⁶⁾;

Whereas Article 5 of Commission Regulation (EEC) No 279/75⁽⁷⁾, as amended by Regulation (EEC) No 2944/78⁽⁸⁾, and Article 5 of Commission Regulation (EEC) No 3130/73⁽⁹⁾, as amended by Regulations (EEC) No 278/75⁽¹⁰⁾ and (EEC) No 771/75⁽¹¹⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 26 of Regulation (EEC)

No 2727/75 and on the basis of the tenders submitted, to make no award;

Whereas, on the basis of the criteria laid down in Articles 2 and 3 of Regulation (EEC) No 2746/75 and in Article 3 (1) (b) and (d) of Regulation (EEC) No 2747/75, a maximum refund or a minimum levy should not be fixed;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS DECISION:

Article 1

No action shall be taken on the tenders submitted by 11 December 1980 in response to the invitation to tender for the levy and/or refund for the export of barley issued in Regulation (EEC) No 3023/80.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 281, 1. 11. 1975, p. 1.

(2) OJ No L 184, 17. 7. 1980, p. 1.

(3) OJ No L 281, 1. 11. 1975, p. 78.

(4) OJ No L 281, 1. 11. 1975, p. 82.

(5) OJ No L 303, 28. 11. 1977, p. 1.

(6) OJ No L 317, 25. 11. 1980, p. 9.

(7) OJ No L 31, 5. 2. 1975, p. 8.

(8) OJ No L 351, 15. 12. 1978, p. 16.

(9) OJ No L 319, 20. 11. 1973, p. 10.

(10) OJ No L 31, 5. 2. 1975, p. 7.

(11) OJ No L 77, 26. 3. 1975, p. 13.

COMMISSION DECISION

of 11 December 1980

to take no action on the tenders submitted by 11 December 1980 in response to the invitation to tender for the export of barley issued in Regulation (EEC) No 3025/80

(80/1219/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 2747/75 of 29 October 1975 laying down general rules to be applied in the event of the cereals market being disturbed⁽⁴⁾, as last amended by Regulation (EEC) No 2560/77⁽⁵⁾, and in particular Article 2 (1) thereof;

Whereas an invitation to tender for the levy and/or refund for the export of barley was issued under Commission Regulation (EEC) No 3025/80⁽⁶⁾;

Whereas Article 5 of Commission Regulation (EEC) No 279/75⁽⁷⁾, as amended by Regulation (EEC) No 2944/78⁽⁸⁾, and Article 5 of Commission Regulation (EEC) No 3130/73⁽⁹⁾, as amended by Regulations (EEC) No 278/75⁽¹⁰⁾ and (EEC) No 771/75⁽¹¹⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 26 of Regulation (EEC)

No 2727/75 and on the basis of the tenders submitted, to make no award;

Whereas, on the basis of the criteria laid down in Articles 2 and 3 of Regulation (EEC) No 2746/75 and in Article 3 (1) (b) and (d) of Regulation (EEC) No 2747/75, a maximum refund or a minimum levy should not be fixed;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS DECISION:

Article 1

No action shall be taken on the tenders submitted by 11 December 1980 in response to the invitation to tender for the levy and/or refund for the export of barley issued in Regulation (EEC) No 3025/80.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 82.

⁽⁵⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁶⁾ OJ No L 317, 25. 11. 1980, p. 12.

⁽⁷⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁸⁾ OJ No L 351, 15. 12. 1978, p. 16.

⁽⁹⁾ OJ No L 319, 20. 11. 1973, p. 10.

⁽¹⁰⁾ OJ No L 31, 5. 2. 1975, p. 7.

⁽¹¹⁾ OJ No L 77, 26. 3. 1975, p. 13.

COMMISSION DECISION**of 11 December 1980****to take no action on the tenders submitted by 11 December 1980 in response to the invitation to tender for the export of barley issued in Regulation (EEC) No 2868/80**

(80/1220/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975, on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1870/80⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 2747/75 of 29 October 1975 laying down general rules to be applied in the event of the cereals market being disturbed⁽⁴⁾, as last amended by Regulation (EEC) No 2560/77⁽⁵⁾, and in particular Article 2 (1) thereof,

Whereas an invitation to tender for the levy and/or refund for the export of barley was issued under Commission Regulation (EEC) No 2868/80⁽⁶⁾;

Whereas Article 5 of Commission Regulation (EEC) No 279/75⁽⁷⁾, as amended by Regulation (EEC) No 2944/78⁽⁸⁾, and Article 5 of Commission Regulation (EEC) No 3130/73⁽⁹⁾, as amended by Regulations (EEC) No 278/75⁽¹⁰⁾ and (EEC) No 771/75⁽¹¹⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 26 of Regulation (EEC)

No 2727/75 and on the basis of the tenders submitted, to make no award;

Whereas, on the basis of the criteria laid down in Articles 2 and 3 of Regulation (EEC) No 2746/75 and in Article 3 (1) (b) and (d) of Regulation (EEC) No 2747/75, a maximum refund or a minimum levy should not be fixed;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS DECISION:

Article 1

No action shall be taken on the tenders submitted by 11 December 1980 in response to the invitation to tender for the levy and/or refund for the export of barley issued in Regulation (EEC) No 2868/80.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 82.

⁽⁵⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁶⁾ OJ No L 297, 6. 11. 1980, p. 25.

⁽⁷⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁸⁾ OJ No L 351, 15. 12. 1978, p. 16.

⁽⁹⁾ OJ No L 319, 20. 11. 1973, p. 10.

⁽¹⁰⁾ OJ No L 31, 5. 2. 1975, p. 7.

⁽¹¹⁾ OJ No L 77, 26. 3. 1975, p. 13.

COMMISSION DECISION**of 11 December 1980****on the reimbursement by the EAGGF, Guidance Section, to Ireland of premiums paid during 1979 for the conversion of dairy herds to meat production****(Only the English text is authentic)****(80/1221/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy⁽¹⁾, as last amended by Regulation (EEC) No 2788/72⁽²⁾, and in particular Article 7 (1) thereof,

Having regard to Council Regulation (EEC) No 1353/73 of 15 May 1973 introducing a premium system for the conversion of dairy cow herds to meat production and a development premium for the specialized raising of cattle for meat production⁽³⁾, as last amended by Regulation (EEC) No 266/75⁽⁴⁾, and in particular Articles 16 (2) and 17 (2) thereof,

Whereas Ireland has made an application for reimbursement in respect of expenditure incurred in respect of premiums granted during 1979;

Whereas this application is in accordance with the provisions of Commission Regulation (EEC) No 2641/74 of 15 October 1974 concerning applications for the refund by the Guidance Section of the EAGGF of premiums for the conversion of dairy herds to meat production and of development premiums for the specialized raising of cattle for meat production⁽⁵⁾;

Whereas an examination of the information provided shows that eligible premiums amounting to £ Irl 7 516·10 were paid under the conditions laid down in

Articles 1 to 4 of Regulation (EEC) No 1353/73 and its detailed rules of application; whereas the European Agricultural Guidance and Guarantee Fund, Guidance Section, should therefore reimburse 50 % thereof, i.e. £ Irl 3 758·05;

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 contribution by the European Agricultural Guidance and Guarantee Fund, Guidance Section, towards the expenditure incurred by Ireland during 1979 on premiums for the conversion of dairy herds to meat production and of development premiums for the specialized raising of cattle for meat production, shall be £ Irl 3 758·05.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽²⁾ OJ No L 295, 30. 12. 1972, p. 1.

⁽³⁾ OJ No L 141, 28. 5. 1973, p. 18.

⁽⁴⁾ OJ No L 30, 4. 2. 1975, p. 1.

⁽⁵⁾ OJ No L 283, 19. 10. 1974, p. 5.

COMMISSION DECISION

of 11 December 1980

**on the reimbursement by the EAGGF, Guidance Section, to the Italian Republic
of aids granted during 1979 for improvement of the production and marketing
of Community citrus fruit**

(Only the Italian text is authentic)

(80/1222/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2511/69 of 9 December 1969 laying down special
measures for improving the production and marketing
of Community citrus fruit ⁽¹⁾, as last amended by Regu-
lation (EEC) No 1122/78 ⁽²⁾, and in particular Article
5 (2) thereof,

Whereas the plan provided for in Article 2 of Regula-
tion (EEC) No 2511/69 has been forwarded by the
Italian Republic and was the subject of a favourable
Commission Decision pursuant to Article 2 of the
said Regulation ;

Whereas the Italian Republic has made an application
for reimbursement in connection with all its expendi-
ture incurred during 1979 in respect of aids granted
under Article 1 of Regulation (EEC) No 2511/69 ;

Whereas this application is in accordance with the
provisions of Commission Regulation (EEC) No
2051/75 of 25 July 1975 concerning applications for
the reimbursement of aids granted by Member States
for improvement of the production and marketing of
Community citrus fruit ⁽³⁾ ;

Whereas an examination of the information provided
shows that eligible aids for 1979 amounting to Lit
14 453 030 754, broken down as follows :

— under Article 1 (1) (a) :	Lit 2 234 241 916
— under Article 1 (1) (b) :	Lit 11 114 301 781
— under Article 1 (2) :	Lit 1 104 487 057

of Regulation (EEC) No 2511/69 were paid under the
conditions laid down in Article 1 of Regulation (EEC)
No 2511/69 and its detailed rules of application ;
whereas the European Agricultural Guidance and
Guarantee Fund, Guidance Section, should therefore
reimburse 50 % thereof, i.e. Lit 7 226 515 377 ;

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 contribution by the European Agricultural Guid-
ance and Guarantee Fund, Guidance Section, towards
the expenditure incurred by the Italian Republic
during 1979 in respect of aids for improvement of the
production and marketing of Community citrus fruit,
shall be Lit 7 226 515 377.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 318, 18. 12. 1969, p. 1.

⁽²⁾ OJ No L 142, 30. 5. 1978, p. 13.

⁽³⁾ OJ No L 213, 11. 8. 1975, p. 53.

COMMISSION DECISION

of 11 December 1980

on the reimbursement by the EAGGF, Guidance Section, to Ireland of aids granted during 1979 to organizations of fruit and vegetable producers

(Only the English text is authentic)

(80/1223/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Council Regulation (EEC) No 1367/80⁽²⁾, and in particular Article 36 thereof,

Having regard to Council Regulation (EEC) No 449/69 of 11 March 1969 on the reimbursement of aid granted by Member States to organizations of fruit and vegetable producers⁽³⁾, and in particular Article 7 (2) thereof,

Whereas Ireland has made an application for reimbursement in respect of aid granted during 1979 to organizations of fruit and vegetable producers;

Whereas this application is in accordance with the provisions of Commission Regulation (EEC) No 2264/69 of 13 November 1969 on application for reimbursement of aid granted by Member States to organizations of fruit and vegetable producers⁽⁴⁾, as last amended by Commission Regulation (EEC) No 850/80 of 31 March 1980⁽⁵⁾;

Whereas an examination of the information provided shows that aid of £ Irl 46 995.28 was granted under

the conditions laid down in Articles 2 to 6 of Regulation (EEC) No 449/69; whereas the Guidance Section of the Fund should therefore reimburse 50 % thereof, i.e. £ Irl 23 497.64;

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

HAS ADOPTED THIS DECISION:

Article 1

The contribution by the European Agricultural Guidance and Guarantee Fund, Guidance Section, towards the aid granted by Ireland to organizations of fruit and vegetable producers during 1979 shall be £ Irl 23 497.64.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 140, 5. 6. 1980, p. 24.

⁽³⁾ OJ No L 61, 12. 3. 1969, p. 2.

⁽⁴⁾ OJ No L 287, 15. 11. 1969, p. 3.

⁽⁵⁾ OJ No L 92, 9. 4. 1980, p. 5.

COMMISSION DECISION

of 11 December 1980

on the reimbursement by the EAGGF, Guidance Section, to the Federal Republic of Germany of expenditure incurred during 1978 on aids for the less-favoured farming areas

(Only the German text is authentic)

(80/1224/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 80/666/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 80/370/EEC⁽⁴⁾, and in particular Article 21 (3) thereof,

Whereas the measures taken by the Federal Republic of Germany to implement Directive 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 1978 on aids for the less-favoured farming areas; and 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 109 905 953.68 broken down as follows:

— under Title II:	DM 108 680 859.68
— under Title IV:	DM 1 225 094.00

has been incurred under the conditions laid down in Directive 75/268/EEC; whereas the European Agricultural Guidance and Guarantee Fund, Guidance Section, should therefore reimburse 25 % thereof, i.e. DM 27 476 488.42;

Whereas a payment on account of DM 20 608 585.07 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 6 867 903.35 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 under 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 European Agricultural Guidance and Guarantee Fund, Guidance Section, towards the expenditure incurred by the Federal Republic of Germany during 1978 on aids for the less-favoured farming areas, shall be DM 27 476 488.42.

The balance of the contribution, i.e. DM 6 867 903.35 shall be paid to the Federal Republic of Germany.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 128, 19. 5. 1975, p. 1.

(2) OJ No L 180, 14. 7. 1980, p. 34.

(3) OJ No L 96, 23. 4. 1972, p. 1.

(4) OJ No L 90, 3. 4. 1980, p. 43.

(5) OJ No L 222, 14. 8. 1976, p. 37.

COMMISSION DECISION**of 11 December 1980****on an advance payment to the French Republic by the EAGGF, Guidance
Section, in respect of forecast expenditure in 1980 under Directive 78/627/EEC****(Only the French text is authentic)****(80/1225/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 78/627/EEC of 19
June 1978 on the programme to accelerate the restruc-
turing and conversion of vineyards in certain Mediter-
ranean regions in France ⁽¹⁾, and in particular Article
7 (3) thereof,

Whereas the programme submitted by the French
Republic to accelerate the restructuring and conver-
sion of vineyards in certain Mediterranean regions in
France has been approved by the Commission in
accordance with Article 2 (3) of the said Directive;

Whereas Article 4 (1) of Commission Decision
80/505/EEC of 28 March 1980 concerning requests
for reimbursement and for advance payments in

respect of the common measure for the restructuring
and conversion of vineyards in certain Mediterranean
regions in France ⁽²⁾ lays down that the Commission,
on the basis of the data contained in the applications
for advance payments, may make an advance payment
not exceeding 80 % of the Community contribution
to the expenditure provided for during the reference
year;

Whereas the application for an advance payment
submitted by the French Republic in respect of fore-
cast expenditure in 1980 under the programme to
accelerate the restructuring and conversion of
vineyards in certain Mediterranean regions in France
has been presented in due and proper form; whereas
the total eligible amount of forecast expenditure in
1980 is FF 84 535 380; whereas the total EAGGF
contribution which may be requested is FF
34 392 960; whereas the total advance payment
requested is FF 27 514 365, such amounts being
broken down as follows:

	Forecast eligible expenditure	Contribution which may be requested from the EAGGF	Advance payments requested
Restructuring operations	FF 52 498 200	FF 18 374 370	FF 14 699 493
Irrigation operations	—	—	—
Conversion operations	FF 32 037 180	FF 16 018 590	FF 12 814 872

⁽¹⁾ OJ No L 206, 29. 7. 1978, p. 1.

⁽²⁾ OJ No L 125, 20. 5. 1980, p. 1.

Whereas the advance payment in respect of the period in question is without prejudice to the final decision as regards aid from the Fund in respect of the said period; whereas the European Agricultural Guidance and Guarantee Fund, Guidance Section, should therefore make the requested advance payment of FF 27 514 365, which corresponds to 80 % of the forecast EAGGF contribution,

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

HAS ADOPTED THIS DECISION :

Article 1

As part of the Community contribution towards the financing of forecast expenditure in 1980 by the

French Republic on accelerating the restructuring and conversion of vineyards in certain Mediterranean regions in France, the advance payment by the European Agricultural Guidance and Guarantee Fund, Guidance Section, shall be FF 27 514 365.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION**of 11 December 1980****on an advance payment to the French Republic by the EAGGF, Guidance
Section, in respect of forecast expenditure in 1980 under Directive 79/359/EEC****(Only the French text is authentic)****(80/1226/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES.

Having regard to the Treaty establishing the European
Economic Community.

Having regard to Council Directive 79/359/EEC of 26
March 1979 on the programme to speed up the
conversion of certain areas under vines in the
Charentes departments⁽¹⁾, and in particular Article 8
(3) thereof.

Whereas the programme submitted by the French
Republic to speed up the conversion of certain areas
under vines in the Charentes departments has been
approved by the Commission in accordance with
Article 2 (2) of the said Directive ;

Whereas Article 4 (1) of Commission Decision
80/506/EEC of 1 April 1980 on requests for reimbur-
sement and for advance payments for the common
measure relating to the conversion of certain areas
under vines in the Charentes departments⁽²⁾ lays
down that the Commission, on the basis of the data
contained in the applications for advance payments,
may make an advance payment not exceeding 80 %
of the Community contribution to the expenditure
provided for during the reference year ;

Whereas the application for an advance payment
submitted by the French Republic in respect of fore-
cast expenditure in 1980 under the programme to
speed up the conversion of certain areas under vines
in the Charentes departments has been presented in
due and proper form ; whereas the total eligible
amount of forecast expenditure in 1980 is FF
35 688 221.50 ; whereas the EAGGF contribution
which may be requested amounts to FF
17 844 110.75 ; whereas the advance requested
amounts to FF 14 275 288.60 ;

Whereas the advance payment in respect of the period
in question is without prejudice to the final decision
as regards aid from the Fund in respect of the said
period ; whereas the European Agricultural Guidance
and Guarantee Fund, Guidance Section, should there-
fore make the requested advance payment of FF
14 275 288.60, which corresponds to 80 % of the fore-
cast EAGGF contribution ;

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

HAS ADOPTED THIS DECISION :

Article 1

As part of the Community contribution towards the
financing of forecast expenditure in 1980 by the
French Republic on speeding up the conversion of
certain areas under vines in the Charentes depart-
ments, the advance payment by the European Agricul-
tural Guidance and Guarantee Fund, Guidance
Section, shall be FF 14 275 288.60.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 11 December 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 85, 5. 4. 1979, p. 34.

⁽²⁾ OJ No L 125, 20. 5. 1980, p. 12.

