

COMMISSION OF THE EUROPEAN COMMUNITIES

C(82) 1750/2

Brussels, 13th December 1982

DRAFT COMMISSION RECOMMENDATION (ECSC)

to the Member States concerning the requirement for steel
dealers to declare the quantities of certain steel products
received and delivered

C(82) 1750/2

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COMMISSION RECOMMENDATION N° /82/ECSC
OF
TO THE MEMBER STATES CONCERNING THE REQUIREMENT FOR STEEL DEALERS
TO DECLARE THE QUANTITIES OF CERTAIN STEEL PRODUCTS RECEIVED AND
DELIVERED

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel
Community,

+ and in particular Article 95 thereof, alinea 1;

Having obtained the unanimous assent of the Council and consulted
the Consultative Committee

Whereas the steel market continues to be seriously affected by the deterior-
ation of the economic situation, whereas the level of demand varies from
one Member State to another and is helping to create major price differences
between the various Community markets ;

Whereas this situation creates changes harmful to the pattern of deliveries ;

Whereas this changes are a major factor in the imbalance in the market for
steel products ;

Whereas it is essential to maintain the unity of the Community steel market
and tighten up discipline with regard to quantities and prices ;

Whereas the steel market constitutes a whole in which dealers help to market
a large proportion of steel products, including those imported from third
countries ;

.../...

Whereas the statistics on the quantities of steel products received and delivered by steel dealers do not at present enable the Commission to have an exact and complete picture of the movements of steel products resulting from the activities of the said dealers ;

Whereas such statistics represent an aid to detecting infringements of the pricing rules ; whereas the information will also help to improve market forecasts and the fixing of abatement rates, and whereas the Commission therefore has to have very precise information on deliveries from both steel dealers and steel undertakings ;

.../...

Whereas it is necessary that the Member States take all appropriate measures to require steel dealers to declare the quantities of certain steel products received and delivered; whereas the Member States must ensure compliance with this obligation and check the declarations;

Whereas the Member States should also record the amounts of the products in question that are imported, so that they can be classified statistically by sector and by undertaking of origin;

Whereas the measures to be taken by the Member States must be appropriate to the objective pursued and must comply with the provisions of the Treaty on the free movement of goods;

Whereas the Member States should process the declarations and information forwarded to them; whereas they should regularly inform the Commission of the results of inspections carried out and make available to the Commission at its request any information it may consider necessary;

HAS ADOPTED THIS RECOMMENDATION

ARTICLE 1

With effect from 1 January 1983 Member States shall implement measures to ensure that the dealers in steel products referred to in Article 2 are subject to the obligations set out in this Recommendation and to impose controls and penalties to ensure compliance with the said obligations.

ARTICLE 2

For the purposes of this Recommendation the following shall be regarded as "dealers in steel products" :

1. distributive undertakings selling ex-stock the steel products defined in Annex 1 to this Recommendation and those marketing such steel products after having processed them;

for the purposes of this Recommendation processing shall be deemed to have taken place when the products referred to in Annex 1 of the said Recommendation are converted :

- either into another steel product listed in the said Annexes, by means of an operation other than rolling;
 - or into a product obtained from slitting cold-rolled plate into coil 500 mm wide or over;
2. distributive undertakings selling direct the steel products defined in Annex I originating in third countries.

Article 3

Dealers in steel products shall be required to declare to the authority designated by the Member State the quantities of Annex I products received and delivered by them. That authority shall have the power to check these declarations on the dealers' premises.

Article 4

For each of the steel products listed in Annex I to this Recommendation the Member States shall record the amounts imported, so as to permit their statistical classification by sector and by undertaking of origin (producers, dealers selling steel products ex-stock and undertakings distributing steel products originating in third countries).

Article 5

Member States shall:

1. ensure that the declarations and information referred to in Articles 3 and 4 are processed and put to use;
2. send the Commission, within six weeks of the last day of each month, a summary of the data for the month elapsed, broken down by product, Member State and sector of activity.

The Commission shall lay down the procedures for the application of this provision.

Article 6

Dealers in steel products which fail to fulfill their obligations under these provisions as regards the implementation of Article 3, or which provide false or incomplete information, shall be liable to appropriate fines not exceeding 1 % of their annual turnover and penalty payments of up to a maximum of 5 % of their average daily turnover per day of delay.

Article 7

This Recommendation is addressed to the Member States.

LIST OF PRODUCTS	QUESTIONNAIRE	CODES TAKEN IN QUESTION.		NIMEXE CODES	
		LIGN	1 and 2 and 3 and 4	QUESTION 1 and 3	QUESTION. 2 and 4
• HOT ROLLED WIDE STRIP	17	01			
• HOT ROLLED NARROW STRIP 600 mm	16	02			
• MEDIUM (OR LIGHT) PLATE AND HEAVY PLATE (OF 3 mm AND over) OBTAINED BY CUTTING HOT ROLLED WIDE STRIP	19	03			
• COLD REDUCED SHEET BELOW 3 mm, CUT OR COILDED AND HOT ROLLED SHEET BELOW 3 mm in cut lengths. • of which : electrical sheet with a silicon content of 1 % or more.	20 and 30 Ex 30	04 05			
• HOT DIPPED GALVANISED SHEET (cut lengths or coils)	Ex 42	06			
• ELECTRO GALVANISED SHEET IN CUT LENGTHS OR COILS • ORGANIC COATED IN CUT LENGTHS OR COIL • METALLIC COATING IN CUT LENGTHS OR COIL	Ex 42 Ex 42 Ex 42	07 08 09			
• TINPLATE (including Blackplate and TFS)	41	10			
• REVERSING HILL PLATE (HOT ROLLED PLATE AND SHEET EX MILLS OTHER THAN WIDE STRIP. MILLS	18	11			

QUESTIONNAIRE	CODES TAKEN IN QUESTION.	QUESTION.	
		1 and 2	3 and 4
Eurostat 3,70		1 and 2	3 and 4
		QUESTION. 1 and 3	QUESTION. 2 and 4
		Lign	
		15	12
		Ex 11	13
		Ex 11	14
		12	15
		13	16
		14	17
		-	18

L I S T O F P R O D U C T S

• WIDE FLATS

• BEAMS, I, U, H OF 80 mm AND MORE AND ZORES
• OF WHICH ZORES (sections for mining frames)

• WIRE ROD IN COILS (including reinforcing bars in coils)

• REINFORCING BARS (excluding reinforcing bars coils)

• Merchant Bars

• GENERAL TOTAL FROM LIGN 1 till 17

QUESTIONNAIRE
N° 2

RECEPTIONS AND DELIVERIES OF CERTAIN ROLLED PRODUCTS ; ALLOY STEEL - PRIME PLUS NON PRIME

This questionnaire concerns the ex-warehouse operation and has to be sent monthly not later than 10 working days after the end of the month. The semi-direct sales" operation are considered as ex-warehouse operations.

COUNTRY :	TRADER :	CODE :	MONTH/YEAR :
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PRO-DUCTS	RECEPTIONS						DELIVERIES				TOTAL	
	Coming from the country		IMPORTS				IN THE COUNTRY		IN THE EEC			
	TOTAL	of which from other trader countries	from other EEC countries	from other traders	from third countries	TOTAL	to the consu-mers	to the traders	TOTAL	of which to traders		
LIGN	01	02	03	04	05	01+03+05=06	07	08	09	10	11	09+10=11
01												
02												
03												
04												
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QUESTIONNAIRE

RECEPTIONS AND DELIVERIES OF CERTAIN ROLLED PRODUCTS ; PRIME PLUS NON PRIME

This questionnaire concerns the ex-warehouse operation and has to be sent monthly not later than 10 working days after the end of the month. The semi-direct sales" operation are considered as ex-warehouse operations.

COUNTRY :	TRADER :	CODE :	MONTH/YEAR :
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PRO-DUCTS	RECEPTIONS						DELIVERIES				TOTAL	
	Coming from the country		IMPORTS		TOTAL	IN THE COUNTRY		IN THE EEC		TOTAL		
	TOTAL	of which from other trader	from other EEC countries	from other traders		from third countries	to the consu-mers	to the traders	TOTAL			of which to traders
01	02	03	04	05	06	07	08	09	10	11	09+10+11	
ALIGN												
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02												
03												
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05												
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18												
19												
20												

QUESTIONNAIRE
No 3

RECEPTIONS AND DELIVERIES OF CERTAIN PRODUCTS ; PRIME PLUS NON PRIME

This questionnaire covers the "Direct Sales" operation and has to be sent monthly not later than 10 working days after the end of the month.

COUNTRY :		TRADER :		CODE	MONTH/YEAR :
PRODUCTS	RECEPTIONS		DELIVERIES		
	Coming from other countries	IN THE COUNTRY		IN THE OTHER COUNTRIES OF EEC	
	01	TOTAL	from other traders	TOTAL	of which to traders
LIGN		02	03	04	05
01					02 + 04 = 06
02					
03					
04					
05					
06					
07					
08					
09					
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11					
12					
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14					
15					
16					
17					
18					

QUESTIONNAIRE
No 4

RECEPTIONS AND DELIVERIES OF CERTAIN ROLLED PRODUCTS ; ALLOY STEEL - PRIME PLUS NON PRIME

This questionnaire covers the "Direct Sales" operation and has to be sent monthly not later than 10 working days after the end of the month.

COUNTRY :	TRADER :	CODE :	MONTH/YEAR
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PRODUCTS	RECEPTIONS		DELIVERIES				TOTAL
	Coming from other countries	TOTAL	IN THE COUNTRY		IN THE OTHER COUNTRIES OF EEC		
			from other traders	TOTAL	TOTAL	of which to traders	
LIGN	01	02	03	04	05	02 + 04 = 06	
01							
02							
03							
04							
05							
06							
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