

COMMISSION DECISION

of 23 December 1980

authorizing the United Kingdom not to apply Community treatment to men's and boys' woven suits originating in Bulgaria

(Only the English text is authentic)

(80/1301/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115, thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State⁽¹⁾, and in particular Article 3 thereof,

Whereas on 18 December 1980 a request was made under the first paragraph of Article 115 of the Treaty by the Government of the United Kingdom to the Commission of the European Communities for authorization not to apply Community treatment to men's and boys' woven suits falling within subheading 61.01 B V of the Common Customs Tariff (category 16), originating in the other Member States;

Whereas the importation into the Community of the products in question, originating in Bulgaria, is covered by an Agreement negotiated between the Community and that country; whereas under that Agreement Bulgaria has undertaken to take all necessary steps to limit its exports of the products in question to the Community to within certain ceilings;

Whereas in order to implement that Agreement and take account of its characteristics, the Council adopted Regulation (EEC) No 3059/78⁽²⁾, as last amended by Commission Regulation (EEC) No 3063/79⁽³⁾, introducing specific common rules for imports of certain textile products;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community ceilings between the Member States;

Whereas for this reason disparities still exist between the conditions governing the importation of the products in question into the different Member States; whereas uniformity can only be brought about gradually;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1980 the United Kingdom has admitted the products in question in free circulation, originating in the said third country which amount to approximately 62.5 % of the direct quota;

Whereas information has been received by the Commission indicating that total imports of the products in question originating in third countries have increased from 1 538 000 pieces in 1978 to 1 891 000 pieces in 1979; whereas the market share taken by those imports has risen from 28 % in 1978 to 34 % in 1979;

Whereas the prices of the products in question originating in Bulgaria are approximately 60 % below the prices of like products manufactured in the United Kingdom;

Whereas output of like products in the United Kingdom has fallen from 3 800 000 pieces in 1978 to 3 400 000 pieces in 1979; whereas the domestic industry's share of the home market has fallen from 60.5 % in 1978 to 52.5 % in 1979;

Whereas further indirect imports, in addition to those already admitted would be likely to aggravate these difficulties and jeopardize the aims of the abovementioned commercial policy measures;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

⁽¹⁾ OJ No L 16, 22. 1. 1980, p. 14.

⁽²⁾ OJ No L 365, 27. 12. 1978, p. 1.

⁽³⁾ OJ No L 347, 31. 12. 1979, p. 1.

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof;

Whereas applications for import documents are duly pending with the authorities of the Member States having made the request; whereas these applications need to be covered by such authorization,

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is authorized not to apply Community treatment to the products indicated below, originating in Bulgaria and in free circulation in the other Member States in respect of which applications for import licences were lodged after 14 December 1980:

CCT heading No	Description
61.01 B V (NIMEXE code 61.01-51, 54, 57) (category 16)	Men's and boys' woven suits (including coordinate suits consisting of two or three pieces, which are ordered, packed, consigned, and normally sold together) of wool, of cotton or of man-made textile fibres, excluding ski suits.

Article 2

Done at Brussels, 23 December 1980.

This Decision shall apply until new opportunities arise in the United Kingdom for the importation of the products in question originating in Bulgaria or until 31 December 1980 whichever is the earlier.

Article 3

This Decision is addressed to the United Kingdom.

For the Commission

Étienne DAVIGNON

Member of the Commission