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(Acts whose publication is obligatory)

COMMISSION DECISION No 3483/82/ECSC

of 17 December 1982

concerning the requirement for Community undertakings to declare the quantities of certain steel products delivered

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 47 thereof,

Whereas the steel market continues to be seriously affected by the deterioration of the economic situation; whereas the level of demand varies from one Member State to another and contributes towards creating major price differences between the various Community markets;

Whereas this situation creates changes harmful to the pattern of deliveries; whereas these changes are a major factor in the imbalance in the market for steel products;

Whereas the statistics available do not enable the Commission to have a sufficiently exact and complete picture of the movements of the steel products within the common internal market;

Whereas, moreover, the Commission has detected relatively large differences between the undertakings' delivery figures and the customs statistics;

Whereas it is essential to maintain the unity of the Community steel market and to tighten up discipline with regard to quantities and prices;

Whereas such statistics represent an additional aid for detection of infringements of the pricing rules; whereas the information will also help to improve market forecasts and the fixing of the rates of abatement;

Whereas the steel market constitutes a whole in which dealers help to market a large proportion of the steel products; whereas, therefore, details of the deliveries which the steel undertakings make to dealers in steel products are also needed;

Whereas the Commission also needs delivery statistics for tinplate (including blackplate and TFS), electrical sheet with a silicon content of 1 % or more, permanent-way material and sheet piling;

Whereas, in order to achieve a strict correlation between the declarations made by undertakings and the customs statistics, the Commission also needs data on deliveries between works in two or more Member States,

HAS ADOPTED THIS DECISION:

Article 1

1. With effect from January 1983, undertakings shall send the Commission each month a breakdown of the deliveries which they make to the Member States of the Community.

2. For the purposes of this Decision concentrated groups of undertakings, as defined in Article 66 of the Treaty, shall be considered a single undertaking.

3. However, undertaking with works in two or more Member States shall make separate declarations for each country in which their works are sited.

Article 2

The monthly declarations referred to in Article 1 shall be modelled on the forms set out in Annexes I and II; they must reach the Commission 10 working days after the end of the month at the latest.

Article 3

1. For the purposes of this Decision, 'dealers in steel products' shall mean distributive undertakings selling ex stock the steel products listed in Annexes I and II to this Decision.

Undertakings which market such steel products after having processed them shall also be regarded as 'dealers in steel products'.

2. For the purposes of this Decision, processing shall be deemed to have taken place when the products covered by this Decision are converted:

— either into another steel product listed in Annexes I and II, by means of an operation other than rolling,

— or into a product obtained from slitting cold-rolled plate into coil 500 mm wide or over.

Article 4

Undertakings with plants in two or more Member States shall prepare a monthly register for each works, showing their deliveries of the products covered by this Decision to their own works in another Member State.

Article 5

By 25 February 1983 at the latest, undertakings shall send the Commission a month-by-month breakdown of their deliveries to the Member States of the Community between July 1981 and June 1982 inclusive.

Article 6

1. The Commission shall have the power to check the validity and accuracy of the declarations and data referred to in Articles 1, 4 and 5.

The Commission may call on independent organizations or experts to assist it. Professional secrecy of undertakings shall be guaranteed.

2. The inspectors' warrant shall make reference to this Decision and shall indicate which of the declarations made by the undertaking are to be checked. Undertakings shall be required to allow the inspections to take place, without an individual decision being needed.

Article 7

Undertakings which fail to fulfil their obligations under Articles 1, 4, 5 and 6, or which provide false or incomplete information, shall be liable to fines and penalty payments, as provided for by Article 47 of the ECSC Treaty.

Article 8

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 1 January 1983.

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

Done at Brussels, 17 December 1982.

For the Commission

Étienne DAVIGNON

Vice-President

ANNEX I

QUESTIONNAIRE 372	DELIVERIES OF CERTAIN ROLLED PRODUCTS IN ORDINARY STEEL, QUALITY, AND NON-ALLOY SPECIAL STRUCTURAL STEELS, WELDABLE 'SONDERBAUSTÄHLE' (PRIME PLUS NON-PRIME)

(tonnes)

COMPANY:	CODE:	DELIVERIES FOR THE MONTH OF:

Line	Products code	Deliveries breakdown in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
1	11 101											
2	11 302											
3	11 102											
4	11 103											
5	11 104											
6	11 100											
7	11 200											
8	11 403											
9	11 404											
10	11 400											
11	11 300											
12	11 301											
13	12 101											
14	12 102											
15	12 100											

372

Line	Products code	Deliveries breakdown in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
20	13 101											
21	13 102											
22	13 100											
23	14 101											
24	14 104											
25	14 102											
26	14 103											
27	14 100											
28	15 101											
29	15 103											
30	15 104											
31	15 201											
32	15 100											
33	16 101											
34	16 102											
35	16 103											
36	16 104											
37	16 100											
38	17 100											
39	18 100											
40	19 100											

372

Line	Products code	Deliveries breakdown in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
41	14 105											
42	12 104											
43	16 105											
44	16 106											

(1) The determination of destination country is based on the physical deliveries of the products to the customers (final users or dealers in steel products as defined in Article 3 of this Decision).

(a) If the steel company does not know the final user and/or does not assume directly or indirectly the responsibility of the physical transport of the goods to the final user, this delivery should be declared as having been made to a dealer.

(b) In the case of a hire-rolling, if the hire-roller is located in another Member State than that of the order-giver and if he makes the physical delivery of the goods on the account for the order-giver, then the hire-roller should declare that delivery.

This exception to the rule of questionnaire Eurostat 2.71 *has to be applied only in reference to this Decision.*

Monthly information to be sent to the Commission of the European Communities, telex 3252 acier lu, not later than 10 working days after the end of the month. A copy should also be sent (recorded delivery) to the Commission of the European Communities, Task Force Steel (DG III), Bâtiment CAL, rue Alcide De Gasperi, L-1019 Luxembourg-Kirchberg (same deadline).

NB: The products' definition and the codes are those established in Decision No 1696/82/ECSC of 30 June 1982. For the definition of products considered at lines 41 to 44, one has to refer to questionnaire Eurostat 2.71 and more particularly:

Line 41: TINPLATE (blackplate and TFS included) – questionnaire 2.71, lines ex 142 and 143,
Line 42: ELECTRICAL SHEET with silicon content of 1 % and more – questionnaire 2.71, line ex 145,
Line 43: RAILWAY MATERIAL – questionnaire 2.71, lines 101 and 102,
Line 44: SHEET PILING – questionnaire 2.71, line 103.

QUESTIONNAIRE 373 ANNEX TO QUESTIONNAIRE 372	OF WHICH DELIVERIES TO DEALERS IN STEEL PRODUCTS FOR CERTAIN ROLLED PRODUCTS IN ORDINARY STEEL, QUALITY AND NON-ALLOY SPECIAL STRUCTURAL STEELS, WELDABLE 'SONDERBAUSTÄHLE' (PRIME PLUS NON-PRIME)

(tonnes)

COMPANY:	CODE:	DELIVERIES FOR THE MONTH OF:

Line	Products code	Deliveries to traders in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
1	11 101											
2	11 302											
3	11 102											
4	11 103											
5	11 104											
6	11 100											
7	11 200											
8	11 403											
9	11 404											
10	11 400											
11	11 300											
12	11 301											
13	12 101											
14	12 102											
15	12 100											

373

Line	Products code	Deliveries to traders in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
20	13 101											
21	13 102											
22	13 100											
23	14 101											
24	14 104											
25	14 102											
26	14 103											
27	14 100											
28	15 101											
29	15 103											
30	15 104											
31	15 201											
32	15 100											
33	16 101											
34	16 102											
35	16 103											
36	16 104											
37	16 100											
38	17 100											
39	18 100											
40	19 100											

373

Line	Products code	Deliveries to traders in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
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41	14 105											
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Line 44: SHEET PILING — questionnaire 2.71, line 103.

ANNEX II

QUESTIONNAIRE 376	DELIVERIES OF CERTAIN ROLLED PRODUCTS IN ALLOY STEEL EXCLUDING 'SONDERBAUSTÄHLE' (PRIME PLUS NON-PRIME)

(tonnes)

COMPANY:	CODE:	DELIVERIES FOR THE MONTH OF:

Line	Products code	Deliveries breakdown in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
1	11 101											
2	11 302											
3	11 102											
4	11 103											
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9	11 404											
10	11 400											
11	11 300											
12	11 301											
13	12 101											
14	12 102											
15	12 100											

376

Line	Products code	Deliveries breakdown in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
		01	02	03	04	05	06	07	08	09	10	11
20	13 101											
21	13 102	–										
22	13 100											
23	14 101											
24	14 104											
25	14 102											
26	14 103											
27	14 100											
28	15 101											
29	15 103											
30	15 104											
31	15 201											
32	15 100											
33	16 101											
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35	16 103											
36	16 104											
37	16 100											
38	17 100											
39	18 100											
40	19 100											

Line	Products code	Deliveries breakdown in the Community, country market included (1)										
		Federal Republic of Germany	France	Italy	Netherlands	Belgium	Luxembourg	United Kingdom	Ireland	Denmark	Greece	Community total
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QUESTIONNAIRE 377 ANNEX TO QUESTIONNAIRE 376	OF WHICH DELIVERIES TO DEALERS IN STEEL PRODUCTS FOR CERTAIN ROLLED PRODUCTS IN ALLOY STEEL EXCLUDING 'SONDERBAUSTÄHLE' (PRIME PLUS NON-PRIME)

(tonnes)

COMPANY:	CODE:	DELIVERIES FOR THE MONTH OF:

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Line	Products code	Deliveries to dealers in the Community, country market included (1)										
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377

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