

**REGULATION (EEC) No 866/75 OF THE COUNCIL**  
of 18 March 1975

**on the implementation, until the entry into force of the trade provisions of the convention which is to succeed the convention of 29 July 1969 and at the latest until 31 December 1975, of Decision No 47/74 of the EEC-AASM Association Council derogating from the definition of the concept of 'originating products' in order to take account of the special situation of Mauritius with regard to certain textile products**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community and in particular Article 113 thereof;

Having regard to the proposal from the Commission;

Whereas the Association Council set up under the convention of association signed in Yaoundé on 29 July 1969 between the European Economic Community and the African and Malagasy States associated with that Community has adopted Decision No 47/74 of 27 December 1974 derogating from the definition of the concept of 'originating products' in order to take account of the special situation of Mauritius with regard to certain textile products;

Whereas it is necessary in accordance with Article 46 of the said convention to implement this Decision;

Whereas, pursuant to Article 109 of the Act of Accession<sup>(1)</sup>, the arrangements resulting from the above-mentioned convention shall not apply in relations between the new Member States and the Associated States; whereas, pursuant to Article 115 of the Act of Accession, the Council, by Decision No 75/88/EEC<sup>(2)</sup>

has maintained the arrangements provided for in Articles 109 to 114 and 119 of the Act of Accession for the period during which the transitional measures are applied,

HAS ADOPTED THIS REGULATION:

*Article 1*

For the purpose of implementing the convention of association between the European Economic Community and the African and Malagasy States associated with that Community, Decision No 47/74 of the Association Council as annexed to this Regulation shall apply in the Community until the entry into force of the trade provisions of the convention which is to succeed this convention of association and at the latest until 31 December 1975.

*Article 2*

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

This Regulation shall apply from 1 January 1975.

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

Done at Brussels, 18 March 1975.

*For the Council*

*The President*

R. RYAN

<sup>(1)</sup> OJ No L 73, 27. 3. 1972, p. 14.

<sup>(2)</sup> OJ No L 26, 31. 1. 1975, p. 8.

## ANNEX

DECISION No 47/74 OF THE EEC-AASM ASSOCIATION COUNCIL  
of 27 December 1974

derogating from the definition of the concept of 'originating products' in order to take account of the special situation of Mauritius with regard to certain textile products

THE ASSOCIATION COUNCIL,

Having regard to the convention of association between the European Economic Community and the African and Malagasy States associated with the Community, signed on 29 July 1969, and in particular Articles 10 (2) and 62 (2) thereof ;

Whereas an Association Agreement concerning the accession of Mauritius to the convention of association was signed at Port Louis on 12 May 1972 ; whereas that Agreement contains the application to Mauritius of Decisions of the Association Council on the definition of the concept of 'originating products', and in particular of Decision No 36/71 ;

Whereas, however, in order to take into account the special situation of Mauritius, and in order to enable the industries concerned to adapt their production to conditions which comply with the definition of the concept of 'originating products', Decision No 46/73 of the Association Council stipulates that until 31 December 1974 textile products manufactured in Mauritius and falling within Common Customs Tariff heading Nos 60.01, 60.02, 60.04, 60.05, 61.01, 61.02, 61.03, 61.04, 61.07, 61.09, and 61.10 shall be considered as 'originating products', within the limit of certain amounts ;

Whereas the Government of Mauritius has presented a request that from 1 January 1975 the definition in Decision No 36/71 in respect of certain textile products manufactured in that Associated State shall be suspended for a maximum period of one year ;

Whereas the setting up of spinning-mills in Mauritius has been delayed for reasons connected with the supply of building materials, and whereas therefore, certain of that Associated State's textile products do not yet meet the criteria laid down by the definition of the concept of 'originating products' in the relations between the EEC and the AASM ;

Whereas consequently, the derogation under Decision No 46/73 should be prolonged for a limited period,

HAS DECIDED AS FOLLOWS :

*Article 1*

In derogation from the special provisions in List A annexed to Decision No 36/71 on the definition of the concept of 'originating products' and on the methods of administrative cooperation, textile products manufactured in Mauritius and falling within Common Customs Tariff heading Nos 60.01, 60.02, 60.04, 60.05, 61.01, 61.02, 61.03, 61.04, 61.07, 61.09 and 61.10 shall be considered as products originating in Mauritius under the conditions set out hereinafter.

*Article 2*

The derogation shall, for the year 1975, be limited to the amounts specified below in respect of the products concerned :

			Total
60.01	Knitted or crocheted fabric, not elastic or rubberized	260	510 metric tons
60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized	50	
60.04	Under garments, knitted or crocheted, not elastic or rubberized	200	
60.05	Outer garments, clothing accessories and other articles, knitted or crocheted, not elastic or rubberized	200	200 metric tons
61.01	Men's and boys' outer garments	120	480 metric tons
61.02	Women's, girls' and infants' outer garments	120	
61.03	Men's and boys' under garments, including collars, shirt-fronts and cuffs	120	
61.04	Women's, girls' and infants' under garments	120	
61.07	Ties, bow ties and cravats	25	60 metric tons
61.09	Corsets, corset-belts, suspender-belts, brassières, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabric), whether or not elastic	20	
61.10	Gloves, mittens, mitts, stockings, socks and sockettes, not being knitted or crocheted goods	15	
			1 250 metric tons

In addition, if, for one of the tariff headings mentioned in the table in Article 2 of Decision No 46/73, the quantity fixed has not been reached during 1974 the quantities not used up during that year may be used in 1975 to the extent of 20 % of the quantity fixed for the same tariff heading.

#### Article 3

The necessary measures shall be taken by the Mauritian authorities in order to verify the quality and quantity of exports of the products referred to in Article 2.

#### Article 4

Movement certificates AY 1 issued pursuant to this Decision shall bear one of the following entries :

'Originating products by virtue of Association Council Decision No 47/74'.

'Marchandises réputés originaires en vertu de la décision n° 47/74 du Conseil d'association'.

'Ursprungserzeugnisse im Sinne des Beschlusses Nr. 47/74 des Assoziationsrats'.

'Merci originarie in virtù della decisione n. 47/74 del Consiglio di associazione'.

'Goederen van oorsprong uit hoofde van besluit nr. 47/74 van de Associatieraad'.

'Varer med oprindelsestatus i henhold til Associeringerådets afgørelse nr. 47/74'.

This entry shall be in red ink under the heading 'Observations'.

*Article 5*

Should imports under this derogation give rise, or threaten to give rise, to difficulties leading to a change in an economic situation in a region of the Community, the latter may, pursuant to Article 16 (2) of the convention of association, take or authorize the Member State concerned to take the necessary protective measures.

*Article 6*

The Associated States, the Member States and the Community shall be required, each to the extent to

which are concerned, to take the necessary steps to implement this Decision.

*Article 7*

This Decision shall enter into force on 1 January 1975.

It shall apply *pro rata temporis*, as far as the quantities are concerned, until the trade provisions of the convention which is to succeed the convention of 29 July 1969 are applied, and until 31 December 1975 at the latest.

Done at Brussels, 27 December 1974.

*The President  
of the Association Council*

Doralta DJIRAIBAYE

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