

## COUNCIL DECISION

of 28 April 1973

authorizing the tacit extension of certain trade agreements between the Member States and third countries

(73/104/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Council Decision of 16 December 1969 <sup>(1)</sup> on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiation of Community agreements, and in particular Article 3 thereof;

Having regard to the Proposal from the Commission;

Whereas tacit extension beyond the end of the transitional period has already been authorized, in the case of the Agreements listed in the annex hereto, by the Council under its Decisions of 28 January 1969 <sup>(2)</sup>, 26 June 1969 <sup>(3)</sup>, 8 December 1969 <sup>(4)</sup>, 20 December 1969 <sup>(5)</sup>, 13 July 1970 <sup>(6)</sup>, 29 September 1970 <sup>(7)</sup>, 23 November 1970 <sup>(8)</sup>, 25 October 1971 <sup>(9)</sup> and 28 February 1972 <sup>(10)</sup>;

Whereas the Member States concerned have requested that, with a view to avoiding interruption in their commercial relations with the third countries concerned based on agreement, and pending finalization of the programme for Community negotiations currently being studied — which aims at the gradual replacement of Member States' agreements by Community agreements — they can be authorized to extend the abovementioned Agreements;

Whereas authorization has to be granted for the extension of trade agreements with third countries beyond

the transitional period, but without affecting the other obligations incumbent upon the Member States concerned under Community law;

Whereas the Member States concerned have declared that extension of those Agreements would not constitute an obstacle to the opening of Community negotiations with the third countries concerned and that they are willing to have commercial matters covered by their current bilateral agreements covered instead by such Community agreements as may be negotiated;

Whereas, at the conclusion of the consultations provided for in Article 2 of the Council Decision of 16 December 1969, it was established, as the aforesaid declarations by the Member States confirm, that the provision of the instruments to be extended would not, during the period of extension envisaged, constitute an obstacle to implementation of the common commercial policy;

Whereas in these circumstances the Agreements concerned may be tacitly extended for a specified period;

HAS ADOPTED THIS DECISION:

*Article 1*

The trade agreements between Member States and third countries listed in the Annex hereto may be extended up to the dates specified in each case in the said Annex.

*Article 2*

This Decision is addressed to the Member States.

Done at Luxembourg, 28 April 1973.

*For the Council*

*The President*

A. LAVENS

<sup>(1)</sup> OJ No L 326, 29. 12. 1969, p. 39.

<sup>(2)</sup> OJ No L 43, 20. 2. 1969, p. 15.

<sup>(3)</sup> OJ No L 159, 1. 7. 1969, p. 20.

<sup>(4)</sup> OJ No L 323, 24. 12. 1969, p. 10.

<sup>(5)</sup> OJ No L 6, 9. 1. 1970, p. 1.

<sup>(6)</sup> OJ No L 157, 18. 7. 1970, p. 29.

<sup>(7)</sup> OJ No L 225, 12. 10. 1970, p. 24.

<sup>(8)</sup> OJ No L 262, 3. 12. 1970, p. 18.

<sup>(9)</sup> OJ No L 248, 9. 11. 1971, p. 7.

<sup>(10)</sup> OJ No L 56, 7. 3. 1972, p. 10.

## ANNEX

Member State	Third Country	Type and Date of Agreement	Extended until
BENELUX	Czechoslovakia	Extension for 1973 of the Protocol annexed to the Trade Agreement of 6. 4. 1972	31. 12. 1973
	Sweden	Trade Agreement 27. 4. 1957	28. 2. 1974
	Switzerland	Trade Agreement of and Exchange of Notes of 21. 6. 1957 5. 5. 1961	} 31. 3. 1974
	Tunisia	Trade Agreement 1. 8. 1958	
BLEU	USSR	Trade Agreement 18. 2. 1948	31. 12. 1973
FRANCE	India <sup>(1)</sup>	Trade Agreement and Exchange of Letters 19. 10. 1959	31. 12. 1973
	Iraq	Trade Agreement 25. 9. 1967	25. 3. 1974
	Lebanon	Trade Agreement 25. 3. 1955	10. 4. 1974
	Paraguay	Trade Agreement 11. 9. 1956	12. 4. 1974
	South Africa <sup>(1)</sup>	Exchange of Letters 18. 4. 1964	31. 12. 1973
	South Korea	Exchange of Letters 12. 3. 1963	31. 3. 1974
GERMANY	Indonesia	Trade Agreement 22. 4. 1953	31. 3. 1974
	South Korea	Trade Agreement 8. 4. 1965	7. 4. 1974
	Spain	Trade Agreement 20. 6. 1960	30. 4. 1974
ITALY	Dominican Republic	Trade Agreement 18. 2. 1954	11. 3. 1974
	El Salvador	Trade Agreement 30. 3. 1953	} 31. 3. 1974
		Additional Protocol 21. 12. 1955	
	Indonesia	Trade Agreement 23. 3. 1951	31. 3. 1974
	Iran	Exchange of Notes 29. 1. 1958	} 9. 2. 1974
		and 23. 3. 1961	
	Israel	Trade Agreement 5. 3. 1954	} 31. 3. 1974
		Exchange of Letters 5. 1. 1956	
		Protocol 21. 10. 1956	
		and 11. 2. 1964	
Norway	Trade Agreement 20. 5. 1953	} 31. 3. 1974	
	Protocol 31. 8. 1959		
	Exchange of Notes 10. 5. 1962		
South Korea	Trade Agreement 9. 3. 1965	8. 3. 1974	
Yugoslavia	Trade Agreement 1. 7. 1967	} 31. 12. 1973	
	Protocol and subsequent Exchange of Letters 30. 4. 1969		
THE NETHERLANDS	Finland	Trade Agreement 8. 12. 1956	31. 3. 1974
	USSR <sup>(2)</sup>	Agreement on Trade and Payment and later Protocols 2. 7. 1948	31. 12. 1973

<sup>(1)</sup> Extended by Exchange of Notes.<sup>(2)</sup> The authorization for extension become void if a new protocol for 1973 is concluded before 31 December 1972.