EUROPEAN COMMUNITIES



Treaty Series No. 96 (1979)

# Decision

of the Representatives of the Governments of the Member States of the European Coal and Steel Community, meeting within the Council, opening, allocating and providing for the administration of tariff quotas for certain steel products originating in developing countries

Brussels, 29 December 1978

Presented to Parliament by the Secretary of State for Foreign and Commonwealth Affairs by Command of Her Majesty December 1979

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#### DECISION(<sup>2</sup>)

## OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY, MEETING WITHIN THE COUNCIL, OPENING, ALLOCATING AND PROVIDING FOR THE ADMINISTRATION OF TARIFF QUOTAS FOR CERTAIN STEEL PRODUCTS ORIGINATING IN DEVELOPING COUNTRIES

The Representatives of the Governments of the Member States of the European Coal and Steel Community, meeting within the Council,

In agreement with the Commission,

Have decided as follows:

#### ARTICLE 1

1. From 1 January to 31 December 1979, the duties applicable in all customs areas of the Community to the products listed in Annex A shall be completely suspended within the framework of Community tariff quotas of amounts which shall be expressed in European units of account and which shall be indicated against each product in column 3 of that Annex.

2. These tariff quotas shall be enjoyed solely by products originating in the countries and territories listed in Annex B. However, those imports which already enjoy exemption from customs duties under other preferential tariff arrangements granted by the nine Member States of the Community may not be charged against these tariff quotas. For the purposes of the application of this Decision, the concept of originating products shall be determined in accordance with the procedure laid down in Article 14 of Council Regulation (EEC) No. 802/68 of 27 June 1968 on the common definition of the origin of goods.<sup>(2)</sup>

3. The amount to be charged in respect of each country or territory referred to in paragraph 2 against each of the tariff quota amounts indicated in column 5 of Annex A shall be limited to the maximum amount given as a percentage in column 4 of Annex A against each category of products.

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4. Any amendment to Annex B, in particular by the addition of new countries or territories enjoying tariff preferences, may entail a corresponding adjustment to the maximum amounts expressed as percentages laid down in column 4 of Annex A and to the tariff ceilings and quotas laid down respectively in columns 3 and 5 of Annex A.

<sup>(1)</sup> For texts in Danish, Dutch, French, German and Italian see Official Journal of the European Communities No. L 375 of 30 December 1978; available through Agency Section, Her Majesty's Stationery Office, PO Box 569, London SE1 9NY-Tel. 01-928 6977. ext. 410.

<sup>(2)</sup> Official Journal No. L 148 of 28 June 1968, p. l.

#### ARTICLE 2

1. The Member States shall administer their tariff quotas in accordance with their own provisions in this respect.

2. The extent to which a Member State has used up its share shall be determined on the basis of imports of the said goods which have been entered for home use, on the basis of the customs value of the said goods, and which are accompanied by a certificate of origin in accordance with the rules referred to in Article 1(2).

3. Goods may be imported under the tariff quota only if the certificate of origin mentioned in paragraph 2 is presented before the date on which customs duties are re-introduced.

#### ARTICLE 3

Each Member State shall re-introduce the levying of duties which have been suspended in respect of a country or territory mentioned in Annex B as soon as it records that the charges against its national quota of the products concerned originating in such country or territory have reached the maximum amount laid down in column 4 of Annex A.

Such re-introduction shall be notified immediately to the Commission, which shall inform the other Member States forthwith. At the request of a Member State or of the Commission, the possible consequences of such a situation (with regard to the aggregate appearing in column 3 of Annex A) shall be jointly examined immediately.

After the quotas opened under this Decision have been used up, Common Customs Tariff duties on imports of the products in question originating in the countries listed in Annex C shall continue to be totally suspended.

#### ARTICLE 4

Member States shall inform the Commission at least monthly of imports of the products in question charged against their quotas.

#### ARTICLE 5

Member States, in close cooperation with the Commission, shall take all necessary measures to ensure that the above provisions are applied.

#### ARTICLE 6

The Member States shall take all measures necessary for the implementation of this Decision.

#### ARTICLE 7

For the purposes of applying this Decision, the preferential amounts expressed in European units of account (EUA) shall be converted into national currencies at the following rates:

 $1 \text{ EUA} = 3 \cdot 6043955 \text{ DM} \\ = 49 \cdot 508625 \text{ FB/F.LUX} \\ = 5 \cdot 5616255 \text{ FF} \\ = 3 \cdot 5770435 \text{ FI} \\ = 647 \cdot 971 \text{ Lire} \\ = 7 \cdot 4775175 \text{ Dkr} \\ = 0 \cdot 42930445 \text{ \pounds}(\text{Irl.}) \\ = 0 \cdot 4293044 \text{ \pounds}$ 

The application of these rates may not result, in terms of national currency, in charges against each of the quotas concerned being lower than those resulting from the corresponding minimum obligations laid down for 1978.

Done at Brussels, 29 December 1978.

#### The President

#### H. D. GENSCHER

## ANNEX A

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CCT heading No.	Description	Aggregate of column (5) (in EUA)	Maximum amount per country and territory (%)	Volume of shares to Member ! (in EUA	States
(1)	(2)	(3)	(%) (4)	(5)	
73.08	Iron or steel coils for re-rolling	12 091 800	40	Germany Benclux France Italy Denmark Ireland United Kingdom	3 325 245 1 269 640 2 297 440 1 813 770 604 590 120 920 2 660 195
73.10	<ul> <li>Bars and rods (including wire rod), of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished (including precision made), hollow mining drill steel:</li> <li>A. Not further worked than hot-rolled or extruded</li> <li>D. Clad or surface-worked (for example, polished, coated): <ol> <li>Not further worked than clad:</li> <li>(a) Hot-rolled or extruded</li> </ol> </li> </ul>	7 493 900	50	Germany Benelux France Italy Denmark Ireland United Kingdom	2 060 810 786 860 1 423 840 1 124 090 374 700 74 940 1 648 660
73.13	<ul> <li>Sheets and plates, of iron or steel, hot-rolled or cold-rolled:</li> <li>A. 'Electrical' sheets and plates</li> <li>B. Other sheets and plates: <ol> <li>I. Not further worked than hot-rolled</li> <li>II. Not further worked than cold-rolled, of a thickness of:</li> <li>(b) More than I mm but less than 3 mm</li> <li>(c) I num or less</li> </ol> </li> <li>III. Not further worked than burnished, polished or glazed</li> <li>IV. Clad, coated or otherwise surface-treated:</li> <li>(b) Tinned</li> <li>(c) Zinc-coated or lead-coated</li> <li>(d) Other (for example, copper-plated artificially oxidised, lacquered, nickel-plated, varnished, clad, parkerized, printed)</li> <li>V. Otherwise shaped or worked:</li> <li>(a) Cut into shapes other than rectangular shapes, but not further worked:</li> <li>2. Other</li> </ul>	23 440 200	30	Germany Benelux France Italy Denmark Ireland United Kingdom	6 446 055 2 461 220 4 453 640 3 516 030 1 172 010 234 400 5 156 845

## List of products subject to zero-duty tariff ceilings under the generalized tariff preferences granted to developing countries and territories

#### ANNEX B

## List of developing countries and territories enjoying generalized tariff preferences(<sup>1</sup>)

#### I. INDEPENDENT COUNTRIES

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660Afghanistan(*)416Guatemala520Paraguay208Algeria260Guinca(*)504Peru310Angola257Guinea Bissau708Philippines328Argentina488Guyana644Qatar453Bahamas452Haiti(*)324Rwanda(*)640Bahrain424Honduras819Samoa(*)666Bangladesh(*)664India311Sao Tome and667Bangladesh(*)616Iran632Saudi Arabia675Bhutan(*)612Iraq248Senegal616Bolivia272Ivory Coast355Seychelles and708Brazil628Jordan264Siera Leone676Burma696Kampuchea706Singapore88Burundi(*)346Kenya812Solomon Islands302Cameroon728Korea, Republic of342Somalia(*)247Cape Verde636Kuwait669Sri Lanka15Islands684Laos(*)224Sudan(*)306Central African644Lebanon492SurinarnEmpire(*)395Lesotho(*)393Swaziland244Chad(*)268Liberia688Trinidad and315Comoros386Malawi(*)280Toga318Colombia370Madagascar680Thailand<		1, 1		ENDENT COULT		
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276 Ghana 801 Papua New 322 Zaire				Pakistan		
473 Grenada Guinea 378 Zambia			801	Papua New		
	473	Grenada		Guinea	378	Zambia

<sup>(1)</sup> The code number preceding the name of each beneficiary country or territory is that given in Gronomenclature 1979 (Regulation (EEC) No. 2843/78—Official Journal No. L 339, 5 December 1978, p. 5).

(2) This country is also included in Annex C.

#### II. COUNTRIES AND TERRITORIES

dependent or administered, or for whose external relations Member States of the Community or third countries are wholly or partly responsible

421 Belize

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- 413 Bermuda
- 357 British Indian Ocean Territory
- 812 British Pacific Ocean
- 703 Brunei
- 463 Cayman Islands and Dependencies
- 802 Australian Oceania (Christmas Island, Cocos (Keeling) Islands, Heard Island and McDonald Islands, Norfolk Island)
- 329 Falkland Islands and Dependencies
- 822 French Polynesia
- 890 Polar Regions (French Southern and Antarctic Territories, Australian Antarctic Territories, British Antarctic Territories)
- 044 Gibraltar
- 740 Hong Kong
- 743 Macao
- 377 Mayotte
- 476 Netherlands Antilles
- 809 New Caledonia and Dependencies
- 808 American Oceania<sup>(1)</sup>
- 329 St. Helena and Dependencies
- 814 New Zealand Oceania (Cook Islands, Niue Island, Tokelau Islands)
- 454 Turks and Caicos Islands
- 457 Virgin Islands of the United States
- 811 Wallis and Futuna Islands
- 471 West Indies

*Note*: The above lists may be amended subsequently to take account of changes in the international status of countries or territories.

(1) American Oceania includes: Guam, American Samoa (including Swain's Island), Midway Islands, Johnston and Sand Islands, Wake Island and the Trust Territory of the Pacific Islands (the Caroline, Mariana and Marshall Islands).

### ANNEX C

## List of least developed developing countries

660	Afghanistan
666	Bangladesh
284	Benin
675	Bhutan
391	Botswana
328	Burundi
306	Central African Empire
244	Chad
334	Ethiopia

- Ethiopia 252 Gambia
- 260 Guinea
- 452 Haiti
- 684 Laos
- 395 Lesotho

- 386 Malawi
- 667 Maldive Islands
- 232 Mali
- 672 Nepal
- 240 Niger
- 324 Rwanda
- 819 Samoa
- 342 Somalia
- 224 Sudan
- 352 Tanzania
- 350 Uganda
- 236 Upper Volta 652 Yemen
- 656 Yemen, Democratic

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