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 IN COUNCIL

**of 17 November 1975**

**opening, allocating and providing for the administration of tariff quotas for certain steel products originating in developing countries**

(75/694/ECSC)

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

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

*Article 1*

1. From 1 January to 31 December 1976 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 ceilings of amounts which shall be expressed in units of account and which shall be indicated against each product in column 3 of that Annex.

2. These tariff ceilings 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 [1] of 27 June 1968 on the common definition of the concept of the origin of goods.

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.

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.

*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

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[1] OJ No L 148, 28. 6. 1968, p. 1.

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.

*Article 4*

Member States shall inform the Commission at regular intervals of imports of the products in question actually 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.

Done at Brussels, 17 November 1975.

*The President*

E. COLOMBO

*ANNEX A*

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

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

*ANNEX B*

**List of developing countries and territories enjoying generalized tariff preferences**

INDEPENDENT COUNTRIES

Afghanistan
Algeria
Argentina
Bahamas
Bahrain
Bangladesh
Barbados
Bhutan
Bolivia
Botswana
Brazil
Burma
Burundi
Cameroon
Cape Verde Islands
Central African Republic
Chad
Chile
Colombia
Congo, People's Republic of
Costa Rica
Cuba
Cyprus
Dahomey
Dominican Republic
Ecuador
Egypt, Arab Republic of
El Salvador
Equatorial Guinea
Ethiopia
Fiji
Gabon
Gambia
Ghana
Grenada
Guatemala
Guinea
Guinea Bissau
Guyana
Haiti
Honduras
India
Indonesia
Iran
Iraq
Ivory Coast
Jamaica
Jordan
Kenya
Khmer Republic
Korea (South)
Kuwait
Laos
Lebanon
Lesotho
Liberia
Libya
Malagasy Republic
Malawi
Malaysia
Maldive Islands
Mali
Mauritania
Mauritius
Mexico
Morocco
Nauru
Nepal
Nicaragua
Niger
Nigeria
Oman
Pakistan
Panama
Papua New Guinea
Paraguay
Peru
Philippines
Qatar
Rwanda
Saudi Arabia
Senegal
Sierra Leone
Singapore
Somalia
Sri Lanka
Surinam
Sudan
Swaziland
Syria
Tanzania
Thailand
Togo
Tonga
Trinidad and Tobago
Tunisia
Uganda
United Arab Emirates:
- Abu Dhabi
- Dubai
- Ras al Khaimah
- Fujairah
- Ajman
- Sharjah
- Ummal Qaiwain

Upper Volta
Uruguay
Venezuela
Vietnam, Republic of
Western Samoa
Yemen, People's Democratic Republic of
Yemen Arab Republic
Yugoslavia
Zaïre
Zambia

## COUNTRIES AND TERRITORIES

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

Afars and Issas (Territory of the)
Angola (including Cabinda)
Australian Antarctic Territory
Belize
Bermuda
British Antarctic Territory
British Indian Ocean Territory (Aldabra, Farquhar, Chagos Archipelago, Desroches)
British Pacific Ocean (1)
Brunei
Cayman Islands and Dependencies
Christmas Island
Cocos (Keeling) Islands
Comoro Archipelago
Corn Islands and Swan Islands
Falkland Islands and Dependencies
French Polynesia
French Southern and Antarctic Territories
Gibraltar
Heard Island and McDonald Islands
Hong Kong
Leeward Islands (2)
Macao
Mozambique
Netherlands Antilles
New Caledonia and Dependencies
Norfolk Island
Pacific Islands administered by the United States of America or under United States trusteeship (3)
Portuguese Timor
St Helena (including Ascension, Gough Island, and Tristan da Cunha)
Saint Pierre and Miquelon
Sâo Tomé and Principe
Seychelles (including Amirantes)
Sikkim
Spanish territories in Africa
Territories for which New Zealand is responsible (Cook Islands, Niue Island, Tokelau Islands and Ross Dependency)
Turks and Caicos Islands
Virgin Islands of the United States (St Croix, St Thomas, St John, etc.)
Wallis and Futuna Islands
Windward Islands (4)

*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) Gilbert Islands, Tuvalu, British Solomon Islands, New Hebrides Condominium, and Pitcairn Islands.

(2) Antigua, Montserrat, St Kitts-Nevis-Anguilla, British Virgin Islands.

(3) The Pacific Islands administered by the United States of America include: 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).

(4) Dominica, St Lucia, St Vincent.