

DECISION No 1-54

of 7 January 1954.

amending Decision No 30-53 of 2 May 1953 concerning practices prohibited by Article 60 (1) of the Treaty in the common market for coal and steel

THE HIGH AUTHORITY,

Having regard to Article 60 of the Treaty;

Having regard to Decision No 30-53 of 2 May 1953 concerning practices prohibited by Article 60 (1) of the Treaty in the common market for coal and steel (*Official Journal* of 4 May 1953, p. 109);

Whereas the rules on publication of prices afford scope *inter alia* for checking that the rules on non-discrimination are complied with although they do not mutually coincide;

Whereas, therefore, breaches of the price publication rules are not necessarily in themselves breaches of the non-discrimination rules;

After consulting the Consultative Committee and the Council;

DECIDES:

Article 1

The following shall be substituted for Article 2 of Decision No 30-53:

'It shall be a prohibited practice within the meaning of Article 60 (1) for a seller to apply prices or

conditions departing from those shown in his price list unless he can show either that the transaction in question does not fall within the categories of transactions covered by this price list, or that the prices or conditions have been departed from uniformly in all comparable transactions. The limits applicable under the price publication rules shall continue to apply to any such exceptions or differences.

The foregoing paragraph shall be no bar to the application of Article 60 (2) (b) of the Treaty or the decisions taken by the High Authority in implementation thereof.'

Article 2

This Decision shall enter into force within the Community on 1 February 1954.

This Decision was considered and adopted by the High Authority at its meeting on 7 January 1954.

For the High Authority

The President

Jean MONNET