

COMMISSION REGULATION (EEC) No 790/76

of 6 April 1976

amending the interim measures established by Commission Regulation (EEC) No 3355/75 with regard to imports of certain textile products originating in the Federal Republic of Brazil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1439/74 of 4 June 1974 on common rules for imports⁽¹⁾, and in particular Article 12 thereof,

Having consulted the committee provided for in Article 5 of the said Regulation,

Whereas by Regulation (EEC) No 3355/75⁽²⁾ the Commission established interim measures with regard to imports of certain textile products originating in the Federal Republic of Brazil and whereas these measures were maintained in effect by Council Regulation (EEC) No 236/76 of 3 February 1976⁽³⁾ pending the result of the negotiations taking place between the European Economic Community and the Federal Republic of Brazil with a view to the conclusion of an agreement on trade in the textile products in question;

Whereas these negotiations resulted in the initialling of an agreement on 1 April 1976;

Whereas during these negotiations the Community demonstrated, in the case of the products covered by the interim measures, the existence of real risks of disruption of the Community market, based on the existence of serious injury or of a real threat of serious injury to Community producers, and whereas the agreement initialled consequently provides for quantitative limits for future imports of these products into the Community;

Whereas definitive import rules to achieve the aims of the agreement cannot be established immediately;

Whereas pending the establishment of these definitive rules, it is necessary to ensure that import authorizations are given only under the conditions laid down in the initialled agreement;

Whereas it is therefore necessary to make the granting of the import authorizations provided for in the said Regulation (EEC) No 3355/75, conditional upon the presentation of an export certificate issued by the Brazilian authorities in accordance with the provisions of the initialled agreement,

HAS ADOPTED THIS REGULATION:

Article 1

The import authorization referred to in Article 1 of Commission Regulation (EEC) No 3355/75 of 23 December 1975, shall be granted only on the presentation of an export certificate issued by the authorities of the Federal Republic of Brazil in accordance with the specifications contained in the Annex hereto.

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*. It shall apply until the entry into force of the Council Regulation establishing import rules for products covered by Regulation (EEC) No 3355/75 or until the expiry of a period of six weeks after its entry into force, whichever is the sooner.

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

Done at Brussels, 6 April 1976.

For the Commission

Christopher SOAMES

Vice-President

⁽¹⁾ OJ No L 159, 15. 6. 1974, p. 1.

⁽²⁾ OJ No L 330, 24. 12. 1975, p. 37.

⁽³⁾ OJ No L 29, 4. 2. 1976, p. 1.

*ANNEX***Specifications referred to in Article 1**

The export certificate granted by the Brazilian authorities⁽¹⁾ for products covered by this Regulation shall specify or contain :

1. the destination, and in particular the Member State to which the goods are destined ;
2. the order number ;
3. the name and address of the importer ;
4. the name and address of the exporter ;
5. the net weight, in kilogrammes or in metric tons, and the value of the products covered by the certificate ;
6. the category against which the product has been debited by the Brazilian authorities and the description of the product ;
7. a certificate to the effect that the quantity in question has been debited against the share of the Member State to which it is being sent of the agreed ceiling for exports to the Community, or, where appropriate, that the quantity is for immediate re-export or for re-export after processing outside the Community.

⁽¹⁾ Carteira de Comercio Exterior (CACEX).