

## REGULATION (EEC) No 3596/73 OF THE COUNCIL

of 28 December 1973

on the definition of the concept of 'originating products' for the implementation by the new Member States of Articles 109 (2) and 119 (2) of the Act of Accession in trade with certain Associated States and overseas countries and territories

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 pursuant to Articles 109 (2) and 119 (2) of the Act<sup>(1)</sup> concerning the Conditions of Accession and the Adjustments to the Treaties, hereinafter referred to as 'the Act of Accession', products originating in the Associated States referred to in Article 109 (1) and products originating in the overseas countries and territories referred to in Article 119 (1) are subject on importation into the new Member States to the same arrangements as applied to them before Accession; whereas alignment with the Common Customs Tariff in the new Member States must not therefore lead to an increase in the rate of customs duty applicable to products originating in the Associated States and the overseas countries and territories; whereas, therefore, it is desirable to specify the rules to be applied for the determination of the origin of products benefiting from the arrangements resulting from this situation;

Whereas in order to simplify the customs formalities to be implemented by the States, countries and territories in question, it is necessary to apply:

- Council Regulation (EEC) No 1251/71<sup>(2)</sup> of 7 June 1971 on the implementation of Decision No 36/71 of the Association Council set up under the Convention of Association between the European Economic Community and the African and Malagasy States associated with that Community, amended by Regulation (EEC) Nos 2860/71<sup>(3)</sup> and 2656/72<sup>(4)</sup>;
- Council Regulation (EEC) No 1289/71<sup>(5)</sup> of 7 June 1971 on the implementation of Decision No

1/71 of the Association Council set up under the Agreement establishing an Association between the European Economic Community and the United Republic of Tanzania, the Republic of Uganda and the Republic of Kenya, amended by Regulation (EEC) No 686/72<sup>(6)</sup>;

- the Council Decision of 7 June 1971<sup>(7)</sup> on the definition of the concept of 'originating products' and methods of administrative cooperation for the purpose of implementing the Decision of 29 September 1970 on the Association of overseas countries and territories with the European Economic Community, amended by the Decision of 6 December 1972<sup>(8)</sup>,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. In order to define the concept of 'originating products' for the purposes of Article 109 (2) of the Act of Accession, Regulation (EEC) Nos 1251/71, 2860/71 and 2656/72 on the implementation of certain Decisions on customs matters of the Association Council set up under the Convention of Association between the European Economic Community and the African and Malagasy States associated with that Community shall apply in respect of products from those States.
2. In order to define the concept of 'originating products' for the purposes of Article 109 (2) of the Act of Accession, Regulation (EEC) Nos 1289/71 and 686/72 on the implementation of certain Decisions on customs matters of the Association Council set up under the Agreement establishing an Association between the European Economic Community and the United Republic of Tanzania, the Republic of Uganda and the Republic of Kenya shall apply in respect of products from those States.

<sup>(1)</sup> OJ No L 73, 27. 3. 1972, p. 14.

<sup>(2)</sup> OJ No L 135, 21. 6. 1971, p. 1.

<sup>(3)</sup> OJ No L 289, 31. 12. 1971, p. 2.

<sup>(4)</sup> OJ No L 287, 26. 12. 1972, p. 6.

<sup>(5)</sup> OJ No L 141, 27. 6. 1971, p. 1.

<sup>(6)</sup> OJ NO L 82, 6. 4. 1972, p. 1.

<sup>(7)</sup> OJ No L 282, 28. 12. 1970, p. 83.

<sup>(8)</sup> OJ No L 287, 26. 12. 1972, p. 17.

3. In order to define the concept of 'originating products' for the purposes of Article 119 (2) of the Act of Accession, the Council Decisions of 7 June 1971 and 6 December 1972 on the definition of the concept of 'originating products' and methods of administrative cooperation for the purpose of implementing the Decision of 29 September 1970 on

the association of overseas countries and territories with the European Economic Community shall apply.

*Article 2*

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 28 December 1973.

*For the Council*

*The President*

Ove GULDBERG