

## COUNCIL DECISION

of 14 June 1971

applying Article 51 of the Treaty to the French overseas departments  
(71/238/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 227 (2) thereof;

Having regard to the Proposal <sup>1</sup> from the Commission;

Having regard to the Opinion <sup>2</sup> of the European Parliament;

Having regard to the Opinion of the Economic and Social Committee;

Whereas, the second subparagraph of Article 227 (2) provides that the Council shall determine the conditions under which the provisions of the Treaty other than those referred to in the first subparagraph of paragraph 227 (2), and in particular the provisions of Article 51 of the Treaty, are to apply to the French overseas departments;

Whereas, in accordance with Article 1 of and Annex A to Regulation No 3 <sup>3</sup> on social security for migrant workers, that Regulation applied to the French overseas departments and to Algeria; whereas, however, Regulation No 109/65/EEC <sup>4</sup> of 30 July 1965 removed Algeria from Annex A to Regulation No 3;

Whereas, by the Council Decision of 15 October 1968 <sup>5</sup>, Articles 48 and 49 of the Treaty, and the measures taken in implementation of those Articles, were made applicable to the French overseas departments;

Whereas there are grounds for also making Article 51 of the Treaty applicable to those departments,

HAS DECIDED AS FOLLOWS:

*Article 1*

Article 51 of the Treaty establishing the European Economic Community and the measures taken in implementation of that Article shall apply to the French overseas departments.

*Article 2*

This Decision shall be published in the *Official Journal of the European Communities* under 'Legislation I'. It shall enter into force on the first day of the seventh month following the publication of the implementing Regulation referred to in Article 97 of Regulation (EEC) No 1408/71 <sup>6</sup> of 14 June 1971 on the application of social security schemes to paid workers and their families moving within the Community.

Done at Luxembourg, 14 June 1971.

*For the Council*  
*The President*  
M. COINTAT

<sup>1</sup> OJ No 194, 28.10.1966, p. 3359/66.

<sup>2</sup> OJ No C 10, 14.2.1968, p. 42.

<sup>3</sup> OJ No 30, 16.12.1958, p. 561/58 to 596/58.

<sup>4</sup> OJ No 125, 9.7.1965, p. 2124/65 to 2130/65.

<sup>5</sup> OJ No L 257, 19.10.1968, p. 1.

<sup>6</sup> OJ No L 149, 5.7.1971, p. 2.

**COUNCIL DECISION****of 6 October 1969****on the conclusion of an Agreement with Austria negotiated under Article XXVIII of GATT  
(69/351/EEC)**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 111, 114 and 228 thereof;

Having regard to the Council Decision of 5 December 1961;

Having regard to the report from the Commission;

Whereas in accordance with Article XXVIII (4) of the General Agreement on Tariffs and Trade, the Government of Austria has notified its wish to withdraw a concession affecting the European Economic Community; whereas that withdrawal has been the subject of negotiations for compensatory adjustment;

Whereas the concessions offered by Austria in compensation for the one withdrawn are satisfactory,

**HAS DECIDED AS FOLLOWS:***Article 1*

The Agreement negotiated with Austria under Article XXVIII of the General Agreement on Tariffs and Trade is concluded on behalf of the European Economic Community; the text of the Agreement is annexed to this Decision.

*Article 2*

The Contracting Parties to the General Agreement on Tariffs and Trade shall be notified of the conclusion of this Agreement.

Done at Luxembourg, 6 October 1969.

*For the Council*  
*The President*  
**H. J. WITTEVEEN**

## ANNEX

## ARTICLE XXVIII NEGOTIATIONS - 1969

## SCHEDULE XXXII - AUSTRIA

The Delegations of the Commission of the European Communities and of Austria have concluded their negotiations under Article XXVIII for the withdrawal of a concession provided for in Schedule XXXII as set out in the report attached.

(subject to ratification)

*For the Delegation of the Commission  
of the European Communities*

*For the Delegation of Austria*

Geneva, Switzerland

June 26 1969

**Results of negotiations with the Commission of the European Communities under Article XXVIII for the withdrawal of a concession in the Schedule of Austria**

## CHANGES IN SCHEDULE XXXII - AUSTRIA

## I. CONCESSIONS TO BE WITHDRAWN

CCT heading No	Description of products	Rates of duty bound in existing schedule
11.07A	Malt, not roasted	Duty on 133 kgs of barley plus \$ 21

## II. CONCESSIONS GRANTED IN REPLACEMENT OF THE CONCESSIONS WITHDRAWN

CCT heading No	Description of products	Rates of duty to be bound <i>ad val.</i>
18.04	Cocoa butter (fat or oil)	8 %
25.23B	Clayey cement (calcined, melted)	free