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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 679 final

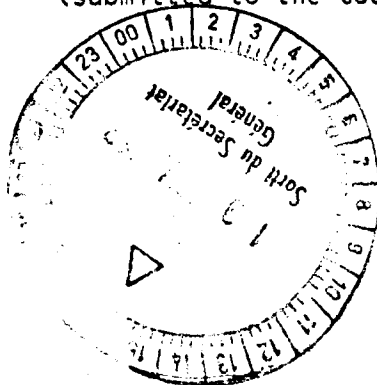
Brussels, 17 November 1982

Proposal for a

COUNCIL REGULATION (EEC)

on the import system applicable in 1983-1986 to products falling within subheading 07.06 A of the Common Customs Tariff and amending Regulation (EEC) No 950/68 on the Common Customs Tariff

(submitted to the Council by the Commission)



COM(82) 679 final

(11/13/80)

EXPLANATORY MEMORANDUM
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1. The Community is obliged, under the EEC-Thailand Cooperation Agreement on manioc production, marketing and trade, to allow a levy limited to 6 % ad valorem in 1983-1986 in respect of the quantities specified in the Agreement.
2. Under the EEC-Indonesia and EEC-Brazil agreements on manioc imports the present consolidation under GATT is suspended throughout the period of validity of the said agreements (1982-1986) and the Community is required to open each year, from 1983 until 1986, a tariff quota limited to 6 % ad valorem in respect of the quantities specified in the agreements.
3. In order to comply with the most-favoured-nation clause the Community must, each year, allow imports from the third countries covered by that clause under a levy limited to 6 % ad valorem.
4. In the light of the above the Commission proposes adoption of a draft proposal for a Council Regulation on the import system applicable in 1983-1986 to products falling within subheading 07.06 A of the Common Customs Tariff.

Proposal for a
COUNCIL REGULATION (EEC)

on the import system applicable in
1983-1986 to products falling within subheading 07.06 A of the Common
Customs Tariff and amending Regulation (EEC) N° 950/68 on the Common
Customs Tariff.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas by its Decision 82/495/EEC (1) the Council approved
a Cooperation Agreement with Thailand on manioc which involves an under-
taking on the part of Thailand to limit its exports of manioc to the
Community,

Whereas the Council has adopted Decision 82/496/EEC (2)
concerning the conclusion of an Agreement in the form of an exchange of
letters between the European Economic Community and Indonesia in its capa-
city as principal GATT supplier;

Whereas the Council has adopted Decision 82/497/EEC (3)
concerning the conclusion of an Agreement in the form of an exchange of
letters between the European Economic Community and Brazil in its capa-
city as initial GATT negotiator;

Whereas the agreements with Indonesia and Brazil are the result of
negotiations conducted in accordance with Article XXVIII of GATT with
a view to suspending temporarily, until 31 December 1986, the tariff
concession made by the Community in respect of the import of products
falling within subheading 07.06 A of the Common Customs Tariff;

Whereas the said agreements allow the Community to suspend the concession
in question;

(1) OJ N° L 219, 28.7.1982, p. 52

(2) OJ N° L 219, 28.7.1982, p. 56

(3) OJ N° L 219, 28.7.1982, p. 58

Whereas the Community has undertaken to allow, during the period of suspension of the present consolidation, certain quantities of the products concerned to be imported under the levy which is fixed at a maximum of 6 % ad valorem vis-à-vis GATT contracting parties; and whereas, under the most-favoured-nation clause, the Community must accord equal treatment to all third countries which are not members of GATT and which benefit from that clause;

Whereas, by virtue of the preliminary provisions of Council Regulation (EEC) No 950/68 (1), as last amended by Regulation (EEC) No (2), the conventional duty is applicable in the case of any third country; whereas, therefore, there should be a derogation from that rule in the case of the products in question,

HAS ADOPTED THIS REGULATION :

ARTICLE 1

1. For 1983 the import levy fixed at a maximum of 6 % ad valorem in the case of the products falling within subheading 07.06 A of the Common Customs Tariff - manioc, arrowroot, salep and other similar roots and tubers with high starch content, excluding sweet potatoes - shall be limited to the quantities and third countries of origin as follows :

| | |
|--------------------------------------------------------------------------------------------------------|------------------|
| a) - Indonesia | 750 000 tonnes |
| - Other countries at present Members of GATT | 132 355 tonnes |
| - Third countries other than Thailand and other than those referred to in the first and second indents | 370 000 tonnes |
| | ----- |
| | 1 252 355 tonnes |

b) Thailand : the quantities arising from the EEC/Thailand Cooperation Agreement.

2. In the light of existing commitments and on the basis of a proposal from the Commission, the Council shall, by a qualified majority, decide on the quantities for 1984-1986.

ARTICLE 2

Detailed rules for the implementation of this Regulation shall be adopted in accordance with the procedure laid down in Article 26 of Council Regulation (EEC) N°2727/75 (3).

(1) OJ No L 172, 22.7.1968, p. 1

(2)

(3) OJ No L 281, 1.1.1975, p. 2

ARTICLE 3

Regulation (EEC) No 950/68 shall be amended in accordance with the Annex.

ARTICLE 4

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

It shall apply from 1 January 1983 to 31 December 1986.

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

Done at

For the Council
The President

ANNEX.

The text concerning subheading 07.06 A shall be replaced by the following :

| Heading number | DESCRIPTION | Rate of duty | |
|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|----------------|
| | | Autonomous % or levy (L) | Conventional % |
| 07.06 | Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and other similar roots and tubers with high starch or inulin content, fresh or dried whole or sliced; sago pith : | | |
| | A. Manioc, arrowroot, salep and other similar roots and tubers with high starch content, excluding sweet potatoes : | | |
| | I. fresh or dried, whole or cut or sliced, but not further prepared | 6 (L) | (a) |
| | II. other, including pellets | 6 (L) | (a) |

(a) 6 % ad valorem, subject to a tariff quota of 882 355 tonnes for 1983 to be granted by the competent authorities to the contracting parties to GATT in derogation from General Rule B 1 of the Preliminary Provisions.

