

COMMISSION DECISION

of 22 November 1977

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's shirts of mixed synthetic textile fibres falling within heading No ex 61.03 of the Common Customs Tariff, originating in Malaysia and in free circulation in the other Member States

(Only the Dutch and French texts are authentic)

(77/789/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 17 November 1977 by the Governments of the Benelux countries to the Commission by telex from the office of the Permanent Representative of the Kingdom of the Netherlands to the European Communities, for authorization not to apply Community treatment to men's shirts of mixed synthetic textile fibres falling within heading No ex 61.03 of the Common Customs Tariff, originating in Malaysia and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Malaysia is the subject of an Agreement negotiated between the Community and Malaysia;

Whereas under the Agreement, Malaysia has undertaken to take all necessary steps to limit its exports of these textile products to the Community to ceilings allocated among the Member States;

Whereas there are serious economic difficulties in the sector in question resulting in a drop in production and considerable unemployment;

Whereas further imports of the products in question, which would be in addition to those already effected, would be likely to aggravate those difficulties;

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

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 by the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to imports of men's shirts of mixed synthetic textile fibres, falling within heading No ex 61.03 of the Common Customs Tariff, where they originate in Malaysia and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 7 November 1977.

Article 2

This Decision shall apply until new opportunities arise in the Benelux countries for the importation of the products in question from Malaysia and in any case not later than 31 December 1977.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 22 November 1977.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.