II

(Acts whose publication is not obligatory)

COUNCIL

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

of 18 December 1984

applying for 1985 the generalized tariff preferences for certain steel products originating in developing countries

(84/637/ECSC)

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

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

1. From 1 January to 31 December 1985, the customs duties applicable to the products listed in Annexes I and II shall be totally suspended within the framework of tariff quotas and ceilings.

Imports into Greece of the products referred to above shall be subject to the customs duties established in accordance with Article 117 of the Act of Accession of 1979.

2. The arrangements provided for in paragraph 1 shall apply solely:

— in all customs areas of the Community, to each of the countries or territories listed in column 4 of Annex I against each category of products listed in columns 2 and 3,

— in the Community, to each of the other countries or territories listed in Annex III, with the exception of Yugoslavia, for the same categories of products,

— in the Community, to each of the countries or territories listed in Annex III for the other categories of products in Annex II.

3. Preferential entry as provided for in this Decision shall be subject to conformity with the definition of the origin of products determined in accordance with the procedure laid down in Article 14 of Regulation (EEC) No 802/68 [1]. However, the Community preference arrangements applicable to Yugoslavia shall result exclusively from the provisions contained in the Agreement with that country concerning ECSC products [2]; consequently, for products submitted under the said Agreement to Community tariff ceilings or listed in Annex I to this Decision, the movement certificate EUR.1 shall be deemed the only documentary evidence for the granting of tariff preferences.

4. The Community tariff quotas and ceilings shall be administered in accordance with the provisions set out below.

SECTION I

Provisions concerning the administration of the Community tariff quotas relating to products listed in Annex A

Article 2

The total suspension of customs duties within the limits of the Community tariff quotas referred to in Article 1 (1) shall be accorded to each country or territory listed in column 4 of Annex I in respect of the products indicated against its name in columns 2 and 3 together with details in column 5 of the amount of the individual quotas.

Article 3

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

2. The extent to which a Member State has used up its share shall be determined on the basis of imports of the goods in question which have been entered for free circulation, on the basis of the customs value of the said goods, and which are accom-

(1) OJ No L 148, 28. 6. 1968, p. 1.

(2) OJ No L 41, 14. 2. 1983, p. 113 and OJ No L 237, 27. 8. 1983, p. 1.

panied by a certificate of origin in accordance with the rules referred to in Article 1 (2).

Article 4

Each Member State shall reintroduce the levying of duties which have been suspended in respect of a country or territory listed in column 4 of Annex I as soon as it finds that the charges against its national quota of the products concerned originating in that country or territory have reached the amount laid down in column 6 of Annex A.

SECTION II

Provisions concerning the administration of the Community tariff ceilings relating to the products listed in Annexes A and B

Article 5

Subject to Articles 6 and 7, the preferential tariff ceiling arrangements shall be accorded:

— for products in Annex I, to each of the countries or territories listed in Annex III, other than those which may be listed in column 4 of Annex I, within the limits of the amounts specified in column 7 of Annex I, against each category of products,

— for products in Annex II, to the countries or territories listed in Annex III, considered individually, within the limits of a Community ceiling equal to the highest maximum amount valid for 1980 under each of the preferential ceilings opened for that year. The individual ceiling thus established shall be increased by 2 % to take account of the application by Greece of Community tariff preferences.

Article 6

1. As soon as the individual ceilings fixed or calculated in accordance with the provisions of Article 5, which are laid down for imports into the Community, under the conditions which it shall determine, of products originating in any of the countries or territories referred to in Article 1 (2), are reached at Community level, the Member States may at any time, at the request of any one of them or of the Commission and in respect of the whole of the Community, reintroduce the levying of the corresponding duties on imports of the products in question from each of the countries or territories concerned until the end of the period referred to in Article 1 (1).

2. Within the framework of the foregoing provisions, the Commission shall coordinate the procedures for reintroducing normal customs duties, in particular by notifying the date common to the whole of the Community and directly applicable in each Member State. This notification shall be published in the *Official Journal of the European Communities.*

3. However, paragraphs 1 and 2 shall not apply to the countries listed in Annex IV.

Article 7

The extent to which ceilings have been used up shall be determined at Communitiy level on the basis of imports charged in the manner laid down in Article 8 (1) and (2).

SECTION III

General provisions

Article 8

1. Imports of the products in question shall be charged against the quota shares and Community ceilings as and when the products are entered for free circulation, on the basis of the customs value of the said products, and are accompanied by a certificate of origin in accordance with the rules laid down in Article 1 (2).

2. Goods may be charged against a ceiling or admitted under a tariff quota only if the certificate of origin referred to in paragraph 1 is presented before the date on which the levying of duties is reintroduced.

3. For the purposes of the application of this Decision, the value of the ECU, in which the preferential amounts are expressed, and the rate of conversion into national currencies shall be that provided for in the Common Customs Tariff.

4. An amendment to the list of beneficiaries, in particular by the addition of new countries or territories, may entail a corresponding adjustment to Community tariff quotas or ceilings.

Article 9

1. The Member States shall, within six weeks of the end of each quarter at the latest, forward to the Statistical Office of the European Communities the relevant statistical data for the products entered for free circulation in the quarter concerned under generalized preferential treatment in accordance with the provisions of the present Decision. This data, transmitted according to the headings of the nomenclature of goods for external trade statistics of the Community and statistics of trade between Member States (NIMEXE), shall show the country of origin, value, quantity and any supplementary units as defined by Council Regulation (EEC) No 1736/75 (1).

2. However, in the case of products in Annex I subject to quotas, the Member States shall, by the

(1) Entry under this subheading is subject to the conditions to be determined by the competent authorities.

11th day of each month at the latest, forward the list of charges effected during the previous month. In the case of products of Annex A subject to ceilings, the Member States shall forward to the Commission, at its request and under the same conditions, the list of charges effected during the previous month.

At the Commission's request, when the level of 75 % of the ceiling is reached, the Member States shall forward the lists of charges to the Commission every 10 days; these lists shall be forwarded within five days of the end of each 10-day period.

Article 10

The Member States shall, in close cooperation with the Commission, take all necessary measures to ensure that this Decision is applied.

Article 11

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

Article 12

This Decision shall enter into force on 1 January 1985.

Done at Brussels, 18 December 1984.

The President

P. BARRY

ANNEX I

List of products subject to zero duty Community preferential tariff quotas and ceilings (a)

Order No	CCT heading No and NIMEXE code	Description	Community tariff quotas			Ceilings
			Beneficiary countries or territories	Individual quota amount (ECU)	Amount of shares allocated to Member States (ECU)	Individual ceiling for countries or territories other than those under column 4 (ECU)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
60.0010	73.07 (73.07-12, 21, 24)	Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel: A. Blooms and billets: I. Rolled B. Slabs and sheet bars (including tinplate bars): I. Rolled	Brazil	3 324 600	BNL 349 083 DK 166 230 D 914 265 GR 66 492 F 631 674 IRL 16 623 I 482 067 UK 698 166	3 324 600
60.0020	73.08 (*) (73.08-01, 03, 05, 07, 21, 25, 29, 41, 45, 49)	Iron or steel coils for re-rolling	Brazil South Korea Venezuela	3 237 451	BNL 339 932 DK 161 872 D 890 299 GR 64 749 F 615 115 IRL 16 187 I 469 430 UK 679 864	3 237 451

(a) Preferences are not granted in respect of the products, marked with an asterisk, originating in China.

Order No	CCT heading No and NIMEXE code	Description	Community tariff quotas			Ceilings
			Beneficiary countries or territories	Individual quota amount (ECU)	Amount of shares allocated to Member States (ECU)	Individual ceiling for countries or territories other than those under column 4 (ECU)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
60.0030	73.10 (*) (73.10-11, 12, 14, 15, 17, 18, 42)	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: A. Not further worked than hot-rolled or extruded D. Clad or surface-worked (for example, polished, coated): I. Not further worked than clad: a) Hot-rolled or extruded	Argentina Brazil South Korea Venezuela	2 006 493	BNL 210 681 DK 100 324 D 551 785 GR 40 129 F 381 233 IRL 10 032 I 290 941 UK 421 363	2 006 493
60.0040	73.11 (73.11-11, 12, 14, 16, 19, 41, 50)	Angles, shapes and sections, of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished; sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements: A. Angles, shapes and sections: I. Not further worked than hot-rolled or extruded IV. Clad or surface-worked (for example, polished, coated): a) Not further worked than clad: 1. Hot rolled or extruded B. Sheet piling				1 908 900

Order No	CCT heading No and NIMEXE code	Description	Community tariff quotas			Ceilings
			Beneficiary countries or territories	Individual quota amount (ECU)	Amount of shares allocated to Member States (ECU)	Individual ceiling for countries or territories other than those under column 4 (ECU)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
60.0050	73.13 (*) (73.13-11, 16, 17, 19, 21, 23, 26, 32, 34, 36, 43, 45, 47, 49, 50, 64, 65, 67, 68, 72, 74, 76, 78, 79, 82, 84, 86, 87, 88, 89, 92)	Sheets and plates, of iron or steel, hot-rolled or cold-rolled: A. 'Electrical' sheets and plates B. Other sheets and plates: I. Not further worked than hot-rolled II. Not further worked than cold-rolled, of a thickness of: b) More than 1 mm but less than 3 mm c) 1 mm or less III. Not further worked than burnished, polished or glazed IV. Clad, coated or otherwise surface-treated: b) Tinned c) Zinc-coated or lead-coated d) Other (for example, copper-plated, artificially oxidized, lacquered, nickel-plated, varnished, clad, parkerized, printed) V. Otherwise shaped or worked: a) Cut into shapes other than rectangular shapes, but not further worked: 2. Other	Argentina Brazil South Korea	5 500 000	BNL 577 500 DK 275 000 D 1 512 500 GR 110 000 F 1 045 000 IRL 27 500 I 797 500 UK 1 155 000	6 276 000

Order No	CCT heading No and NIMEXE code	Description	Community tariff quotas			Ceilings
			Beneficiary countries or territories	Individual quota amount (ECU)	Amount of shares allocated to Member States (ECU)	Individual ceiling for countries or territories other than those under column 4 (ECU)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
60.0060	73.15 (73.61-50) (73.62-10, 30) (73.63-21, 29, 72) (73.64-20, 72)	Alloy steel and high carbon steel in the forms mentioned in heading Nos 73.06 to 73.14: A. High carbon steel: I. Ingots, blooms, billets, slabs and sheet bars: b) Other: 2. Blooms, billets, slabs and sheet bars III. Coils for re-rolling IV. Universal plates V. Bars and rods (including wire rod) and hollow mining drill steel; angles, shapes and sections: b) Not further worked than hot-rolled or extruded d) Clad or surface-worked (for example, polished, coated): 1. Not further worked than clad: aa) Hot-rolled or extruded VI. Hoop and strip: a) Not further worked than hot-rolled c) Clad, coated or otherwise surface-treated: 1. Not further worked than clad: aa) Hot-rolled	Brazil South Korea	5 564 100	BNL 584 231 DK 278 205 D 1 530 129 GR 111 282 F 1 057 179 IRL 27 820 I 806 795 UK 1 168 461	5 891 400

Order No	CCT heading No and NIMEXE code	Description	Community tariff quotas			Ceilings
			Beneficiary countries or territories	Individual quota amount (ECU)	Amount of shares allocated to Member States (ECU)	Individual ceiling for countries or territories other than those under column 4 (ECU)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
60.0060	73.15 *(cont'd)* (73.65-21, 23, 25, 55, 70, 81) (73.71-53, 54, 55, 56, 59) (73.72-11, 13, 19, 33, 39) (73.73-23, 24, 25, 26, 29, 33, 34, 35, 36, 39, 72)	A. VII. Sheets and plates: a) Not further worked than hot-rolled b) Not further worked than cold-rolled, of a thickness of: 2. Less than 3 mm c) Polished, clad, coated or otherwise surface-treated d) Otherwise shaped or worked: 1. Cut into shapes other than rectangular shapes, but not further worked B. Alloy steel: I. Ingots, blooms, billets, slabs and sheet bars: b) Other: 2. Blooms, billets, slabs and sheet bars III. Coils for re-rolling IV. Universal plates V. Bars and rods (including wire rod) and hollow mining drill steel; angles, shapes and sections: b) Not further worked than hot-rolled or extruded d) Clad or surface-worked (for example, polished, coated): 1. Not further worked than clad: aa) Hot-rolled or extruded				

Order No	CCT heading No and NIMEXE code	Description	Community tariff quotas			Ceilings
			Beneficiary countries or territories	Individual quota amount (ECU)	Amount of shares allocated to Member States (ECU)	Individual ceiling for countries or territories other than those under column 4 (ECU)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
60.0060	73.15 *(cont'd)* (73.74-21, 23, 29, 72) (73.75-11, 19, 23, 24, 29, 33, 34, 39, 43, 44, 49, 63, 64, 69, 73, 79, 83, 84, 89)	B. VI. Hoop and strip: a) Not further worked than hot-rolled c) Clad, coated or otherwise surface-treated: 1. Not further worked than clad: aa) Hot-rolled VII. Sheets and plates: a) 'Electrical' sheets and plates b) Other sheets and plates: 1. Not further worked than hot-rolled 2. Not further worked than cold-rolled, of a thickness of: bb) Less than 3 mm 3. Polished, clad, coated or otherwise surface-treated 4. Otherwise shaped or worked: aa) Cut into shapes other than rectangular shapes, but not further worked				

ANNEX II

List of products in respect of which the Common Customs Tariff duties are completely suspended under the generalized tariff preferences granted to developing countries and territories

Order No	CCT heading No and NIMEXE code	Description
62.0010	73.09 (73.09-00)	Universal plates of iron or steel
62.0020	73.12 (73.12-11, 19 21, 51, 71)	Hoop and strip, of iron or steel, hot-rolled or cold-rolled: A. Not further worked than hot-rolled B. Not further worked than cold-rolled: I. In coils for the manufacture of tinplate C. Clad, coated or otherwise surface-treated: III. Tinned: a) Tinplate V. Other (for example, copper-plated, artificially oxidized, lacquered, nickel-plated, varnished, clad, parkerized, printed): a) Not further worked than clad: 1. Hot-rolled
62.0030	73.13 (73.13-41) (a)	Sheets and plates, of iron or steel, hot-rolled or cold-rolled: B. Other sheets and plates: II. Not further worked than cold-rolled, of a thickness of: a) 3 mm or more
62.0040	73.15 (73.65-53) (a) (73.75-53, 54, 59) (a)	Alloy steel and high carbon steel in the forms mentioned in heading Nos 73.06 to 73.14: A. High carbon steel: VII. Sheets and plates: b) Not further worked than cold-rolled, of a thickness of: 1. 3 mm or more B. Alloy steel: VII. Sheets and plates: b) Other sheets and plates: 2. Not further worked than cold-rolled, of a thickness of: aa) 3 mm or more

(a) Preferences are also granted in respect of products falling within this subheading, originating in Romania.

Order No	CCT heading No and NIMEXE code	Description
62.0050	73.16 (73.16-14, 16, 17, 20, 40, 51)	Railway and tramway track construction material of iron or steel, the following: rails, check-rails, switch blades, crossings (or frogs), crossing pieces, point rods, rack rails, sleepers, fish-plates, chairs, chair-wedges, sole plates (base plates), rail clips, bedplates, ties, and other material specialized for joining or fixing rails: A. Rails: II. Other B. Check-rails C. Sleepers D. Fish-plates and sole plates: I. Rolled

ANNEX III

List of developing countries and territories enjoying generalized tariff preferences (1)

A. INDEPENDENT COUNTRIES

660 Afghanistan (2)
208 Algeria
330 Angola
459 Antigua and Barbuda
528 Argentina
453 Bahamas
640 Bahrain
666 Bangladesh (2)
469 Barbados
421 Belize
284 Benin (2)
675 Bhutan (2)
516 Bolivia
391 Botswana (2)
236 Bourkina Fasso (2)
508 Brazil
703 Brunei Darussalam
676 Burma
328 Burundi (2)
302 Cameroon
306 Central African Republic (2)
244 Chad (2)
512 Chile
720 China
480 Colombia
375 Comoros (2)
318 Congo
436 Costa Rica
448 Cuba
600 Cyprus
338 Djibouti (2)
460 Dominica
456 Dominican Republic
500 Ecuador
220 Egypt
428 El Salvador
310 Equatorial Guinea (2)
334 Ethiopia (2)
815 Fiji
314 Gabon
252 Gambia (2)
276 Ghana
473 Grenada
416 Guatemala
260 Guinea (2)
257 Guinea Bissau (2)
488 Guyana
452 Haiti (2)
424 Honduras
664 India
700 Indonesia
616 Iran
612 Iraq
272 Ivory Coast
464 Jamaica
628 Jordan
696 Kampuchea (Cambodia)
346 Kenya
812 Kiribati
636 Kuwait
684 Laos (2)
604 Lebanon
395 Lesotho (2)
268 Liberia
216 Libya
370 Madagascar
386 Malawi (2)
701 Malaysia
667 Maldives (2)
232 Mali (2)
228 Mauritania
373 Mauritius
412 Mexico
204 Morocco
366 Mozambique
803 Nauru
672 Nepal (2)
432 Nicaragua
240 Niger (2)
288 Nigeria
652 North Yemen (2)
649 Oman
662 Pakistan
442 Panama
801 Papua New Guinea
520 Paraguay
504 Peru
708 Philippines
644 Qatar
247 Republic of Cape Verde (2)
324 Rwanda (2)
819 Western Samoa (2)
311 São Tomé and Principe (2)
632 Saudi Arabia
248 Senegal
355 Seychelles and dependencies (2)
264 Sierra Leone (2)
706 Singapore
806 Solomon Islands
342 Somalia (2)
728 South Korea
656 South Yemen (2)
669 Sri Lanka
450 St Christopher and Nevis
465 St Lucia
467 St Vincent
224 Sudan (2)
492 Surinam
393 Swaziland
608 Syria
352 Tanzania (2)
680 Thailand
280 Togo (2)
817 Tonga (2)
472 Trinidad and Tobago
212 Tunisia
807 Tuvalu
350 Uganda (2)
647 United Arab Emirates
524 Uruguay
816 Vanuatu
484 Venezuela
690 Vietnam
048 Yugoslavia
322 Zaire
378 Zambia
382 Zimbabwe

(1) The code number preceding the name of each beneficiary country or territory is that given in 'Geonomenclature' (Regulation (EEC) No 3537/82 (OJ No L 371, 30. 12. 1982, p. 7), extended by Regulation (EEC) No 3655/83 (OJ No L 361, 24. 12. 1983, p. 31)).
(2) This country is also included in Annex IV.

B. COUNTRIES AND TERRITORIES

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

808 American Oceania (2)
802 Australian Oceania (Christmas Island, Cocos (Keeling) Islands, Heard Island and McDonald Islands, Norfolk Island)
413 Bermuda
357 British Indian Ocean Territory
463 Cayman Islands
529 Falkland Islands and Falkland dependencies
822 French Polynesia
044 Gibraltar
406 Greenland (1)
740 Hong Kong
743 Macao
377 Mayotte
476 Netherlands Antilles
809 *New Caledonia and dependencies*
814 New Zealand Oceania (Tokelau and Niue Islands; Cook Islands)
813 Pitcairn
890 Polar regions (French Southern and Antarctic Territories, Australian Antarctic Territories, British Antarctic Territories)
329 St Helena and St Helena dependencies
454 Turks and Caicos Islands
457 Virgin Islands of the United States
811 Wallis and Futuna Islands
450 West Indies

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

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(1) As from the entry into force of the Treaty, signed in Brussels on 13 March 1984, amending the Treaties establishing the European Communities with regard to Greenland or of interim measures agreed in the Council.
(2) 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, Marianas and Marshall Islands).

ANNEX IV

List of least-developed developing countries

660 Afghanistan
666 Bangladesh
284 Benin
675 Bhutan
391 Botswana
236 Bourkina Fasso
328 Burundi
306 Central African Republic
244 Chad
375 Comoros
338 Djibouti
310 Equatorial Guinea
334 Ethiopia
252 Gambia
260 Guinea
257 Guinea Bissau
452 Haiti
684 Laos
395 Lesotho
386 Malawi
667 Maldives
232 Mali
672 Nepal
240 Niger
652 North Yemen
247 Republic of Cape Verde
324 Rwanda
819 Western Samoa
311 São Tomé and Principe
355 Seychelles and dependencies
264 Sierra Leone
342 Somalia
656 South Yemen
224 Sudan
352 Tanzania
280 Togo
817 Tonga
350 Uganda