

## I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EEC) No 3230/76  
of 21 December 1976**

**establishing indicative ceilings and Community supervision for imports of certain  
products originating in Austria (1977)**

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 an Agreement <sup>(1)</sup> between the European  
Economic Community and the Republic of Austria  
was signed on 22 July 1972;

Whereas Articles 1 and 2 of Protocol 1 annexed to  
this Agreement make provision for a specific time-  
table for the progressive abolition of customs duties  
in respect of the products to which the Agreement  
applies; whereas under Article 3 of that Protocol  
the imports of these products are limited to annual  
indicative ceilings above which the customs duties  
applicable to third countries may be reintroduced;  
whereas, however, under Article 3 (b) the Community  
has to suspend the application of certain ceilings;  
whereas, on the other hand, in the event of short-  
term economic difficulties, the Community may,  
under Article 3 (c) of Protocol 1, maintain the ceiling  
amounts of the preceding year; whereas, however,  
application of this measure must be limited to prod-  
ucts most affected by the short-term difficulties;  
whereas, therefore, the ceilings to be applied in 1977  
must be established; whereas in this situation it is  
also necessary that the Commission be regularly in-  
formed of the trend of the imports of the products in  
question and, in consequence, it is necessary to  
subject these imports to supervision;

Whereas this objective may be achieved by means of  
an administrative procedure based on setting off  
imports of the products in question against the  
indicative ceilings at Community level, as and when  
these products are submitted to the customs auth-  
orities under cover of declarations that they have  
been made available for consumption; whereas this  
administrative procedure must make provision for  
the reintroduction of customs tariff duties as soon as  
the ceilings have been reached at Community level;

Whereas this administrative procedure requires close  
and particularly rapid cooperation between the  
Member States and the Commission; whereas the  
latter must, in particular, be able to follow the  
progress of amounts set off against the indicative  
ceilings and keep the Member States informed;  
whereas this cooperation must be all the closer since  
the Commission must be able to take adequate  
measures to reintroduce customs tariff duties when-  
ever one of the ceilings has been reached;

Whereas the trend of imports should be followed for  
certain products for which, under Article 3 of  
Protocol 1, the Community has suspended the  
application of ceilings and for products which are  
not subject to the ceiling system; whereas it is there-  
fore desirable that imports of such products should  
be subject to supervision,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 January until 31 December 1977, imports  
of products originating in Austria and indicated in  
Annex I to this Regulation shall be subject to indi-  
cative ceilings and to Community supervision.

<sup>(1)</sup> OJ No L 300, 31. 12. 1972, p. 1.

The description of the products referred to in the preceding subparagraphs, their tariff headings and statistic numbers and the levels of the indicative ceilings are given in Annex I.

2. Amounts shall be set off against the indicative ceilings as and when products are submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol 3 of the Agreement.

Goods shall be set off against the indicative ceiling only if the movement certificate has been submitted before the date on which customs duties are reimposed.

The reaching of a ceiling shall be determined at Community level on the basis of imports set off against it in the manner defined in the preceding subparagraphs.

The Member States shall periodically inform the Commission of imports effected in accordance with the above rules; such information shall be supplied under the conditions laid down in paragraph 4.

3. As soon as the ceilings have been reached, the Commission may issue a Regulation reimposing the customs duties provided for in Article 3 (f) of Protocol 1 to the Agreement until the end of the calendar year.

4. Member States shall forward to the Commission not later than the 15th day of each month state-

ments of the amounts set off during the preceding month. They shall, if the Commission so requests, make up such statements for periods of 10 days and forward them within five clear days of expiry of the preceding 10-day period.

#### *Article 2*

From 1 January until 31 December 1977, imports of the products referred to in Annex II which originate in Austria shall be subject to Community supervision.

Member States shall forward to the Commission not later than the 15th day of each month statements of imports of the products in question effected during the preceding month; to this end, only products submitted to the customs authorities under cover of a declaration that they have been made available for consumption and accompanied by a movement certificate conforming to the rules contained in Protocol 3 to the Agreement shall be taken into consideration.

#### *Article 3*

For the implementation of this Regulation the Commission shall take all necessary measures in close cooperation with the Member States.

#### *Article 4*

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 21 December 1976.

*For the Council*

*The President*

A. P. L. M. M. van der STEE

## ANNEX I

LIST OF PRODUCTS SUBJECT TO INDICATIVE CEILINGS UPON IMPORTATION  
IN 1977

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (metric tons)
1	2	3	4	5
I A 1	48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets:		
		C. Kraft paper and Kraft board:		
		ex II. Other:		
		— Excluding Kraftliner (a) and Kraft paper for large bags (a)	48.01-08, 09, 11, 12, 13, 17, 19, 25, 26, 29, 33	17 013
I A 2	48.01	ex E. Other:		
		— Bible paper (India paper), copying tissue; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5% (a)	48.01-58, 61, 62, 66	63 653
I A 3	48.01	— Printing paper and writing paper, containing mechanical wood pulp (a), excluding copying tissue	48.01-64, 65, 69	56 723
I A 4	48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not being merely ruled, lined or squared and not constituting printed matter within Chapter 49), in rolls or sheets:		
		B. Other:		
		— Coated printing or writing paper	48.07-57, 58, 59	36 457
I A 5	48.07	— Other	48.07-55, 56, 64, 65, 66, 68, 70, 81, 85, 91, 97, 99	12 687
I A 6	48.15	Other paper and paperboard, cut to size or shape:		
		B. Other	48.15-10, 21, 29, 30, 40, 50, 61, 65, 95, 99	17 826
I A 7	73.02	Ferro-alloys:		
		ex G. Other:		
		— Ferro-molybdenum	73.02-81	294

(a) Subject to compliance with the definitions given in Annex III.

Order No	CCT heading No	Description	NIMEXE code	Level of ceiling (metric tons)
1	2	3	4	5
	73.15	Alloy steel and high-carbon steel in the forms mentioned in: heading Nos 73.06 to 73.14:		
I A 8		B. Alloy steel: — High-speed (a)	73.71-14, 24, 54, 94 73.73-14, 24, 34, 54 73.74-54 73.75-24, 34, 44, 54, 64, 84 73.76-14	3 889 <sup>(1)</sup>
I A 9		— Other	73.71-19, 21, 29, 55, 56, 59, 99 73.72-11, 19, 39 73.73-19, 25, 26, 29, 35, 36, 39, 49, 55, 59, 72, 74, 89 73.74-21, 29, 51, 52, 59, 72, 74, 89, 90 73.75-11, 19, 29, 39, 49, 59, 69, 79, 89, 99 73.76-15, 16, 19	59 295 <sup>(1)</sup>

(a) Subject to compliance with the definitions given in Annex III.

<sup>(1)</sup> Including products covered by the ECSC-Treaty.

## ANNEX II

## LIST OF PRODUCTS REFERRED TO IN ARTICLE 2

Order No	CCT heading No	Description	NIMEXE code
1	2	3	4
II A 1	44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like	44.18 - all Nos
II A 2	48.01	Paper and paperboard (including cellulose wadding), machine made, in rolls or sheets: ex E. Other: — Other, excluding cellulose wadding, tissues, fluting paper for corrugated paperboard (a) and sulphite paper for wrapping purposes (a)	48.01-41, 43, 45, 52, 53, 54, 55, 56, 77, 82, 84, 86, 88, 91, 93, 95, 97
II A 3	56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning: B. Regenerated textile fibres	56.01-21, 23, 25, 29
II A 4	73.02	Ferro-alloys: ex G. Other: — Ferro-vanadium	73.02-83
II A 5	73.15	Alloy steel and high carbon steel in the forms mentioned in heading Nos 73.06 to 73.14: A. High carbon steel	73.61-10, 20, 50, 90 73.62-10, 30 73.63-10, 21, 29, 50, 72, 74, 79 73.64-20, 50, 72, 75, 79, 90 73.65-21, 23, 25, 53, 55, 70, 81, 83 73.66-40, 81, 86, 89
II A 6		B. Alloy steel: — Stainless or refractory <sup>(1)</sup> (a)	73.71-13, 23, 53, 93 73.72-13, 33 73.73-13, 23, 33, 43, 53, 83 73.74-23, 53, 83 73.75-23, 33, 43, 53, 63, 73, 83, 93 73.76-13
II A 7	76.01	Unwrought aluminium, aluminium waste and scrap: A. Unwrought	76.01-11, 15

(a) Subject to compliance with the definitions given in Annex III.

<sup>(1)</sup> Including products covered by the ECSC Treaty.

## ANNEX III

## DEFINITIONS

- ex 48.01 C II Kraftliner**  
'Kraftliner' means machine-finished or machine-glazed paper or paperboard, in rolls, containing not less than 80% of chemical sulphate softwood pulp calculated on total fibre content, weighing more than 115 g/m<sup>2</sup> and having a Mullen burst ratio of not less than 35.
- ex 48.01 C II Kraft paper for large sacks**  
'Kraft paper for large sacks' means machine-finished paper, in rolls, containing not less than 80% of chemical sulphate softwood pulp calculated on total fibre content, weighing not less than 60 g/m<sup>2</sup> but not more than 115 g/m<sup>2</sup>, having a Mullen burst ratio of not less than 38, and having a stretch factor of more than 4.5% in the cross direction and of more than 2% in the machine direction.
- ex 48.01 E Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5% of mechanical wood pulp**  
'Other printing paper and other writing paper, not containing mechanical wood pulp or containing not more than 5% of mechanical wood pulp' means paper other than machine-glazed, used for printing or writing, which contains not more than 5% of mechanical wood pulp calculated on total fibre content.
- ex 48.01 E Printing paper and writing paper, containing mechanical wood pulp**  
'Printing paper and writing paper containing mechanical wood pulp' means paper other than machine-glazed, used for printing and writing, containing more than 5% of mechanical wood pulp calculated on total fibre content.
- ex 48.01 E Fluting paper for corrugated paperboard**  
'Fluting paper for corrugated paperboard' means paper, in rolls, containing not less than 65% of unbleached semi-chemical hardwood pulp (pulp obtained from wood by light chemical treatment followed by mechanical treatment) calculated on total fibre content and having a CMT (Concora Medium Test) crush resistance exceeding 20 kp.
- ex 48.01 E Sulphite paper for wrapping purposes**  
'Sulphite paper for wrapping purposes' means machine-glazed paper, containing more than 40% of chemical bisulphite wood pulp, calculated on total fibre content, having an ash content of not more than 8% and having a Mullen burst ratio of not less than 15.
- ex 73.15 B Alloy steel, stainless or heat-resisting**  
'Alloy steel, stainless or heat-resisting' means alloy steel, containing by weight 12% or more of chromium, with or without other alloy elements, and less than 1% of carbon.
- ex 73.15 B High-speed alloy steel**  
'High-speed alloy steel' means alloy steel containing, with or without other alloy elements, at least two of the following three elements: tungsten (wolfram), molybdenum and vanadium with a total content, by weight, of not less than 7% of these elements taken together, and containing more than 0.6%, by weight, of carbon.