

COUNCIL DECISION

of 28 April 1973

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

(73/105/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 ⁽¹⁾ on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiations 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 ⁽²⁾, 12 May 1969 ⁽³⁾, 8 June 1969 ⁽⁴⁾, 29 June 1969 ⁽⁵⁾, 30 June 1969 ⁽⁶⁾, 15 September 1969 ⁽⁷⁾, 20 December 1969 ⁽⁸⁾, 8 June 1970 ⁽⁹⁾, 29 September 1970 ⁽¹⁰⁾, 1 March 1971 ⁽¹¹⁾ and 25 April 1972 ⁽¹²⁾;

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 — thus 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 these 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 provisions 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 covered 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 date 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

⁽¹⁾ OJ No L 326, 29. 12. 1969, p. 39.⁽²⁾ OJ No L 43, 20. 2. 1969, p. 15.⁽³⁾ OJ No L 117, 16. 5. 1969, p. 9.⁽⁴⁾ OJ No L 133, 28. 5. 1969, p. 14.⁽⁵⁾ OJ No L 159, 1. 7. 1969, p. 20.⁽⁶⁾ OJ No L 169, 10. 7. 1969, p. 2.⁽⁷⁾ OJ No L 238, 23. 9. 1969, p. 9.⁽⁸⁾ OJ No L 6, 9. 1. 1970, p. 1.⁽⁹⁾ OJ No L 133, 16. 8. 1970, p. 14.⁽¹⁰⁾ OJ No L 225, 12. 10. 1970, p. 24.⁽¹¹⁾ OJ No L 56, 1. 3. 1971, p. 8.⁽¹²⁾ OJ No L 112, 14. 5. 1972, p. 10.

ANNEX

Member State	Third Country	Type and Date of Agreement	Extended until
BENELUX	Honduras	Trade Agreement 30. 1. 1969	27. 5. 1974
	Morocco	Trade Agreement 5. 8. 1958	30. 6. 1974
	Yugoslavia	Trade Agreement 18. 6. 1958	30. 6. 1974
DENMARK	Indonesia	Commercial Agreement 9. 9. 1952	30. 6. 1974
	Madagascar	Trade Agreement 10. 12. 1965	25. 6. 1974
	Morocco	Trade Agreement 26. 7. 1961	30. 6. 1974
	Senegal	Trade Agreement 11. 4. 1962	10. 7. 1974
	Spain	Trade Agreement 1. 7. 1960	30. 6. 1974
	Tunisia	Trade Agreement 8. 6. 1960	31. 5. 1974
FRANCE	ARE (Arab Republic of Egypt)	Trade Agreement 10. 7. 1964	10. 7. 1974
	Greece	Trade Agreement 9. 6. 1962	30. 6. 1974
GERMANY	Afghanistan	Trade Agreement 31. 1. 1958	31. 5. 1974
	Iceland	Trade Agreement 20. 5. 1954	30. 6. 1974
	Philippines	Trade Agreement 28. 2. 1964	12. 8. 1974
	Sweden	Agreement on Movements of Goods 26. 1. 1951	30. 6. 1974
	Turkey	Agreement on Movements of Goods 16. 2. 1952	30. 6. 1974
	Yugoslavia	Trade Agreement Protocol 11. 6. 1952 16. 7. 1964	} 30. 6. 1974
ITALY	Austria	Trade Agreement 19. 5. 1949 Exchange of letters 14. 11. 1961	} 30. 6. 1974
	Columbia	Modus Vivendi 19. 6. 1952	19. 6. 1974
	Greece	Trade Agreement 10. 11. 1954	30. 6. 1974
	Somalia	Agreement on commercial, economic and technical cooperation 1. 7. 1960	30. 6. 1974
	Spain	Trade Agreement Protocol 28. 6. 1960 1. 4. 1967	} 8. 6. 1974
	Turkey	Trade Agreement 24. 1. 1952	31. 5. 1974
UNITED KINGDOM	Zaire	Agreement on commercial and economic cooperation 18. 3. 1970	21. 6. 1974