

## II

*(Acts whose publication is not obligatory)*

## COMMISSION

## COMMISSION DECISION

of 16 October 1975

**authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to electric motors, falling within heading No ex 85.01 of the Common Customs Tariff, originating in Czechoslovakia and in free circulation in the other Member States**

**(Only the Dutch and French texts are authentic)**

(76/52/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the 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 8 October 1975 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 electric motors, falling within heading No ex 85.01 of the Common Customs Tariff, originating in Czechoslovakia and in free circulation in the other Member States,

Whereas for the products in question, the Benelux countries, in accordance with the Council Decision of 2 December 1974 <sup>(1)</sup>, as amended by the Decision of 27 March 1975 <sup>(2)</sup>, have opened, in respect of Czechoslovakia, an annual quota of Fl 367 123; whereas imports of these products into the Federal Republic of Germany from the same third country are liberalized;

Whereas according to information supplied by the Governments of the Benelux countries, there are

serious economic difficulties in the sector in question, caused largely by unequal conditions of competition with certain countries (including Czechoslovakia), whereby such countries are enabled to export at prices lower than those of producers in the Benelux countries;

Whereas the result of these economic difficulties is a considerable drop in production leading to unemployment in a number of factories, and a constant reduction of the number of workers employed in the sector in question;

Whereas the indirect imports in question, which would be in addition to those already effected, would be likely to aggravate these economic difficulties;

Whereas it is not possible to set in motion the machinery for bringing about the necessary cooperation from the Federal Republic of Germany;

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 <sup>(3)</sup>, and in particular Article 1 thereof,

<sup>(1)</sup> OJ No L 358, 31. 12. 1974, p. 1.

<sup>(2)</sup> OJ No L 99, 21. 4. 1975, p. 7.

<sup>(3)</sup> OJ No L 121, 3. 6. 1971, p. 26.

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 electric motors, falling within heading No ex 85.01 of the Common Customs Tariff, where they originate in Czechoslovakia and in respect of which applications for import licences were lodged after 29 September 1975.

*Article 2*

This Decision shall apply until new opportunities arise in the Benelux countries for the importation of

the products in question from Czechoslovakia and in any case not later than 31 December 1975.

*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, 16 October 1975.

*For the Commission*

Christopher SOAMES

*Vice-President*