

# **ASSOCIATION**

**between the European Economic Community  
and Turkey**

## **COLLECTED ACTS**

**SECRETARIAT OF THE COUNCIL  
OF THE EUROPEAN COMMUNITIES**



NOTE D'INFORMATION

aux destinataires des Recueils d'Actes :

- Association CEE-CHYPRE
- Association CEE-MALTE
- Association CEE-TURQUIE
- Coopération CEE-ALGERIE
- Coopération CEE-MAROC
- Coopération CEE-TUNISIE
- Coopération CEE-EGYPTE
- Coopération CEE-JORDANIE
- Coopération CEE-SYRIE
- Coopération CEE-LIBAN
- Coopération CEE-ISRAEL

A partir de l'édition 1984 cette publication - tout en maintenant le contenu habituel - changera de périodicité, de format et de présentation.

Afin de répondre à une exigence de praticité et en tenant compte des sollicitations d'un certain nombre de lecteurs, les Recueils d'Actes paraîtront à l'avenir sous forme de brochure, en format A5 et avec périodicité annuelle. Deux publications sont prévues, regroupant respectivement les actes relatifs aux Associations et aux Coopérations.

The updating of the Collected Acts EEC-Turkey Association will be completed as soon as the translations of acts adopted before 1973 are made available.

Directions for use

1. Acts listed in the Compilation

The Compilation of Acts pertaining to the "Association between the European Economic Community and Turkey" contains in addition to the text of the Association Agreement signed at Ankara on 12.9.1963, all the acts adopted pursuant to this Agreement by the various Institutions of the Association between the European Economic Community (EEC) and Turkey as well as the acts adopted by the EEC with regard to Turkey.

Certain acts of the Institutions of the Association between the EEC and Turkey have not been included because of their nature. This is the case for budgets, acts of a personal nature (for example appointments,) etc...

2. General Structure of the Compilation

The acts are classified in 6 basic series with the following abbreviations and titles in order of classification :

GEN - General matters

INST - Institutional problems

TRADE - Trade in goods .

FIN - Financial aid

ESTC - Right of establishment - Provision of services - Transport -  
Competition

LT - Labour in Turkey

## COLLECTED ACTS - EEC -TURKEY ASS.

Each series of acts is separated from the others by a guide card with the abbreviated title of the series indicated on the tab.

The acts appearing in each series are subdivided into headings which are numbered in Roman numerals listed on the 1st page of each series.

The acts appearing in the Compilation are classified under each heading in chronological order of the dates of adoption of the acts.

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General table of the series and heading in the Compilation  
"Association between the European Economic Community  
and Turkey"

Series	Headings
General matters (GEN)	0 - General - Blank I - Association Agreement and Related texts II - Provisions within the Community relating to the Association Agreement
Institutional Questions (INST)	0 - General - Blank I - Council and Committee of Association II - Institutional Questions within the EEC III - Parliamentary Committee of the Association - Blank IV - Settlement of disputes - Implementation of Article 25 of the Agreement - Blank

Series	Headings
Trade in goods (TRADE)	0 - General -Blank I - Decisions, recommendations and other acts of the Council of Association II - Decisions and other Community Acts of interest to Turkey <del>III - Agreements with non-member countries concerning Turkey</del>
Financial aid (FIN)	<del>0 - General - Blank</del> I - Common financial aid problems-Blank II - Internal Community measures III - Use of financial aid -Blank
Rights of establishment - Provision of services - Transport - Competition (ESTC)	There are no acts in this series yet
Labour in Turkey (LT)	0 - General -Blank

### 3. agination

In order that new acts can be added at any time, the Compilation is arranged in loose-leaf form.

Heading each page there is a reference composed of the following elements : an abbreviation indicating the series, a Roman numeral indicating the heading and consecutive Arabic numerals indicating the pages under each heading.

Example : TRADE I 4

TRADE indicates the "Trade in goods" series

I indicates the **heading** on "Decisions, recommendations and other Acts of the Council of Association.

4 indicates page 4.

When it becomes necessary to amend a page after an alteration has been made, a replacement leaf will be supplied. This will be marked at the bottom right-hand corner so that it may be distinguished from the page to be removed which appeared previously in the collection. Example : **Page GEN I 1 bearing" No 2"** and "31.2.1966" means that the previous leaf has been replaced by a second leaf on 31.12.1966.

References to show that an act is related to another are given in foot-note form.

4. Tables

At the beginning of each heading in the Compilation there is a table listing the titles of the acts recorded in it. It will be brought up to date at regular intervals.

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In addition to this compilation, there are also the "European Communities" Collected Acts, the Compilation of Acts of the "Association between the European Economic Community and the African States and Madagascar associated with the Community", the Compilation of Acts of the "Association between the European Economic Community and Greece", the Compilation of Acts of the "Association between the European Economic Community and the Kingdom of Morocco", the Compilation of Acts of the "Association between the European Economic Community and the Tunisian Republic" and the Compilation of Acts of the "Association between the European Economic Community and Malta".



General matters

Subdivision:

0 - General - Blank

I - Association Agreement and Related texts

II - Provisions within the Community relating to the  
Association Agreement

## I. Association Agreement and Related texts

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I

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**AGREEMENT**

establishing an Association between the European Economic Community and Turkey

(signed at Ankara, 12 September 1963)

**PREAMBLE**

HIS MAJESTY THE KING OF THE BELGIANS,

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE PRESIDENT OF THE FRENCH REPUBLIC,

THE PRESIDENT OF THE ITALIAN REPUBLIC,

HER ROYAL HIGHNESS THE GRAND DUCHESS OF LUXEMBOURG,

HER MAJESTY THE QUEEN OF THE NETHERLANDS,

and

THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY,

of the one part, and

THE PRESIDENT OF THE REPUBLIC OF TURKEY,

of the other part,

**DETERMINED** to establish ever closer bonds between the Turkish people and the peoples brought together in the European Economic Community;

**RESOLVED** to ensure a continuous improvement in living conditions in Turkey and in the European Economic Community through accelerated economic progress and the harmonious expansion of trade, and to reduce the disparity between the Turkish economy and the economies of the Member States of the Community;

**MINDFUL** both of the special problems presented by the development of the Turkish economy and of the need to grant economic aid to Turkey during a given period;

**RECOGNIZING** that the support given by the European Economic Community to the efforts of the Turkish people to improve their standard of living will facilitate the accession of Turkey to the Community at a later date;

**RESOLVED** to preserve and strengthen peace and liberty by joint pursuit of the ideals underlying the Treaty establishing the European Economic Community;

**HAVE DECIDED** to conclude an Agreement establishing an Association between the European Economic Community and Turkey in accordance with Article 238 of the Treaty establishing the European Economic Community, and to this end have designated as their Plenipotentiaries:



HIS MAJESTY THE KING OF THE BELGIANS:

Mr Paul-Henri SPAAK,  
Deputy Prime Minister and Minister for Foreign Affairs;

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:

Dr. Gerhard SCHRÖDER,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FRENCH REPUBLIC:

Mr Maurice COUVE DE MURVILLE,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE ITALIAN REPUBLIC:

Mr Emilio COLOMBO,  
Minister for the Treasury;

HER ROYAL HIGHNESS THE GRAND DUCHESS OF LUXEMBOURG:

Mr Eugène SCHAUS,  
Vice-President of the Government and Minister for Foreign Affairs;

HER MAJESTY THE QUEEN OF THE NETHERLANDS:

Mr Joseph M. A. H. LUNS,  
Minister for Foreign Affairs;

THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY:

Mr Joseph M. A. H. LUNS,  
President in Office of the Council of the European Economic Community and  
Minister for Foreign Affairs in the Netherlands;

THE PRESIDENT OF THE REPUBLIC OF TURKEY:

Mr Feridun Cemal ERKIN,  
Minister for Foreign Affairs;

WHO, having exchanged their Full Powers, found in good and due form,

HAVE AGREED AS FOLLOWS:

## TITLE I

## PRINCIPLES

*Article 1*

By this Agreement an Association is established between the European Economic Community and Turkey.

*Article 2*

1. The aim of this Agreement is to promote the continuous and balanced strengthening of trade and economic relations between the Parties, while taking full account of the need to ensure an accelerated development of the Turkish economy and to improve the level of employment and the living conditions of the Turkish people.

2. In order to attain the objectives set out in paragraph 1, a customs union shall be progressively established in accordance with Article 3, 4 and 5.

3. Association shall comprise:

- (a) a preparatory stage;
- (b) a transitional stage;
- (c) a final stage.

*Article 3*

1. During the preparatory stage Turkey shall, with aid from the Community, strengthen its economy so as to enable it to fulfil the obligations which will devolve upon it during the transitional and final stages.

The detailed rules for this preparatory stage, in particular those for aid from the Community, are set out in the Provisional Protocol and in the Financial Protocol to this Agreement.

2. The preparatory stage shall last five years, unless it should be extended in accordance with the conditions laid down in the Provisional Protocol.

The change-over to the transitional stage shall be effected in accordance with Article 1 of the Provisional Protocol.

*Article 4*

1. During the transitional stage the Contracting Parties shall, on the basis of mutual and balanced obligations:

- establish progressively a customs union between Turkey and the Community;
- align the economic policies of Turkey and the Community more closely in order to ensure the proper functioning of the Association and the progress of the joint measures which this requires.

2. This stage shall last not more than twelve years, subject to such exceptions as may be made by mutual agreement. The exceptions must not impede the final establishment of the customs union within a reasonable period.

*Article 5*

The final stage shall be based on the customs union and shall entail closer coordination of the economic policies of the Contracting Parties.

*Article 6*

To ensure the implementation and the progressive development of the Association, the Contracting Parties shall meet in a Council of Association which shall act within the powers conferred upon it by this Agreement.

*Article 7*

The Contracting Parties shall take all appropriate measures, whether general or particular, to ensure the fulfilment of the obligations arising from this Agreement.

They shall refrain from any measures liable to jeopardize the attainment of the objectives of this Agreement.

## TITLE II

## IMPLEMENTATION OF THE TRANSITIONAL STAGE

*Article 8*

In order to attain the objectives set out in Article 4, the Council of Association shall, before the beginning of the transitional stage and in accordance with the procedure laid down in Article 1 of the Provisional Protocol, determine the conditions, rules and timetables for the implementation of the provisions relating to the fields covered by the Treaty establishing the Community which must be considered; this shall apply in particular to such of those fields as are mentioned under this Title and to any protective clause which may prove appropriate.

*Article 9*

The Contracting Parties recognize that within the scope of this Agreement and without prejudice to any special provisions which may be laid down pursuant to Article 8, any discrimination on grounds of nationality shall be prohibited in accordance with the principle laid down in Article 7 of the Treaty establishing the Community.

## Chapter 1

**The customs union***Article 10*

1. The customs union provided for in Article 2 (2) of this Agreement shall cover all trade in goods.
2. The customs union shall involve:
  - the prohibition between Member States of the Community and Turkey, of customs duties on imports and exports and of all charges having equivalent effect, quantitative restrictions and all other measures having equivalent effect which are designed to protect national production in a manner contrary to the objectives of this Agreement;
  - the adoption by Turkey of the Common Customs Tariff of the Community in its trade with third countries, and an approximation to the other Community rules on external trade.

## Chapter 2

**Agriculture***Article 11*

1. The Association shall likewise extend to agriculture and trade in agricultural products, in accordance with special rules which shall take into account the common agricultural policy of the Community.
2. 'Agricultural products' means the products listed in Annex II to the Treaty establishing the Community, as at present supplemented in accordance with Article 38 (3) of that Treaty.

## Chapter 3

**Other economic provisions***Article 12*

The Contracting Parties agree to be guided by Articles 48, 49 and 50 of the Treaty establishing the Community for the purpose of progressively securing freedom of movement for workers between them.

*Article 13*

The Contracting Parties agree to be guided by Articles 52 to 56 and Article 58 of the Treaty establishing the Community for the purpose of abolishing restrictions on freedom of establishment between them.

*Article 14*

The Contracting Parties agree to be guided by Articles 55, 56 and 58 to 65 of the Treaty establishing the Community for the purpose of abolishing restrictions on freedom to provide services between them.

*Article 15*

The rules and conditions for extension to Turkey of the transport provisions contained in the Treaty

establishing the Community, and measures adopted in implementation of those provisions shall be laid down with due regard to the geographical situation of Turkey.

*Article 16*

The Contracting Parties recognize that the principles laid down in the provisions on competition, taxation and the approximation of laws contained in Title I of Part III of the Treaty establishing the Community must be made applicable in their relations within the Association.

*Article 17*

Each State party to this Agreement shall pursue the economic policy needed to ensure the equilibrium of its overall balance of payments and to maintain confidence in its currency, while taking care to ensure a continuous, balanced growth of its economy in conjunction with stable prices.

Each State party to this Agreement shall pursue a conjunctural policy, in particular a financial and monetary policy, which furthers these objectives.

*Article 18*

Each State party to this Agreement shall pursue a policy with regard to rates of exchange which ensures that the objectives of the Association can be attained.

*Article 19*

The Member States of the Community and Turkey undertake to authorize, in the currency of the country

in which the creditor or the beneficiary resides, any payments or transfers connected with the movement of goods, services or capital, and any transfers of capital or earnings, to the extent that the movement of goods, services, capital and persons between them has been liberalized pursuant to this Agreement.

*Article 20*

The Contracting Parties shall consult each other with a view to facilitating movements of capital between Member States of the Community and Turkey which will further the objectives of this Agreement.

They shall actively seek all means of promoting the investment in Turkey of capital from countries of the Community which can contribute to Turkish economic development.

With respect to arrangements for foreign capital residents of all Member States shall be entitled to all the advantages, in particular as regards currency and taxation, which Turkey accords to any other Member State or to a third country.

*Article 21*

The Contracting Parties hereby agree to work out a consultation procedure in order to ensure coordination of their commercial policies towards third countries and mutual respect for their interests in this field, *inter alia* in the event of subsequent accession to or association with the Community by third countries.

**TITLE III**

**GENERAL AND FINAL PROVISIONS**

*Article 22*

1. In order to attain the objectives of this Agreement the Council of Association shall have the power to take decisions in the cases provided for therein. Each of the Parties shall take the measures necessary to implement the decisions taken. The Council of Association may also make appropriate recommendations.

2. The Council of Association shall periodically review the functioning of the Association in the light

of the objectives of this Agreement. During the preparatory stage, however, such reviews shall be limited to an exchange of views.

3. Once the transitional stage has been embarked on, the Council of Association shall adopt appropriate decisions where, in the course of implementation of the Association arrangements, attainment of an objective of this Agreement calls for joint action by the Contracting Parties but the requisite powers are not granted in this Agreement.

*Article 23*

The Council of Association shall consist of members of the Governments of the Member States and members of the Council and of the Commission of the Community on the one hand and of members of the Turkish Government on the other.

The members of the Council of Association may arrange to be represented in accordance with its rules of procedure.

The Council of Association shall act unanimously.

*Article 24*

The office of President of the Council of Association shall be held for a term of six months by a representative of the Community and a representative of Turkey alternately. The term of office of the first President may be shortened by a decision of the Council of Association.

The Council of Association shall adopt its rules of procedure.

The Council of Association may decide to set up committees to assist in the performance of its tasks, and in particular a committee to ensure the continuing cooperation necessary for the proper functioning of this Agreement.

The Council of Association shall lay down the terms of reference of these committees.

*Article 25*

1. The Contracting Parties may submit to the Council of Association any dispute relating to the application or interpretation of this Agreement which concerns the Community, a Member State of the Community, or Turkey.

2. The Council of Association may settle the dispute by decision; it may also decide to submit the dispute to the Court of Justice of the European Communities or to any other existing court or tribunal.

3. Each Party shall be required to take the measures necessary to comply with such decisions.

4. Where the dispute cannot be settled in accordance with paragraphs 2 of this Article, the Council of Association shall determine, in accordance with Article 8 of this Agreement, the detailed rules

for arbitration or for any other judicial procedure to which the Contracting Parties may resort during the transitional and final stages of this Agreement.

*Article 26*

This Agreement shall not apply to products within the province of the European Coal and Steel Community.

*Article 27*

The Council of Association shall take all appropriate steps to promote the necessary cooperation and contacts between the European Parliament, the Economic and Social Committee and other organs of the Community on the one hand and the Turkish Parliament and the corresponding organs in Turkey on the other.

During the preparatory state, however, such contacts shall be limited to relations between the European Parliament and the Turkish Parliament.

*Article 28*

As soon as the operation of this Agreement has advanced far enough to justify envisaging full acceptance by Turkey of the obligations arising out of the Treaty establishing the Community, the Contracting Parties shall examine the possibility of the accession of Turkey to the Community.

*Article 29*

1. This Agreement shall apply to the European territories of the Kingdom of Belgium, of the Federal Republic of Germany, of the French Republic, of the Italian Republic, of the Grand Duchy of Luxembourg and of the Kingdom of the Netherlands on the one hand and to the territory of the Turkish Republic on the other.

2. The Agreement shall also apply to the French overseas departments so far as concerns those of the fields covered by it which are listed in the first subparagraph of Article 227 (2) of the Treaty establishing the Community.

The conditions for applying to those territories the provisions of this Agreement relating to other fields shall be decided at a later date by agreement between the Contracting Parties.

*Article 30*

The Protocols annexed to this Agreement by common accord of the Contracting Parties shall form an integral part thereof.

*Article 31*

This Agreement shall be ratified by the Signatory States in accordance with their respective constitutional requirements, and shall become binding on the Community by a decision of the Council taken in accordance with the Treaty establishing the Community and notified to the Parties to this Agreement.

The instruments of ratification and the notifications of conclusion shall be exchanged at Brussels.

*Article 32*

This Agreement shall enter into force on the first day of the second month following the date of exchange of the instruments of ratification and the notification referred to in Article 31.

*Article 33*

This Agreement is drawn up in two copies in the Dutch, French, German, Italian and Turkish languages, each of these texts being equally authentic.

**PROTOCOL No 1****Provisional Protocol****THE CONTRACTING PARTIES,**

RECOGNIZING the importance to the Turkish economy, particularly in the preparatory stage, of exports of tobacco, dried grapes, dried figs and hazelnuts;

DESIRING to adopt the Provisional Protocol provided for in Article 3 of the Agreement of Association,

**HAVE AGREED AS FOLLOWS:***Article 1*

1. Four years after the entry into force of this Agreement, the Council of Association shall consider whether, taking into account the economic situation of Turkey, it is able to lay down, in the form of an additional Protocol, the provisions relating to the conditions, detailed rules and timetables for implementing the transitional stage referred to in Article 4 of the Agreement.

The additional Protocol shall be signed by the Contracting Parties and shall enter into force after completion of the respective constitutional procedures.

2. If the additional Protocol has not been adopted by the end of the fifth year, the procedure laid down in paragraph 1 shall be set in motion again after a period which shall be fixed by the Council of Association and which shall not exceed three years.

3. The provisions of this Protocol shall continue to apply until the additional Protocol enters into force

or until the end of the tenth year, whichever is the earlier.

If, however, the additional Protocol has been adopted but has not entered into force by the end of the tenth year, this Provisional Protocol shall be extended for not more than one year.

Should the additional Protocol not have been adopted by the end of the ninth year, the Council of Association shall decide on the arrangements to be applied in respect of the preparatory stage from the end of the tenth year.

*Article 2*

From the date of the entry into force of this Protocol, the Member States of the Community shall open the following annual tariff quotas for imports originating in and coming from Turkey:

(a) 24.01 — *Unmanufactured tobacco: tobacco refuse*

Belgo-Luxembourg Economic Union	1 250 metric tons
Federal Republic of Germany	6 600 metric tons
France	2 550 metric tons
Italy	1 500 metric tons
Netherlands	600 metric tons

Each Member State shall apply to products imported under these tariff quotas the customs duty which it applies to imports of like products within the framework of the Agreement of Association signed by the Community on 9 July 1961.

(b) *ex 08.04 — Dried grapes* (in containers of a net content not exceeding 15 kg)

Belgo-Luxembourg Economic Union	3 250 metric tons
Federal Republic of Germany	9 750 metric tons
France	2 800 metric tons
Italy	7 700 metric tons
Netherlands	6 500 metric tons

Each Member State shall apply to products imported under these tariff quotas the customs duty which it applies to imports of like products within the framework of the Agreement of Association signed by the Community on 9 July 1961.

(c) *ex 08.03 — Dried figs* (in containers of a net content not exceeding 15 kg)

Belgo-Luxembourg Economic Union	840 metric tons
Federal Republic of Germany	5 000 metric tons
France	7 000 metric tons
Netherlands	160 metric tons

In the case of dried figs imported under these tariff quotas each Member State shall, pending the final alignment of the national rates of duty of the Member States of the Community on those of the Common Customs Tariff, apply a customs duty for dried figs equal to the basic duty within the meaning of Article 14 (1) of the Treaty establishing the Community, less half the reduction of duty which Member States of the Community allow to one another.

If this Provisional Protocol should still be in force at the date when the national rates of duty of Member States are finally aligned on the Common Customs Tariff, the Community shall adopt, for dried figs, the tariff measures necessary to ensure that Turkey retains commercial advantages equivalent to those which it has under the preceding paragraph, taking into account the provisions of Article 3.

(d) *ex 08.05 — Nuts, fresh, or dried, shelled or not: hazelnuts*

Belgo-Luxembourg Economic Union	540 metric tons
Federal Republic of Germany	14 500 metric tons
France	1 250 metric tons
Netherlands	710 metric tons

Each Member State of the Community shall apply an *ad valorem* customs duty of 2.5 % to products imported under this tariff quota.

Furthermore, on the entry into force of this Agreement, the Member States of the Community shall abolish all intra-Community customs duties on this product and shall apply the Common Customs Tariff in its entirety.

*Article 3*

From the date of the final alignment of the national duties applied by Member States of the Community to products mentioned in Article 2 with those of the Common Customs Tariff, the Community shall each year open tariff quotas in favour of Turkey equal to the total of the national quotas open at the date of that final alignment. This procedure shall be implemented without prejudice to any decisions which may have been taken by the Council of Association pursuant to Article 4 in respect of the following calendar year.

As regards hazelnuts, however, this procedure shall not be implemented until the national duties of Member States of the Community for all the three other products have been brought into line with those of the Common Customs Tariff.

*Article 4*

From the second year following the entry into force of this Agreement, the Council of Association may decide to increase the tariff quotas referred to in Articles 2 and 3. Unless the Council of Association

should decide otherwise, these increases shall remain in force. Any increase shall take effect only from the beginning of the next calendar year.

*Article 5*

If this Agreement does not enter into force at the beginning of a calendar year, Member States of the Community shall, for the period from the date of entry into force of this Agreement until the beginning of the next calendar year, open tariff quotas of one twelfth of the tonnages mentioned in Article 2 for each month between the date of entry into force of this Agreement and the beginning of the next calendar year.

From the date of entry into force of this Agreement, however, the Council of Association may decide to increase the tariff quotas opened pursuant to the preceding paragraph so as to take into account the seasonal nature of exports of the products in question.

*Article 6*

At the end of the third year after the entry into force of this Agreement, the Council of Association may take appropriate measures to promote the disposal on the Community market of products other than those mentioned in Article 2.

*Article 7*

Once a common agricultural policy has been introduced for tobacco, hazelnuts or dried figs, the Community shall take any measures necessary to

ensure that Turkey retains export openings equivalent to those which it has under this Protocol, taking into account the arrangements laid down for that common agricultural policy.

*Article 8*

If the Community should open tariff quotas for products mentioned in Article 2 of this Protocol, Turkey shall not, as regards the rates of customs duty chargeable within the framework of those tariff quotas, be treated less favourably than a country which is not party to this Agreement.

*Article 9*

Turkey shall endeavour to extend to all Member States of the Community the most favourable treatment which it grants to one or more of them.

*Article 10*

From the beginning of the preparatory stage each Contracting Party may bring before the Council of Association any difficulties regarding the right of establishment, the provision of services, transport or competition. Where necessary, the Council of Association may put forward to the Contracting Parties any appropriate recommendations for the solution of such difficulties.

*Article 11*

This Protocol shall be annexed to the Agreement.

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**PROTOCOL No 2**

**Financial Protocol**

**THE CONTRACTING PARTIES,**

**DESIRING to promote the accelerated development of the Turkish economy in furtherance of the objectives of the Agreement of Association,**

**HAVE AGREED AS FOLLOWS:**



*Article 1*

Requests for the financing of investment projects which will serve to increase the productivity of the Turkish economy and further the objectives of the Agreement of Association, and which are part of the Turkish development plan, may be submitted by the Turkish State and by Turkish undertakings to the European Investment Bank, which shall inform them of the action taken thereon.

*Article 2*

Projects for which requests are approved shall be financed by loans. These loans may be contracted up to a total of 175 million units of account, which may be committed in the five years following the entry into force of this Agreement.

*Article 3*

Requests for financing submitted by Turkish undertakings shall not be approved without the agreement of the Turkish Government.

*Article 4*

1. Loans shall be granted on the basis of the economic features of the projects which they are to finance.
2. Loans, especially those for investment projects the return on which is indirect or long term, may be made on special terms such as reduced rates of interest, extended repayment periods, interest-free periods and, where appropriate, any other special repayment terms which may facilitate the servicing of such loans by Turkey.
3. Any loan granted to an undertaking or to an authority other than the Turkish State shall be subject to a guarantee from the Turkish State.

*Article 5*

1. The Bank may make the granting of these loans subject to public invitation to tender or other

tendering procedures. Participation in such public invitations to tender or other tendering procedures shall be open on equal terms to all natural and legal persons who are nationals of Turkey or of Member States of the Community.

2. Loans may be used to cover expenditure on imports or domestic expenditure, where such expenditure is necessary for carrying out approved investment projects.

3. The Bank shall ensure that the funds are used in the most judicious manner and in accordance with the objectives of this Agreement.

*Article 6*

Turkey undertakes to allow recipients of these loans to obtain the currency necessary for the repayment of the loans and of interest thereon.

*Article 7*

Assistance provided under this Protocol for carrying out certain projects may take the form of participation in financing operations in which, in particular, third countries, international finance organizations or credit and development authorities and institutions of Turkey or of Member States of the Community may be concerned.

*Article 8*

Aid to Turkish economic and social development under the conditions set out in this Agreement and in this Protocol shall be supplementary to the endeavours of the Turkish State.

*Article 9*

This Protocol shall be annexed to this Agreement.

In witness whereof, the undersigned Plenipotentiaries have signed this Agreement.

Done at Ankara this twelfth day of September in the year one thousand nine hundred and sixty-three.

For His Majesty the King of the Belgians,

For the President of the Federal Republic of Germany,

For the President of the French Republic,

For the President of the Italian Republic,

For Her Royal Highness the Grand Duchess of Luxembourg,

For Her Majesty the Queen of the Netherlands.

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**FINAL ACT**

The Plenipotentiaries of

His Majesty the King of the Belgians,

The President of the Federal Republic of Germany,

The President of the French Republic,

The President of the Italian Republic,

Her Royal Highness the Grand Duchess of Luxembourg,

Her Majesty the Queen of the Netherlands, and

The Council of the European Economic Community,

of the one part, and

The President of the Republic of Turkey,

of the other part,

meeting at Ankara, on the twelfth day of September in the year one thousand nine hundred and sixty-three,

for the signature of the Agreement establishing an Association between the European Economic Community and Turkey,

have adopted the following texts:

Agreement establishing an Association between the European Economic Community and Turkey and the Protocol listed below:

Protocol No 1: Provisional Protocol

Protocol No 2: Financial Protocol

The Plenipotentiaries have furthermore:

— adopted the Declarations which are listed below and annexed to this Act (Annex I):

1. Declaration of Intent on dried grapes, in connection with Article 2 of the Provisional Protocol,
2. Interpretative Declaration on the value of the unit of account referred to in Article 2 of the Financial Protocol,
3. Interpretative Declaration on the definition of 'Contracting Parties' used in the Agreement of Association,

— and taken note of the Declarations of the Government of the Federal Republic of Germany which are listed below and annexed to this Act (Annex II):

1. Declaration on the definition of the expression 'German national',
2. Declaration on the application of the Agreement to Berlin.

The Plenipotentiaries have agreed that the Declarations annexed to this Act shall be subjected, in the same manner as for the Agreement establishing an Association between the European Economic Community and Turkey, to any procedures that may be necessary to ensure their validity.

In witness whereof, the undersigned Plenipotentiaries have signed this Final Act.

Done at Ankara, on the twelfth day of September in the year one thousand nine hundred and sixty-three.

For His Majesty the King of the Belgians,

For the President of the Federal Republic of Germany,

For the President of the French Republic,

For the President of the Italian Republic,

For Her Royal Highness the Grand Duchess of Luxembourg,

For Her Majesty the Queen of the Netherlands.

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**Declaration of Intention concerning dried grapes with reference to Article 2 of the Provisional Protocol**

The Community declares that it does not envisage the establishment of a common organization of the market in dried grapes.

**Interpretative Declaration on the value of the unit of account in the context of Article 2 of the Financial Protocol**

The Contracting Parties declare that:

1. The value of the unit of account used to express the amount mentioned in Article 2 of the Financial Protocol shall be 0.88867088 grammes of fine gold.
2. The parity of the currency of a Member State of the Community in relation to the unit of account defined in paragraph 1 shall be the relation between the weight of fine gold contained in the unit of account and the weight of fine gold corresponding to the par value of that currency communicated to the International Monetary Fund. If no par value has been communicated, or if exchange rates differing from the par value by a margin exceeding that authorized by the International Monetary Fund are applied to current payments, the weight of fine gold corresponding to the parity of the currency shall be calculated on the basis of the exchange rate for a currency directly or indirectly expressed in and convertible into gold which is applied in the Member State to current payments, on the day of the calculation, and on the basis of the par value communicated to the International Monetary Fund for that convertible currency.
3. The unit of account defined in paragraph 1 shall remain unchanged throughout the period in which the Financial Protocol is in force. If, however, before the end of that period a uniform proportionate change in the par values of all currencies in relation to gold should be decided by the International Monetary Fund under Article 4, Section 7, of its Articles of Agreement, the weight of fine gold contained in the unit of account shall alter in inverse ratio to that change.

If one or more Member States do not apply the decision taken by the International Monetary Fund as referred to in the preceding subparagraph, the weight of fine gold contained in the unit of account shall alter in inverse ratio to the change decided by the International Monetary Fund. The Council of the European Communities shall, however, examine the situation thus created and shall take the necessary measures, acting by a qualified majority, after receiving a proposal from the Commission and the opinion of the Monetary Committee.

**Interpretative Declaration on the definition of the expression 'Contracting Parties' used in the Agreement of Association**

The Contracting Parties agree that for the purposes of the Agreement of Association 'Contracting Parties' means the Community and the Member States or alternatively the Member States alone or the Community alone on the one hand, and the Turkish Republic on the other. The meaning to be given to this expression in each particular case is to be deduced from the context of the Agreement and from the corresponding provisions of the Treaty establishing the Community. In certain circumstances 'Contracting Parties' may, during the transitional period of the Treaty establishing the Community, mean the Member States, and after the expiry of that period mean the Community.

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**Declarations by the Government of the Federal Republic of Germany**

1. *Declaration on the definition of the expression 'German national'*

All Germans as defined in the Basic Law for the Federal Republic of Germany shall be considered nationals of the Federal Republic of Germany.

2. *Declaration on the application of the Agreement to Berlin*

The Agreement of Association shall apply equally to Land Berlin unless the Government of the Federal Republic of Germany makes a declaration to the contrary to the other Contracting Parties within the three months following the entry into force of the Agreement.

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EUROPEAN COMMUNITIES

Brussels, 8 October 1973

D.D. 99/73 (E 83)

The Council

Letters Exchanged at Ankara on 12 September 1963 between the Head of the Delegations of the Community and of Turkey.

(64/735/EEC)

OJ No 217, 29.12.64

TRANSLATION

Letter from : Mr. Günther Seeliger, Head of the Delegation of the European Economic Community

To : His Excellency Ambassador Hasan Esat Isik, Head of the Turkish Delegation

Dated : 12 September 1963

Subject : Labour problems in Turkey

Your Excellency,

Ankara, 12 September 1963.

Pursuant to the wishes you expressed in the course of these negotiations, I have the honour to inform you that the Community, having regard to Articles 4 and 12 of the Agreement of Association, agrees that the Council of Association may, once the preparatory stage has begun, investigate labour problems occurring in Turkey.

I shall be obliged if you will acknowledge receipt of this letter.

Please accept, Your Excellency, the assurance of my highest consideration.

Günther Seeliger

Head of the Delegation of the European Economic Community.

TRANSLATION

Letter from : His Excellency Ambassador Hasan Esat Isik, Head  
of the Turkish Delegation

To : Mr. Günther Seeliger, Head of the Delegation of  
the European Economic Community

Dated : 12 September 1963

Subject : Reply to the letter from the Head of the Delegation  
of the European Economic Community

Your Excellency, Ankara, 12 September 1963.

You were good enough to make the following communication to me  
in your letter of today's date :

" Pursuant to the wishes you expressed in the course of  
these negotiations, I have the honour to inform you  
that the Community, having regard to Articles 4 and 12  
of the Agreement of Association, agrees that the Council  
of Association may, once the preparatory stage has begun,  
investigate labour problems occurring in Turkey.

I shall be obliged if you will acknowledge receipt of  
this letter ".

I have the honour to acknowledge receipt of that communication.

Please accept, Your Excellency, the assurance of my highest  
consideration.

(Sgd) Hasan Esat Isik  
Head of the Turkish Delegation.



Communication concerning the date of entry into force of the Agreement establishing an Association between the European Economic Community and Turkey.

(64/736/EEC)

The exchange of the instruments of ratification of the Agreement establishing an Association between the European Economic Community and Turkey, signed at Ankara on 12 September 1964, having been effected at Brussels on 28 October 1964, the Agreement thereby entered into force on 1 December 1964, in accordance with Article 32 thereof.

**ADDITIONAL PROTOCOL**

**FINANCIAL PROTOCOL**

**signed at Brussels, 23 November 1970**

ADDITIONAL PROTOCOL

PREAMBLE

HIS MAJESTY THE KING OF THE BELGIANS,

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE PRESIDENT OF THE FRENCH REPUBLIC,

THE PRESIDENT OF THE ITALIAN REPUBLIC,

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,

HER MAJESTY THE QUEEN OF THE NETHERLANDS,

and

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

of the one part, and

THE PRESIDENT OF THE REPUBLIC OF TURKEY,

of the other part,

WHEREAS the Agreement establishing an Association between the European Economic Community and Turkey provides that the preparatory stage of the Association is to be followed by a transitional stage;

ACKNOWLEDGING that the preparatory stage has done much, in accordance with the objectives of the Association Agreement, to strengthen economic relations in general, and to expand trade in particular, between the European Economic Community and Turkey;

BELIEVING that the conditions have been established for passing from the preparatory stage to the transitional stage;

RESOLVED to adopt, in the form of an Additional Protocol the provisions relating to the conditions, arrangements and timetables for the implementation of the transitional stage;

WHEREAS during the transitional stage the Contracting Parties are to ensure, on the basis of mutual and balanced obligations, the progressive establishment of a customs union between Turkey and the Community and the closer alignment of the economic policies of Turkey and the Community in order to ensure the proper functioning of the Association and the progress of the joint measures which this requires;

HAVE DESIGNATED as their Plenipotentiaries:

HIS MAJESTY THE KING OF THE BELGIANS:

Mr Pierre HARMEL,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:

Mr Walter SCHEEL,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FRENCH REPUBLIC:

Mr Maurice SCHUMANN,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE ITALIAN REPUBLIC:

Mr Mario PEDINI,  
Under-Secretary of State for Foreign Affairs;

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG:

Mr Gaston THORN,  
Minister for Foreign Affairs;

HER MAJESTY THE QUEEN OF THE NETHERLANDS:

Mr J. M. A. H. LUNS,  
Minister for Foreign Affairs;

THE COUNCIL OF THE EUROPEAN COMMUNITIES:

Mr Walter SCHEEL,  
President in Office of the Council of the European Communities;

Mr Franco Maria MALFATTI,  
President of the Commission of the European Communities;

THE PRESIDENT OF THE REPUBLIC OF TURKEY:

Mr Ihsan Sabri ÇAGLAYANGİL,  
Minister for Foreign Affairs;

WHO, having exchanged their Full Powers, found in good and due form,

HAVE AGREED upon the following provisions, which shall be annexed to the Agreement of Association:

*Article 1*

This Protocol lays down the conditions, arrangements and timetables for implementing the transitional stage referred to in Article 4 of the Agreement establishing an Association between the European Economic Community and Turkey.

*TITLE I***FREE MOVEMENT OF GOODS***Article 2*

1. Chapter I, Section I, and Chapter II of this Title shall apply:

- (a) to goods produced in the Community or in Turkey, including those wholly or partially obtained or produced from products coming from third countries which are in free circulation in the Community or in Turkey;
- (b) to goods coming from third countries and in free circulation in the Community or in Turkey.

2. Products coming from third countries shall be considered to be in free circulation in the Community or in Turkey if the import formalities have been complied with and any customs duties or charges having equivalent effect which are payable have been levied in the Community or in Turkey, and if they have not benefited from a total or partial drawback of such duties or charges.

3. Goods imported from third countries into the Community or into Turkey and accorded special customs treatment by reason of their country of origin or of exportation, shall not be considered to be in free circulation in the territory of one Contracting Party if they are re-exported to the other Contracting Party. The Council of Association may, however, make exceptions to this rule under conditions which it shall lay down.

4. Paragraphs 1 and 2 shall apply only to goods exported from the Community on or after the date of signature of this Protocol.

*Article 3*

1. Chapter I, Section I, and Chapter II of this Title shall likewise apply to goods obtained or produced in the Community or in Turkey, in the manufacture of which were used products coming from third countries and not in free circulation either in the

Community or in Turkey. These provisions shall, however, apply to those goods only if the exporting State charges a countervailing levy, the rate of which is a percentage of the duties laid down in the Common Customs Tariff for third country products used in their manufacture. This percentage, fixed by the Council of Association for each of such periods as it may determine, shall be based on the tariff reduction granted on those goods in the importing State. The Council of Association shall also lay down the rules for the countervailing levy, taking into account the relevant rules in force before 1 July 1968 in trade between Member States.

2. The countervailing levy shall not, however, be charged on exports from the Community or from Turkey of goods obtained or produced under the conditions mentioned in this Article while the reduction of customs duties on the majority of goods imported into the territory of the other Contracting Party does not exceed 20 %, taking into account the various timetables for tariff reductions fixed by this Protocol.

*Article 4*

The Council of Association shall determine the methods of administrative cooperation to be used in implementing Articles 2 and 3, taking into account the methods laid down by the Community with regard to trade between Member States.

*Article 5*

1. If either Contracting Party considers that differences arising from the application to imports of customs duties, quantitative restrictions or any measures having equivalent effect, or from any other measure of commercial policy, threaten to deflect trade or to cause economic difficulties in its territory, it may bring the matter before the Council of Association, which shall, if necessary, recommend appropriate methods for avoiding any harm liable to result therefrom.

2. Where deflections occur or economic difficulties arise and the Party concerned considers that they call for immediate action, that Party may itself take the necessary protective measures, and shall notify the Council of Association thereof without delay; the Council of Association may decide whether the Party concerned shall amend or abolish those measures.

3. In the choice of such measures preference shall be given to those which least disturb the operation of the Association and, in particular, the normal development of trade.

#### *Article 6*

During the transitional stage the Contracting Parties shall, in so far as may be necessary for the proper functioning of the Association, take steps to approximate their law, regulation or administrative action in respect of customs matters, taking into account the approximations already effected by the Member States of the Community.

### CHAPTER I

#### THE CUSTOMS UNION

##### Section I

##### Elimination of customs duties between the Community and Turkey

#### *Article 7*

1. The Contracting Parties shall refrain from introducing between themselves any new customs duties on imports or exports or charges having equivalent effect, and from increasing those already applied, in their trade with each other at the date of entry into force of this Protocol.

2. The Council of Association may, however, authorize the Contracting Parties to introduce new customs duties on exports or charges having equivalent effect if they are necessary for the attainment of the objectives of the Agreement.

#### *Article 8*

Customs duties on imports and charges having equivalent effect, in force between the Community and Turkey, shall be progressively abolished in accordance with Articles 9 to 11.

#### *Article 9*

On the entry into force of this Protocol, the Community shall abolish customs duties and charges having equivalent effect on imports from Turkey.

#### *Article 10*

1. For each product, the basic duty on which Turkey is to apply the successive reductions shall be the duty actually applied in respect of the Community at the date of signature of this Protocol.

2. The timetable for the reductions to be effected by Turkey shall be as follows: the first reduction shall be made on the entry into force of this Protocol. The second and third shall be applied three years and five years later. The fourth and subsequent reductions shall be made each year in such a way that the final reduction is made at the end of the transitional stage.

3. Each reduction shall be made by lowering the basic duty on each product by 10 %.

#### *Article 11*

Notwithstanding Article 10 (2) and (3), Turkey shall progressively abolish, over a period of twenty-two years, in accordance with the following timetable, the basic duties in respect of the Community on the products listed in Annex 3: a reduction of 5 % on each duty shall be made on the entry into force of this Protocol. Three further reductions, each of 5 %, shall be made three, six and ten years later.

Eight further reductions, each of 10 %, shall be made twelve, thirteen, fifteen, seventeen, eighteen, twenty, twenty-one and twenty-two years respectively after the entry into force of this Protocol.

#### *Article 12*

1. Turkey may, during the first eight years of the transitional stage, make the amendments to Annex 3 which are needed to protect the development of a processing industry which did not exist in Turkey at the time of entry into force of this Protocol, or to ensure the expansion in accordance with the Turkish development plan in force at the time, of an existing processing industry. Such amendments may, however, only be made on condition that:

— in aggregate they relate to not more than 10 % by value of imports from the Community in 1967, calculated at 1967 prices;

— the value of imports from the Community of all products listed in Annex 3, calculated at 1967 prices, is not increased.

Products added to Annex 3 may immediately be made liable to duties calculated in accordance with Article 11; those products which are removed from that list shall immediately be made liable to duties calculated in accordance with the provisions of Article 10.

2. Turkey shall notify the Council of Association of the measures which it proposes to take pursuant to the above provisions.

3. To the same end as that mentioned in paragraph 1 above, and within the limit of 10 % of imports from the Community in 1967, the Council of Association may authorize Turkey, during the transitional stage, to reintroduce, increase or impose customs duties on imports of products subject to the arrangements set out in Article 10.

These tariff measures shall not, for any of the tariff headings which they affect, raise the duty on imports from the Community to more than 25 % *ad valorem*.

4. The Council of Association may derogate from paragraphs 1 and 3.

#### Article 13

1. Irrespective of the provisions of Articles 9 to 11, each Contracting Party may suspend in whole or in part the collection of duties applied by it to products imported from the other Party, in particular, as regards Turkey, for the purpose of stimulating imports of certain products necessary for its economic development; the other Contracting Party shall be informed of such measures.

2. The Contracting Parties declare their readiness to reduce their duties in trade with the other Party more rapidly than is provided for in Articles 9 to 11 if its general economic situation and the situation of the economic sector concerned so permit. The Council of Association shall make recommendations to this end.

#### Article 14

Where, in respect of a country outside the Association, Turkey applies a shorter timetable than is provided for in Articles 10 and 11 to the elimination of a charge having effect equivalent to a customs duty, the same timetable shall be applied to the elimination of that charge in respect of the Community.

#### Article 15

Without prejudice to Article 7 (2), the Contracting Parties shall, at the latest four years after the entry into force of this Protocol, abolish between themselves, customs duties on exports and charges having equivalent effect.

#### Article 16

1. Article 7 (1) and Articles 8 to 15 shall also apply to customs duties of a fiscal nature.

2. On the entry into force of this Protocol the Community and Turkey shall inform the Council of Association of their customs duties of a fiscal nature.

3. Turkey shall retain the right to substitute for these customs duties of a fiscal nature an internal tax which complies with the provisions of Article 44.

4. If the Council of Association finds that substitution for any customs duty of a fiscal nature meets with serious difficulties in Turkey, it shall authorize that country to retain the duty on condition that it shall abolish it not later than the end of the transitional stage. Such authorization must be requested within twelve months of the entry into force of this Protocol.

Turkey may provisionally continue to apply such a duty until a decision has been taken by the Council of Association.

## Section II

### Adoption by Turkey of the Common Customs Tariff

#### Article 17

The Turkish Customs Tariff shall be aligned on the Common Customs Tariff during the transitional stage on the basis of the duties actually applied by Turkey in respect of third countries at the date of signature of this Protocol, and in accordance with the following rules:

1. In the case of products on which the duties actually applied by Turkey at the date indicated above do not differ by more than 15 % either way from the duties in the Common Customs Tariff, the latter duties shall be applied one year after the second reduction of duties provided for in Article 10.

2. In any other case Turkey shall, one year after the second reduction of duties provided for in Article 10, apply duties reducing by 20 % the difference

between the duty actually applied at the date of signature of this Protocol and the duty in the Common Customs Tariff.

3. When the fifth and seventh reductions of customs duties provided for in Article 10 are applied, this difference shall be further reduced by 20 %.
4. The Common Customs Tariff shall be applied in its entirety when the tenth reduction of customs duties provided for in Article 10 is applied.

#### *Article 18*

Notwithstanding Article 17 Turkey shall, for the products listed in Annex 3, align its customs tariff over a period of twenty-two years in accordance with the following rules:

1. In the case of products for which the duties actually applied by Turkey on the date of signature of this Protocol do not differ from the Common Customs Tariff duties by more than 15 % either way, the latter duties shall be applied from the date of the fourth reduction of duties provided for in Article 11.
2. In any other case Turkey shall, from the date of the fourth reduction of duties provided for in Article 11, apply duties reducing by 20 % the difference between the duty actually applied at the date of signature of this Protocol and the duty in the Common Customs Tariff.
3. When the seventh and ninth reductions provided for in Article 11 are applied, this difference shall be further reduced by 30 % and 20 %, respectively.
4. The Common Customs Tariff shall be applied in its entirety at the end of the twenty-second year.

#### *Article 19*

1. In the case of particular products making up not more than 10 % of the total value of its imports in 1967, Turkey may, after consultation in the Council of Association, defer until the end of the twenty-second year after the entry into force of this Protocol the reductions of duties in respect of third countries which it should otherwise make under Articles 17 and 18.
2. In the case of particular products making up not more than 5 % of the total value of its imports in 1967, Turkey may, after consultation in the Council of Association, retain after a period of twenty-two years customs duties in respect of third countries which are higher than those in the Common Customs Tariff.

3. However, the application of the preceding paragraphs must not prejudice the free movement of goods within the Association and shall not entitle Turkey to invoke the provisions of Article 5.

4. Where alignment of the Turkish Customs Tariff with the Common Customs Tariff has been accelerated, Turkey shall maintain in favour of the Community a preference equivalent to that resulting from the arrangements provided for in this Chapter.

As regards the products listed in Annex 3, no such acceleration may take place before the end of the transitional stage, unless prior authorization has been given by the Council of Association.

5. - As regards customs duties which have been authorized pursuant to the first subparagraph of Article 16 (4) or which Turkey may provisionally maintain in accordance with the second subparagraph of Article 16 (4), Articles 17 and 18 need not be applied. On expiry of the authorization, Turkey shall apply the duties provided for in Articles 17 and 18.

#### *Article 20*

1. To facilitate the importation of particular goods from countries with which Turkey has concluded bilateral trade agreements, Turkey may, with the prior authorization of the Council of Association, grant tariff quotas at reduced or zero rates of duty, if the functioning of those agreements is appreciably affected by the application of this Protocol or by measures taken in pursuance thereof.

2. Such authorization shall be deemed to have been given when the tariff quotas mentioned in the preceding paragraph comply with the following conditions:

- (a) the total annual value of such quotas does not exceed 10 % of the average value of Turkish imports from third countries during the past three years for which statistics are available, excluding from such imports those which were made with the help of the means referred to in Annex 4. Imports from third countries admitted free of duty within the framework of Annex 4 shall be deducted from this 10 %;
- (b) in the case of each product, the value of imports provided for within the framework of the tariff quotas shall not exceed one third of the average value of Turkish imports of that product from third countries in the past three years for which statistics are available.

3. Turkey shall notify the Council of Association of measures which it envisages taking in pursuance of paragraph 2.



At the end of the transitional stage the Council of Association may decide whether the provisions of paragraph 2 should be repealed or amended.

4. In no case may the duty under a tariff quota be lower than that actually applied by Turkey to imports from the Community.

## CHAPTER II

### ELIMINATION OF QUANTITATIVE RESTRICTIONS BETWEEN THE CONTRACTING PARTIES

#### *Article 21*

Quantitative restrictions on imports and all measures having equivalent effect shall, without prejudice to the following provisions, be prohibited between the Contracting Parties.

#### *Article 22*

1. The Contracting Parties shall refrain from introducing any new quantitative restrictions on imports or measures having equivalent effect.

2. However, as regards Turkey, this obligation shall, at the date of the entry into force of this Protocol, apply only to 35 % of Turkish imports on private account from the Community in 1967. This percentage shall be increased to 40 %, 45 %, 60 % and 80 %, three, eight, thirteen and eighteen years after the entry into force of this Protocol.

3. Six months before each of the dates of the last three increases the Council of Association shall review the consequences for the economic development of Turkey of increasing the degree of liberalization and shall, if this is necessary for achievement of an accelerated development of the Turkish economy, decide to postpone the increase for a period which it shall determine.

In the absence of a decision, the increase shall be postponed for one year. The review procedure shall be repeated six months before expiry of that period. A further postponement of a year shall take place if the Council of Association again takes no decision.

At the end of this second period, Turkey shall implement the increase in the degree of liberalization unless a decision to the contrary has been taken by the Council of Association.

4. A list of products whose importation from the Community has been liberalized shall be supplied to the Community at the time of signature of this

Protocol. The list shall be consolidated in respect of the Community. The lists of products liberalized at the deadlines mentioned in paragraph 2 shall also be supplied to the Community and consolidated in its respect.

5. Turkey may reintroduce quantitative restrictions on imports of products which have been liberalized but not consolidated pursuant to this Article, on condition that it opens quotas in favour of the Community equal to at least 75 % of the average imports from the Community during the three years preceding that reintroduction. These quotas shall be subject to the provisions of Article 25 (4).

6. In no case may Turkey apply to the Community a treatment less favourable than that accorded to third countries.

#### *Article 23*

Without prejudice to Article 22 (5) the Contracting Parties shall, in their trade with one another, refrain from making more restrictive the quantitative restrictions on imports and measures having equivalent effect existing at the date of entry into force of this Protocol.

#### *Article 24*

The Community shall, on the entry into force of this Protocol, abolish all quantitative restrictions on imports from Turkey. This liberalization shall be consolidated in respect of Turkey.

#### *Article 25*

1. Turkey shall progressively abolish quantitative restrictions on imports from the Community in accordance with the provisions of the following paragraphs.

2. One year after the entry into force of this Protocol quotas in favour of the Community shall be opened for imports of each product which has not been liberalized in Turkey. These quotas shall be fixed so as to correspond to the average imports from the Community in the last three years for which statistics are available, excluding imports financed:

- (a) by special aid resources connected with specific investment projects;
- (b) without allocation of foreign currency;
- (c) under the law on the promotion of foreign capital investment.

3. Where, in respect of a product which has not been liberalized, imports from the Community in the first year after the entry into force of this Protocol amount to less than 7 % of total imports of that product, a quota equal to 7 % of those imports shall be opened one year after the entry into force of this Protocol.

4. Three years after the entry into force of this Protocol Turkey shall increase the aggregate of the quotas so opened by not less than 10 % over the amount thereof for the preceding year and by not less than 5 % by value of the quota for each product. These amounts shall be increased every two years in the same proportion in relation to the preceding period.

5. From the thirteenth year after the entry into force of this Protocol each quota shall be increased every two years by at least 20 % in relation to the preceding period.

6. Where, in respect of a product which has not been liberalized, there have been no imports into Turkey in the first year after the entry into force of this Protocol, the rules for opening and increasing quotas shall be laid down by the Council of Association.

7. If the Council of Association finds that during two successive years the imports of any product which has not been liberalized have been appreciably below the level of the quota opened, that quota shall not be taken into account in calculating the total value of the quotas. In such case Turkey shall abolish quota restrictions on that product in respect of the Community.

8. All quantitative restrictions on imports into Turkey shall be abolished not later than twenty-two years after the entry into force of this Protocol.

#### *Article 26*

1. The Contracting Parties shall, within twenty-two years, abolish all measures having an effect equivalent to quantitative restrictions on imports from each other. The Council of Association shall recommend the progressive adjustments to be made during this period, taking into account provisions adopted within the Community.

2. In particular, Turkey shall, in accordance with the timetables laid down in Articles 10 and 11, progressively abolish the deposits required from importers for imports of goods from the Community.

Moreover, deposits amounting to more than 140 % of the dutiable value for customs purposes of goods

imported from the Community, in the case of motor vehicle spare parts and accessories falling within heading No 87.06 of the Turkish Customs Tariff, and to more than 120 % of that value in the case of other products, shall be reduced to these levels on the entry into force of this Protocol.

#### *Article 27*

1. Quantitative restrictions on exports, and all measures having equivalent effect, shall be prohibited between the Contracting Parties.

The Community and Turkey shall, by the end of the transitional stage at the latest, abolish between themselves all quantitative restrictions on exports and any measures having equivalent effect.

2. Notwithstanding the preceding paragraph, the Community and Turkey may, after consultation in the Council of Association, retain or introduce restrictions on exports of basic products to the extent necessary to promote the development of specific sectors of their economies or to meet any shortage of those products.

In that event, the Party concerned shall open in favour of the other Party a quota which takes into account the average exports for the last three years for which statistics are available and the normal development of trade resulting from the progressive achievement of the customs union.

#### *Article 28*

Turkey declares its readiness to abolish quantitative restrictions on imports from and exports to the Community more rapidly than is provided for in the preceding Articles, if its general economic situation and the situation of the economic sector concerned so permit. To this end the Council of Association shall make recommendations to Turkey.

#### *Article 29*

The provisions of Articles 21 to 27 shall not preclude prohibitions or restrictions on imports, exports or goods in transit justified on grounds of public morality, public policy or public security; the protection of health and life of humans, animals or plants; the protection of national treasures possessing artistic, historic or archaeological value; or the protection of industrial and commercial property. Such prohibitions or restrictions shall not, however, constitute a means of arbitrary discrimination or a disguised restriction on trade between the Contracting Parties.

*Article 30*

1. The Contracting Parties shall progressively adjust any State monopolies of a commercial character so as to ensure that when the period of twenty-two years has ended no discrimination regarding the conditions under which goods are procured and marketed exists between nationals of Member States of the Community and nationals of Turkey.

The provisions of this Article shall apply to any body through which a Member State or Turkey, in law or in fact, either directly or indirectly supervises, determines or appreciably influences imports or exports between the Community and Turkey. These provisions shall also apply to monopolies delegated by the State to others.

2. The Contracting Parties shall refrain from introducing any new measure which is contrary to the principles laid down in paragraph 1 or which restricts the scope of the Articles dealing with the abolition of customs duties and quantitative restrictions between the Contracting Parties.

3. The procedure and the timetable in accordance with which the Turkish monopolies mentioned in this Article are to be adjusted and the barriers to trade between the Community and Turkey are to be lowered, shall be laid down by the Council of Association not later than six years after the entry into force of this Protocol.

Until the Council of Association takes the decision provided for in the preceding subparagraph, each Contracting Party shall apply to products subject to a monopoly in the territory of the other Contracting Party treatment at least as favourable as that applied to like products of the most-favoured third country.

4. The obligations on the Contracting Parties shall be binding only in so far as they are compatible with existing international agreements.

## CHAPTER III

PRODUCTS SUBJECT TO SPECIFIC RULES ON  
IMPORTATION INTO THE COMMUNITY AS A  
RESULT OF THE IMPLEMENTATION OF THE  
COMMON AGRICULTURAL POLICY

*Article 31*

The arrangements for agricultural products set out in Chapter IV shall apply to products which are subject, on importation into the Community, to specific rules as a result of the implementation of the common agricultural policy.

## CHAPTER IV

## AGRICULTURE

*Article 32*

This Protocol shall extend to agricultural products, save as otherwise provided in Articles 33 to 35.

*Article 33*

1. Over a period of twenty-two years Turkey shall adjust its agricultural policy with a view to adopting, at the end of that period, those measures of the common agricultural policy which must be applied in Turkey if free movement of agricultural products between it and the Community is to be achieved.

2. During the period mentioned in paragraph 1, the Community shall, in establishing and subsequently developing its agricultural policy, take into account the interests of Turkish agriculture. Turkey shall furnish the Community with all information which is relevant in this connection.

3. The Community shall inform Turkey of proposals from the Commission regarding the establishment and development of the common agricultural policy, and of the opinions issued and decisions taken with regard to such proposals.

4. The Council of Association shall decide what information on agriculture shall be supplied by Turkey to the Community.

5. The proposals from the Commission mentioned in paragraph 3, and the measures in respect of agriculture which Turkey envisages taking in accordance with paragraph 1, may be the subject of consultation in the Council of Association.

*Article 34*

1. At the end of the period of twenty-two years the Council of Association, having established that Turkey has adopted the measures of the common agricultural policy which are referred to in Article 33 (1), shall adopt the provisions necessary for achieving the free movement of agricultural products between the Community and Turkey.

2. The provisions referred to in paragraph 1 may include any necessary derogations from the rules laid down in this Protocol.

3. The Council of Association may alter the date referred to in paragraph 1.

*Article 35*

1. Pending the adoption of provisions under Article 34 and by way of derogation from Articles 7 to 11, 15 to 18, 19 (1) and (5), 21 to 27, and 30, the Community and Turkey shall grant each other preferential treatment in their trade in agricultural products. The scope of such preferential treatment and the arrangements therefor shall be decided by the Council of Association.

2. The treatment to be accorded from the

beginning of the transitional stage is, however, laid down in Annex 6.

3. One year after the entry into force of this Protocol and every two years thereafter, the Council of Association shall, at the request of either Contracting Party, review the results of the preferential treatment for agricultural products. It may decide upon improvements which prove to be necessary for progressive attainment of the objectives of the Agreement of Association.

4. Article 34 (2) shall apply.

## TITLE II

## MOVEMENT OF PERSONS AND SERVICES

## CHAPTER I

## WORKERS

*Article 36*

Freedom of movement for workers between Member States of the Community and Turkey shall be secured by progressive stages in accordance with the principles set out in Article 12 of the Agreement of Association between the end of the twelfth and the twenty-second year after the entry into force of that Agreement.

The Council of Association shall decide on the rules necessary to that end.

*Article 37*

As regards conditions of work and remuneration, the rules which each Member State applies to workers of Turkish nationality employed in the Community shall not discriminate on grounds of nationality between such workers and workers who are nationals of other Member States of the Community.

*Article 38*

While freedom of movement for workers between Member States of the Community and Turkey is being brought about by progressive stages, the Council of Association may review all questions arising in connection with the geographical and occupational mobility of workers of Turkish nationality, in particular the extension of work and

residence permits, in order to facilitate the employment of those workers in each Member State.

To that end, the Council of Association may make recommendations to Member States.

*Article 39*

1. Before the end of the first year after the entry into force of this Protocol the Council of Association shall adopt social security measures for workers of Turkish nationality moving within the Community and for their families residing in the Community.

2. These provisions must enable workers of Turkish nationality, in accordance with arrangements to be laid down, to aggregate periods of insurance or employment completed in individual Member States in respect of old-age pensions, death benefits and invalidity pensions, and also as regards the provision of health services for workers and their families residing in the Community. These measures shall create no obligation on Member States to take into account periods completed in Turkey.

3. The abovementioned measures must ensure that family allowances are paid if a worker's family resides in the Community.

4. It must be possible to transfer to Turkey old-age pensions, death benefits and invalidity pensions obtained under the measures adopted pursuant to paragraph 2.

5. The measures provided for in this Article shall not affect the rights and obligations arising from bilateral agreements between Turkey and Member

States of the Community, in so far as these agreements provide more favourable arrangements for Turkish nationals.

*Article 40*

The Council of Association may make recommendations to Member States and Turkey for encouraging the exchange of young workers; the Council of Association shall be guided in the matter by the measures adopted by Member States in implementation of Article 50 of the Treaty establishing the Community.

CHAPTER II

RIGHT OF ESTABLISHMENT, SERVICES AND  
TRANSPORT

*Article 41*

1. The Contracting Parties shall refrain from introducing between themselves any new restrictions on the freedom of establishment and the freedom to provide services.
2. The Council of Association shall, in accordance with the principles set out in Articles 13 and 14 of the Agreement of Association, determine the timetable

and rules for the progressive abolition by the Contracting Parties, between themselves, of restrictions on freedom of establishment and on freedom to provide services.

The Council of Association shall, when determining such timetable and rules for the various classes of activity, take into account corresponding measures already adopted by the Community in these fields and also the special economic and social circumstances of Turkey. Priority shall be given to activities making a particular contribution to the development of production and trade.

*Article 42*

1. The Council of Association shall extend to Turkey, in accordance with the rules which it shall determine, the transport provisions of the Treaty establishing the Community with due regard to the geographical situation of Turkey. In the same way it may extend to Turkey measures taken by the Community in applying those provisions in respect of transport by rail, road and inland waterway.
2. If provisions for sea and air transport are laid down by the Community, pursuant to Article 84 (2) of the Treaty establishing the Community, the Council of Association shall decide whether, to what extent and by what procedure provisions may be laid down for Turkish sea and air transport.

TITLE III

CLOSER ALIGNMENT OF ECONOMIC POLICIES

CHAPTER I

COMPETITION, TAXATION AND APPROXIMATION  
OF LAWS

*Article 43*

1. The Council of Association shall, within six years of the entry into force of this Protocol, adopt the conditions and rules for the application of the principles laid down in Articles 85, 86, 90 and 92 of the Treaty establishing the Community.
2. During the transitional stage Turkey may be considered as being in the situation specified in Article 92 (3) (a) of the Treaty establishing the Community. Accordingly, aid to promote Turkish

economic development shall be considered to be compatible with the proper functioning of the Association if such aid does not alter the conditions of trade to an extent inconsistent with the mutual interests of the Contracting Parties.

At the end of the transitional stage, the Council of Association shall, taking into account the economic situation of Turkey at that time, decide whether it is necessary to extend the period during which the preceding subparagraph shall apply.

*Article 44*

1. Neither Contracting Party shall impose, directly or indirectly, on the products of the other Party any internal taxation of any kind in excess of that

imposed directly or indirectly on similar domestic products.

Neither Contracting Party shall impose on the products of the other Party any internal taxation of such a nature as to afford indirect protection to other products.

The Contracting Parties shall, not later than the beginning of the third year after the entry into force of this Protocol, repeal any provisions existing at the date of its signature which conflict with the above rules.

2. In trade between the Community and Turkey, repayment of internal taxation in respect of exported products shall not exceed the internal taxation imposed on those products, whether directly or indirectly.

3. Where a turnover tax calculated on a cumulative multi-stage tax system is levied, average rates for products or groups of products may be established, in the case of internal taxation imposed on imported products or of repayments allowed on exported products, provided that there is no infringement of the principles laid down in the preceding paragraphs.

4. The Council of Association shall ensure that the above provisions are applied, taking into account the experience of the Community in the field covered by this Article.

#### Article 45

As regards trade between the Community and Turkey, and in the case of charges other than turnover taxes, excise duties and other forms of indirect taxation, remissions and repayments in respect of exports may not be granted, and countervailing charges in respect of imports may not be imposed, unless the measures contemplated have been approved in advance by the Council of Association and for a limited period.

#### Article 46

The Contracting Parties may adopt any protective measures which they consider to be needed to overcome difficulties due to the absence of a decision by the Council of Association on the rules and conditions of application provided for in Article 43 (1), or to the non-application of those decisions or of Articles 44 or 45.

#### Article 47

1. If, during the period of twenty-two years, the Council of Association, on application by a Contracting Party, finds that dumping is being practised in trade between the Community and Turkey, it shall address recommendations to the person or persons with whom such practices originate for the purpose of putting an end to them.

2. The injured Party may, after notifying the Council of Association, take suitable protective measures where:

- (a) the Council of Association has taken no decision pursuant to paragraph 1 within three months from the making of the application;
- (b) despite the issue of recommendations under paragraph 1, the dumping practices continue.

Moreover, where the interests of the injured Party call for immediate action, that Party may, after informing the Council of Association, introduce interim protective measures which may include anti-dumping duties. Such measures shall not remain in force more than three months from the date of the application, or from the date on which the injured Party takes protective measures under (b) of the preceding subparagraph.

3. Where protective measures have been taken under (a) of the first subparagraph of paragraph 2, or under the second subparagraph of that paragraph, the Council of Association may, at any time, decide that such protective measures shall be suspended pending the issue of recommendations under paragraph 1.

The Council of Association may recommend the abolition or amendment of protective measures taken under (b) of the first subparagraph of paragraph 2.

4. Products which originated in or were in free circulation in one of the Contracting Parties and which have been exported to the other Contracting Party shall, on reimportation, be admitted into the territory of the former Contracting Party free of all customs duties, quantitative restrictions or measures having equivalent effect.

The Council of Association may make any appropriate recommendations for the application of this paragraph; it shall be guided by Community experience in this field.

#### Article 48

The Council of Association may recommend the Contracting Parties to take measures to approximate

the laws, regulations or administrative provisions in respect of fields which are not covered by this Protocol but have a direct bearing on the functioning of the Association, and of fields covered by this Protocol but for which no specific procedure is laid down therein.

## CHAPTER II

### ECONOMIC POLICY

#### *Article 49*

In order to facilitate attainment of the objectives set out in Article 17 of the Agreement of Association, the Contracting Parties shall regularly consult each other in the Council of Association to coordinate their economic policies.

The Council of Association shall, where necessary, recommend appropriate measures.

#### *Article 50*

1. The Contracting Parties declare their readiness to undertake the liberalization of payments beyond the extent provided for in Article 19 of the Agreement of Association, in so far as their economic situation in general and the state of their balance of payments in particular so permit.

2. In so far as movements of goods, services and capital are limited only by restrictions on payments connected therewith, these restrictions shall be progressively abolished by applying, *mutatis mutandis*, the provisions relating to the abolition of quantitative restrictions, the provision of services and to capital movements.

3. The Contracting Parties undertake not to make more restrictive the arrangements which they apply to transfers connected with the invisible transactions listed in Annex III to the Treaty establishing the Community, without the prior agreement of the Council of Association.

4. If need be, the Contracting Parties shall consult each other on measures to be taken to enable the payments and transfers mentioned in Article 19 of the Agreement of Association and in this Article to be effected.

#### *Article 51*

In order to further the objectives set out in Article 20 of the Agreement of Association, Turkey shall, on the entry into force of this Protocol, endeavour to

improve the treatment accorded to private capital from the Community which can contribute to the development of the Turkish economy.

#### *Article 52*

The Contracting Parties shall endeavour to avoid introducing any new foreign exchange restrictions on the movement of capital and current payments connected therewith between themselves, and shall endeavour not to make the existing arrangements more restrictive.

The Contracting Parties shall simplify to the maximum extent possible authorization and control formalities applicable to the conclusion and carrying out of capital transactions and transfers, and shall, in so far as is necessary, consult each other for the purpose of achieving such simplification.

## CHAPTER III

### COMMERCIAL POLICY

#### *Article 53*

1. The Contracting Parties shall consult each other in the Council of Association in order to achieve, during the transitional stage, the coordination of their commercial policies in relation to third countries, in particular in the fields mentioned in Article 113 (1) of the Treaty establishing the Community.

For this purpose, each Contracting Party shall, at the request of the other Party, furnish all relevant information on agreements which it concludes and which contain tariff or commercial provisions, as well as on changes which it makes in its external trade arrangements.

Where such agreements or changes might have a direct and particular effect on the functioning of the Association, there shall be appropriate consultation in the Council of Association in order to take into account the interests of the Contracting Parties.

2. At the end of the transitional stage, the Contracting Parties, meeting in the Council of Association, shall coordinate their commercial policies more closely with the aim of achieving a commercial policy based on uniform principles.

#### *Article 54*

1. If the Community concludes an agreement of association or a preferential agreement having a direct and particular effect on the functioning of the

Association, appropriate consultation shall take place in the Council of Association in order to enable the Community to take into account the mutual interests stated in the Agreement of Association between the Community and Turkey.

2. Turkey shall, where necessary to prevent barriers to the movement of goods within the Community, endeavour to take all appropriate measures for the solution of any practical problem which may arise in connection with trade between Turkey and countries linked to the Community by an association agreement or a preferential agreement.

Where such measures have not been taken, the Council of Association may adopt the necessary provisions for ensuring the proper functioning of the Association.

#### Article 55

Consultations shall take place in the Council of Association on the implementation of 'Regional Cooperation for Development' (RCD).

The Council of Association may adopt any necessary provisions. These must not impede the proper functioning of the Association.

#### Article 56

In the event of a third State acceding to the Community, appropriate consultations shall take place in the Council of Association so as to ensure that account can be taken of the mutual interests of the Community and Turkey stated in the Agreement of Association.

### TITLE IV

#### GENERAL AND FINAL PROVISIONS

#### Article 57

The Contracting Parties shall progressively adjust the conditions for participation in contracts awarded by public authorities and public undertakings, and by private undertakings which have been granted special or exclusive rights, so that by the end of the period of twenty-two years there is no discrimination between nationals of Member States and nationals of Turkey established in the territory of the Contracting Parties.

The Council of Association shall determine the timetable and rules for this adjustment; when doing so it shall be guided by the solutions adopted by the Community in this field.

#### Article 58

In the fields covered by this Protocol:

- the arrangements applied by Turkey in respect of the Community shall not give rise to any discrimination between Member States, their nationals or their companies or firms;
- the arrangements applied by the Community in respect of Turkey shall not give rise to any discrimination between Turkish nationals or Turkish companies or firms.

#### Article 59

In the fields covered by this Protocol Turkey shall not receive more favourable treatment than that which Member States grant to one another pursuant to the Treaty establishing the Community.

#### Article 60

1. If serious disturbances occur in a sector of the Turkish economy or prejudice its external financial stability, or if difficulties arise which adversely affect the economic situation in a region of Turkey, Turkey may take the necessary protective measures.

The Council of Association shall be notified immediately of those measures and of the rules for their application.

2. If serious disturbances occur in a sector of the economy of the Community or of one of more Member States, or prejudice the external financial stability of one or more Member States, or if difficulties arise which adversely affect the economic situation in a region of the Community, the Community may take, or authorize the Member State or States concerned to take, the necessary protective measures.

The Council of Association shall be notified immediately of such measures and of the rules for their application.



3. In the choice of measures to be taken in pursuance of paragraphs 1 and 2, preference shall be given to those which will least disturb the functioning of the Association. These measures shall not exceed what is strictly necessary to remedy the difficulties that have arisen.

4. Consultations may take place in the Council of Association on the measures taken in pursuance of paragraphs 1 and 2.

*Article 61*

Without prejudice to the special provisions of this Protocol, the transitional stage shall be twelve years.

*Article 62*

This Protocol and the Annexes thereto shall form an integral part of the Agreement establishing an Association between the European Economic Community and Turkey.

*Article 63*

1. This Protocol shall be ratified by the Signatory States in accordance with their respective constitutional requirements and shall be validly

concluded on behalf of the Community by a decision of the Council, taken in accordance with the provisions of the Treaty establishing the Community; the decision shall be notified to the Contracting Parties to the Agreement establishing an Association between the European Economic Community and Turkey.

The instruments of ratification and the notification of conclusion shall be exchanged at Brussels.

2. This Protocol shall enter into force on the first day of the month following the date of the exchange of the instruments of ratification and of the notification mentioned in paragraph 1.

3. If this Protocol does not enter into force at the beginning of a calendar year, the Council of Association may shorten or lengthen the periods laid down in this Protocol, in particular those in which free movement of goods is to be achieved, so that they may terminate at the end of a calendar year.

*Article 64*

This Protocol is drawn up in two copies in the Dutch, French, German, Italian and Turkish languages, each of these texts being equally authentic.

In witness whereof, the undersigned Plenipotentiaries have signed this Additional Protocol.

Done at Brussels on the twenty-third day of November in the year one thousand nine hundred and seventy.

For His Majesty the King of the Belgians,

Pierre HARMEL

For the President of the Federal Republic of Germany,

Walter SCHEEL

For the President of the French Republic,

Maurice SCHUMANN

For the President of the Italian Republic,

Mario PEDINI

For His Royal Highness the Grand Duke of Luxembourg,

Gaston THORN

For Her Majesty the Queen of the Netherlands,

J. M. A. H. LUNS

For the Council of the European Communities,

Walter SCHEEL

Franco Maria MALFATTI

For the President of the Republic of Turkey,

Ihsan Sabri ÇAGLAYANGIL

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## ANNEXES

## ANNEX No 1

on the treatment to be accorded to imports of petroleum products from Turkey into the Community

*Sole Article*

1. Notwithstanding Articles 9 and 21 to 30 of the Additional Protocol, the products listed below and refined in Turkey shall be imported into the Community free of customs duties within the limit of an overall annual Community tariff quota of 200 000 metric tons:

CCT heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70 % by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>A. Light oils:</p> <p>    III. For other purposes</p> <p>B. Medium oils:</p> <p>    III. For other purposes</p> <p>C. Heavy oils:</p> <p>    I. Gas oil:</p> <p>        (c) For other purposes</p> <p>    II. Fuel oil:</p> <p>        (c) For other purposes</p> <p>    III. Lubricating oils; other oils:</p> <p>        (c) To be mixed in accordance with the terms of Additional Note 7 to this Chapter (a)</p> <p>        (d) For other purposes</p>
27.11	<p>Petroleum gases and other gaseous hydrocarbons:</p> <p>A. Commercial propane and commercial butane:</p> <p>    III. For other purposes</p>
27.12	<p>Petroleum jelly:</p> <p>A. Crude:</p> <p>    III. For other purposes</p> <p>B. Other</p>

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

CCT heading No	Description
27.13	Paraffin wax, micro-crystalline wax, slack wax, ozokerite, lignite wax, peat wax and other mineral waxes, whether or not coloured: B. Other: I. Crude: (c) For other purposes II. Other
27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals: C. Other

2. The Community shall be entitled to modify the arrangements set out in paragraph 1:

- when a common definition of origin is adopted for petroleum products from third States and associated countries;
- when decisions are taken within the context of a common commercial policy;
- when a common energy policy is established.

In such a case, the Community shall ensure that the imports referred to in paragraph 1 are accorded advantages equivalent to those provided for in that paragraph.

3. Consultations may take place in the Council of Association on the measures taken in pursuance of paragraph 2.

4. Where the Community does not adopt measures under paragraph 2 within three years, the Council of Association may review the size of the quota laid down in paragraph 1.

5. Apart from paragraphs 1 and 2 above, the Additional Protocol shall not affect rules applied to the importation of petroleum products.

#### ANNEX No 2

**on the treatment to be accorded to imports of particular textile products from Turkey into the Community**

##### *Article 1*

1. Notwithstanding Article 9 of the Additional Protocol, the Community shall progressively abolish the duties in the Common Customs Tariff in respect of products imported from Turkey which are listed below, by four successive reductions, each of 25 %, over a twelve-year period. These reductions shall be made at the date of entry into force of the Additional Protocol, and four, eight and twelve years thereafter:

CCT heading No	Description
55.05	Cotton yarn, not put up for retail sale
55.09	Other woven fabrics of cotton
58.01	Carpets, carpeting and rugs, knotted (made up or not): ex A. Of wool of fine animal hair, excluding hand made carpets, carpeting and rugs

2. Nevertheless, for products imported from Turkey which fall within heading Nos 55.05 and 55.09, the Community shall, on the entry into force of the Additional Protocol make a reduction of 75 % of the Common Customs Tariff duties within the limit of annual Community Tariff quotas of 300 metric tons for heading No 55.05 and 1 000 metric tons for heading No 55.09.

*Article 2*

Norwithstanding Articles 21, 22, 23 and 24 of the Additional Protocol, the Community shall have the right to introduce new quantitative restrictions on imports from Turkey of the following products.

CCT heading No	Description
50.01	Silk-worm cocoons suitable for reeling
50.02	Raw silk (not thrown)

## ANNEX No 3

## List of products subject to the timetable of tariff reductions laid down in Article 11

Turkish Customs Tariff heading No	Description
15.05	Wool grease and fatty substances derived therefrom (including lanolin):
— 90	Other
15.09	Degras
15.10	Fatty acids; acid oils from refining; fatty alcohols:
— 10	Fatty acids
15.11	Glycerol and glycerol lyes:
— 10	Glycerol
17.04	Sugar confectionery not containing cocoa:
— 90	Other
17.05	Flavoured or coloured sugars, syrups and molasses, but not including fruit juices containing added sugar in any proportion
18.06	Chocolate and other food preparations containing cocoa
19.02	Preparations of flour, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50 % by weight of cocoa
21.07	Food preparations not elsewhere specified or included
22.08	Ethyl alcohol or neutral spirits, undenatured, of a strength of 80 % or higher; denatured spirits (including ethyl alcohol and neutral spirits) of any strength
24.02	Manufactured tobacco; tobacco extracts and essences
25.32	Strontianite (whether or not calcined), other than strontium oxide; mineral substances not elsewhere specified or included; broken pottery:
ex 90	Strontianite (whether or not calcined)
27.04	Coke and semi-coke of coal, of lignite or of peat:
— 21	Coke and semi-coke of coal
28.06	Hydrochloric acid and chlorosulphonic acid:
— 10	Hydrochloric acid
28.08	Sulphuric acid; oleum:
— 30	Oleum
28.15	Sulphides of non-metals; phosphorus trisulphide:
— 20	Carbon disulphide

Turkish Customs Tariff heading No	Description
28.17	Sodium hydroxide (caustic soda); potassium hydroxide (caustic potash); peroxides of sodium or potassium:
— 11	Sodium hydroxide, chemically pure
— 12	Sodium hydroxide
28.20	Aluminium oxide and hydroxide; artificial corundum:
— 10	Aluminium oxide
— 20	Aluminium hydroxide
28.21	Chromium oxides and hydroxides
28.22	Manganese oxides:
— 10	Manganese dioxide
28.23	Iron oxides and hydroxides; earth colours containing 70 % or more by weight of combined iron evaluated as $Fe_2O_3$
28.27	Lead oxides; red lead and orange lead
28.30	Chlorides and oxychlorides:
— 30	Ammonium chloride
28.32	Chlorates and perchlorates
28.35	Sulphides; polysulphides:
— 20	Of sodium
28.37	Sulphites and thiosulphates
28.38	Sulphates (including alums) and persulphates:
— 31	Sodium sulphates
— 40	Aluminium sulphates
— 71	Iron sulphates
28.40	Phosphites, hypophosphites and phosphates:
— 11	Sodium phosphates
28.42	Carbonates and percarbonates; commercial ammonium carbonate containing ammonium carbamate:
— 11	Sodium bicarbonate
— 12	Sodium percarbonate
— 13	Sodium carbonate (calcined)
— 14	Sodium carbonate (crystalline)
— 42	Precipitated calcium carbonate
28.45	Silicates; commercial sodium and potassium silicates:
— 10	Sodium
— 20	Potassium

Turkish Customs Tariff heading No	Description
28.47	Salts of metallic acids (for example, chromates, permanganates, stannates):
— 32	Sodium chromate
— 33	Potassium chromate
— 34	Lead chromate
— 35	Sodium dichromate
— 36	Potassium dichromate
28.54	Hydrogen peroxide (including solid hydrogen peroxide)
28.56	Carbides (for example, silicon carbide, boron carbide, metallic carbides)
29.02	Halogenated derivatives of hydrocarbons:
— 30	Trichloroethylene
— 40	Carbon tetrachloride
— 60	Perchloroethylene
— 80	Chlorofluoromethanes
— 90	Other
29.03	Sulphonated, nitrated or nitrosated derivatives of hydrocarbons (excluding xylene musk of heading 29.03.10)
29.04	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives:
— 10	Pentaerythritol
— 21	Pure methanol
— 22	Butyl alcohol
— 23	Propyl alcohol and isopropyl alcohol
— 24	Stearyl and cetyl alcohol
— 25	Sorbitol, mannitol
— 26	Propylene glycol
— 39	Other
29.09	Epoxides, epoxyalcohols, epoxyphenols and polyethers, with a three or four member ring and their halogenated, sulphonated, nitrated or nitrosated derivatives:
— 90	Other
29.14	Monoacids and their anhydrides, acid halides, acid peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives:
— 21	Acetic anhydride
— 22	Acetic acid other than acetic anhydride
— 30	Oleic acid
— 41	Formic acid
— 42	Sodium acetate



Turkish Customs Tariff heading No	Description
29.14 (cont'd)	
— 43	Aluminium acetate
— 46	Magnesium acetate
— 47	Butyl acetate
— 48	Ethyl stearate
— 49	Other
29.15	Polyacids and their anhydrides, acid halides, acid peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives:
— 51	Dioctyl phthalate
— 52	Dibutyl phthalate
— 53	Diethyl phthalate
— 54	Dimethylphthalate
29.16	Alcohol-acids, aldehyde-acids, ketone-acids, phenol-acids and other single or complex oxygen-function acids, and their anhydrides, acid halides, acid peroxides and peracids and their halogenated, sulphonated, nitrated or nitrosated derivatives:
— 41	Citric acid
— 53	Calcium gluconate
— 54	Calcium lactate
29.28	Diazo-, azo- and azoxy-compounds
29.33	Organo-mercury compounds
29.35	Heterocyclic compounds; nucleic acids:
— 30	Furfural dehyde (furfurol)
— 59	Other
29.43	Sugars, chemically pure, other than sucrose:
— 10	Glucose
— 20	Lactose
— 90	Other
30.03	Medicaments (including veterinary medicaments):
	(b) Other:
— 41	First category
— 42	Second category
— 43	Third category
32.03	Synthetic tanning substances, whether or not mixed with natural tanning materials; artificial bates for pre-tanning (for example, of enzymatic, pancreatic or bacterial origin)

Turkish Customs Tariff heading No	Description
32.05	Synthetic organic dyestuffs (including pigment dyestuffs); synthetic organic products of a kind used as luminophores; products of the kind known as optical bleaching agents, substantive to the fibre; natural indigo (excluding natural indigo falling within subheading 32.05.10, synthetic organic products of a kind used as luminophores falling within subheading 32.05.30 and products of the kind known as optical bleaching agents, substantive to the fibre, falling within subheading 32.05.40)
32.06	Colour lakes
32.07	Other colouring matter; inorganic products of a kind used as luminophores:
— 22	Lithopone
32.09	Varnishes and lacquers; distempers; prepared water pigments of the kind used for finishing leather; paints and enamels; pigments in linseed oil, white spirit, spirits of turpentine, varnish or other paint or enamel media; stamping foils; dyes or other colouring matter in forms of packings of a kind sold by retail (excluding prepared water pigments of the kind used for finishing leather falling within subheading 32.09.22 and stamping foils falling within subheading 32.09.32)
32.13	Writing ink, printing ink and other inks:
— 19	Other printing inks
— 22	Concentrated writing inks
— 23	Copying and hectographic inks
— 24	Inks for ballpoint pens
— 25	Inks for duplicating machines and for impregnating ink pads or typewriter ribbons
33.06	Perfumery, cosmetics and toilet preparations
34.01	Soap, including medicated soap
34.02	Organic surface-active agents; surface-active preparations and washing preparations, whether or not containing soap
34.05	Polishes and creams, for footwear, furniture or floors, metal polishes, scouring powders and similar preparations, but excluding prepared waxes falling within heading No 34.04
35.06	Prepared glues not elsewhere specified or included; products suitable for use as glues put up for sale by retail as glues in packages not exceeding a net weight of 1 kg:
— 20	Other
36.05	Pyrotechnic articles (for example, fireworks, railway fog signals, amorces, rain rockets)
36.06	Matches, excluding Bengal matches

Turkish Customs Tariff heading No	Description
38.03	Activated carbon (decolourizing, depolarizing or adsorbent); activated diatomite, activated clay, activated bauxite and other activated natural mineral products (excluding other products falling within subheading 38.03.90)
38.05	Tall oil (liquid rosin)
38.12	Prepared glazings, prepared dressings and prepared mordants, of a kind used in the textile, paper, leather or like industries
39.01	Condensation, polycondensation and polyaddition products, whether or not modified or polymerised, and whether or not linear (for example, phenoplasts, aminoplasts, alkyds, polyallyl esters and other unsaturated polyesters, silicones), excluding other products falling within subheading 39.01.19, polyamides and superpolyamides falling within subheading 39.01.23 and other products falling within subheading 39.01.29
39.02	Polymerization and copolymerization products (for example, polyethylene, polytetrahaloethylenes, polyisobutylene, polystyrene, polyvinyl chloride, polyvinyl acetate, polyvinyl chloroacetate and other polyvinyl derivatives, polyacrylic and polymethacrylic derivatives, coumaroneindene resins):
	— Liquid or pasty products, including emulsions, dispersions and solutions:
— 12	Polyvinyl acetate
— 16	Polyacrylic and polymethacrylic derivatives
— 17	Coumarone-indene resins
— 19	Other:
	— Blocks, lumps, powders (including moulding powders), granules, flakes and similar bulk forms, waste and scrap:
— 22	Polyvinyl acetate
— 26	Polyacrylic and polymethacrylic derivatives
— 27	Coumarone-indene resins
— 29	Other
	— Other:
— 32	Polyvinyl acetate
— 39	Other
39.03	Regenerated cellulose; cellulose nitrate, cellulose acetate and other cellulose esters, cellulose ethers and other chemical derivatives of cellulose, plasticized or not (for example, collodions, celluloid); vulcanized fibre:
	— Liquid or pasty products including emulsions, dispersions and solutions:
— 11	Collodions
	— Blocks, lumps, powders (including moulding powders), granules, flakes and similar bulk forms, waste and scrap:
— 22	Cellulose nitrate
— 23	Cellulose acetate
	— Other:
— 31	Regenerated cellulose
— 32	Vulcanized fibre
— 34	Cellulose acetate

Turkish Customs Tariff heading No	Description
39.07	Articles of materials of the kinds described in heading Nos 39.01 to 39.06
40.02	Synthetic rubber latex; prevulcanized synthetic rubber latex; synthetic rubber; factice derived from oils: (a) Synthetic rubber and latex intended for the manufacture and reconditioning (retreading) of tyres and inner tubes for transport vehicles of all types:
— 12	Synthetic latex
	(b) Other:
— 22	Synthetic latex
— 23	Factice derived from oils
40.09	Piping and tubing, of unhardened vulcanized rubber
40.13	Articles of apparel and clothing accessories (including gloves), for all purposes, of unhardened vulcanized rubber
40.14	Other articles of unhardened vulcanized rubber:
— 21	Erasers
41.10	Composition leather with a basis of leather or leather fibre, in slabs, in sheets or in rolls
42.01	Saddlery and harness, of any material (for example saddles, harness, collars, traces, knee-pads and boots), for any kind of animal
42.02	Travel goods (for example, trunks, suit-cases, hat-boxes, travelling-bags, rucksacks), shopping-bags, handbags, satchels, brief-cases, wallets, purses, toilet-cases, tool-cases, tobacco-pouches, sheaths, cases, boxes, (for example, for arms, musical instruments, binoculars, jewellery, bottles, collars, footwear, brushes) and similar containers of leather or of composition leather, of vulcanized fibre, of artificial plastic sheeting, of paperboard or of textile fabric
42.06	Articles made from gut (other than silk-worm gut), from goldbeater's skin, from bladders or from tendons
43.01	Raw furskins:
— 40	Caracul, Astrakhan
— 90	Other
43.02	Furskins, tanned or dressed, including furskins assembled in plates, crosses and similar forms; pieces or cuttings of furskin, tanned or dressed including heads, paws, tails and the like (not being fabricated)
43.03	Articles of furskin
43.04	Artificial fur and articles made thereof
44.11	Drawn wood; match splints; wooden pegs or pins for footwear

Turkish Customs Tariff heading No	Description
44.15	Plywood, blockboard, laminboard, battenboard and similar laminated wood products (including veneered panels and sheets); inlaid wood and wood marquetry:
— 20	Plywood or inlaid wood or wood marquetry
44.16	Cellular wood panels, whether or not faced with base metal
44.17	'Improved' wood, in sheets, blocks or the like
44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like
44.23	Builders' carpentry and joinery (including prefabricated and sectional buildings and assembled parquet flooring panels)
44.25	Wooden tools, tool bodies, tool handles, broom and brush bodies and handles; boot and shoe lasts and trees, of wood:
— 10	Boot and shoe lasts and trees
44.28	Other articles of wood
45.03	Articles of natural cork
45.04	Agglomerated cork (being cork agglomerated with or without a binding substance) and articles of agglomerated cork
47.01	Pulp derived by mechanical or chemical means from any fibrous vegetable material
48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: (b) Paper containing 70 % or more of wood pulp weighing between 50 and 55 g/m <sup>2</sup> , inclusive
— 21	Nesprint
— 29	Other
— 40	Printing and writing paper
— 50	Kraft paper
	(f) Other:
— 61	Ordinary wrapping paper weighing 30 g/m <sup>2</sup> or less
— 62	Ordinary wrapping paper weighing more than 30 g/m <sup>2</sup>
— 63	Cigarette paper
— 64	Blotting paper
— 67	Paperboard in rolls for the manufacture of cards for card-punching machines
— 68	Paperboard
48.02	Hand-made paper and paperboard

Turkish Customs Tariff heading No	Description
48.03	Parchment or greaseproof paper and paperboard, and imitations thereof, and glazed transparent paper, in rolls or sheets
48.04	Composite paper or paperboard (made by sticking flat layers together with an adhesive), not surface-coated or impregnated, whether or not internally reinforced, in rolls or sheets
48.05	Paper and paperboard, corrugated (with or without flat surface sheets), creped, crinkled, embossed or perforated, in rolls or sheets
48.06	Paper and paperboard, ruled, lined or squared, but not otherwise printed, in rolls or sheets
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not being merely ruled, lined or squared and not constituting printed matter within Chapter 49), in rolls or sheets
48.09	Building board of wood pulp or of vegetable fibre, whether or not bonded with natural or artificial resins or with similar binders
48.10	Cigarette paper, cut to size, whether or not in the form of booklets or tubes
48.11	Wallpaper and lincrusta; window transparencies of paper
48.12	Floor coverings prepared on a base of paper or paperboard, whether or not cut to size, with or without a coating of linoleum compound
48.13	Carbon and other copying papers (including duplicator stencils) and transfer papers, cut to size, whether or not put up in boxes
48.14	Writing blocks, envelopes, letter cards, plain postcards, correspondence cards; boxes, pouches, wallets and writing compendiums, of paper or paperboard, containing only an assortment of paper stationery
48.15	Other paper and paperboard, cut to size or shape (excluding filter paper falling within subheading 48.15.30)
48.16	Boxes, bags and other packing containers, of paper or paperboard
48.17	Box files, letter trays, storage boxes and similar articles, of paper or paperboard, of a kind commonly used in offices, shops and the like
48.18	Registers, exercise books, note books, memorandum blocks, order books, receipt books, diaries, blotting-pads, binders (loose-leaf or other), file covers and other stationery of paper or paperboard; sample and other albums and book covers, of paper or paperboard
48.19	Paper or paperboard labels, whether or not printed or gummed
48.20	Bobbins, spools, cops and similar supports of paper pulp, paper or paperboard (whether or not perforated or hardened)

Turkish Customs Tariff heading No	Description
48.21	Other articles of paper pulp, paper, paperboard or cellulose wadding:
— 31	Cards for card punching machines
— 39	Other
49.08	Transfers (Decalcomanias)
49.09	Picture postcards, Christmas and other picture greeting cards, printed by any process, with or without trimmings
49.10	Calendars of any kind, of paper or paperboard, including calendar blocks
50.04	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale
50.05	Yarn spun from silk waste other than noil, not put up for retail sale
50.06	Yarn spun from noil silk, not put up for retail sale
50.07	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale
50.09	Woven fabrics of silk or of waste silk other than noil
50.10	Woven fabrics of noil silk
51.01	Yarn of man-made fibres (continuous), not put up for retail sale:
	(b) 60 denier or less:
	— Synthetic yarn:
— 23	With vinyl base
— 24	With acrylic base
— 25	With propylene base
— 29	Other
	— Regenerated yarns:
— 31	Viscose rayon
— 32	Acetate rayon
— 33	Regenerated yarns with a protein base
— 39	Other
	(c) Greater than 60 denier:
	— Synthetic yarns:
— 43	With vinyl base
— 44	With acrylic base
— 45	With propylene base
— 49	Other

Turkish Customs Tariff heading No	Description
51.01 (cont'd)	— Regenerated yarns:
— 51	Viscose rayon
— 52	Acetate rayon
— 53	Regenerated yarns with a protein base
— 59	Other
51.02	Monofil, strip (artificial straw and the like) and imitation catgut, of man-made fibre materials
51.03	Yarn of man-made fibres (continuous), put up for retail sale:
	(b) Other:
— 21	Regenerated yarns
— 22	Synthetic yarns
51.04	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02 (excluding woven fabrics of man-made fibres (continuous) intended for the manufacture of inner tubes and tyres for transport vehicles of all kinds, falling within heading 51.04.11)
54.05	Woven fabrics of flax or of ramie
56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning (excluding synthetic fibres with polyamide base of heading 56.01.11, with polyester base of heading 56.01.12 and with acrylic base of heading 56.01.14)
56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous)
— 20	Regenerated
56.03	Waste (including yarn waste and pulled or garnetted rags) of man-made fibres (continuous or discontinuous), not carded, combed or otherwise prepared for spinning
56.04	Man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning (excluding fibres and waste of synthetic textile fibres with a polyamide base of heading 56.04.11 and a polyester base of heading 56.04.12 and an acrylic base of heading 56.04.14)
56.05	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale
56.06	Yarn of man-made fibres (discontinuous or waste), put up for retail sale
56.07	Woven fabrics of man-made fibres (discontinuous or waste)
57.05	Yarn of true hemp



Turkish Customs Tariff heading No	Description
57.08	Paper yarn
57.09	Woven fabrics of true hemp
57.11	Woven fabrics of other vegetable textile fibres
57.12	Woven fabrics of paper yarn
58.02	Other carpets, carpeting, rugs, mats and matting, and 'Kelem', 'Schumacks' and 'Karamanie' rugs and the like (made up or not):
— 10	Carpets, carpeting and rugs, mechanically made
58.04	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No 55.08 and fabrics falling within heading No 58.05):
— 20	Of silk
— 40	Of synthetic fibres
— 50	Of regenerated fibres
58.08	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), plain:
— 20	Of synthetic fibres
58.09	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), figured; hand or mechanically made lace, in the piece, in strips or in motifs
58.10	Embroidery, in the piece, in strips or in motifs
59.03	Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated
59.08	Textile fabrics impregnated or coated with preparations of cellulose derivatives or of other artificial plastic materials
59.10	Linoleum and materials prepared on a textile base in a similar manner to linoleum, whether or not cut to shape or of a kind used as floor coverings; floor coverings consisting of a coating applied on a textile base, cut to shape or not
59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods
59.13	Elastic fabrics and trimmings (other than knitted or crocheted goods) consisting of textile materials combined with rubber threads
60.01	Knitted or crocheted fabric, not elastic or rubberized
60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized

Turkish Customs Tariff heading No	Description
60.03	Stockings, under stockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized
60.04	Under garments, knitted or crocheted, not elastic or rubberized
60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized
60.06	Knitted or crocheted fabric and articles thereof, elastic or rubberized (including elastic knee-caps and elastic stockings)
61.01	Men's and boys' outer garments
61.02	Women's, girls' and infants' outer garments
61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs
61.04	Women's, girls' and infants' under garments
61.05	Handkerchiefs
61.06	Shawls, scarves, mufflers, mantillas, veils, and the like
61.07	Ties, bow ties and cravats
61.08	Collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments
61.09	Corsets, corset-belts, suspender-belts, brassières, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabric), whether or not elastic
61.10	Gloves, mittens, mitts, stockings, socks and sockettes not being knitted or crocheted goods
61.11	Made up accessories for articles of apparel (for example, dress shields, shoulder and other pads, belts, muffs, sleeve protectors, pockets)
62.05	Other made up textile articles (including dress patterns)
65.01	Hat-forms, hat bodies and hoods of felt, neither blocked to shape nor with made brims; plateaux and manchons (including slit manchons), of felt
65.02	Hat-shapes, plaited or made from plaited or other strips of any materials, neither blocked to shape nor with made brims
65.03	Felt hats and other felt headgear, being headgear made from the felt hoods and plateaux falling within heading No 65.01 whether or not lined, or trimmed
65.04	Hats and other headgear, plaited or made from plaited or other strips of any material, whether or not lined or trimmed

Turkish Customs Tariff heading No	Description
65.05	Hats and other headgear (including hair nets), knitted or crocheted, or made up from lace, felt or other textile fabric in the piece (but not from strips), whether or not lined or trimmed
65.06	Other headgear, whether or not lined or trimmed
65.07	Head-bands, linings, covers, hat foundations, hat frames (including spring frames for opera hats), peaks and chinstraps, for headgear
66.01	Umbrellas and sunshades (including walking-stick umbrellas, umbrella tents, and garden and similar umbrellas)
66.03	Parts, fittings, trimmings and accessories of articles falling within heading No 66.01 or 66.02
67.01	Skins and other parts of birds with their feathers or down, feathers, parts of feathers, down and articles thereof (other than goods falling within heading No 05.07 and worked quills and scapes)
67.02	Artificial flowers, foliage or fruit and parts thereof, articles made of artificial flowers, foliage or fruit
67.04	Wigs, false beards, hair pads, curls, switches and the like, of human or animal hair or of textiles; other articles of human hair (including hair nets)
67.05	Fans and hand screens, non-mechanical, of any material; frames and handles therefor and parts of such frames and handles, of any material
68.04	Millstones, grindstones, grinding wheels and the like (including grinding, sharpening, polishing, trueing and cutting wheels, heads, discs and points), of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery, with or without cores, shanks, sockets, axles and the like of other materials, but not mounted on frameworks; segments and other finished parts of such stones and wheels, of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery:
— 20	Other
68.06	Natural or artificial abrasive powder or grain, on a base of woven fabric, of paper, of paperboard or of other materials, whether or not cut to shape or sewn or otherwise made up:
— 90	Other
68.07	Slag wool, rock wool and similar mineral wools; exfoliated vermiculite, expanding clays, foamed slag and similar expanded mineral materials; mixtures and articles of heat-insulating, sound-insulating, or sound-absorbing mineral materials, other than those falling in heading No 68.12 or 68.13 or in Chapter 69
68.08	Articles of asphalt or of similar material (for example, of petroleum bitumen or coal tar pitch)
68.11	Articles of cement (including slag cement), of concrete or of artificial stone (including granulated marble agglomerated with cement), reinforced or not

Turkish Customs Tariff heading No	Description
68.13	Fabricated asbestos and articles thereof (for example, asbestos board, thread and fabric; asbestos clothing, asbestos jointing), reinforced or not, other than goods falling within heading No 68.14; mixtures with a basis of asbestos and mixtures with a basis of asbestos and magnesium carbonate, and articles of such mixtures
68.16	Articles of stone or of other mineral substances (including articles of peat), not elsewhere specified or included:
— 20	Fired bricks made of dolomite agglomerated with tar
69.11	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china (including biscuit porcelain and parian)
69.12	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of other kinds of pottery
69.13	Statuettes and other ornaments, and articles of personal adornment; articles of furniture
69.14	Other articles
70.02	Glass of the variety known as 'enamel' glass, in the mass, rods and tubes
70.03	Glass in balls, rods and tubes, unworked (not being optical glass)
70.04	Unworked cast or rolled glass (including flashed or wired glass), whether figured or not, in rectangles
70.05	Unworked drawn or blown glass (including flashed glass), in rectangles:
— 20	Drawn or blown glass, coloured, opacified, striped or ribbed
— 30	Other
70.06	Cast, rolled, drawn or blown glass (including flashed or wired glass), in rectangles, surface ground or polished, but not further worked
70.07	Cast, rolled, drawn or blown glass (including flashed or wired glass) cut to shape other than rectangular shape, or bent or otherwise worked (for example, edge worked or engraved), whether or not surface ground or polished; multiple-walled insulating glass; leading lights and the like
70.08	Safety glass consisting of toughened or laminated glass, shaped or not
70.13	Glassware (other than articles falling within heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration, or for similar uses
70.14	Illuminating glassware, signalling glassware and optical elements of glass, not optically worked or of optical glass
70.15	Clock and watch glasses and similar glasses (including glass of a kind used for sunglasses but excluding glass suitable for corrective lenses), curved, bent, hollowed and the like; glass spheres and segments of spheres, of a kind used for the manufacture of clock and watch glasses and the like

Turkish Customs Tariff heading No	Description
70.16	Bricks, tiles, slabs, paving blocks, squares and other articles of pressed or moulded glass, of a kind commonly used in building; multicellular glass in blocks, slabs, plates, panels and similar forms
70.19	Glass beads, imitation pearls, imitation precious and semi-precious stones, fragments and chippings, and similar fancy or decorative glass smallwares, and articles of glassware made therefrom; glass cubes and small glass plates, whether or not on a backing, for mosaics and similar decorative purposes; artificial eyes of glass, including those for toys but excluding those for wear by humans; ornaments and other fancy articles of lamp-worked glass; glass grains (ballotini)
70.20	Glass fibre (including wool), yarns, fabrics and articles made therefrom:
— 11	Glass wool
— 20	Felt of glass fibre
71.01	Pearls, unworked or worked, but not mounted, set or strung (except ungraded pearls temporarily strung for convenience of transport)
71.02	Precious and semi-precious stones, unworked, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport), excluding industrial diamonds of subheading 71.02.10
71.03	Synthetic or reconstructed precious or semi-precious stones, unworked, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)
71.06	Rolled silver, unworked or semi-manufactured
71.10	Rolled platinum or other platinum group metals, on base metal or precious metal, unworked or semi-manufactured
71.12	Articles of jewellery and parts thereof; of precious metal or rolled precious metal
71.13	Articles of goldsmiths' or silversmiths' wares and parts thereof, of precious metal or rolled precious metal, other than goods falling within heading No 71.12
71.14	Other articles of precious metal or rolled precious metal
71.15	Articles consisting of, or incorporating, pearls, precious or semi-precious stones (natural, synthetic or reconstructed)
71.16	Imitation jewellery
73.02	Ferro-alloys (excluding ferro-manganese of subheading 73.02.21)
73.07	Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel:
— 90	Other

Turkish Customs Tariff heading No	Description
73.10	Bars and rods (including wire rod), of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished (including precision-made); hollow mining drill steel:
	— Bars and rods, hot-rolled, forged or extruded:
	— Bars of angular cross-section:
ex 49	Other (excluding ECSC products)
	— Bars and rods, cold-formed or cold-finished:
— 51	Bars of circular cross-section
— 52	Bars of angular cross-section
— 59	Other
73.14	Iron or steel wire, whether or not coated, but not insulated
73.17	Tubes and pipes, of cast iron
73.18	Tubes and pipes and blanks therefor, of iron (other than of cast iron) or steel, excluding high pressure hydro-electric conduits:
	— Tubes and pipes, not coated, seamless:
— 11	With an internal diameter of less than 1 inch
— 12	With an internal diameter of 1 inch or more up to but not including 2.5 inches
— 13	With an internal diameter of 2.5 inches up to but not including 6 inches
— 14	With an internal diameter of 6 inches or more
	— Tubes and pipes, coated, seamless:
— 31	With an internal diameter of less than 1 inch
— 32	With an internal diameter of 1 inch or more up to but not including 2.5 inches
— 33	With an internal diameter of 2.5 inches or more up to but not including 6 inches
— 34	With an internal diameter of 6 inches or more
73.19	High-pressure hydro-electric conduits of steel, whether or not reinforced
73.20	Tube and pipe fittings (for example, joints, elbows, unions and flanges) of iron or steel
73.21	Structures, complete or incomplete, whether or not assembled, and parts of structures (for example, hangars and other buildings, bridges and bridge-sections, lock-gates, towers, lattice masts, roofs, roofing frameworks, door and window frames, shutters, balustrades, pillars and columns), of iron or steel; plates, strip, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of iron or steel
73.22	Reservoirs, tanks, vats and similar containers, for any material, of iron or steel, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment
73.24	Compressed gas cylinders and similar pressure containers, of iron or steel

Turkish Customs Tariff heading No	Description
73.25	Stranded wire, cables, cordage, ropes, plaited bands, slings and the like, of iron or steel wire, but excluding insulated electric cables (excluding plaited bands of iron or steel wire)
73.26	Barbed iron or steel wire; twisted hoop or single flat wire, barbed or not, and loosely twisted double wire, of kinds used for fencing, of iron or steel
73.27	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials, of iron or steel wire
73.28	Expanded metal, of iron or steel
73.29	Chain and parts thereof, of iron or steel:
— 11	Transmission chains
— 91	Parts of chains
73.32	Bolts and nuts (including bolt ends and screw studs), whether or not threaded or tapped, and screws (including screw hooks and screw rings), of iron or steel; rivets, cotters, cotter-pins, washers and spring washers of iron or steel
73.33	Needles for hand sewing (including embroidery), hand carpet needles and hand knitting needles, bodkins, crochet hooks, and the like, and embroidery stilettos, of iron or steel, including blanks
73.36	Stoves (including stoves with subsidiary boilers for central heating), ranges, cookers, grates, fires and other space heaters, gas-rings, plate warmers with burners, wash boilers with grates or other heating elements, and similar equipment, of a kind used for domestic purposes, not electrically operated, and parts thereof, of iron or steel
73.37	Boilers (excluding steam-generating boilers of heading No 84.01) and radiators, for central heating, not electrically heated, and parts thereof, of iron or steel; air-heaters and hot air distributors (including those which can also distribute cool or conditioned air), not electrically heated, incorporating a motor-driven fan or blower, and parts thereof, of iron or steel
73.38	Articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of iron or steel
73.40	Other articles of iron or steel:
— 10	Other articles of cast iron
ex 20	Other articles of iron or steel (excluding acmonital)
74.10	Stranded wire, cables, cordage, ropes, plaited bands and the like, of copper wire, but excluding insulated electric wires and cables
74.15	Bolts and nuts (including bolt ends and screw studs), whether or not threaded or tapped, and screws (including screw hooks and screw rings), of copper; rivets, cotters, cotter-pins, washers and spring washers, of copper:
— 10	Bolts and nuts
— 20	Screws
74.19	Other articles of copper

Turkish Customs Tariff heading No	Description
75.06	Other articles of nickel
76.01	Unwrought aluminium; aluminium waste and scrap
76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire
76.03	Wrought plates, sheets and strip, of aluminium
76.04	Aluminium foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.20 mm
76.06	Tubes and pipes and blanks therefor, of aluminium; hollow bars of aluminium
76.07	Tube and pipe fittings (for example, joints, elbows, sockets and flanges); of aluminium
76.08	Structures and parts of structures (for example, hangars and other buildings, bridges and bridge-sections, towers, lattice masts, roofs, roofing frameworks, door and window frames, balustrades, pillars and columns), of aluminium; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of aluminium
76.09	Reservoirs, tanks, vats and similar containers, for any material, of aluminium, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment
76.10	Casks, drums, cans, boxes and similar containers (including rigid and collapsible tubular containers), of aluminium, of a description commonly used for the conveyance or packing of goods
76.11	Containers, of aluminium, for compressed or liquefied gas
76.12	Stranded wire, cables, cordage, ropes, plaited bands and the like, of aluminium wire, but excluding insulated electric wires and cables
76.13	Gauze, cloth, grill, netting, reinforcing fabric and similar materials, of aluminium wire
76.14	Expanded metal, of aluminium
76.15	Articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of aluminium
76.16	Other articles of aluminium
77.01	Unwrought magnesium; magnesium waste (excluding shavings of uniform size) and scrap
77.02	Wrought bars, rods, angles, shapes and sections, of magnesium; magnesium wire; wrought plates, sheets and strip, of magnesium; magnesium foil; raspings and shavings of uniform size; powders and flakes, of magnesium; tubes and pipes and blanks therefor, of magnesium; hollow bars of magnesium
77.03	Other articles of magnesium
77.04	Beryllium, unwrought or wrought, and articles of beryllium



Turkish Customs Tariff heading No	Description
82.02	Saws (non-mechanical) and blades for hand or machine saws (including toothless saw blades):
— 20	Band saw blades
— 30	Circular saw blades (including circular saw blades for milling saws)
82.05	Interchangeable tools for hand tools, for machine tools or for power-operated hand tools (for example, for pressing, stamping, drilling, tapping, threading, boring, broaching, milling, cutting, turning, dressing, morticing or screw driving), including dies for wire drawing, extrusion dies for metal, and rock drilling bits:
— 20	Milling tools
82.06	Knives and cutting blades, for machines or for mechanical appliances
82.07	Tool-tips and plates, sticks and the like for tool-tips, unmounted, of sintered metal carbides (for example, carbides of tungsten, molybdenum or vanadium)
82.09	Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06
82.10	Knife blades falling within heading No 82.09
82.12	Scissors (including tailors' shears), and blades therefor
82.13	Other articles of cutlery (for example, secateurs, hair clippers, butchers' cleavers, paper knives); manicure and chiropody sets and appliances (including nail files):
— 10	Manicure and chiropody sets
82.14	Spoons, forks, fish-eaters, butter-knives, ladles, and similar kitchen or tableware
82.15	Handles of base metal for articles falling within heading Nos 82.09, 82.13 or 82.14
83.01	Locks and padlocks (key, combination or electrically operated), and parts thereof, of base metal; frames incorporating locks, for handbags, trunks or the like, and parts of such frames, of base metal; keys for any of the foregoing articles, finished or not, of base metal
83.02	Base metal fittings and mounting of a kind suitable for furniture, doors, staircases, windows, blinds, coachwork, saddlery, trunks, caskets and the like (including automatic door closers); base metal hat-racks, hat pegs, brackets and the like
83.03	Safes, strong-boxes, armoured or reinforced strong-rooms, strong-room linings and strong-room doors, and cash and deed boxes and the like, of base metal
83.04	Filing cabinets, racks, sorting boxes, paper trays, paper rests and similar office equipment, of base metal, other than office furniture falling within heading No 94.03
83.05	Fittings for loose-leaf binders, for files or for stationery books, of base metal; letter clips, paper clips, staples, indexing tags, and similar stationery goods, of base metal
83.06	Statuettes and other ornaments of a kind used indoors, of base metal

Turkish Customs Tariff heading No	Description
83.07	Lamps and lighting fittings, of base metal, and parts thereof, of base metal (excluding switches, electric lamp holders, electric lamps for vehicles, electric battery or magneto lamps, and other articles falling within Chapter 85, except heading No 85.22), (excluding miners' lamps falling within subheading No 83.07.10)
83.10	Beads and spangles, of base metal
83.11	Bells and gongs, non-electric, of base metal, and parts thereof of base metal
83.12	Photograph, picture and similar frames, of base metal; mirrors of base metal
84.02	Auxiliary plant for use with steam and other vapour generating boilers (for example, economizers, superheaters, soot removers, gas recoverers and the like); condensers for vapour engines and power units:
— 10	Economizers, air preheaters
— 20	Superheaters, de-superheaters
— 30	Steam accumulators and heat accumulators
— 40	Other
84.03	Producer gas and water gas generators, with or without purifiers; acetylene gas generators (water process) and similar gas generators, with or without purifiers
84.06	Internal combustion piston engines (excluding aircraft engines of subheading 84.06.11 and outboard motors of subheading 84.06.14)
84.07	Hydraulic engines and motors (including water wheels and water turbines):
	— Water turbines:
— 11	Pelton type
— 12	Francis type
84.09	Mechanically propelled road rollers
84.10	Pumps (including motor pumps and turbo pumps) for liquids, whether or not fitted with measuring devices; liquid elevators of bucket, chain, screw, band and similar kinds (excluding delivery pumps equipped with a measuring and price calculating mechanism falling within subheading No 84.10.11 and delivery pumps equipped with a measuring mechanism falling within subheading No 84.10.12)
84.11	Air pumps, vacuum pumps and air or gas compressors (including motor and turbo pumps and compressors, and free-piston generators for gas turbines); fans, blowers and the like
84.12	Air conditioning machines, self-contained, comprising a motor-driven fan and elements for changing the temperature and humidity of air (excluding machines of a weight of 100 kg or less falling within subheading No 84.12.10)
84.13	Furnace burners for liquid fuel (atomizers), for pulverised solid fuel or for gas; mechanical stokers, mechanical grates, mechanical ash dischargers and similar appliances:
— 19	Other furnace burners
— 20	Mechanical stokers, mechanical grates, mechanical ash dischargers and the like

Turkish Customs Tariff heading No	Description
84.14	Industrial and laboratory furnaces and ovens, non-electric
84.16	Calendering and similar rolling machines (other than metal-working and metal-rolling machines and glass-working machines) and cylinders therefor
84.17	Machinery, plant and similar laboratory equipment, whether or not electrically heated, for the treatment of materials by a process involving a change of temperature such as heating, cooking, roasting, distilling, rectifying, sterilizing, pasteurizing, steaming, drying, evaporating, vapourizing, condensing or cooling, not being machinery or plant of a kind used for domestic purposes; instantaneous or storage water heaters, non-electrical:
	(a) Pasteurizing and sterilizing apparatus and parts therefor:
— 11	Pasteurizers
— 12	Sterilizers
— 15	Parts
	(b) Other:
ex 29	Other (excluding apparatus for the production of deuterium and its compounds)
— 35	Parts
84.18	Centrifuges; filtering and purifying machinery and apparatus (other than filter funnels, milk strainers and the like), for liquids or gases:
— 30	Machinery and certain apparatus for filtering or purifying liquids
84.20	Weighing machinery (excluding balances of a sensitivity of 5 centigrams or better), including weight-operated counting and checking machines; weighing machine weights of all kinds (excluding weights for sensitive balances falling within subheading No 84.20.31)
84.21	Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers (charged or not); spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines (excluding fire extinguishers of subheading No 84.21.24)
84.22	Lifting, handling, loading or unloading machinery, telfers and conveyors (for example, lifts, hoists, winches, cranes, transporter cranes, jacks, pulley tackle, belt conveyors and teleferics), not being machinery falling within heading No 84.23 (excluding mechanical manipulators designed for handling radio-active substances, falling within subheading ex No 84.22.90)
84.24	Agricultural and horticultural machinery for soil preparation or cultivation (for example, ploughs, harrows, cultivators, seed and fertilizer distributors); lawn and sports ground rollers
84.25	Harvesting and threshing machinery; straw and fodder presses; hay or grass mowers; winnowing and similar cleaning machines for seed, grain or leguminous vegetables and egg-grading and other grading machines for agricultural produce (other than those of a kind used in the bread grain milling industry falling within heading No 84.29):
— 10	Mowers for cutting hay, etc.
— 15	Mowers with windrow attachments
— 20	Harvesting machines
— 30	Threshers
— 35	Straw and fodder presses
— 40	Pick-up balers
— 45	Lawn mowers
	— Parts:
— 92	For threshers

Turkish Customs Tariff heading No	Description
84.30	Machinery not falling within any other heading of this Chapter, of a kind used in the following food or drink industries: bakery, confectionery, chocolate manufacture, macaroni, ravioli or similar cereal food manufacture, the preparation of meat, fish, fruit or vegetables (including mincing or slicing machines), sugar manufacture or brewing:
— 60	Machinery for the brewing industry
84.31	Machinery for making or finishing cellulosic pulp, paper or paperboard
84.36	Machines for extruding man-made textiles; machines of a kind used for processing natural or man-made textile fibres; textile spinning and twisting machines; textile doubling, throwing and reeling (including weft-winding) machines (excluding machines for extruding man-made fibres by means of the pressure and spray processes falling within subheading No 84.36.10, and machines for beating, carding, tearing and cleaning falling within subheading No 84.36.25)
84.37	Weaving machines, knitting machines and machines for making gimped yarn, tulle, lace, embroidery, trimmings, braid or net; machines for preparing yarns for use on such machines, including warping and warp sizing machines (excluding knitting machines falling within subheading No 84.37.21 and machines for making tulle falling within subheading No 84.37.22)
84.38	Auxiliary machinery for use with machines of heading No 84.37 (for example, dobbies, jacquards, automatic stop motions and shuttle changing mechanisms); parts and accessories suitable for use solely or principally with the machines of the present heading or with machines falling within heading No 84.36 or 84.37 (for example, spindles and spindle flyers, card clothing, combs, extruding nipples, shuttles, healds and heald-lifters and hosiery needles), excluding reeds for looms falling within subheading No 84.38.40 and metallic healds falling within subheading No 84.38.60
84.43	Converters, ladles, ingot moulds and casting machines, of a kind used in metallurgy and in metal foundries:
— 10	Converters
84.44	Rolling mills and rolls therefor:
— 91	— Parts: Rolls for rolling mills
— 99	Other
84.45	Machine-tools for working metal or metal carbides, not being machines falling within heading No 84.49 or 84.50 (excluding automatic lathes of subheading No 84.45.11, grinding machines of subheading No 84.45.45, milling machines of subheading No 84.45.20 and drawing machines of subheading No 84.45.85)
84.47	Machine-tools for working wood, cork, bone, ebonite (vulcanite), hard artificial plastic materials or other hard carving materials, other than machines falling within heading No 84.49
84.50	Gas-operated welding, brazing, cutting and surface tempering appliances (excluding surface tempering appliances of subheading No 84.50.20)
84.56	Machinery for sorting, screening, separating, washing, crushing, grinding or mixing earth, stone, ores or other mineral substances, in solid (including powder and paste) form; machinery for agglomerating, moulding or shaping solid mineral fuels, ceramic paste, unhardened cements, plastering materials or other mineral products in powder or paste form; machines for forming foundry moulds of sand:
— 29	(b) Other: Other
— 99	(c) Miscellaneous parts: Other

Turkish Customs Tariff heading No	Description
84.59	Machines and mechanical appliances, having individual functions, not falling within any other heading of this Chapter (excluding machines for the manufacture of clay articles, falling within subheading No 84.59.10, nuclear reactors of subheading No 84.59.20, machines for the manufacture of cigarettes and cigars, falling within subheading No 84.59.32, machines for winding on spools of subheading No 84.59.42, machines for the manufacture of brushes falling within subheading No 84.59.43, pump type automatic machine greasers of subheading No 84.59.45)
84.60	Moulding boxes for metal foundry, moulds of a type used for metal (other than ingot moulds), for metallic carbides, for glass, for mineral materials (for example, ceramic pastes, concrete or cement) or for rubber or artificial plastic materials
84.61	Taps, cocks, valves and similar appliances, for pipes, boiler shells, tanks, vats and the like, including pressure reducing valves and thermostatically controlled valves
84.63	Transmission shafts, cranks, bearing housings, plain shaft bearings, gears and gearing (including friction gears and gear-boxes and other variable speed gears), flywheels, pulleys and pulley blocks, clutches and shaft couplings
85.01	Electrical goods of the following descriptions: generators, motors, converters (rotary or static), transformers, rectifiers and rectifying apparatus, inductors (excluding electrical generators of more than 100 kVA of subheading No 85.01.40)
85.05	Tools for working in the hand, with self-contained electric motor
85.07	Shavers and hair clippers, with self-contained electric motor
85.08	Electrical starting and ignition equipment for internal combustion engines (including ignition magnetos, magneto-dynamos, ignition coils, starter motors, sparking plugs and glow plugs); dynamos and cut-outs for use in conjunction therewith (excluding cut-outs falling within subheading No 85.08.10 and sparking plugs falling within subheading No 85.08.20)
85.09	Electrical lighting and signalling equipment and electrical windscreen wipers, defrosters and demisters, for cycles or motor vehicles (excluding horns, siren and other electrical sound signalling appliances of subheading No 85.09.13)
85.11	Industrial and laboratory electric furnaces, ovens and induction and dielectric heating equipment; electric welding, brazing and soldering machines and apparatus and similar electric machines and apparatus for cutting (excluding industrial and laboratory electric furnaces of subheading No 85.11.11 and parts falling within subheading No 85.11.91)
85.12	Electric instantaneous or storage water heaters and immersion heaters; electric soil heating apparatus and electric space heating apparatus; electric hair dressing appliances (for example, hair dryers, hair curlers, curling tong heaters) and electric smoothing irons, electrothermic domestic appliances; electric heating resistors, other than those of carbon:
— 20	Electrical soil heating apparatus and electric space heating apparatus and the like
— 30	Electric hairdressing appliances
— 50	Electro-thermic domestic appliances
— 91	Parts
85.13	Electrical line telephonic and telegraphic apparatus (including such apparatus for carrier-current line systems):
— 43	Apparatus for long distance carrier-current line systems

Turkish Customs Tariff heading No	Description
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers:
— 20	Loud speakers
— 30	Audio frequency electric amplifiers
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus:
ex 91	Parts (excluding antennas and parts for amplifiers, frequency converters and other antenna equipment and accessories)
85.18	Electrical capacitors, fixed or variable
85.19	Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, lightning arrestors, surge suppressors, plugs, lampholders, terminals, terminal strips and junction boxes); resistors, fixed or variable (including potentiometers), other than heating resistors; switchboards (other than telephone switchboards) and control panels (excluding fuses of subheading No 85.19.15, lightning arrestors of subheading No 85.19.16 and switchboards and control panels of subheading No 85.19.30)
85.23	Insulated (including enamelled or anodised) electric wire, cable, bars, strip and the like (including co-axial cable), whether or not fitted with connectors
85.24	Carbon brushes, arc-lamp carbons, battery carbons, carbon electrodes and other carbon articles of a kind used for electrical purposes:
— 10	Carbon brushes for electrical appliances and apparatus
— 26	Heating resistors for heating apparatus
— 29	Other
85.28	Electrical parts of machinery and apparatus, not being goods falling within any of the preceding headings of this Chapter
86.10	Railway and tramway track fixtures and fittings; mechanical equipment, not electrically powered, for signalling to or controlling road, rail or other vehicles, ships or aircraft; parts of the foregoing fixtures, fittings or equipment
87.01	Tractors (other than those falling within heading No 87.07), whether or not fitted with power take-offs, winches or pulleys
87.02	Motor vehicles for the transport of persons, goods or materials (including sports motor vehicles, other than those of heading No 87.09), excluding motor vehicles for the transport of persons falling within subheading No 87.02.11
87.03	Special purpose motor lorries and vans (such as breakdown lorries, fire-engines, fire-escapes, road sweeper lorries, snow-ploughs, spraying lorries, crane lorries, searchlight lorries, mobile workshops and mobile radiological units), but not including the motor vehicles of heading No 87.02:
— 10	Breakdown lorries
— 20	Spraying lorries
— 30	Snow-ploughs
87.04	Chassis fitted with engines, for the motor vehicles falling within heading No 87.01, 87.02 or 87.03

Turkish Customs Tariff heading No	Description
87.05	Bodies (including cabs), for the motor vehicles falling within heading No 87.01, 87.02 or 87.03
87.06	Parts and accessories of the motor vehicles falling within heading No 87.01, 87.02 or 87.03
87.07	Works trucks, mechanically propelled, of the types used in factories or warehouses for short distance transport or handling of goods (for example, fork-lift trucks and platform trucks); tractors of the type used on railway station platforms; parts of the foregoing trucks and tractors
87.09	Motor-cycles, auto-cycles and cycles fitted with an auxiliary motor, with or without side-cars, side-cars of all kinds
87.10	Cycles (including delivery tricycles), not motorised:
— 10	Bicycles
87.12	Parts and accessories of articles falling within heading No 87.09, 87.10 or 87.11:
— 91	Parts and accessories of articles falling within heading No 87.09
— 92	Parts and accessories of articles falling within heading No 87.10
89.01	Ships, boats and other vessels not falling within heading No 89.02, 89.03, 89.04 or 89.05
89.02	Tugs
89.05	Floating structures other than vessels (for example, coffer-dams, landings stages, buoys and beacons)
90.04	Spectacles, pince-nez, lorgnettes, goggles and the like, corrective, protective or other
90.14	Surveying (including photogrammetrical surveying), hydrographic, navigational, meteorological, hydrological and geophysical instruments; compasses, rangefinders:
— 40	Meteorological instruments and apparatus
— 91	Parts of meteorological instruments and apparatus
90.27	Revolution counters, production counters, taximeters, mileometers, pedometers and the like, speed indicators (including magnetic speed indicators) and tachometers (other than articles falling within heading No 90.14); stroboscopes
90.28	Electrical measuring, checking, analysing or automatically controlling instruments and apparatus:
— 10	Voltsmeters, potentiometers, electrometers
— 20	Ammeters, galvanometers
— 30	Wattmeters
91.02	Clocks with watch movements (excluding clocks of heading No 91.03)
91.04	Other clocks
92.11	Gramophones, dictating machines and other sound recorders and reproducers, including record-players and tape decks, with or without sound-heads; television image and sound recorders and reproducers, magnetic (excluding gramophones falling within subheading No 92.11.10)
92.12	Gramophone records and other sound or similar recordings; matrices for the production of records, prepared record blanks, film for mechanical sound recording, prepared tapes, wires, strips and like articles of a kind commonly used for sound or similar recording
92.13	Other parts and accessories of apparatus falling within heading No 92.11:
— 40	Magnetic type sound-heads
— 90	Other

Turkish Customs Tariff heading No	Description
93.04	Other firearms, including very light pistols, pistols and revolvers for firing blank ammunition only, line-throwing guns and the like
93.05	Arms of other descriptions, including air, spring and similar pistols, rifles and guns
93.06	Parts of arms, including roughly sawn gun stock blocks, and gun barrel blanks, but not including parts of side-arms:
— 93	Parts for sporting guns
93.07	Bombs, grenades, torpedoes, mines, guided weapons and missiles and similar munitions of war, and parts thereof; ammunition and parts thereof, including cartridge wads; lead shot prepared for ammunition:
— 21	Sporting ammunition
94.04	Mattress supports; articles of bedding or similar furnishing fitted with springs or stuffed or internally fitted with any material or of expanded, foam or sponge rubber or expanded, foam or sponge artificial plastic material, whether or not covered (for example, mattresses, quilts, eiderdowns, cushions, pouffes and pillows)
95.01	Worked tortoise-shell and articles of tortoise-shell
95.02	Worked mother of pearl and articles of mother of pearl
95.03	Worked ivory and articles of ivory
95.04	Worked bone (excluding whalebone) and articles of bone (excluding whalebone)
96.02	Other brooms and brushes (including brushes of a kind used as parts of machines); paint rollers; squeegees (other than roller squeegees) and mops:
— 22	Brushes for toilet use and clothes brushes
97.01	Wheeled toys designed to be ridden by children (for example, toy bicycles and tricycles and pedal motor cars); dolls' prams and dolls' push chairs
97.02	Dolls
97.03	Other toys; working models of a kind used for recreational purposes:
— 90	Other
97.04	Equipment for parlour, table and funfair games for adults or children (including billiard tables and pintables and table-tennis requisites)
97.05	Carnival articles; entertainment articles (for example, conjuring tricks and novelty jokes); Christmas tree decorations and similar articles for Christmas festivities (for example, artificial Christmas trees, Christmas stockings, imitation yule logs, Nativity scenes and figures therefor)
97.06	Appliances, apparatus, accessories and requisites for gymnastics or athletics, or for sports and outdoor games (other than articles falling within heading No 97.04)
97.07	Fish-hooks, line fishing rods and tackle; fish landing nets and butterfly nets; decoy 'birds', lark mirrors and similar hunting or shooting requisites (excluding fish-hooks of subheading No 97.07.10)
97.08	Roundabouts, swings, shooting galleries and other fairground amusements; travelling circuses, travelling menageries and travelling theatres
98.01	Buttons and button moulds, studs, cuff-links, and press-fasteners, including snap-fasteners and press-studs; blanks and parts of such articles
98.05	Pencils (other than pencils of heading No 98.03), pencil leads, slate pencils, crayons and pastels, drawing charcoals and writing and drawing chalks; tailors' and billiards chalks



## ANNEX No 4

## on the use by Turkey of special aid resources

THE CONTRACTING PARTIES,

desiring not to impede the use by Turkey of special aid resources,

HAVE AGREED AS FOLLOWS:

1. If the provisions of the Agreement of Association or of the Additional Protocol impede the use by Turkey of special aid resources made available to its economy, Turkey shall, after notification to the Council of Association, be entitled:
  - (a) to open tariff quotas in accordance with Article 20 (4) of the Additional Protocol for the importation of goods which are purchased with the resources in question;
  - (b) to import free of duty goods which constitute gifts under Title III of Public Law 480 of the United States or under a food aid programme;
  - (c) to restrict invitations to tender to suppliers of products originating in countries which grant special aid where the use of such resources entails the importation of products originating in those countries, and where a tendering procedure is prescribed by the legislation of Turkey or of the countries in question.
2. Products imported into Turkey under this Annex may not be re-exported to the Community either unaltered or after working or processing.
3. The provisions of this Annex must not hamper the proper functioning of the Association.
4. At the end of the transitional stage the Council of Association may decide whether this Annex is to remain in force.

In the meantime, if any change is made to the nature of the resources referred to in paragraph 1 of this Annex or to the procedure to be followed for their use, or if any difficulties arise affecting their use, the Council of Association shall review the situation with a view to taking the appropriate measures.

## ANNEX No 5

## on German internal trade and connected problems

THE CONTRACTING PARTIES,

taking into consideration the conditions at present existing by reasons of the division of Germany,

HAVE AGREED AS FOLLOWS:

1. Since trade between German territories subject to the Basic Law for the Federal Republic of Germany and German territories in which the Basic Law does not apply

is a part of German internal trade, the application of the Agreement of Association or of the Additional Protocol in Germany requires no change in the treatment currently accorded to this trade.

2. Each Contracting Party shall inform the other Contracting Party of any agreements relating to trade with the German territories in which the Basic Law for the Federal Republic of Germany does not apply, and of any implementing provisions. Each Contracting Party shall ensure that implementation of such agreements does not conflict with the principles of the Association and shall in particular take appropriate measures to avoid harming the economy of the other Contracting Party.
3. Each Contracting Party may take appropriate measures to prevent any difficulties arising for it from trade between the other Contracting Party and the German territories in which the Basic Law for the Federal Republic of Germany does not apply.

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ANNEX No 6

on the treatment to be accorded to agricultural products

*Article 1*

The treatment provided for in Article 35 (2) of the Additional Protocol is set out in the following Articles.

CHAPTER I

PREFERENTIAL TREATMENT OF IMPORTS INTO THE COMMUNITY

*Article 2*

Customs duties equal to 50 % of the duties in the Common Customs Tariff shall be applicable to imports into the Community of products listed below and originating in Turkey.

CCT heading No	Description
07.01	Vegetables, fresh or chilled: E. Chard (or white beet) and cardoons F. Leguminous vegetables, shelled or unshelled: ex III. Other — Broad beans: — From 1 July to 30 April N. Olives: I. For uses other than the production of oil (a)

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(a) Entry under this subheading is subject to conditions to be laid down by the competent authorities.

CCT heading No	Description
07.01 (cont'd)	O. Capers S. Sweet peppers ex T. Other: — Parsley
07.03	Vegetables provisionally preserved in brine, sulphur water or in other preservative solutions, but not specially prepared for immediate consumption: A. Olives: I. For uses other than the production of oil (a) B. Capers
08.03	Figs, fresh or dried: A. Fresh
08.04	Grapes, fresh or dried: A. Fresh: I. Table grapes: ex (a) From 1 November to 14 July: — From 1 December to 31 December — From 18 June to 14 July ex (b) From 15 July to 31 October: — From 15 July to 17 July
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not: D. Pistachios E. Pecans ex F. Other: — Pignolia nuts
08.06	Apples, pears and quinces, fresh: C. Quinces
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05: A. Apricots B. Peaches, including nectarines D. Apples and pears E. Papaws F. Fruit salads: I. Not containing prunes G. Other
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard: ex B. Other: — Prepared or preserved by vinegar or acetic acid, whether or not containing salt, spices or mustard, but not containing sugar, excluding gherkins

(a) Entry under this subheading is subject to conditions to be laid down by the competent authorities.

CCT heading No	Description
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid: F. Capers and olives ex H. Other, excluding carrots and mixtures <sup>(1)</sup>
20.05	Jams, fruit jellies, marmalades, fruit purées and fruit pastes, being cooked preparations, whether or not containing added sugar C. Other: ex III. Not specified: — Fig purées
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit: A. Nuts (including ground-nuts), roasted

(1) This heading includes, *inter alia*, roasted chick peas (leblebis).

#### Article 3

The products listed below and originating in Turkey shall be imported into the Community free of customs duties and charges having equivalent effect:

CCT heading No	Description
08.04	Grapes, fresh or dried B. Dried: I. In immediate containers of a net capacity of 15 kg or less

#### Article 4

1. Customs duties equal to 60 % of the duties in the Common Customs Tariff shall be applicable to imports into the Community of products listed below and originating in Turkey:

CCT heading No	Description
ex 08.02 A	Fresh oranges

2. Customs duties equal to 50 % of the duties in the Common Customs Tariff shall be applicable to imports into the Community of products listed below and originating in Turkey:

CCT heading No	Description
ex 08.02 B	Fresh mandarins and satsumas; clementines, tangerines and other similar citrus hybrids, fresh
ex 08.02 C	Fresh lemons

3. During the period of application of reference prices, paragraphs 1 and 2 shall apply on condition that on the internal Community market the prices of citrus fruit imported from Turkey are, after customs clearance and allowance for the conversion factors operative for the various classes of citrus fruit and after deduction of transport costs and import charges other than customs duties, not less than the reference prices for the period in question plus the incidence of the Common Customs Tariff on those reference prices and a fixed amount of 1.20 units of account per 100 kilogrammes.

4. The transport costs and import charges other than customs duties referred to in paragraph 3 shall be those laid down for calculating the entry prices referred to in Regulation No 23 on the progressive establishment of a common organization of the market in fruit and vegetables.

However, the Community shall be entitled to calculate the amount to be deducted in respect of import charges, other than customs duties, referred to in paragraph 3, in such a way as to avoid difficulties which may arise from the incidence of those charges on entry prices, depending on origin.

5. The provisions of Article 11 of Regulation No 23 shall continue to apply.

6. Where the advantages accruing from the provisions of paragraphs 1 and 2 above would or could be jeopardized by reasons of abnormal conditions of competition, consultations may be held in the Council of Association on the problems arising from such a situation.

**Article 5**

An *ad valorem* duty of 3 % shall be applicable to imports into the Community of products listed below and originating in Turkey. This duty shall be reduced to 2 % one year after the date of entry into force of the Additional Protocol and to 1 % two years after that date. It shall be abolished at the end of the third year.

CCT heading No	Description
08.03	Figs, fresh or dried ex B. Dried: — In immediate containers of a net capacity of 15 kg or less

**Article 6**

An *ad valorem* duty of 2.5 % within an annual Community tariff quota of 18 700 metric tons, shall be applicable to imports into the Community of products listed below and originating in Turkey:

CCT heading No	Description
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not: ex F. Other: — Hazel nuts

*Article 7*

1. The Community shall take all measures necessary to ensure that the levy on imports into the Community of olive oil other than refined olive oil, falling within subheading No 15.07 A II of the Common Customs Tariff, wholly produced in Turkey and transported direct from that country to the Community, is the import levy calculated in accordance with the provisions of Article 13 of Regulation No 136/66/EEC on the establishment of a common organisation of the market in oils and fats, and applicable on the day of importation, less 0.5 unit of account per 100 kilogrammes.

2. Additionally and on condition that Turkey applies a special export charge reflected in the import price, the Community shall reduce the amount of the levy calculated in accordance with paragraph 1 by an amount equal to that of the charge paid but not exceeding 4.5 units of account per 100 kilogrammes.

Each Contracting Party shall take the necessary measures for the implementation of this paragraph.

3. Consultations on the operation of the arrangements provided for in this Article may be held in the Council of Association.

*Article 8*

The products listed below and originating in Turkey shall be imported into the Community free of Customs duty:

CCT heading No	Description
24.01	Unmanufactured tobacco, tobacco refuse

*Article 9*

Customs duties equal to 25 % of the duties in the Common Customs Tariff shall be applicable to imports into the Community of products listed below and originating in Turkey. These duties shall be reduced to 10 % of the duties in the Common Customs Tariff at the end of the second year after the entry into force of the Additional Protocol. They shall be abolished at the end of the third year.

CCT heading No	Description
01.01	Live horses, asses, mules and hinnies: A. Horses: I. Pure-bred breeding animals (a) III. Other

(a) Entry under this subheading is subject to conditions to be laid down by the competent authorities.

CCT heading No	Description
01.01 (cont'd)	B. Asses C. Mules and hinnies
01.02	Live animals of the bovine species: A. Domestic species: I. Pure-bred breeding animals (a) B. Other
01.03	Live swine: A. Domestic species: I. Pure-bred breeding animals (a) B. Other
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen: A. Meat: ex I. Of asses, mules and hinnies falling under heading 01.01 II. Of bovine animals: (b) Other III. Of swine: (b) Other ex IV. Other, excluding meat of domestic sheep and lambs B. Offals: I. For the manufacture of pharmaceutical products (a) II. Other: (a) Of horses, asses, mules and hinnies ex (d) Not specified, excluding offals of domestic sheep and lambs
02.04	Other meat and edible meat offals, fresh, chilled or frozen
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked: C. Other: ex II. Not specified, excluding meat and offals of domestic sheep and lambs
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not: A. Eggs in shell, fresh or preserved: II. Other eggs B. Eggs not in shell; egg yolks: II. Other (a)
05.04	Guts, bladders and stomachs of animals (other than fish) whole and pieces thereof

(a) Entry under this subheading is subject to conditions to be laid down by the competent authorities.

CCT heading No	Description
05.15	Animal products not elsewhere specified or included; dead animals of Chapter 1 or Chapter 3, unfit for human consumption: ex B. Other — Animal products not elsewhere specified or included: dead animals of Chapter 1, unfit for human consumption
ex 07.05	Dried leguminous vegetables, shelled, whether or not skinned or split (excluding those for sowing)
08.01	Dates, bananas, pineapples, mangoes, mangosteens, avocados, guavas, coconuts, Brazil nuts and cashew nuts, fresh or dried, shelled or not: A. Dates D. Avocados E. Coconuts and cashew nuts: I. Dehydrated coconuts pulp II Other F Brazil nuts G. Other
ex Chapter 9	Tea and spices, excluding maté (heading 09.03)
11.03	Flours of the leguminous vegetables falling within heading No 07.05
11.04	Flours of the fruits falling within any heading in Chapter 8
11.08	Starches; inulin: B. Inulin
12.07	Plants and parts (including seeds and fruit) of trees, bushes, shrubs or other plants, being goods of a kind used primarily in perfumery, in pharmacy, or for insecticidal, fungicidal or similar purposes, fresh or dried, whole, cut, crushed, ground or powdered
12.08	Locust beans, fresh or dried, whether or not kibbled or ground, but not further prepared; fruit kernels and other vegetable products of a kind used primarily for human food, not falling within any other heading
12.09	Cereal straw and husks, unprepared, or chopped but not otherwise prepared
ex 12.10	Mangolds, swedes, fodder roots; hay, lucerne, clover, sainfoin, forage kale, lupines, vetches and similar forage products, excluding dehydrated flours of green fodder
ex 15.02	Unrendered fats of goats; tallow (including 'premier jus') produced from those fats
15.03	Lard stearin, oleostearin and tallow stearin; lard oil, oleo-oil and tallow oil, not emulsified or mixed or prepared in any way
ex 16.01	Sausages and the like, of meat, meat offal or animal blood, excluding those containing meat or offal of pigs, sheep, lambs or animals of bovine species
16.03	Meat extracts and meat juices



CCT heading No	Description
18.01	Cocoa beans, whole or broken, raw or roasted
18.02	Cocoa shells, husks; skins and waste
22.07	Other fermented beverages (for example, cider, perry and mead)
23.01	Flours and meals, of meat, offals, fish, crustaceans or molluscs, unfit for human consumption; greaves: A. Flours and meals of meat and offal; greaves
23.02	Bran, sharps and other residues derived from the sifting, milling or working of cereals or of leguminous vegetables: B. Of leguminous vegetables
ex 23.03	Brewing and distilling dregs and waste; residues of starch manufacture and similar residues
23.06	Vegetable products of a kind used for animal food, not elsewhere specified or included: ex A. Acorns, horse chestnuts and pomace or marc of fruit, excluding residue from the pressing of grapes B. Other
23.07	Sweetened forage; other preparations of a kind used in animal feeding: A. Fish or marine mammal solubles C. Not specified

#### *Article 10*

On implementation of the common fisheries policy the Community shall take any measures which may be necessary to ensure that Turkey retains export opportunities which are at least equivalent to those provided for under Article 6 of the Provisional Protocol.

The Council of Association shall examine measures which might serve to improve such opportunities.

#### *Article 11*

The Council of Association shall determine the preferential treatment applicable to wine originating in Turkey.

#### *Article 12*

The Community shall take all measures necessary to ensure that the levy on the following goods, produced in Turkey and imported direct from that country into the Community, is the levy calculated in accordance with the provisions of Article 13 of Regulation No 120/67/EEC on the common organization of the market in cereals, less 0.5 unit of account per metric ton:

CCT heading No	Description
10.01	Wheat and meslin (mixed wheat and rye): B. Durum wheat
10.07	Buckwheat, millet, canary seed and grain sorghum; other cereals: ex D. Other: — Canary seed

#### Article 13

1. On condition that Turkey applies a special export charge, reflected in the import price on rye of heading No 10.02 of the Common Customs Tariff, which is produced in Turkey and imported direct from that country into the Community, the Community shall reduce the amount of the levy on imports of this product, calculated in accordance with Article 13 of Regulation No 120/67/EEC on the common organisation of the market in cereals, by an amount equal to that of the charge paid, up to a limit of 8 units of account per metric ton.

Each Contracting Party shall take the measures necessary for the implementation of this paragraph.

2. Consultations on the operation of the arrangements provided for in this Article may be held in the Council of Association.

#### Article 14

Without prejudice to the levying of a variable component determined in accordance with Article 5 of Regulation (EEC) No 1059/69 laying down the trade arrangement applicable to certain goods resulting from the processing of agricultural products, the Community shall take all necessary measures for the progressive reduction, in accordance with the timetable specified in Article 9 of this Annex, of the fixed component levied on imports into the Community of the following goods originating in Turkey:

CCT heading No	Description
ex 17.04	Sugar confectionery, not containing cocoa, excluding liquorice extracts more than 10 % by weight of sucrose, but not containing other added substances
19.01	Malt extract
19.02	Preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50 % by weight of cocoa
19.05	Prepared foods obtained by the swelling or roasting of cereals or cereal products (puffed rice, cornflakes and similar products)
19.06	Communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products

CCT heading No	Description
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion
21.01	Roasted chicory and other roasted coffee substitutes; extracts, essences and concentrates thereof: A. Roasted chicory and other roasted coffee substitutes: II. Other B. Extracts, essences and concentrates: II. Other
21.06	Natural yeasts (active or inactive); prepared baking powders: A. Active natural yeasts: II. Bakers' yeast
29.04	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives: C. Polyhydric alcohols: II. Mannitol III. Sorbitol
ex 35.01	Casein, caseinates and other casein derivatives
35.05	Dextrins and dextrin glues; soluble or roasted starches; starch glues
38.12	Prepared glazings, prepared dressings and prepared mordants, of a kind used in the textile, paper, leather or like industries: A. Prepared glazings and prepared dressings: I. With a basis of amylaceous substances

*Article 15*

Should Community regulations be amended in respect of products covered by this Annex, the Community shall be entitled to modify the arrangements therefor laid down in this Annex.

When modifying such arrangements the Community shall grant in respect of imports originating in Turkey an advantage comparable to that provided for in this Annex.

*Article 16*

The Council of Association shall lay down the definition of the concept 'originating products' for the purposes of the application of this Chapter.

CHAPTER II

TREATMENT OF IMPORTS INTO TURKEY

*Article 17*

With respect to its commercial imports, Turkey shall grant to the Community preferential treatment such as to ensure a satisfactory increase in imports of agricultural products originating in the Community.

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**FINANCIAL PROTOCOL**

**HIS MAJESTY THE KING OF THE BELGIANS,**

**THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,**

**THE PRESIDENT OF THE FRENCH REPUBLIC,**

**THE PRESIDENT OF THE ITALIAN REPUBLIC,**

**HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,**

**HER MAJESTY THE QUEEN OF THE NETHERLANDS,**

and

**THE COUNCIL OF THE EUROPEAN COMMUNITIES,**

of the one part,

**THE PRESIDENT OF THE TURKISH REPUBLIC,**

of the other part,

**ANXIOUS to promote an accelerated development of the Turkish economy in order to facilitate the pursuit of the objectives of the Agreement establishing an Association between the European Economic Community and Turkey,**

**HAVE DESIGNATED AS THEIR PLENIPOTENTIARIES:**

**HIS MAJESTY THE KING OF THE BELGIANS:**

**Mr Pierre HARMEL,  
Minister for Foreign Affairs;**

**THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:**

**Mr Walter SCHEEL,  
Minister for Foreign Affairs;**

**THE PRESIDENT OF THE FRENCH REPUBLIC:**

**Mr Maurice SCHUMANN,  
Minister for Foreign Affairs;**

**THE PRESIDENT OF THE ITALIAN REPUBLIC:**

**Mr Mario PEDINI,  
Under-Secretary of State for Foreign Affairs;**

**HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG:**

Mr Gaston THORN,  
Minister for Foreign Affairs;

**HER MAJESTY THE QUEEN OF THE NETHERLANDS:**

Mr J. M. A. H. LUNS,  
Minister for Foreign Affairs;

**THE COUNCIL OF THE EUROPEAN COMMUNITIES:**

Mr Walter SCHEEL,  
President in Office of the Council of the European Communities;

Mr Franco Maria MALFATTI,  
President of the Commission of the European Communities;

**THE PRESIDENT OF THE TURKISH REPUBLIC:**

Mr Ihsan Sabri ÇAGLAYANGİL,  
Minister for Foreign Affairs;

WHO, having exchanged their Full Powers, found in good and due form,

**HAVE AGREED AS FOLLOWS:***Article 1*

Within the framework of the Association between the European Economic Community and Turkey, the Community shall supplement Turkey's own endeavours by participating, in the manner laid down in this Protocol, in measures to promote the development of that country.

*Article 2*

1. Requests for financing may be submitted to the European Investment Bank by the Turkish State, by an authority and by public or private undertakings which have their seat or a place of business in Turkey; the Bank shall notify them of the action taken on their application.

2. Investment projects shall be eligible for financing where they:

- (a) help to increase the productivity of the Turkish economy and, in particular, aim to provide Turkey with a better economic infrastructure, higher agricultural output, and modern,

efficiently-run public or private undertakings in the industrial and service sectors;

- (b) further the aims of the Agreement of Association;  
(c) are part of the Turkish Development Plan in force at the relevant date.

3. With respect to the choice of investment projects within the framework of the above provisions:

- (a) only individual projects may be financed;  
(b) as a general rule, investment projects which are to be carried out on Turkish territory may be financed irrespective of the sectors of the economy to which they relate.

4. Special consideration shall be given to projects which could serve to improve the Turkish balance of payments.

*Article 3*

1. Requests which have been approved shall be financed by loans from the European Investment

Bank acting on authority from the Member States of the Community.

2. These loans may be granted up to an aggregate amount of 195 million units of account, which may be committed in a period expiring on 23 May 1976. Any balance outstanding at the end of that period shall be used in accordance with the provisions of this Protocol until it is exhausted.

3. The funds committed each year as a result of the granting of loans shall be distributed as evenly as possible over the whole period in which this Protocol is in force. However, relatively large amounts may, within reasonable limits, be committed in the first part of this period.

4. To the amount specified in paragraph 2 there shall be added the undisbursed portion of loans committed pursuant to the first Financial Protocol but cancelled before the whole or a part of the relevant payments had been made.

#### Article 4

1. Requests for financing which are not submitted by the Turkish Government cannot be approved without the agreement of that Government.

2. Where a loan is granted to an undertaking or to an authority other than the Turkish State, that loan shall be subject to a guarantee from the Turkish State.

3. Undertakings whose risk capital comes wholly or partly from countries of the Community shall have access to the finance provided for in this Protocol on the same conditions as undertakings with Turkish capital.

#### Article 5

1. Loans shall be granted on the basis of the economic features of the projects which they are to finance.

2. Loans, especially those for capital investment projects, the return on which is indirect or long-term, may be granted for a maximum of thirty years, and may be redemption-free for up to eight years. The rate of interest on such loans must be not less than 2.5 % per annum.

3. Loans for the financing of projects showing a normal return, which must account for not less than 30 % of the amount of the loans granted to Turkey annually, may be made on the following terms:

(a) a loan period and a redemption-free period determined by the Bank, subject to the limits laid down in paragraph 2, with a view to facilitating the servicing of loans by Turkey;

(b) a rate of interest of not less than 4.5 % per annum.

4. The loans referred to in the preceding paragraph may be granted through the intermediary of appropriate Turkish agencies.

The choice of projects to be financed through these agencies and the terms on which loans by the Bank may be granted by the agency or agencies concerned to recipient undertakings, shall be subject to prior approval by the Bank.

5. Repayments by recipient undertakings which are not immediately needed by the intermediary agencies for the redemption of loans from the Bank, shall be paid into a special account; the use of such amounts shall be subject to approval by the Bank.

#### Article 6

1. All natural and legal persons who are nationals of Turkey or of Member States of the Community may participate on equal terms in tendering procedures, invitations to tender, transactions and contracts relating to projects for which loans have been granted.

2. The loans may be used to cover expenditure on imports or domestic expenditure, where such expenditure is necessary for carrying out approved capital investment projects, including expenditure on planning, on the services of consulting engineers and on technical assistance.

3. The Bank shall ensure that funds are used as judiciously as possible and in accordance with the objectives of the Agreement of Association.

#### Article 7

Turkey shall, for the whole period of a loan, make available to the recipients of the loan the currency necessary for the payment of interest and commission, and for the repayment of capital.

#### Article 8

Contributions under this Protocol for the execution of certain projects may take the form of participation in financing operations in which, in particular, third countries, international finance organisations or

credit and development authorities and institutions in Turkey or of Member States of the Community may be concerned.

*Article 9*

1. While this Protocol is in force the Community shall examine the possibility of supplementing the amount of the loans specified in Article 3 by loans granted by the European Investment Bank from its own resources and on market terms and whose aggregate amount may total 25 million units of account.
2. These loans would be used to finance projects showing a normal return which are to be carried out in Turkey by private undertakings.
3. The Statute of the European Investment Bank and Articles 4, 7 and 8 of this Protocol shall apply to these loans.

*Article 10*

The Contracting Parties shall, one year before expiry of this Protocol, consider which of its provisions relating to financial assistance might be adopted for a further period.

In witness whereof, the undersigned Plenipotentiaries have signed this Financial Protocol.

*Article 11*

This Protocol shall be annexed to the Agreement establishing an Association between the European Economic Community and Turkey.

*Article 12*

1. This Protocol shall be ratified by the Signatory States in accordance with their respective constitutional requirements and, as regards the Community, shall become binding by a Council Decision taken in accordance with the Treaty establishing the Community and notified to the Contracting Parties to the Agreement establishing an Association between the European Economic Community and Turkey.

The above instruments of ratification and the act of notification of conclusion shall be exchanged at Brussels.

2. This Protocol shall enter into force on the first day of the month following the date of exchange of the instruments of ratification and act of notification of conclusion, referred to in paragraph 1.

*Article 13*

This Protocol is drawn up in two copies in the Dutch, French, German, Italian and Turkish languages, each of these texts being equally authentic.



Done at Brussels this twenty-third day of November in the year one thousand nine hundred and seventy.

For His Majesty the King of the Belgians,

Pierre HARMEL

For the President of the Federal Republic of Germany,

Walter SCHEEL

For the President of the French Republic,

Maurice SCHUMANN

For the President of the Italian Republic,

Mario PEDINI

For His Royal Highness the Grand Duke of Luxembourg,

Gaston THORN

For Her Majesty the Queen of the Netherlands,

J. M. A. H. LUNS

For the Council of the European Communities,

Walter SCHEEL

Franco Maria MALFATTI

For the President of the Republic of Turkey,

Ihsan Sabri ÇAGLAYANGİL

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OJ No L 293 - 29.12.72  
L 293/62

Notification concerning the date of entry into force of the Additional Protocol and Financial Protocol, both signed on 23 November 1970 and annexed to the Agreement establishing an Association between the European Economic Community and Turkey.

The exchange of the instruments of ratification by the Signatory States and of the act of notification of conclusion by the Council as regards, on the one hand, the Additional Protocol laying down the conditions, arrangements and timetables for the implementation of the transitional stage provided for in Article 4 of the Agreement establishing an Association between the European Economic Community and Turkey and, on the other hand, the Financial Protocol, both signed at Brussels on 23 November 1970, having taken place at Brussels on 29 December 1972, these two Protocols enter into force on 1 January 1973, in accordance with Article 63(2) of the first and Article 12(2) of the second.

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**AGREEMENT****on products within the province of the European Coal and Steel Community***(signed in Brussels, 23 November 1970)*

HIS MAJESTY THE KING OF THE BELGIANS,

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE PRESIDENT OF THE FRENCH REPUBLIC,

THE PRESIDENT OF THE ITALIAN REPUBLIC,

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,

HER MAJESTY THE QUEEN OF THE NETHERLANDS,

Contracting Parties to the Treaty establishing the European Coal and Steel Community, signed in Paris on 17 April 1951, whose States are hereinafter referred to as 'the Member States',

of the one part, and

THE PRESIDENT OF THE TURKISH REPUBLIC,

of the other part,

CONSIDERING that the abovementioned Member States have concluded among themselves the Treaty establishing the European Coal and Steel Community;

CONSIDERING that they have also concluded the Treaty establishing the European Economic Community, Article 232 of which lays down that the provisions of that Treaty shall not affect the provisions of the Treaty establishing the European Coal and Steel Community, in particular as regards the rights and obligations of Member States;

CONSIDERING that the Agreement establishing an Association between the European Economic Community and Turkey does not apply to products within the province of the European Coal and Steel Community;

DESIRING nevertheless to maintain and increase trade in those products between the Member States and Turkey;

HAVE DESIGNATED as their Plenipotentiaries:

HIS MAJESTY THE KING OF THE BELGIANS:

Mr Pierre HARMEL,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:

Mr Walter SCHEEL,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FRENCH REPUBLIC:

Mr Maurice SCHUMANN,  
Minister for Foreign Affairs;

## THE PRESIDENT OF THE ITALIAN REPUBLIC:

Mr Mario PEDINI,  
Under-Secretary of State for Foreign Affairs;

## HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG:

Mr Gaston THORN,  
Minister for Foreign Affairs;

## HER MAJESTY THE QUEEN OF THE NETHERLANDS:

Mr J. M. A. H. LUNS,  
Minister for Foreign Affairs;

## THE PRESIDENT OF THE TURKISH REPUBLIC:

Mr Ihsan Sabri ÇAĞLAYANGİL,  
Minister for Foreign Affairs;

WHO, having exchanged their Full Powers, found in good and due form,

HAVE AGREED AS FOLLOWS:

*Article 1*

In respect of products which come from Member States or Turkey which are within the province of the European Coal and Steel Community, customs duties and charges having equivalent effect and also quantitative restrictions and measures having equivalent effect in force between Member States and Turkey shall, save where measures are taken pursuant to Chapter X of the Treaty establishing the European Coal and Steel Community, be progressively abolished in accordance with the conditions laid down in Article 2 of this Agreement.

*Article 2*

1. Trade barriers shall be abolished by Member States and by Turkey in accordance with a timetable adopted by mutual agreement of the Contracting Parties.
2. The Contracting Parties shall also determine the terms on which the products referred to in this Agreement shall be eligible for preferential treatment.

*Article 3*

Turkey shall not, in the fields covered by this Agreement, receive treatment more favourable than that which Member States extend to each other pursuant to the Treaty establishing the European Coal and Steel Community.

*Article 4*

Consultations shall take place between the Parties concerned in all cases where, in the opinion of one of

them, the implementation of the above provisions calls for such consultations.

*Article 5*

This Agreement shall not affect the provisions of the Treaty establishing the European Coal and Steel Community, or the powers or jurisdiction conferred by that Treaty.

*Article 6*

The Annex on German internal trade and connected problems shall form an integral part of this Agreement.

*Article 7*

1. This Agreement shall be ratified by the Signatory States in accordance with their respective constitutional requirements.

The instruments of ratification shall be exchanged at Brussels.

2. This Agreement shall enter into force on the first day of the month following the date on which the instruments of ratification have been exchanged.

*Article 8*

This Agreement is drawn up in two copies in the Dutch, French, German, Italian and Turkish languages, each of these texts being equally authentic.

In witness whereof, the undersigned Plenipotentiaries have signed this Agreement.

Done at Brussels this twenty-third day of November in the year one thousand nine hundred and seventy.

For His Majesty the King of the Belgians,

Pierre HARMEL

For the President of the Federal Republic of Germany,

Walter SCHEEL

For the President of the French Republic,

Maurice SCHUMANN

For the President of the Italian Republic,

Mario PEDINI

For His Royal Highness the Grand Duke of Luxembourg,

Gaston THORN

For Her Majesty the Queen of the Netherlands,

J. M. A. H. LUNS

For the President of the Republic of Turkey,

Ihsan Sabri ÇAĞLAYANGİL

## ANNEX

**on German internal trade and connected problems**

THE HIGH CONTRACTING PARTIES,

Taking into consideration the conditions at present existing by reason of the division of Germany,

HAVE AGREED AS FOLLOWS:

1. Since trade between the German territories subject to the Basic Law for the Federal Republic of Germany and the German territories in which the Basic Law does not apply is a part of German internal trade, the application of the Agreement on products within the province of the European Coal and Steel Community requires no change in the treatment currently accorded to this trade.
2. Each Contracting Party shall inform the other Contracting Party of any agreements relating to trade with the German territories in which the Basic Law for the Federal Republic of Germany does not apply, and of any implementing provisions. Each Contracting Party shall ensure that the implementation of such agreements does not conflict with the principles of the Agreement on products within the province of the European Coal and Steel Community, and shall in particular take appropriate measures to avoid harming the economy of the other Contracting Party.
3. Each Contracting Party may take appropriate measures to prevent any difficulties arising for it from trade between the other Contracting Party and the German territories in which the Basic Law for the Federal Republic of Germany does not apply.

OJ No L 293 - 29.12.72  
I, 293/67

Notification concerning the date of entry into force of the Agreement on products within the province of the European Coal and Steel Community, signed on 23 November 1970 by the Member States of that Community and by Turkey

The exchange of the instruments of ratification of the Agreement on products within the province of the European Coal and Steel Community, signed at Brussels on 23 November 1970, having taken place at Brussels on 29 December 1972, the Agreement enters into force on 1 January 1973, in accordance with Article 7(2) thereof.

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## FINAL ACT

The Plenipotentiaries

OF HIS MAJESTY THE KING OF THE BELGIANS,  
OF THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,  
OF THE PRESIDENT OF THE FRENCH REPUBLIC,  
OF THE PRESIDENT OF THE ITALIAN REPUBLIC,  
OF HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,  
OF HER MAJESTY THE QUEEN OF THE NETHERLANDS,

and

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

of the one part, and

OF THE PRESIDENT OF THE TURKISH REPUBLIC,

of the other part,

meeting at Brussels, on the twenty-third day of November in the year one thousand nine hundred and seventy for the signature

- of the Additional Protocol, to which are appended six Annexes,
- of the Financial Protocol, and
- of the Agreement on products within the province of the European Coal and Steel Community, to which is appended an Annex

have adopted the following Joint Declarations by the Contracting Parties relating to the Additional Protocol:

1. Joint Declaration on the calculation of duties and charges,
2. Joint Declaration on Article 12(2),
3. Joint Declaration on Articles 17(1) and 18,
4. Joint Declaration on Article 25(4),
5. Joint Declaration on Article 27(2),
6. Joint Declaration on Article 34,
7. Joint Declaration on the duties in the Common Customs Tariff which are listed in Annexes 2 and 6.

They have also adopted the following Interpretative Declarations:

- Interpretative Declaration on Article 25 of the Additional Protocol;



- Interpretative Declaration on the value of the unit of account mentioned in Article 3 of the Financial Protocol.

They have, in addition, taken note of the following declarations by the Government of the Federal Republic of Germany on the Agreement in respect of products within the province of the European Coal and Steel Community:

1. Declaration on the definition of the expression "German National";
2. Declaration on the application to Berlin of the Agreement on products within the province of the European Coal and Steel Community.

These Declarations are annexed to this Final Act.

The Plenipotentiaries have agreed that the Declarations annexed to this Final Act shall be subjected to any internal procedures that may be necessary to ensure their validity.

In witness whereof, the Plenipotentiaries of the Contracting Parties have signed this Final Act.

Zu Urkund dessen haben die unterzeichneten Bevollmächtigten ihre Unterschriften unter diese Schlußakte gesetzt.

En foi de quoi, les plénipotentiaires soussignés ont apposé leurs signatures au bas du présent acte final.

In fede di che, i plenipotenziari sottoscritti hanno apposto le loro firme in calce al presente atto finale.

Ten blijkte waarvan de ondergetekende gevolmachtigden hun handtekening onder deze Slotakte hebben gesteld.

Bunun belgesi olarak, asagida adlari yazili tam yetkili temsilciler bu Son Senedin imzalarini atmislardir.

Done at Brussels, this twenty-third day of November in  
the year one thousand nine hundred and seventy.

For His Majesty the King of the Belgians:

Pierre HARMEL

For the President of the Federal Republic of Germany:

Walter SCHEEL

For the President of the French Republic:

Maurice SCHUMANN

For the President of the Italian Republic:

Mario PEDINI

For His Royal Highness the Grand Duke of Luxembourg:

Gaston THORN

For Her Majesty the Queen of the Netherlands:

J.M.A.H. LUNS

For the Council of the European Communities:

Walter SCHEEL

Franco Maria MALFATTI

For the President of the Turkish Republic:

Ihsan Sabri ÇAGLAYANGIL

## ANNEX

JOINT DECLARATIONS BY THE CONTRACTING PARTIES  
ON THE ADDITIONAL PROTOCOL

## 1. Joint Declaration on the calculation of duties and charges

The Contracting Parties agree that customs duties and charges having equivalent effect which are calculated in accordance with the rules of the Additional Protocol shall be rounded off to the first decimal point.

## 2. Joint Declaration on Article 12(2)

The Contracting Parties agree that goods which are already in a bonded warehouse, or are being transported for export, or for which there was a firm contract of sale at the time Turkey notified the Council of Association in accordance with Article 12(2) of the Additional Protocol, shall be liable to the customs duties applicable before the adoption of measures by Turkey in accordance with that Article.

## 3. Joint Declaration on Articles 17(1) and 18(1)

The duties in the Common Customs Tariff referred to in Articles 17(1) and 18(1) of the Additional Protocol are the duties in the Common Customs Tariff which are actually applied at the time of alignment of the Turkish Customs Tariff with the Common Customs Tariff.

## 4. Joint Declaration on Article 25(4)

The Contracting Parties declare that in calculating the aggregate value of all the quotas which are to be increased by 10% at regular intervals in accordance with Article 25(4) of the Additional Protocol, no account shall be taken of the value of imports liberalized by Turkey during the periods referred to in that paragraph.

## 5. Joint Declaration on Article 27(2)

The Contracting Parties declare that the provisions of Article 27(2) of the Additional Protocol shall also apply to non-ferrous metals.

## 6. Joint Declaration on Article 34

The Contracting Parties agree that preparatory work in respect of the findings to be recorded by the Council of Association, pursuant to Article 34 of the Additional Protocol, may begin one year before expiry of the period of twenty-two years.

7. Joint Declaration on the duties in the Common Customs Tariff referred to in Annexes 2 and 6

The duties in the Common Customs Tariff referred to in Annexes 2 and 6 are the duties in the Common Customs Tariff which are actually applied at the time in relation to the Contracting Parties to GATT.

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INTERPRETATIVE DECLARATIONS

Interpretative Declaration on Article 25 of the Additional Protocol

It is understood that importations financed:

- (a) with special aid resources connected with specific investment projects;
- (b) without allocation of foreign currency;
- (c) under the law on the promotion of foreign capital investment;

shall not be considered to be made under quotas opened in favour of the Community in accordance with Article 25 of the Additional Protocol, and in particular paragraphs 4 and 5 thereof.

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Interpretative Declaration on the value of the unit of account in the context of Article 3 of the Financial Protocol

The Contracting Parties declare that:

1. The value of the unit of account used to express the amount mentioned in Article 3 of the Financial Protocol shall be 0.88867088 grammes of fine gold.
2. The parity of the currency of a Member State of the Community in relation to the unit of account defined in paragraph 1 shall be the relation between the weight of fine gold contained in the unit of account and the weight of fine gold corresponding to the par value of that currency communicated to the International Monetary Fund. If no par value has been communicated, or if exchange rates differing from the par value by a margin exceeding that authorized by the International Monetary Fund are applied to current payments, the weight of fine gold corresponding to the parity of the currency shall be calculated on the basis of the exchange rate for a currency directly or indirectly expressed in and convertible into gold which is applied in the Member State to current payments, on the day of the calculation, and on the basis of the par value communicated to the International Monetary Fund for that convertible currency.

3. The unit of account defined in paragraph 1 shall remain unchanged throughout the period in which the Financial Protocol is in force. If, however, before the end of that period a uniform proportionate change in the par values of all currencies in relation to gold should be decided by the International Monetary Fund under Article IV, Section 7, of its Articles of Agreement, the weight of fine gold contained in the unit of account shall alter in inverse ratio to that change.

If one or more Member States do not apply the decision taken by the International Monetary Fund as referred to in the preceding subparagraph, the weight of fine gold contained in the unit of account shall alter in inverse ratio to the change decided by the International Monetary Fund. The Council of the European Communities shall, however, examine the situation thus created and shall take the necessary measures, acting by a qualified majority, after receiving a proposal from the Commission and the opinion of the Monetary Committee.

DECLARATIONS BY THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY  
ON THE AGREEMENT RELATING TO PRODUCTS WITHIN THE PROVINCE  
OF THE EUROPEAN COAL AND STEEL COMMUNITY

1. Declaration on the definition of the expression "German National"

All Germans as defined in the Basic Law for the Federal Republic of Germany shall be considered nationals of the Federal Republic of Germany.

2. Declaration on the application to Berlin of the Agreement relating to products within the province of the European Coal and Steel Community

The Agreement relating to products within the province of the European Coal and Steel Community shall apply equally to Land Berlin unless the Government of the Federal Republic of Germany makes a declaration to the contrary to the other Contracting Parties within three months.

## INTERNAL AGREEMENT

## relating to the Financial Protocol

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN ECONOMIC COMMUNITY, MEETING IN THE COUNCIL,

HAVING REGARD to the Financial Protocol to the Agreement establishing an Association between the European Economic Community and Turkey,

CONSIDERING that the internal conditions for the application of that Financial Protocol should be defined,

HAVE AGREED AS FOLLOWS:

## CHAPTER I

## Loans on special terms

## Article 1

The loans provided for in Article 3 of the Financial Protocol shall be granted by the European Investment Bank, acting under an authority given to it by the Member States.

## Article 2

Transactions under that authority shall be effected by the Bank, irrespective of the source of the funds employed, for the account of and at the risk of the Member States. The risk on each loan shall be shared between the Member States in proportion to their respective shares laid down in Article 4.

## Article 3

Loans referred to in this Agreement shall be financed as follows:

- (a) from funds directly or indirectly made available to the Bank by the Member States, in particular during an initial period of two years; or
- (b) from funds raised by the Bank by:
  1. the mobilization of loans, in whole or in part;
  2. direct borrowing from public or semi-governmental investment institutions.

## Article 4

Provision of the amount of 195 million units of account laid down in Article 3 of the Financial Protocol shall be shared between the Member States as follows:

- Belgium	14.3 million units of account,
- Federal Republic of Germany	65.2 million units of account,
- France	65.2 million units of account,

- Italy	35.7 million units of account
- Luxembourg	0.3 million units of acco
- Netherlands	14.3 million units of account

Each Member State undertakes to make available to the Bank, in accordance with conditions set out in Article 5 and up to the amount of its share, the funds necessary for the granting of loans.

## Article 5

To the extent that a Member State has made available to the Bank its share expressed in units of account of the funds needed for the financing of loans until their repayment, that Member State may not be called upon to make further contributions or to assume other charges or risks.

To the extent that a Member State has not made available to the Bank the funds needed for the financing of loans until their repayment, it undertakes to bear the cost of obtaining funds corresponding to its share expressed in units of account. This undertaking may, in particular, take the following forms:

- (a) making available to the Bank the funds needed for the financing of loans until the Bank has obtained other funds by the means indicated in Article 3(b);
- (b) making available to the Bank, as bridging finance, the funds needed to repay funds obtained by the means indicated in Article 3(b), where such repayment must precede the repayment of the loans;
- (c) providing the security needed to enable the Bank to obtain funds from third parties;
- (d) making good differences between the cost of the funds employed by the Bank and interest yielded by loans.

The terms of transactions of the kind referred to in Article 3(b) and the amounts involved therein must receive the prior agreement of the Member State against whose share such transactions are to be charged.

#### Article 6

When a loan is granted the Bank shall inform the Member States of the probable schedule of payments to the recipient of the loan.

These forecasts shall be summarized on 30 June and 31 December of each year.

#### Article 7

The amount made available by a Member State or raised on its account shall be charged against the share of that Member State on the basis of the parity in terms of the unit of account ruling on the day on which the funds are drawn for payment to the recipient of the loan.

Transfers of funds between the Bank and Member States shall be effected, at the choice of the latter, by means either of drafts on the Treasuries of Member States or of accounts opened by each Member State with its Treasury or with bodies designated by it.

The Bank shall draw funds as and when they are actually to be used.

#### Article 8

The amounts of the credit lines for each loan granted by the Bank shall be expressed in units of account and charged, on the date of signature of each loan contract, against the total amount of financial aid laid down in Article 3 of the Financial Protocol.

Where a credit line is cancelled before all or part of the payments thereunder have been effected, the portion not paid out shall be considered as not having been granted.

Payments to recipients of loans shall be in the currencies made available to the Bank pursuant to Article 3 and shall be charged against the credit lines on the basis of the parity in terms of the unit of account on the day of payment of the currency in which payment is effected.

Loans shall be repayable in the currencies in which they were paid out, up to the amounts paid out in each currency; interest shall be payable in the currencies in which the principal of the loan is repayable.

Repayments and interest received by the Bank in respect of each loan shall be distributed

among the Member States in proportion to the amount of the principal which was charged against each share. The procedure for distribution of these receipts shall be agreed between the Bank and each Member State.

#### Article 9

In so far as they are not laid down in the Financial Protocol, the general principles governing the choice of projects and the terms of loans shall be laid down in the authority given to the European Investment Bank.

The Board of Governors of the Bank shall determine the policy to be followed by the Bank, having regard in particular to the aims of the Agreement of Association.

#### Article 10

Loans shall be granted by the Bank in accordance with the procedure laid down by its Statute for its normal operations, subject to the following provisions:

Requests for loans which are recommended by the Turkish Government shall be forwarded by the Bank to the Member States and to the Commission, with any appropriate comments.

It shall be assumed that there is no objection to a loan request if the Bank does not receive, within four weeks from the despatch of the documents, a request from a Member State for consultation between Member States.

Otherwise, a Committee consisting of one representative of each Member State and attended by a representative of the Commission, shall determine the eligibility of the request.

The Committee shall invite experts from the Bank to attend these meetings.

The Committee shall decide by a qualified majority of 67 votes, the votes being weighted as follows:

- Belgium	8
- Federal Republic of Germany	33
- France	33
- Italy	17
- Luxembourg	1
- Netherlands	8

### CHAPTER II

#### Ordinary loans

#### Article 11

The Member States undertake to provide the Bank, in proportion to their respective shares in its subscribed capital, with guarantees whereby they will be

liable as principal debtors in respect of all financial obligations incurred by recipients of loans under the terms of loans granted by the Bank from its own resources pursuant to Article 9 of the Financial Protocol within the limit of a capital amount not exceeding 25 million units of account.

The obligations arising from the provisions of the preceding paragraph shall take the form of contracts of guarantee between the individual Member States and the Bank.

### CHAPTER III

#### Final provisions

#### Article 12

This Agreement shall be approved by each Member State in accordance with its own

constitutional requirements. The Government of each Member State shall notify the Secretariat of the Council of the European Communities of the completion of the procedures required for the entry into force of this Agreement. This Agreement shall enter into force on the day on which the last of those notifications is effected.

#### Article 13

This Agreement, drawn up in a single original in the Dutch, French, German and Italian languages, all four texts being equally authentic, shall be deposited in the archives of the Secretariat of the Council of the European Communities which shall transmit a certified copy to the Governments of each of the Signatory States.

In witness whereof, the undersigned Plenipotentiaries have signed this Agreement.

Done at Brussels on the twenty-third day of November in the year one thousand nine hundred and seventy.

For his Majesty the King of the Belgians

Pierre HARMEL

For the President of the Federal Republic of Germany

Walter SCHEEL

For the President of the French Republic

Maurice SCHUMANN

For the President of the Italian Republic

Mario PEDINI

For His Royal Highness the Grand Duke of Luxembourg

Gaston THORN

For Her Majesty the Queen of the Netherlands

J.M.A.H. LUNS





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**TRANSLATION**

Declarations submitted on 11 July 1972 by Mr Sachs, Permanent Representative of the Federal Republic of Germany to the European Communities, concerning the application to Land Berlin of the EEC-Turkey Additional Protocol, the second Financial Protocol, and the Internal Agreement relating to the Financial Protocol.

1. On the occasion of the deposition of the instrument of ratification for the Additional Protocol of 23 November 1970 relating to the transitional phase of the Association and annexed to the Agreement of 12 September 1963 establishing an Association between the European Economic Community and Turkey, I declare on behalf of the Government of the Federal Republic of Germany that the Additional Protocol will also apply to Land Berlin from the day of its entry into force in the Federal Republic of Germany.  

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2. On the occasion of the deposition of the instrument of ratification for the Financial Protocol of 23 November 1970 annexed to the Agreement of 12 September 1963 establishing an Association between the European Economic Community and Turkey, I declare on behalf of the Government of the Federal Republic of Germany that the Financial Protocol will also apply to Land Berlin from the day of its entry into force in the Federal Republic of Germany.  

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3. On the occasion of the notification given this day of the conclusion in the Federal Republic of Germany of the procedures required for the entry into force of the Internal Agreement relating to the Financial Protocol of 23 November 1970 annexed to the Agreement of 12 September 1963 establishing an Association between the European Economic Community and Turkey, I declare on behalf of the Government of the Federal Republic of Germany that the Internal Agreement will also apply to Land Berlin from the day of its entry into force in the Federal Republic of Germany.  

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## INTERIM AGREEMENT

between the European Economic Community and Turkey consequent on the Accession of new Member States to the Community

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

of the one part,

and

THE GOVERNMENT OF THE REPUBLIC OF TURKEY,

of the other part,

Whereas the adjustments to the Agreement establishing an Association between the European Economic Community and Turkey, hereinafter called the 'Association Agreement', including those to the Additional Protocol and the Financial Protocol, which are necessary consequent on the Accession to the Community of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland, hereinafter called the 'new Member States', were laid down in a Supplementary Protocol signed at Ankara on 30 June 1973;

Whereas, pending the entry into force of this latter Protocol, certain of its provisions relating to trade should be put into force as soon as possible by means of an interim agreement;

HAVE DECIDED to conclude this Agreement and to this end have designed as their Plenipotentiaries:

THE COUNCIL OF THE EUROPEAN COMMUNITIES

Mr Renaat VAN ELSLANDE, President of the Council of the European Communities;

Sir Christopher SOAMES, Vice-President of the Commission of the European Communities;

THE GOVERNMENT OF THE REPUBLIC OF TURKEY

Mr Ümit Halûk BAYÜLKEN, Minister for Foreign Affairs;

WHO, having exchanged their Full Powers, found in good and due form,

HAVE AGREED AS FOLLOWS:

*Article 1*

The provisions of the Association Agreement as well as those of Title I, of Chapter I, Chapter II Article 50 (2), and Chapter III of Title III, of Articles 58, 59 and 60 of Title IV and Annexes 1 to 6 of the Additional Protocol, together with the declarations, annexed to the Final Act signed on 23 November 1970, relating to the said provisions of the Additional Protocol, shall, in so far as they relate to trade, apply to the new Member States and Turkey, save as otherwise provided in Articles 2 to 10 of this Agreement.

*Article 2*

1. The reductions in customs duties and charges having equivalent effect which are provided for pursuant to the Association Agreement shall be applicable in the new Member States, in accordance with the percentages and timetable laid down, upon the entry into force of this Agreement. The rates resulting from application of these reductions as regards Annex 2 and Annex 6 of the Additional Protocol may, however, in no case, be lower than those applied by the new Member States to the Community as originally constituted.

2. Notwithstanding paragraph 1, customs duties equal to the duties applied to Member States other than the United Kingdom may be applied by Ireland in respect of the products listed in Annex I in relation to Turkey until 31 December 1975.

3. The rates of the reductions which the new Member States shall, in accordance with paragraph 1, apply to Turkey, shall be those which they apply at any given moment to non-Member States.

4. Notwithstanding the preceding paragraphs, should the application of these provisions temporarily result in tariff movements away from alignment on the final duty, the new Member States may maintain their duties until the level of those duties has been reached within the framework of alignment on a final duty, or they may apply the duty resulting from a subsequent alignment as soon as this alignment reaches or passes the said level.

#### *Article 3*

The new Member States shall align their customs duties of a fiscal nature or the fiscal element of these duties, relating to the products listed in Annex II, on the duties provided for pursuant to the Association Agreement by applying to Turkey the same treatment as that applied to other Member States.

Article 2 shall apply to the protective element of these duties.

#### *Article 4*

1. Turkey shall, as regards the new Member States, reduce the difference between the customs duties and charges having equivalent effect which it applies to third countries and those which it applies under the Association Agreement to the Community as originally constituted by instalments of 20%.

The first two alignments shall be carried out at the time of the entry into force of this Agreement, and on 1 January 1974, respectively.

Should this Agreement be extended pursuant to Article 13 thereof, in that event subsequent alignments shall take effect on 1 January 1975, 1 January 1976 and 1 July 1977.

2. In the event of any change in the timetable or in the rate of reduction laid down for the abolition of the customs duties and charges having equivalent

effect applied by the new Member States to the Community as originally constituted, the Association Council shall take the measures necessary to take account of such a change.

3. The Association Council may adopt suitable measures to ensure that the reductions to be applied by Turkey to the new Member States coincide with the deadlines provided for pursuant to the Additional Protocol.

#### *Article 5*

The preferential treatment provided for in the Additional Protocol shall also apply to goods obtained in Turkey using products from one of the original Member States or from a new Member State that were not in free circulation in Turkey.

The application of such preferential treatment to the said goods in a new Member State or in one of the original Member States may, however, be subject to the imposition in Turkey of a compensatory levy as long as the duties and charges having equivalent effect applied in respect of trade between the Member States and Turkey are different from those applied in respect of trade between the original Member States and the new Member States.

Article 3 of the Additional Protocol shall be applicable.

#### *Article 6*

The annual tariff quotas laid down in the Sole Article (1) of Annex I and in Article 1 (2) of Annex II of the Additional Protocol shall be increased to:

Refined petroleum products (headings and subheadings Nos 27.10, 27.11, 27.12, ex 27.13 B, 27.14 C of the Common Customs Tariff):

340 000 metric tons.

Cotton yarn, not put up for retail sale (heading No 55.05 of the Common Customs Tariff):

390 metric tons, allocated as follows:

- Community as originally constituted: 300 metric tons,
- Denmark: 40 metric tons,
- Ireland: 10 metric tons,
- United Kingdom: 40 metric tons.

Other woven fabrics of cotton (heading No 55.09 of the Common Customs Tariff):

1 390 metric tons, allocated as follows:

- Community as originally constituted: 1 000 metric tons,
- Denmark: 20 metric tons,
- Ireland: 10 metric tons,
- United Kingdom: 360 metric tons.

#### Article 7

1. The import arrangements applied by Ireland in respect of products listed in Annex III shall be eliminated with regard to Turkey in accordance with procedures to be determined by the Association Council.

2. Until 31 December 1974 imports into the United Kingdom from Turkey of the products listed in Annex IV may be limited to the following annual quotas:

- 1973 quota: 306 metric tons,
- 1974 quota: 368 metric tons.

#### Article 8

For the purposes of Article 12, Article 22 (5) and Article 25 of the Additional Protocol, the level of imports to be taken into consideration from the Community shall, when being calculated, include, among imports from the Community in its original composition, Turkish imports from the new Member States during the period under consideration.

#### Article 9

1. The minimum price referred to in Article 4 (3) of Annex 6 to the Additional Protocol shall, in the new Member States, be calculated by reference to the incidence of the duties Member States apply at any given moment with regard to third countries.

However, in 1973 Article 4 of the said Annex shall not apply to trade between the new Member States and Turkey.

2. The levies and variable and fixed components referred to in Annex 6 to the Additional Protocol shall, in the new Member States, be calculated by reference to the rates Member States apply at any given moment with regard to third countries.

#### Article 10

The successive examinations provided for in Article 35 (3) of the Additional Protocol shall be brought forward by one year.

#### Article 11

1. This Agreement shall apply to the European territories of the Kingdom of Belgium, of the Kingdom of Denmark, of the Federal Republic of Germany, of the French Republic, of Ireland, of the Italian Republic, of the Grand Duchy of Luxembourg, of the Kingdom of the Netherlands and of the United Kingdom of Great Britain and Northern Ireland and to the European territories in respect of which a Member State assumes responsibility for external affairs, in accordance with the conditions laid down by the Treaty establishing the European Economic Community, on the one hand, and to the territory of the Republic of Turkey, on the other.

2. This Agreement shall also apply to the French Overseas Departments in so far as concerns those of the fields covered by it which correspond to those listed in the first subparagraph of Article 227 (2) of the Treaty establishing the European Economic Community.

The conditions for applying to those territories the provisions of this Agreement relating to other fields shall be decided at a later date by agreement between the Contracting Parties.

#### Article 12

Annexes I to IV shall form an integral part of this Agreement.

#### Article 13

This Agreement shall enter into force on the first day of the month following the day on which the Contracting Parties notify each other that the procedures necessary to this end have been completed.

It shall be applicable until the entry into force of the Supplementary Protocol or until 31 December 1974, whichever is the earlier.

From that date it shall be tacitly extended for periods of one year, unless one of the Contracting Parties expresses its disagreement one month before its expiry date, provided however that it shall cease to be applicable from the time of entry into force of the Supplementary Protocol.

#### Article 14

This Agreement is drawn up in two parts in the Danish, Dutch, English, French, German, Italian and Turkish languages, each of these texts being authentic.

Til bekræftelse af dette har de undertegnede befuldmægtigede sat deres underskrifter under denne midlertidige aftale.

Zu Urkund dessen haben die unterzeichneten Bevollmächtigten ihre Unterschriften unter dieses Interimsabkommen gesetzt.

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Interim Agreement.

En foi de quoi, les plénipotentiaires soussignés ont apposé leurs signatures au bas du présent accord intérimaire.

In fede di che, i plenipotenziari sottoscritti hanno apposto le loro firme in calce al presente Accordo interinale.

Ten blijke waarvan de ondergetekende gevolmachtigden hun handtekening onder dit Interimsakkoord hebben gesteld.

Bunun belgesi olarak, aşağıda adları yazılı tam yetkili temsilciler bu Geçici Anlaşmanın altına imzalarını atmışlardır.

Udfærdiget i Ankara, den tredvte juni nitten hundrede og treoghalvfjerds.

Geschehen zu Ankara am dreißigsten Juni neunzehnhundertdreiundsiebzig.

Done at Ankara on this thirtieth day of June, one thousand nine hundred and seventy-three.

Fait à Ankara, le trente juin mil neuf cent soixante-treize.

Fatto a Ankara, addì trenta giugno millenovecentosettantatré.

Gedaan te Ankara, de dertigste juni negentienhonderd drieënzeventig.

Ankara'da, otuz haziran bin dokuz yüz yetmiş üç gününde yapılmıştır.

For Rådet for De europæiske Fællesskaber,

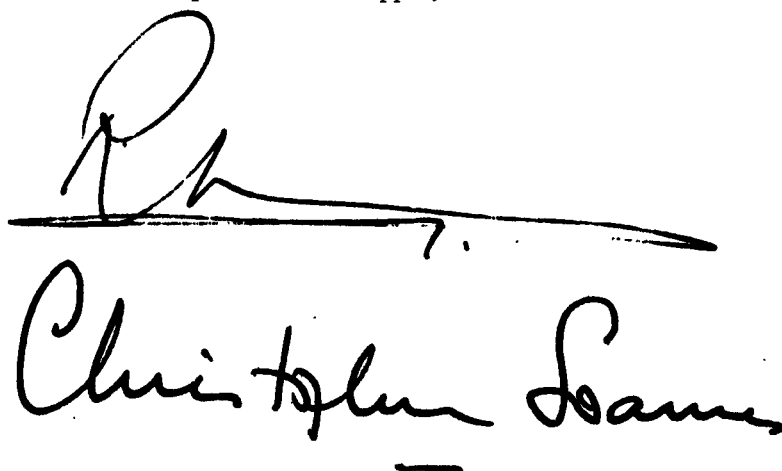
Im Namen des Rates der Europäischen Gemeinschaften,

For the Council of the European Communities,

Pour le Conseil des Communautés européennes,

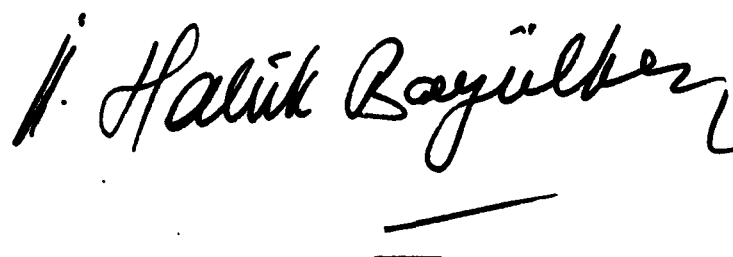
Per il Consiglio delle Comunità europee,

Voor de Raad der Europese Gemeenschappen,



Christopher Lamm

Türkiye Cumhurbaşkanı adına



H. Haluk Bayülke

## ANNEX I

## LIST OF PRODUCTS REFERRED TO IN ARTICLE 2 (2)

	CCT heading No	Description
CHAPT. 50	50.04	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale
	50.05	Yarn spun from silk waste other than noil, not put up for retail sale
	50.06	Yarn spun from noil silk, not put up for retail sale
	50.07	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale
	50.08	Silk-worm gut; imitation catgut of silk
	50.09	Woven fabrics of silk or of waste silk other than noil
	50.10	Woven fabrics of noil silk
CHAPT. 51	51.01	Yarn of man-made fibres (continuous), not put up for retail sale: ex A. Yarn of synthetic textile fibres, other than single polytetrafluorethylene yarn B. Yarn of regenerated textile fibres: II. Other
	51.02	Monofil, strip (artificial straw and the like) and imitation catgut, of man-made fibre materials
	51.03	Yarn of man-made fibres (continuous), put up for retail sale
	51.04	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02
CHAPT. 52		Metallized textiles
CHAPT. 53	53.06	Yarn of carded sheep's or lambs' wool (woollen yarn), not put up for retail sale
	53.07	Yarn of combed sheep's or lambs' wool (worsted yarn), not put up for retail sale
	53.08	Yarn of fine animal hair (carded or combed), not put up for retail sale
	53.09	Yarn of horsehair or of other coarse animal hair, not put up for retail sale
	53.10	Yarn of sheep's or lambs' wool, of horsehair or of other animal hair (fine or coarse), put up for retail sale
	53.11	Woven fabrics of sheep's or lambs' wool or of fine animal hair
	53.12	Woven fabrics of coarse animal hair other than horsehair
	53.13	Woven fabrics of horsehair
CHAPT. 54	54.03	Flax or ramie yarn, not put up for retail sale
	54.04	Flax or ramie yarn, put up for retail sale
	54.05	Woven fabrics of flax or of ramie



	CC heading No	Description
CHAPT. 55	55.06	Cotton yarn, put up for retail sale
	55.07	Cotton gauze
	55.08	Terry towelling and similar terry fabrics, of cotton
CHAPT. 56	56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning
	56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous)
	56.03	Waste (including yarn waste and pulled or garnetted rags) of man-made fibres (continuous or discontinuous), not carded, combed or otherwise prepared for spinning
	56.04	Man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning
	56.05	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale
	56.06	Yarn of man-made fibres (discontinuous or waste), put up for retail sale
	56.07	Woven fabrics of man-made fibres (discontinuous or waste)
CHAPT. 57	57.05	Yarn of true hemp
	57.07	Yarn of other vegetable textile fibres: B. Other
	57.08	Paper yarn
	57.09	Woven fabrics of true hemp
	ex 57.11	Woven fabrics of other vegetable textile fibres, other than woven fabrics of coir
	57.12	Woven fabrics of paper yarn
CHAPT. 58	58.01	Carpets, carpeting and rugs, knotted (made up or not): ex A. Of wool or of fine animal hair, handmade B. Of silk, of waste silk other than noil, of synthetic textile fibres, of yarn falling within heading No 52.01 or of metal threads C. Of other textile materials
	ex 58.02	Other carpets, carpeting, rugs, mats and matting, other than jute or coir mats or matting; and 'Kelem', 'Schumacks' and 'Karamanie' rugs and the like (made up or not)
	58.03	Tapestries, hand-made, of the type Gobelins, Flanders, Aubusson, Beauvais and the like, and needle-worked tapestries (for example, petit point and cross stitch) made in panels and the like by hand
	58.04	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No 55.08 and fabrics falling within heading No 58.05)
	58.05	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft assembled by means of an adhesive, other than goods falling within heading No 58.06
	58.06	Woven labels, badges and the like, not embroidered, in the piece, in strips or cut to shape or size

	CCT heading No	Description
CHAPT. 58 (cont'd)	58.07	Chenille yarn (including flock chenille yarn), gimped yarn (other than metallized yarn of heading No 52.01 and gimped horsehair yarn); braids and ornamental trimmings in the piece; tassels, pompons and the like
	58.08	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), plain
	58.09	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), figured; hand or mechanically made lace, in the piece, in strips or in motifs
	58.10	Embroidery, in the piece, in strips or in motifs
CHAPT. 59	59.01	Wadding and articles of wadding; textile flock and dust and mill neps: A. Wadding and articles of wadding B. Flock and dust and mill neps: I. Of man-made fibres
	59.02	Felt and articles of felt, whether or not impregnated or coated
	59.03	Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated
	ex 59.04	Twine, cordage, ropes and cables, plaited or not, other than coir yarn for the manufacture of mats and matting and the like
	59.05	Nets and netting made of twine, cordage or rope, and made up fishing nets or yarn, twine, cordage or rope
	59.06	Other articles made from yarn, twine, cordage, rope or cables, other than textile fabrics and articles made from such fabrics
	59.07	Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar fabrics for hat foundations and similar uses
	59.08	Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials
	59.09	Textile fabrics coated or impregnated with oil or preparations with a basis of drying oil
	59.10	Linoleum and materials prepared on a textile base in a similar manner to linoleum, whether or not cut to shape or of a kind used as floor coverings; floor coverings consisting of a coating applied on a textile base, cut to shape or not
	59.11	Rubberized textile fabrics, other than rubberized, knitted or crocheted goods
	59.12	Textile fabrics otherwise impregnated or coated; painted canvas being theatrical scenery, studio back-cloths or the like
	59.13	Elastic fabrics and trimmings (other than knitted or crocheted goods) consisting of textile materials combined with rubber threads
	59.14	Wicks, of woven, plaited or knitted textile materials, for lamps, stoves, lighters, candles and the like; tubular knitted gas-mantle fabric and incandescent gas-mantles
	59.15	Textile hosepiping and similar tubing, with or without lining, armour or accessories of other materials

	CCT heading No	Description
CHAPT. 59 (cont'd)	59.16	Transmission, conveyor or elevator belts or belting, of textile material, whether or not strengthened with metal or other material
	ex 59.17	Textile fabrics and textile articles, of a kind commonly used in machinery or plant, other than synthetic fibres (polytetrafluorethylene), bleached, impregnated, whether or not oiled
CHAPT. 60	60.01	Knitted or crocheted fabric, not elastic nor rubberized
	60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic nor rubberized
	60.03	Stockings, under stockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic nor rubberized
	60.04	Under garments, knitted or crocheted, not elastic nor rubberized
	60.05	Outer garments and other articles, knitted or crocheted, not elastic nor rubberized
	60.06	Knitted or crocheted fabric and articles thereof, elastic or rubberized (including elastic knee-caps and elastic stockings)
CHAPT. 61	61.01	Men's and boys' outer garments
	61.02	Women's, girls' and infants' outer garments
	61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs
	61.04	Women's, girls' and infants' under garments
	61.05	Handkerchiefs
	61.06	Shawls, scarves, mufflers, mantillas, veils and the like
	61.07	Ties, bow ties and cravats
	61.08	Collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments
	61.09	Corsets, corset-belts, suspender belts, brassieres, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabric) whether or not elastic
	61.10	Gloves, mittens, mitts, stockings, socks and sockettes, not being knitted or crocheted goods
	61.11	Made up accessories for articles of apparel (for example, dress shields, shoulder and other pads, belts, muffs, sleeve protectors, pockets)
CHAPT. 62	62.01	Travelling rugs and blankets
	62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles
	62.03	Sacks and bags, of a kind used for the packing of goods: B. Of other textile materials: ex I. Used, other than coir fabrics ex II. Other, of cotton fabrics
	62.04	Tarpaulins, sails, awnings, sunblinds, tents and camping goods

	CCT heading No	Description
CHAPT. 62 (cont'd)	ex 62.05	Other made up textile articles (including dress patterns), other than articles of jute or coir
CHAPT. 63	ex 63.01	Clothing, clothing accessories, travelling rugs and blankets, household linen and furnishing articles (other than articles falling within heading No 58.01, 58.02 or 58.03), of textile materials, footwear and headgear of any material, showing signs of appreciable wear and imported in bulk or in bales, sacks or similar bulk packings, other than of jute or coir
CHAPT. 64	64.01	Footwear with outer soles and uppers of rubber or artificial plastic material
	64.02	Footwear with outer soles of leather or composition leather; footwear (other than footwear falling within heading No 64.01) with outer soles of rubber or artificial plastic materials
	64.03	Footwear with outer soles of wood or cork
	64.04	Footwear with outer soles of other materials
	64.05	Parts of footwear (including uppers, in-soles and screw-on heels) of any material except metal
	64.06	Gaiters, spats, leggings, puttees, cricket pads, shin-guards and similar articles, and parts thereof

## ANNEX II

## LIST OF PRODUCTS REFERRED TO IN ARTICLE 3

## 1. Products in respect of which the United Kingdom applies customs duties of a fiscal nature

UK Customs Tariff heading No	Description
22.03	Beer made from malt: (A) Of any description (other than mum, spruce, black beer, Berlin white beer or other preparations of a similar character, of an original gravity of 1 200° or more)
22.05	Wine of fresh grapes (including grape must with fermentation arrested by the addition of alcohol)
22.06	Vermouths and other wines of fresh grapes flavoured with aromatic extracts
22.08	Ethyl alcohol (ethanol) or neutral spirits, undenatured, of a strength of one hundred and forty degrees proof or higher; denatured spirits (including ethyl alcohol (ethanol) and neutral spirits) of any strength
22.09	Spirits (other than those of heading No 22.08); liqueurs and other spirituous beverages; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages: (A) Liqueurs cordials, mixtures and other preparations in bottle, entered in such a manner as to indicate that the strength is not to be tested; (B) Other spirits (including spirituous beverages having the character of spirits and liqueurs)
23.05	Wine lees; argol: (A) Wine lees
24.01	Unmanufactured tobacco; tobacco refuse
24.02	Manufactured tobacco; tobacco extracts and essences: (A) Manufactured tobacco
27.06	Tar distilled from coal, from lignite or from peat, and other mineral tars, including partially distilled tars and blends of pitch with creosote oils or with other coal tar distillation products: (A) Hydrocarbon oil
27.07	Oils and other products of the distillation of high temperature coal tars and similar oils and products obtained by other processes (for example, benzole, creosote, cresylic acid and solvent naphtha): (A) Hydrocarbon oil
27.09	Petroleum oils and oils obtained from bituminous minerals, crude: (B) Other

UK Customs Tariff heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>(A) Hydrocarbon oil</p> <p>(B) Other: (1) containing light oil</p>
27.12	<p>Petroleum jelly:</p> <p>(A) Hydrocarbon oil</p>
27.14	<p>Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals:</p> <p>(B) Hydrocarbon oil</p>
27.16	<p>Bituminous mixtures based on natural asphalt, on natural bitumen, on petroleum bitumen, on mineral tar or on mineral tar pitch (for example, bituminous mastics, cut-backs):</p> <p>(A) Hydrocarbon oil</p>
29.01	<p>Hydrocarbons:</p> <p>(A) Hydrocarbon oil</p>
32.09	<p>Varnishes and laquers; distempers; prepared water pigments of the kind used for finishing leather; paints and enamels; pigments in linseed oil, white spirit, spirits of turpentine, varnish or other paint or enamel media; stamping foils, dyes or other colouring matter in forms or packings of a kind sold by retail:</p> <p>(A) Hydrocarbon oil</p>
33.06	<p>Perfumery, cosmetics and toilet preparations:</p> <p>(A) Perfumed spirits</p>
34.03	<p>Lubricating preparations, and preparations of a kind used for oil or grease treatment of textiles, leather or other materials, but not including preparations containing 70% or more by weight of petroleum oils or of oils obtained from bituminous minerals:</p> <p>(B) Other than those containing 50% or more by weight of siloxanes: (1) Containing light oil</p>
36.05	<p>Pyrotechnic articles (for example, fireworks, railway fog signals, amorces, rain rockets):</p> <p>(A) Bengal matches</p>
36.06	<p>Matches (excluding Bengal matches)</p>
36.08	<p>Other combustible preparations and products:</p> <p>(A) Hydrocarbon oil</p> <p>(C) Firelighters containing heavy oil</p>
38.07	<p>Spirits of turpentine (gum, wood and sulphate) and other terpenic solvents produced by the distillation or other treatment of coniferous woods; crude dipentene; sulphite turpentine; pine oil (excluding pine oils not rich in terpineol):</p> <p>(A) Hydrocarbon oil</p>

UK Customs Tariff heading No	Description
38.08	<p>Rosin and resin acids, and derivatives thereof other than ester gums included in heading No 39.05; rosin spirit and rosin oils:</p> <p>(A) Hydrocarbon oil</p>
38.14	<p>Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and similar prepared additives for mineral oils:</p> <p>(A) Hydrocarbon oil</p>
38.18	<p>Composite solvents and thinners for varnishes and similar products:</p> <p>(A) Hydrocarbon oil</p> <p>(B) Other:</p> <p>(1) Products containing one or more constituents which have been used in their manufacture or preparation and have not lost their identity and which, if imported separately, would be classified in Chapter 28 or 29 and be chargeable with import duty amounting at the full rate to 17.5% or more of the value of the constituents:</p> <p>(a) Containing light oil</p> <p>(2) Other:</p> <p>(a) Containing light oil</p>
38.19	<p>Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures or natural products), not elsewhere specified or included; residual products of the chemical or allied industries not elsewhere specified or included:</p> <p>(A) Hydrocarbon oil</p>
39.02	<p>Polymerization and copolymerization products (for example, polyethylene, polytetrahaloethylenes, polyisobutylene, polystyrene, polyvinyl chloride, polyvinyl acetate, polyvinyl chloacetate and other polyvinyl derivatives, polyacrylic derivatives, polymethacrylic derivatives, coumarone-indene resins):</p> <p>(A) Hydrocarbon oil</p>
98.10	<p>Mechanical lighters and similar lighters, including chemical and electrical lighters, and parts thereof, excluding flints and wicks:</p> <p>(A) Portable lighters, being portable mechanical, chemical, electrical or similar contrivances intended to provide a means of ignition, whether by spark, flame or otherwise, and parts thereof:</p> <p>(1) Portable lighters constructed solely for the purpose of igniting gas for domestic use, whether complete or incomplete (including stems of electrical lighters and rigid or spring frames of flint lighters)</p> <p>(2) Other portable lighters, complete or incomplete (including bodies)</p>

## 2. Products in respect of which Ireland applies customs duties of a fiscal nature

Irish Customs Tariff heading No	Description
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit: (A) Prepared for consumption as a beverage without dilution
22.01	Waters, including spa waters and aerated waters; ice and snow: (A) Spa waters, natural and artificial; aerated waters
22.02	Lemonade, flavoured spa waters and flavoured aerated waters, and other non-alcoholic beverages, not including fruit and vegetable juices falling within heading No 20.07
22.03	Beer made from malt
22.05	Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol
22.06	Vermouths, and other wines of fresh grapes flavoured with aromatic extracts
22.07	Other fermented beverages (for example, cider, perry and mead): (C) Cider and perry
22.08	Ethyl alcohol or neutral spirits, undenatured, of a strength of 140° proof or higher; denatured spirits (including ethyl alcohol and neutral spirits) of any strength
22.09	Spirits (other than those of heading No 22.08); liqueurs and other spirituous beverages; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages
23.05	Wines lees; argol: (B) Other
24.01	Unmanufactured tobacco; tobacco refuse: (A) Unmanufactured tobacco
24.02	Manufactured tobacco; tobacco extracts and essences: (A) Manufactured tobacco
27.07	Oils and other products of the distillation of high temperature coal tar; similar products as defined in Note 2 to this Chapter: (A) Light oils (C) Other: (1) Hydrocarbon oils
27.09	Petroleum oils and oils obtained from bituminous minerals, crude: (A) Light oils (B) Other: (1) Hydrocarbon oils



Irish Customs Tariff heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>(A) Light oils</p> <p>(D) (2) Other:</p> <p style="padding-left: 2em;">(a) Hydrocarbon oils</p>
29.01	<p>Hydrocarbons:</p> <p>(A) Light oils</p> <p>(C) Other:</p> <p style="padding-left: 2em;">(1) Hydrocarbon oils</p>
33.06	<p>Perfumery, cosmetics and toilet preparations:</p> <p>(A) Perfumery:</p> <p style="padding-left: 2em;">(1) Perfumed spirits</p>
36.06	<p>Matches (excluding Bengal matches)</p>
36.08	<p>Other combustible preparations, and products:</p> <p>(A) Light oils</p>
38.07	<p>Spirits of turpentine (gum, wood and sulphate) and other terpenic solvents produced by the distillation or other treatment of coniferous woods; crude dipentene; sulphite turpentine; pine oil (excluding 'pine oils' not rich in terpineol):</p> <p>(A) Hydrocarbon oils</p>
38.08	<p>Rosin and resin acids, and derivatives thereof other than ester gums included in heading No 39.05; rosin spirit and rosin oils:</p> <p>(A) Hydrocarbon oils</p>
38.09	<p>Wood tar; wood tar oils (other than the composite solvents and thinners falling within heading No 38.18); wood creosote; wood naphtha; acetone oil:</p> <p>(B) Hydrocarbon oils</p>
38.18	<p>Composite solvents and thinners for varnishes and similar products:</p> <p>(A) Light oils</p> <p>(B) Other hydrocarbon oils</p>
38.19	<p>Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included:</p> <p>(A) Light oils</p> <p>(B) Other hydrocarbon oils</p>
40.09	<p>Piping and tubing of unhardened vulcanized rubber:</p> <p>(A) Hoses suitable for motor vehicles which are shown in Chapter 87 as chargeable with duty</p>

Irish Customs Tariff heading No	Description
40.10	Transmission, conveyor or elevator belts or belting, of vulcanized rubber: (A) Belts suitable for the engines of heading Nos 84.06 (A) and 84.08 (A)
40.11	Rubber tyres, tyre cases, interchangeable tyre treads, inner tubes and tyre flaps, for wheels of all kinds: (A) Suitable for the vehicles of headings Nos 87.01, 87.02, 87.03, 87.07, 87.08, 87.09 and 87.14 (A) or for self-propelled machines falling within headings Nos 84.22 (D) and 84.23: (1) Tyres and tyre cases (2) Inner tubes (4) Other
70.09	Glass mirrors (including rear-view mirrors), unframed, framed or backed: (B) Other: (1) Suitable for motor vehicles
70.14	Illuminating glassware, signalling glassware and optical elements of glass, not optically worked nor of optical glass: (A) Illuminating glassware: (2) Other: (b) Suitable for the interiors of motor vehicles (B) Signalling glassware and optical elements of glass: (1) Suitable for motor vehicles
73.25	Stranded wire, cables, cordage, ropes, plaited bands, slings and the like, of iron or steel wire, but excluding insulated electric cables: (A) Parts suitable for motor vehicles
73.29	Chain and parts thereof, of iron or steel: (A) Transmission chains and other parts and accessories suitable for motor vehicles
73.35	Springs and leaves for springs, of iron or steel: (D) Other: (1) Parts suitable for motor vehicles
83.01	Locks and padlocks (key, combination or electrically operated), and parts thereof, of base metal; frames incorporating locks, for handbags, trunks, or the like, and parts of such frames, of base metal; keys for any of the foregoing articles of base metal: (A) Locks, padlocks and keys therefor: (2) Locks, and keys therefor, suitable for motor vehicles
83.02	Base metal fittings and mountings of a kind suitable for furniture, doors, staircases, windows, blinds, coachwork, saddlery, trunks, caskets and the like (including automatic door closers); base metal hat-racks, hat-pegs, brackets and the like: (A) Fittings and mountings suitable for motor vehicles

Irish Customs Tariff heading No	Description
84.06	Internal combustion piston engines: (A) Suitable for motor vehicles
84.08	Other engines and motors: (A) Suitable for motor vehicles
84.10	Pumps (including motor pumps and turbo pumps) for liquids whether or not fitted with measuring devices; liquid elevators or bucket, chain, screw, hand and similar kinds: (A) Pumps suitable for motor vehicles: (2) Other (C) Parts of pumps: (1 A) Suitable for the pumps of subheading (A) (2) of this heading
84.11	Air pumps, vacuum pumps and air or gas compressors (including motor and turbo pumps and compressors, free-piston generators for gas turbines); fans, blowers and the like: (A) Suitable for motor vehicles
84.18	Centrifuges; filtering and purifying machinery and apparatus (other than filter funnels, milk strainers and the like), for liquids or gases: (A) Suitable for motor vehicles
84.21	Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers (charged or not); spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines: (A) Windscreen washers suitable for motor vehicles
84.22	Lifting, handling, loading or unloading machinery, telfers and conveyors (for example, lifts, hoists, winches, cranes, transporter cranes, jacks, pulley tackle, belt conveyors and teleferics), not being machinery falling within heading No 84.23: (A) Suitable for motor vehicles: (1) Portable jacks suitable for motor vehicles (3) Cranes and winches suitable for breakdown motor vehicles
84.59	Machines and mechanical appliances, having individual functions, not falling within any other heading of this Chapter: (C) Other: (2) Parts suitable for motor vehicles
84.61	Taps, cocks, valves and similar appliances, for pipes, boiler shells, tanks, vats and the like, including pressure reducing valves and thermostatically controlled valves: (B) Parts suitable for motor vehicles
84.63	Transmission shafts, cranks, bearing housings, plain shaft bearings, gears and gearing (including friction gears and gear-boxes and other variable speed gears), flywheels, pulleys and pulley blocks, clutches and shaft couplings: (B) Parts suitable for motor vehicles: (2) Other

Irish Customs Tariff heading No	Description
85.01	<p>Electrical goods of the following descriptions: generators, motors, converters (rotary or static), transformers, rectifiers and rectifying apparatus, inductors:</p> <p>(A) Motors:</p> <p>(1) Suitable for motor vehicles</p> <p>(D) Static convertors, rectifiers and rectifying apparatus:</p> <p>(1) Suitable for motor vehicles</p>
85.02	<p>Electro-magnets; permanent magnets and articles of special materials for permanent magnets being blanks of such magnets; electro-magnetic and permanent magnet chucks, clamps, vices and similar work holders; electro-magnetic clutches and couplings; electro-magnetic brakes; electro-magnetic lifting heads:</p> <p>(A) Suitable for motor vehicles</p>
85.04	<p>Electric accumulators:</p> <p>(B) Other:</p> <p>(1) Suitable for motor vehicles</p>
85.08	<p>Electrical starting and ignition equipment for internal combustion engines (including ignition magnetos, magneto dynamos, ignition coils, starter motors, sparking plugs and glow plugs); generators (dynamos and alternators) and cut-outs for use in conjunction with such engines:</p> <p>(C) Other:</p> <p>(1) Suitable for motor vehicles</p>
85.09	<p>Electrical lighting and signalling equipment and electrical windscreen wipers, defrosters and demisters, for cycles or motor vehicles:</p> <p>(A) Suitable for motor vehicles</p>
85.15	<p>Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus:</p> <p>(B) Transmitting sets, receiving sets and combined transmitting and receiving sets, exclusively designed or adapted for fitting to motor vehicles</p> <p>(D) Parts:</p> <p>(2) Suitable only for the goods of subheading (B) of this heading</p>
85.18	<p>Electrical capacitors, fixed or variable:</p> <p>(A) Suitable for the ignition systems of motor vehicles</p>
85.19	<p>Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, lightning arresters, surge suppressors, plugs, lampholders and junction boxes); resistors, fixed or variable (including potentiometers), other than hearing resistors, printed circuits; switchboards (other than telephone switchboards) and control panels:</p> <p>(A) Suitable for motor vehicles</p>

Irish Customs Tariff heading No	Description
85.26	<p>Insulating fittings for electrical machines, appliances or equipment, being fittings wholly of insulating material apart from any minor components of metal incorporated during moulding solely for purposes of assembly, but not including insulators falling within heading No 85.25:</p> <p>(C) Suitable for motor vehicles</p>
87.01	<p>Tractors (other than those falling within heading No 87.07), whether or not fitted with power take-offs, winches or pulleys:</p> <p>(D) Other</p>
87.02	<p>Motor vehicles for the transport of persons, goods or materials (including sports motor vehicles, other than those of heading No 87.09):</p> <p>(A) Motor cars</p> <p>(B) Omnibuses</p>
87.03	<p>Special purpose motor lorries and vans (such as breakdown lorries, fire-engines, fire-escapes, road sweeper lorries, snow ploughs, spraying lorries, crane lorries, searchlight lorries, mobile workshops and mobile radiological units), but not including the motor vehicles of heading No 87.02:</p> <p>(B) Other</p>
87.04	<p>Chassis fitted with engines, for the motor vehicles falling within heading No 87.01, 87.02 or 87.03:</p> <p>(B) Other</p>
87.05	<p>Bodies (including cabs), for the motor vehicles falling within heading No 87.01, 87.02 or 87.03:</p> <p>(B) Other</p>
87.06	<p>Parts and accessories of the motor vehicles falling within heading No 87.01, 87.02 or 87.03:</p> <p>(E) Other parts and accessories</p>
87.08	<p>Tanks and other armoured fighting vehicles, motorized, whether or not fitted with weapons, and parts of such vehicles</p>
87.09	<p>Motor-cycles, auto-cycles and cycles fitted with an auxiliary motor, with or without side-cars; side-cars of all kinds</p>
87.12	<p>Parts and accessories of vehicles falling within heading No 87.09, 87.10 or 87.11:</p> <p>(A) Of the vehicles of heading No 87.09</p>
90.23	<p>Hydrometers and similar instruments; thermometers, pyrometers, barometers, hygrometers, psychrometers recording or not; any combination of these instruments:</p> <p>(A) Thermometers suitable for use as parts of motor vehicles</p>

Irish Customs Tariff heading No	Description
90.24	<p>Instruments and apparatus for measuring, checking or automatically controlling the flow, depth, pressure or other variables of liquids or gases, or for automatically controlling temperature, (for example, pressure gauges, thermostats, level gauges, flow meters, heat meters, automatic overdraught regulators), not being articles falling within heading No 90.14:</p> <p>(A) Instruments and apparatus suitable for use as parts of motor vehicles, (for example, fuel gauges, oil pressure gauges)</p>
90.27	<p>Revolution counters, production counters, taximeters, mileometers, pedometers and the like, speed indicators (including magnetic speed indicators) and tachometers (other than articles falling within heading No 90.14); stroboscopes:</p> <p>(A) Mileometers, revolution indicators and speed indicators suitable for use as parts of motor vehicles; taximeters</p>
90.28	<p>Electrical measuring, checking, analysing or automatically controlling instruments and apparatus:</p> <p>(A) Instruments and apparatus suitable for use as parts of motor vehicles</p>
90.29	<p>Parts or accessories suitable for use solely or principally with one or more of the articles falling within heading No 90.23, 90.24, 90.26, 90.27 or 90.28:</p> <p>(B) Parts suitable for the articles falling within heading No 90.23 (A), 90.24 (A), 90.27 (A), or 90.28 (A)</p>
92.11	<p>Gramophones, dictating machines and other sound recorders and reproducers, including record-players and tape decks, with or without sound-heads; television image and sound recorders and reproducers, magnetic:</p> <p>(A) (1) Tape recorders and reproducers suitable for motor vehicles which are shown in Chapter 87 as chargeable with duty</p>
94.01	<p>Chairs and other seats, (other than those falling within heading No 94.02), whether or not convertible into beds, and parts thereof:</p> <p>(A) Chairs and other seats:</p> <p>(1) Suitable for motor vehicles</p> <p>(B) Parts:</p> <p>(1) Suitable for the motor vehicle seats of subheading (A) (1) of this heading</p>

## ANNEX III

## LIST OF PRODUCTS REFERRED TO IN ARTICLE 7 (1)

CCT heading No	Description
ex 60.03, ex 60.04	-- Stockings
ex 73.35	— Springs for vehicles
ex 85.08 D	— Sparking plugs and parts thereof in metal
ex 96.01, ex 96.02	— Brooms and brushes — Private (motor) vehicles — Commercial (motor) vehicles

## ANNEX IV

## LIST OF PRODUCTS REFERRED TO IN ARTICLE 7 (2)

United Kingdom Tariff heading No	Description
ex 55.08	Terry towelling and similar terry fabrics, of cotton, containing more than 50% by weight of cotton
ex 55.09	Other woven fabrics of cotton, containing more than 50% by weight of cotton
ex 58.04	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No 55.08 and fabrics falling within heading No 58.05), containing more than 50% by weight of cotton
ex 59.13	Elastic fabrics and trimmings (other than knitted or crocheted goods) consisting of textile materials combined with rubber threads, containing more than 50% by weight of cotton
ex 61.01	Men's and boys' outer garments, containing more than 50% by weight of cotton
ex 61.02	Women's, girls' and infants' outer garments, containing more than 50% by weight of cotton
ex 61.03	Men's and boys' under garments including collars, shirt fronts and cuffs, containing more than 50% by weight of cotton
ex 61.04	Women's, girls' and infants' under garments, containing more than 50% by weight of cotton
ex 61.05	Handkerchiefs, containing more than 50% by weight of cotton
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, containing more than 50% by weight of cotton
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen, curtains and other furnishing articles, containing more than 50% by weight of cotton
ex 62.05	Other made up textile articles (including dress patterns), containing more than 50% by weight of cotton



FINAL ACT

The Plenipotentiaries

OF THE COUNCIL OF THE EUROPEAN COMMUNITIES,  
of the one part,

and

OF THE GOVERNMENT OF THE REPUBLIC OF TURKEY,  
of the other part,

meeting at Ankara, on the thirtieth day of June, one thousand nine hundred and seventy-three, on the occasion of the signing of the Interim Agreement between the European Economic Community and Turkey consequent on the accession of new Member States to the Community,

have adopted the following Joint Declarations of the contracting parties relating to the Interim Agreement:

1. Joint Declaration on Article 10,
2. Joint Declaration on the application of Article 2 (1),
3. Joint Declaration on the transitional measures provided for in Article 7 (2).

These Declarations are annexed to this Final Act.

The Plenipotentiaries have agreed that the Declarations hereto annexed shall, in so far as is necessary, be subjected to such internal procedures as may be necessary to ensure their validity.

Til bekræftelse af dette har de undertegnede befuldmægtigede sat deres underskrifter under denne slutakt.

Zu Urkund dessen haben die unterzeichneten Bevollmächtigten ihre Unterschriften unter diese Schlußakte gesetzt.

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Final Act.

En foi de quoi, les plénipotentiaires soussignés ont apposé leurs signatures au bas du présent acte final.

In fede di che, i plenipotenziari sottoscritti hanno apposto le loro firme in calce al presente Atto finale.

Ten blijke waarvan de ondergetekende gevolmachtigden hun handtekening onder deze Slotakte hebben gesteld.

Bunun belgesi olarak, aşağıda adları yazılı tam yetkili temsilciler bu Son Senedin altına imzalarını atmışlardır.

Udfærdiget i Ankara, den tredvte juni nitten hundrede og treoghalvfjerds.

Geschehen zu Ankara am dreißigsten Juni neunzehnhundertdreiundsiebzig.

Done at Ankara on this thirtieth day of June, one thousand nine hundred and seventy-three.

Fait à Ankara, le trente juin mil neuf cent soixante-treize.

Fatto a Ankara, addì trenta giugno millenovecentosettantatré.

Gedaan te Ankara, de dertigste juni negentienhonderd drieënzeventig.

Ankara'da, otuz haziran bin dokuz yüz yetmiş üç gününde yapılmıştır.

For Rådet for De europæiske Fællesskaber,

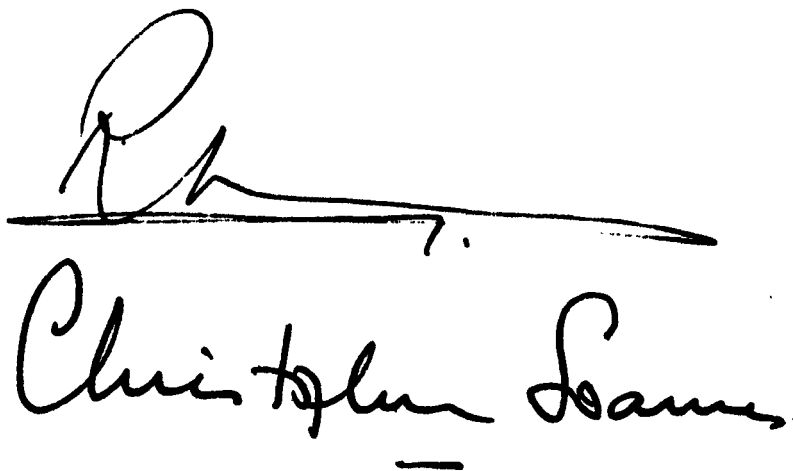
Im Namen des Rates der Europäischen Gemeinschaften,

For the Council of the European Communities,

Pour le Conseil des Communautés européennes,

Per il Consiglio delle Comunità europee,

Voor de Raad der Europese Gemeenschappen,



Christopher Lamm

Türkiye Cumhurbaşkanı adına



H. Haluk Bayülker

**Joint Declaration on Article 10**

The Contracting Parties agree that, at the time of the first review provided for in Article 10 of this Agreement, account will be taken of the particular objectives and merits of the Association Agreement, on the one hand, and of the characteristics of Turkey's trade with the new Member States, on the other.

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**Joint Declaration on the application of Article 2 (1)**

The Contracting Parties agree that, subject to the effect to be given by the Community to Article 39 (5) of the Act annexed to the Treaty of Accession, as regards the specific duties or the specific part of the mixed duties of the customs tariffs of Ireland and of the United Kingdom, Article 2 (1) shall be applied by rounding to the fourth place of decimals.

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**Joint Declaration on the transitional measures provided for in Article 7 (2)**

At the end of 1974 the Association Council will examine the effect on the development of Turkish exports of the transitional measures provided for in Article 7 (2).

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**Communication concerning the date of entry into force of the Interim Agreement between the European Economic Community and Turkey consequent on the Accession of new Member States to the Community**

The exchange of instruments of notice of completion of the procedures necessary for the entry into force of the Interim Agreement between the European Economic Community and Turkey consequent on the Accession of new Member States to the Community signed at Ankara on 30 June 1973, having taken place on 7 December 1973 at Brussels, the Agreement shall, in accordance with Article 13 thereof, enter into force on 1 January 1974.

ASSOCIATION COUNCIL DECISION No 1/76

amending Decision No 5/72  
on methods of administrative co-operation  
for the implementation of Articles 2 and 3  
of the Additional Protocol to the Ankara Agreement

(see INST I 20 - 23)

DECISION OF THE ASSOCIATION COUNCIL No 2/76  
-----  
on the implementation of Article 12 of  
the Ankara Agreement

(see INST I 24 - 29)

**Information regarding the date of entry into force of the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand, when the said goods are forwarded from Austria**

Following notification between the European Economic Community and the Republic of Austria on 15 November 1976 that the conditions necessary for the implementation of the Agreement (1) between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand, when the said goods are forwarded from Austria, have been fulfilled in the case of trade with Greece and Turkey, the provisions of this Agreement shall apply to both countries from 1 January 1977, in accordance with Article 11,

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(1) **TRADE II 233**



II. Provisions within the Community relating to the  
Association Agreement

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**COUNCIL DECISION**

of 23 December 1963

on the conclusion of the Agreement establishing an Association between the European Economic Community and Turkey

(64/732/EEC)

OJ No 217 - 29.12.64  
p. 3685/64

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THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY,

HAVING REGARD to the Treaty establishing the European Economic Community, and in particular Article 238 thereof;

HAVING REGARD to the Agreement establishing an Association between the European Economic Community and Turkey, signed at Ankara on 12 September 1963;

HAVING CONSULTED the European Parliament on 28 November 1963,

HAS DECIDED:

Article 1

The Agreement establishing an Association between the European Economic Community and Turkey, its Protocols and the Declarations annexed to the Final Act, signed at Ankara on the twelfth day of September one thousand nine hundred and sixty-three, are concluded, approved and confirmed on behalf of the Community.

Article 2

The President of the Council is hereby authorised to issue the notification referred to in the second paragraph of Article 31 of the Agreement of Association.

Done at Brussels, 23 December 1963.

For the Council

The President

L DE BLOCK

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COLLECTED ACTS - EEC - TURKEY ASS.

## REGULATION (EEC) No 2760/72 OF THE COUNCIL

of 19 December 1972

on the conclusion of the Additional Protocol and of the Financial Protocol, signed on 23 November 1970, annexed to the Agreement establishing an Association between the European Economic Community and Turkey and on measures to be taken for their entry into force

OJ No L 293 - 29.12.72  
p. 293/1

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAVING REGARD to the Treaty establishing the European Economic Community, and in particular Article 238 thereof;

HAVING REGARD to the Agreement establishing an Association between the European Economic Community and Turkey;

HAVING REGARD to the Opinion of the European Parliament;

WHEREAS an Additional Protocol laying down the conditions, arrangements and timetables for the implementation of the transitional stage provided for in Article 4 of the Agreement establishing an Association between the European Economic Community and Turkey, a Financial Protocol and a Final Act were signed at Brussels on 23 November 1970;

HAS ADOPTED THIS REGULATION:

Article 1

The Additional Protocol laying down the conditions, arrangements and timetables for the implementation of the transitional stage provided for in Article 4 of the Agreement establishing an Association between the European Economic Community and Turkey, the Annexes thereto, the Financial Protocol and the Declarations annexed to the Final Act are concluded, approved and confirmed on behalf of the Community.

The texts of the two Protocols and of the Final Act are annexed to this Regulation.

The provisions of the two Protocols shall, in accordance with Articles 63(2) and 12(2) respectively, enter into force on the first day of the month following the date of exchange of the instruments of ratification and of notification referred to in paragraphs 1 of those Articles.

Article 2

As regards the Community, the President of the Council of the European Communities shall, in application of the provisions of Articles 63 and 12 of the two Protocols respectively, draw up the act of notification.

Article 3

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

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

Done at Brussels, 19 December 1972.

For the Council

The President

T WESTERTERP

## REGULATION (EEC) No 428/73 OF THE COUNCIL

of 5 February 1973

on the application of Decisions Nos 5/72 and 4/72 of the Association Council provided for by the Agreement establishing the Association between the European Economic Community and Turkey

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 an Agreement <sup>(1)</sup> establishing an Association between the European Economic Community and Turkey, signed on 12 September 1963, has been in force since 1 December 1964;

Whereas in accordance with the Provisional Protocol annexed to that Agreement, an Additional Protocol was signed on 23 November 1970; whereas that Protocol entered into force on 1 January 1973;

Whereas pursuant to Article 4 of the Additional Protocol, on 29 December 1972 the Association Council adopted Decision No 5/72 on the methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol; whereas pursuant to Article 16 of Annex No 6 of that Protocol the Association Council adopted on 29 December 1972 Decision No 4/72 on the definition of the concept of 'originating products' from Turkey for application of the provisions of Chapter I of Annex I of that Protocol;

Whereas it is necessary to take the requisite measures for implementation of these Decisions;

HAS ADOPTED THIS REGULATION:

*Article 1*

As regards the methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey and the definition of the concept of 'originating products' from Turkey for implementation of the provisions of Chapter I of Annex No 6 of that Protocol, Decisions Nos 5/72 and 4/72 of the Association Council of 29 December 1972 (which are annexed to this Regulation) shall apply from the date of entry into force of the Additional Protocol.

The first subparagraph shall apply within the Community as originally constituted.

*Article 2*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 5 February 1973.

*For the Council*

*The President*

R. VAN ELSLANDE

(1) cf. GEN I 1



## REGULATION (EEC) No 429/73 OF THE COUNCIL

of 5 February 1973

making special provisions for imports into the Community of certain goods coming under Regulation (EEC) No 1059/69 and originating in Turkey

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 Council Regulation (EEC) No 1059/69 <sup>(1)</sup> of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, as last amended by Regulation (EEC) No 2551/70 <sup>(2)</sup>, and in particular Article 12 thereof;

Having regard to the proposal from the Commission;

Whereas, in accordance with Article 14 of Annex No 6 to the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey, signed on 23 November 1970, the Community should take all the necessary measures to ensure that, without prejudice to the levying of a variable component determined in accordance with Article 5 of Regulation (EEC) No 1059/69, the fixed component to be levied on imports into the Community of the goods listed in the abovementioned Article 14, originating in Turkey, is progressively reduced at the rate laid down in Article 9 of the abovementioned Annex No 6;

Whereas the second sentence of Article 17 (2) of Regulation (EEC) No 1059/69 lays down that the application of the arrangements laid down in that Regulation to caseins falling within subheading No 35.01 C of the Common Customs Tariff is to be

postponed until the Council has determined the necessary provisions for such application; whereas Article 14 of the Additional Protocol cannot therefore be applied at present with regard to the goods in question;

HAS ADOPTED THIS REGULATION:

*Article 1*

On imports into the Community as originally constituted, of the goods listed in the Annex to this Regulation, which originate in Turkey:

- (a) the fixed component to be levied is that shown for the goods in question, account being taken of the date of importation, in columns 3, 4 or 5 of the abovementioned Annex;
- (b) the variable component to be levied is that determined in accordance with Article 5 of Regulation (EEC) No 1059/69.

*Article 2*

The arrangements laid down in this Regulation shall apply from the date of entry into force of the Additional Protocol.

*Article 3*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 5 February 1973.

*For the Council*

*The President*

R. VAN ELSLANDE

(1) cf. AGRI/EEC V 2268  
(2) cf. AGRI/EEC V 2721

## ANNEX

CCT heading No	Description	Rate of fixed components following application of the provisions of the Additional Protocol relating to:		
		1st reduction	2nd reduction	3rd reduction
1	2	3	4	5
		%	%	%
ex 17.04	Sugar confectionery, not containing cocoa:			
	B. Chewing gum	2.0	0.8	0
	C. White chocolate	3.2	1.3	0
	D. Other	3.2	1.3	0
19.01	Malt extract	2.0	0.8	0
19.02	Preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50 % by weight of cocoa	2.7	1.1	0
19.05	Prepared by the swelling or roasting of cereals or cereal products (puffed rice, corn flakes and similar products)	2.0	0.8	0
19.06	Communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	1.7	0.7	0
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fat, cheese or fruit:			
	A. Crispbread	2.2	0.9	0
	B. Matzos	1.5	0.6	0
	C. Gluten bread for diabetics	3.5	1.4	0
	D. Other	3.5	1.4	0
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion	3.2	1.3	0
21.01	Roasted chicory and other roasted coffee substitutes; extracts, essences and concentrates thereof:			
	A. Roasted coffee and other roasted coffee substitutes			
	II. Other	2.0	0.8	0
	B. Extracts, essences and concentrates of the products described under subheading A:			
	II. Other	3.5	1.4	0
21.06	Natural yeasts (active or inactive); prepared baking powders:			
	A. Active natural yeasts:			
	II. Bakers' yeast	3.7	1.5	0

CCT heading No	Description	Rate of fixed components following application of the provisions of the Additional Protocol relating to:		
		1st reduction	2nd reduction	3rd reduction
1	2	3	4	5
29.04	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives: C. Polyhydric alcohols II. Mannitol III. Sorbitol: a) in aqueous solution: 1. Containing 2 % or less by weight of mannitol, calculated on the sorbitol content 2. Other b) Other: 1. Containing 2 % or less by weight of mannitol, calculated on the sorbitol content 2. Other	%  3  3 2-2 3 2-2	%  1-2  1-2 0-9 1-2 0-9	%  0  0 0 0 0
35.05	Dextrins and dextrin glues; soluble or roasted starches; starch glues A. Dextrins; soluble or roasted starches B. Glues made from dextrin or from starch	 3-5 3-2	 1-4 1-3	 0 0
38.12	Prepared glazings, prepared dressings and prepared mordants, of a kind used in the textile, paper, leather or like industries: A. Prepared glazings and prepared dressings: I. With a basis of amylaceous substances	  3-2	  1-3	  0

3. 10. 73

Official Journal of the European Communities

No L 277/1

## REGULATION (EEC) No 2682/73 OF THE COUNCIL

of 1 October 1973

on the conclusion of the Interim Agreement between the European Economic Community and Turkey consequent on the Accession of new Member States to the Community

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

*Article 1*

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof;

The Interim Agreement between the European Economic Community and Turkey, consequent on the Accession of new Member States to the Community, together with the Declarations annexed to the Final Act, are hereby concluded and approved on behalf of the Community. The text of the Agreement and of the Final Act are annexed hereto.

Having regard to the Recommendation of the Commission;

*Article 2*

Whereas the Community and Turkey have laid down a Supplementary Protocol on the adjustments to be made to the Agreement creating an Association between the European Economic Community and Turkey consequent on the Accession of new Member States to the Community;

In application of Article 13 of the Agreement referred to in Article 1 as regards the Community the President of the Council shall notify the other Contracting Party that the procedures necessary for the entry into force of this Agreement have been completed.

Whereas, pending the entry into force of that Protocol, it is desirable to implement as soon as possible by means of an Interim Agreement certain provisions of that Protocol concerning trade,

*Article 3*

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 1 October 1973.

*For the Council*

*The President*

I. NØRGAARD

## REGULATION (EEC) No 3573/73 OF THE COUNCIL

of 17 December 1973

on the application of Decision No 2/73 of the EEC/Turkey Association amending Council Decision No 5/72 of 29 December 1972 on methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol to the Ankara Agreement

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 the Interim Agreement <sup>(1)</sup> between the European Economic Community and Turkey brings into force anticipatively certain provisions of the Supplementary Protocol to the Association Agreement between the European Economic Community and Turkey, following the Accession of new Member States to the Community, signed in Ankara on 30 June 1973;

Whereas, having regard to the new situation thus created, Decision No 5/72 <sup>(2)</sup> of the Association Council of 29 December 1972 on methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol to the Ankara Agreement has been amended by Decision No 2/73 of the Association Council;

Whereas it is accordingly necessary to take measures in implementation of Decision No 2/73 and in particular, as a result, to adapt Council Regulation

(EEC) No 428/73 of 5 February 1973 on the application of Decisions Nos 5/72 and 4/72 of the Association Council provided for by the Agreement establishing the Association between the European Economic Community and Turkey,

HAS ADOPTED THIS REGULATION:

*Article 1*

As regards the methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey, Decision No 2/73 of the Association Council (annexed to this Regulation) shall apply from 1 January 1974.

*Article 2*

The second subparagraph of Article 1 of Regulation (EEC) No 428/73 shall be deleted.

*Article 3*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 17 December 1973.

*For the Council*

*The President*

J. CHRISTENSEN

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{ 1 } cf. GEN I 21  
{ 2 } cf. TRADE I 85

7. 2. 74

Official Journal of the European Communities

No L 34/7

REGULATION (EEC) No 305/74 OF THE COUNCIL  
of 4 February 1974

on the conclusion of the Agreement in the form of an exchange of letters  
amending Article 7 of Annex 6 to the Additional Protocol to the Agreement esta-  
blishing an Association between the European Economic Community and  
Turkey

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community, and in particular Article 238  
thereof ;

Having regard to the recommendation from the  
Commission ;

Having regard to the Opinion of the European Par-  
liament ;

Whereas the Agreement, in the form of an exchange  
of letters, amending Article 7 of Annex 6 to the Addi-  
tional Protocol to the Agreement<sup>(1)</sup> establishing an  
Association between the European Economic Commu-  
nity and Turkey was signed at Brussels on 23  
November 1973,

HAS ADOPTED THIS REGULATION :

*Article 1*

The Agreement, in the form of an exchange of letters,  
amending Article 7 of Annex 6 to the Additional

Protocol to the Agreement establishing an Association  
between the European Economic Community and  
Turkey is concluded, on behalf of the Community.

The text of the exchange of letters is annexed to this  
Regulation.

*Article 2*

As regards the Community, the President of the  
Council of the European Communities shall notify, in  
accordance with the provisions of the exchange of  
letters, the completion of the procedures necessary for  
the entry into force of the Agreement.

*Article 3*

This Regulation shall enter into force on the third day  
following its publication in the *Official Journal of  
the European Communities*.

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

Done at Brussels, 4 February 1974.

*For the Council*

*The President*

W. SCHEEL

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(1) cf. GEN I 73

## EXCHANGE OF LETTERS

**amending Article 7 of Annex 6 to the Additional Protocol annexed to the Agreement establishing an Association between the European Economic Community and Turkey**

Brussels, . . .

Sir,

During the negotiations which took place on 22 May 1973, the parties to the Agreement establishing an Association between the European Economic Community and Turkey agreed to substitute the text annexed to this letter for the text of Article 7 of Annex 6 to the Additional Protocol annexed to the said Agreement.

It was agreed that the new Article 7 of Annex 6 to the Additional Protocol would enter into force on the first day of the month following the day on which the Contracting Parties notify each other that the procedures necessary to this end have been completed.

I should be obliged if you would acknowledge receipt of this letter and confirm that your Government is in agreement with the contents of this letter.

Please accept, Sir, the assurance of my highest consideration.

*On behalf of the Council  
of the European Communities*

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ANNEX

**New Article 7 of Annex 6 to the Additional Protocol annexed to the Agreement establishing an Association between the European Economic Community and Turkey**

1. Provided that Turkey applies a special export charge on olive oil other than refined olive oil, falling within subheading No 15.07 A II of the Common Customs Tariff, and provided that this special charge is reflected in the import price, the Community shall take the measures necessary to ensure that:
  - (a) the levy on imports into the Community of the said oil wholly produced in Turkey and transported direct from that country to the Community is the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC on the establishment of a common organization of the market in oils and fats, and applicable upon importation, less 0.50 unit of account for 100 kilogrammes;
  - (b) the amount of the levy calculated in accordance with (a) is reduced by an amount equal to that of the special charge paid while not exceeding 4.5 units of account for 100 kilogrammes.
2. If Turkey does not apply the special charge referred to in paragraph 1, the Community shall take the measures necessary to ensure that the levy on imports into the Community of olive oil other than refined olive oil, falling within subheading No 15.07 A II of the Common Customs Tariff, is the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC on the establishment of a common organization of the market in oils and fats, and applicable upon importation, less 0.50 unit of account for 100 kilogrammes.

3. Each Contracting Party shall take the necessary measures for the implementation of paragraph 1 and, in the event of difficulties or at the request of the other Party, shall supply the information necessary for the proper operation of the arrangements.
4. Consultations on the operation of the arrangements provided for in this Article may be held in the Association Council.<sup>1</sup>

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Brussels, . . .

Sirs,

You were good enough to make the following communication to me in your letter of today's date :

'During the negotiations which took place on 22 May 1973, the parties to the Agreement establishing an Association between the European Economic Community and Turkey agreed to substitute the text annexed to this letter for the text of Article 7 of Annex 6 to the Additional Protocol annexed to the said Agreement.

It was agreed that the new Article 7 of Annex 6 to the Additional Protocol would enter into force on the first day of the month following the day on which the Contracting Parties notify each other that the procedures necessary to this end have been completed.

I should be obliged if you would acknowledge receipt of this letter and confirm that your Government is in agreement with the contents of this letter.'

I have the honour to acknowledge receipt of your communication and to confirm that my Government is in agreement with its contents.

Please accept, Sirs, the assurance of my highest consideration.

*For the President  
of the Republic of Turkey*

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ANNEX

**New Article 7 of Annex 6 to the Additional Protocol annexed to the Agreement establishing an Association between the European Economic Community and Turkey**

- '1. Provided that Turkey applies a special export charge on olive oil other than refined olive oil, falling within subheading No 15.07 A II of the Common Customs Tariff, and provided that this special charge is reflected in the import price, the Community shall take the measures necessary to ensure that :
  - (a) the levy on imports into the Community of the said oil wholly produced in Turkey and transported direct from that country to the Community is the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC on the establishment of a common organization of the market in oils and fats, and applicable upon importation, less 0.50 unit of account for 100 kilogrammes ;
  - (b) the amount of the levy calculated in accordance with (a) is reduced by an amount equal to that of the special charge paid while not exceeding 4.5 units of account for 100 kilogrammes.



2. If Turkey does not apply the special charge referred to in paragraph 1, the Community shall take the measures necessary to ensure that the levy on imports into the Community of olive oil other than refined olive oil, falling within subheading No 15.07 A II of the Common Customs Tariff, is the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC on the establishment of a common organization of the market in oils and fats, and applicable upon importation, less 0.50 unit of account for 100 kilogrammes.
  3. Each Contracting Party shall take the necessary measures for the implementation of paragraph 1 and, in the event of difficulties or at the request of the other Party, shall supply the information necessary for the proper operation of the arrangements.
  4. Consultations on the operation of the arrangements provided for in this Article may be held in the Association Council.
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**REGULATION (EEC) No 1431/75 OF THE COUNCIL**  
of 26 May 1975  
**amending Regulation (EEC) No 428/73 on the application of Decisions No 5/72**  
**and No 4/72 of the EEC-Turkey Association Council**

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 Council Regulation (EEC) No 428/73 of 5 February 1973 on the application of Decisions No 5/72 and No 4/72 of the Association Council provided for by the Agreement establishing an association between the European Economic Community and Turkey, as amended by Regulation (EEC) No 3573/73, implemented in the Community the rules of origin laid down by Decision No 4/72 on the definition of the concept of 'originating products' from Turkey for implementation of Chapter I of Annex 6 to the Protocol of the Ankara Agreement ;

Whereas these rules have been amended by Decision No 1/75 of the Association Council and it is therefore necessary to take the requisite measures to implement this Decision and, in particular, to amend Regulation (EEC) No 428/73 accordingly ;

Whereas the rules of origin defined by Decision No 4/72 relate only to the agricultural products listed in Chapter I of Annex 6 to the Additional Protocol ; whereas, in order to avoid different rules of origin being applied within the same trading structure, the scope of the above rules should be extended to goods not listed in the said Annex and for which proof of

Turkish origin must be produced on importation into the Community,

HAS ADOPTED THIS REGULATION :

*Article 1*

Decision No 1/75 of the Association Council amending Decision No 4/72 on the definition of the concept of 'originating products' from Turkey for implementation of Chapter I of Annex 6 to the Additional Protocol of the Ankara Agreement shall apply in the Community.

The text of Decision No 1/75 is annexed to this Regulation.

*Article 2*

The following Article shall be added to Regulation (EEC) No 428/73 :

*'Article 1a*

The rules of origin laid down by Decision No 4/72 of the Association Council shall also apply to goods which are not listed in Annex 6 to the Additional Protocol and for which proof of Turkish origin must be produced on importation into the Community.'

*Article 3*

This Regulation shall enter into force on 1 July 1975.

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

Done at Luxembourg, 26 May 1975.

*For the Council*

*The President*

M. A. CLINTON

## COUNCIL REGULATION (EEC) No 2340/76

of 20 September 1976

amending Regulation (EEC) No 428/73 on the application of Decisions 5/72 and 4/72 of the Association Council provided for by the Agreement establishing the association between the European Economic Community and Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

TITLE III A

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

**Special provisions for the use of movement certificate A.TR.1 for goods forwarded from Austria**

Having regard to the proposal from the Commission,

*Article 7a*

Whereas the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria<sup>(1)</sup> entered into force on 1 May 1976;

When goods are forwarded from Austrian territory after, as appropriate, unloading and reloading or warehousing in a bonded warehouse, the documentary evidence referred to in Article 1 shall be movement certificate A.TR.1 provided that the conditions set out in Articles 7b and 7c are fulfilled.

Whereas the EEC-Turkey Association Council, by Decision 1/76 amending Decision 5/72 on methods of administrative cooperation for the implementation of Articles 2 and 3 of the Additional Protocol to the Ankara Agreement, adopted special provisions for the use of movement certificate A.TR.1 for goods forwarded from Austria;

*Article 7b*

Whereas Decision 1/76 must therefore be implemented within the Community by amending Council Regulation (EEC) No 428/73 of 5 February 1973 on the application of Decisions 5/72 and 4/72 of the Association Council provided for by the Agreement establishing the association between the European Economic Community and Turkey, as last amended by Regulation (EEC) No 1431/75, by which the said methods of administrative cooperation were implemented for the Community,

Movement certificate A.TR.1 relating to goods referred to in Article 7a shall only be valid when the certificate is endorsed to the effect that the goods have remained under the continuous control of the Austrian customs authorities so that their identity and completeness are ensured.

HAS ADOPTED THIS REGULATION :

When the goods are forwarded without splitting the consignment, this endorsement shall appear in the "Description of goods" section of movement certificate A.TR.1, and shall consist of the words "Direkte Weiterleitung EWG" authenticated by the stamp of the competent Austrian customs office and the date.

*Article 1*

Regulation (EEC) No 428/73 shall be amended as follows :

The following title shall be added to EEC-Turkey Association Council Decision 5/72, annexed to the said Regulation :

When the goods are forwarded after the consignment has been split in Austria, the competent Austrian customs office is authorized to authenticate, on production of movement certificate A.TR.1 issued in a Member State or in Turkey, a photocopy of such certificate for each part consignment. The top of each photocopy shall be endorsed "Teilsendung" in red ink. Each photocopy shall clearly indicate the goods to which it refers. These particulars shall be authenticated by the customs office stamp and the date.

<sup>(1)</sup> OJ No L 188, 19. 7. 1975, p. 1

*Article 7c*

The goods referred to in Article 7a and the relevant movement certificate A.TR.1 or, when the consignment is split, the photocopy of the said certificate authenticated by the competent Austrian customs office, must be produced to the customs authorities of the importing State within

six months from the date of issue of the original movement certificate.

*Article 2*

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 20 September 1976.

*For the Council*

*The President*

M. van der STOEL

Institutional Questions

Subdivision:

- 0 - General - Blank
- I - Council and Committee of Association
- II - Institutional Questions within the EEC
- III - Parliamentary Committee of the Association - Blank
- IV - Settlement of disputes - Implementation of  
Article 25 of the Agreement - Blank

I. Council and ~~Community~~  
Committee of Association

## Table

## II

Subject	Pages in the Collected Acts
Association Council Decision No 1/76 amending Decision No 5/72 on methods of administrative co-operation for the implementation of Articles 2 and 3 of the Additional Protocol to the Ankara Agreement.	20 - 23
Decision of the Association Council No 2/76 on the implementation of Article 12 of the Ankara Agreement.	24 - 29

**COLLECTED ACTS - EEC - TURKEY ASS.**



DECISION OF THE ASSOCIATION COUNCIL No 2/76

on the implementation of Article 12 of  
the Ankara Agreement

THE ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an Association  
between the European Economic Community and Turkey,

Having regard to the Additional Protocol referred to in  
Article 1(1) of the Provisional Protocol annexed to the said  
Agreement, and in particular Article 36 thereof,

Whereas the Contracting Parties agreed pursuant to Article 12  
of the Ankara Agreement to be guided by Articles 48, 49 and 50  
of the Treaty establishing the European Economic Community in  
gradually introducing freedom of movement for workers between  
their countries; whereas Article 36 of the Additional Protocol  
provides that this freedom of movement shall be secured by  
progressive stages between the end of the twelfth and of the  
twenty-second year after entry into force of the Association  
Agreement;

Whereas pursuant to an Agreement concluded on 11 June 1975 between the European Economic Community and the Republic of Austria goods traded under the EEC-Turkey Association which are forwarded from Austria remain, during their stay in that country, under the continuous control of the Austrian customs authorities so that their identity and completeness are ensured; whereas the Agreement also provides for a broad exchange of information between the customs authorities of Member States and those of Austria in respect of such goods; whereas information obtained under this Agreement by the customs authorities of Member States from those of Austria will, on request, be made available to the Turkish customs authorities;

Whereas the implementation of the said Agreement will accordingly allow considerable simplification of formalities in trade between the Community and Turkey;

Whereas the methods of administrative co-operation for the implementation of Articles 2 and 3 of the Additional Protocol, which were adopted by Association Council Decision No 5/72, as amended by Decision No 2/73, should therefore be amended,

HAS DECIDED AS FOLLOWS:

Article 1

The following Title shall be added to Decision No 5/72:

"TITLE IIIASpecial provisions for the use of movement  
certificate A.TR.1 for goods forwarded  
from AustriaArticle 7a

When goods are forwarded from Austrian territory after, as appropriate, unloading and reloading or warehousing in a bonded warehouse, the documentary evidence referred to in Article 1 shall be movement certificate A.TR.1 provided that the conditions set out in Articles 7b and 7c are fulfilled.

Article 7b

Movement certificate A.TR.1 relating to goods referred to in Article 7a shall only be valid when the certificate is endorsed to the effect that the goods have remained under the continuous control of the Austrian customs authorities so that their identity and completeness are ensured.

When the goods are forwarded without splitting the consignment, this endorsement shall appear in the "Description of goods" section of movement certificate A.TR.1, and shall consist of the words "Direkte Weiterleitung EWG" authenticated by the stamp of the competent Austrian customs office and the date.

When the goods are forwarded after the consignment has been split in Austria, the competent Austrian customs office is authorized to authenticate, on production of movement certificate A.TR.1 issued in a Member State or in Turkey, a photocopy of such certificate for each part consignment. The top of each photocopy shall be endorsed "TEILSENDUNG" in red ink. Each photocopy shall clearly indicate the goods to which it refers. These particulars shall be authenticated by the customs office stamp and the date.

Article 7c

The goods referred to in Article 7a and the relevant movement certificate A.TR.1 or, when the consignment is split, the photocopy of the said certificate authenticated by the competent Austrian customs office, must be produced to the customs authorities of the importing State within six months from the date of issue of the original movement certificate."

Article 2

This Decision shall apply from 1 January 1977.

Done at Brussels,  
For the Association Council  
The President

DECISION OF THE ASSOCIATION COUNCIL No 2/76  
-----  
on the implementation of Article 12 of  
the Ankara Agreement

THE ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an Association  
between the European Economic Community and Turkey,

Having regard to the Additional Protocol referred to in  
Article 1 (1) of the Provisional Protocol annexed to the said  
Agreement, and in particular Article 36 thereof,

Whereas the Contracting Parties agreed pursuant to Article 12  
of the Ankara Agreement to be guided by Articles 48, 49 and 50  
of the Treaty establishing the European Economic Community in  
gradually introducing freedom of movement for workers between  
their countries; whereas Article 36 of the Additional Protocol  
provides that this freedom of movement shall be secured by  
progressive stages between the end of the twelfth and of the  
twenty-second year after entry into force of the Association  
Agreement;

Whereas the Articles referred to above imply that the Member States of the Community and Turkey shall accord each other priority as regards access by their workers to their respective employment markets; whereas this principle must be given effect under conditions that exclude any serious danger to the standard of living and the level of employment in the various regions and branches of activity in the Member States of the Community and Turkey, and without prejudice to the application between Member States of the Community of Community provisions governing the freedom of movement of workers or to any international undertakings by either Party on the subject under consideration;

Whereas the content of a first stage should be laid down, the Association Council having to decide on the content of the subsequent stages at a later date,

HAS DECIDED AS FOLLOWS:

Article 1

1. This Decision establishes for a first stage the detailed rules for the implementation of Article 36 of the Additional Protocol.
2. This first stage shall last four years, as from 1. December 1976

Article 2

1. (a) After three years of legal employment in a Member State of the Community, a Turkish worker shall be entitled, subject to the priority to be given to workers of Member States of the Community, to respond to an offer of employment, made under normal conditions and registered with the employment services of that State, for the same occupation, branch of activity and region.
  - (b) After five years of legal employment in a Member State of the Community, a Turkish worker shall enjoy free access in that country to any paid employment of his choice.
  - (c) Annual holidays and short absences for reasons of sickness, maternity or an accident at work shall be treated as periods of legal employment. Periods of involuntary unemployment duly certified by the relevant authorities and long absences on account of sickness shall not be treated as periods of legal employment, but shall not affect rights acquired as the result of the preceding period of employment.
2. The procedures for applying paragraph 1 shall be those established under national rules.

Article 3

Turkish children who are residing legally with their parents in a Member State of the Community shall be granted access in that country to courses of general education.

They may also be entitled to enjoy in that country the advantages provided for in this connection under national laws.

Article 4

Nationals of the Member States who are in paid employment in Turkey, and their children, shall enjoy in that country the rights and advantages referred to in Articles 2 and 3 if they meet the conditions laid down in these Articles.

Article 5

Should it not be possible in the Community to meet an offer of employment by calling on the labour available on the employment market of the Member States and should the Member States, within the framework of their provisions laid down by law, regulation or administrative action, decide to authorize a call on workers who are not nationals of a Member State of the Community in order to meet the offer of employment, they shall endeavour in so doing to accord priority to Turkish workers.

Article 6

Where a Member State of the Community or Turkey experiences or is threatened with disturbances on its employment market which might seriously jeopardize the standard of living or level of employment in a particular region, branch of activity or occupation, the State concerned may refrain from automatically applying Article 2(1)(a) and (b).

The State concerned shall inform the Association Council of any such temporary restriction.

Article 7

The Member States of the Community and Turkey may not introduce new restrictions on the conditions of access to employment applicable to workers legally resident and employed in their territory.



Article 8

This Decision shall not affect any rights or obligations arising from national laws or bilateral agreements existing between Turkey and the Member States of the Community where these provide for more favourable treatment for their nationals.

Article 9

The provisions of this Decision shall be applied subject to limitations justified on grounds of public policy, public security or public health.

Article 10

So as to be in a position to ensure the harmonious application of the provisions of this Decision and determine that they are applied in such a way as to exclude the danger of disturbance of the employment markets, the Association Council shall be informed of the employment situation in the Member States of the Community and in Turkey.

Article 11

One year before the end of the first stage and in the light of the results achieved during it, the Association Council shall commence discussions to determine the content of the subsequent stage and to ensure that the Decision on that stage is enforced as from the date of expiry of the first stage. The provisions of this Decision shall continue to apply until the beginning of the subsequent stage.

Article 12

The Contracting Parties shall each take the measures necessary to implement this Decision.

Article 13

This Decision shall enter into force on 20 December 1976.

Done at Brussels, 20 December 1976  
For the Association Council  
The President

M. van der STOEL

The Secretaries

G.L. GIOLA      U. APAYDIN



Whereas the Articles referred to above imply that the Member States of the Community and Turkey shall accord each other priority as regards access by their workers to their respective employment markets; whereas this principle must be given effect under conditions that exclude any serious danger to the standard of living and the level of employment in the various regions and branches of activity in the Member States of the Community and Turkey, and without prejudice to the application between Member States of the Community of Community provisions governing the freedom of movement of workers or to any international undertakings by either Party on the subject under consideration;

Whereas the content of a first stage should be laid down, the Association Council having to decide on the content of the subsequent stages at a later date,

HAS DECIDED AS FOLLOWS:

Article 1

1. This Decision establishes for a first stage the detailed rules for the implementation of Article 36 of the Additional Protocol.
2. This first stage shall last four years, as from 1 December 1976

Article 2

1. (a) After three years of legal employment in a Member State of the Community, a Turkish worker shall be entitled, subject to the priority to be given to workers of Member States of the Community, to respond to an offer of employment, made under normal conditions and registered with the employment services of that State, for the same occupation, branch of activity and region.
  - (b) After five years of legal employment in a Member State of the Community, a Turkish worker shall enjoy free access in that country to any paid employment of his choice.
  - (c) Annual holidays and short absences for reasons of sickness, maternity or an accident at work shall be treated as periods of legal employment. Periods of involuntary unemployment duly certified by the relevant authorities and long absences on account of sickness shall not be treated as periods of legal employment, but shall not affect rights acquired as the result of the preceding period of employment.
2. The procedures for applying paragraph 1 shall be those established under national rules.

Article 3

Turkish children who are residing legally with their parents in a Member State of the Community shall be granted access in that country to courses of general education.

They may also be entitled to enjoy in that country the advantages provided for in this connection under national laws.

Article 4

Nationals of the Member States who are in paid employment in Turkey, and their children, shall enjoy in that country the rights and advantages referred to in Articles 2 and 3 if they meet the conditions laid down in these Articles.

Article 5

Should it not be possible in the Community to meet an offer of employment by calling on the labour available on the employment market of the Member States and should the Member States, within the framework of their provisions laid down by law, regulation or administrative action, decide to authorize a call on workers who are not nationals of a Member State of the Community in order to meet the offer of employment, they shall endeavour in so doing to accord priority to Turkish workers.

Article 6

Where a Member State of the Community or Turkey experiences or is threatened with disturbances on its employment market which might seriously jeopardize the standard of living or level of employment in a particular region, branch of activity or occupation, the State concerned may refrain from automatically applying Article 2(1)(a) and (b).

The State concerned shall inform the Association Council of any such temporary restriction.

Article 7

The Member States of the Community and Turkey may not introduce new restrictions on the conditions of access to employment applicable to workers legally resident and employed in their territory.

Article 8

This Decision shall not affect any rights or obligations arising from national laws or bilateral agreements existing between Turkey and the Member States of the Community where these provide for more favourable treatment for their nationals.

Article 9

The provisions of this Decision shall be applied subject to limitations justified on grounds of public policy, public security or public health.

Article 10

So as to be in a position to ensure the harmonious application of the provisions of this Decision and determine that they are applied in such a way as to exclude the danger of disturbance of the employment markets, the Association Council shall be informed of the employment situation in the Member States of the Community and in Turkey.

Article 11

One year before the end of the first stage and in the light of the results achieved during it, the Association Council shall commence discussions to determine the content of the subsequent stage and to ensure that the Decision on that stage is enforced as from the date of expiry of the first stage. The provisions of this Decision shall continue to apply until the beginning of the subsequent stage.

Article 12

The Contracting Parties shall each take the measures necessary to implement this Decision.

Article 13

This Decision shall enter into force on 20 December 1976.

Done at Brussels, 20 December 1976  
For the Association Council  
The President

M. van der STOEL

The Secretaries

G.L. GIOLA      U. APAYDIN



## II. Institutional Questions within the EEC

Table

I

Subject	Pages in the Collected Acts
(64/737/EEC) Agreement on measures and procedures required for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey	1 - 3
(64/738/EEC) Communication concerning the date of entry into force of the Agreement on measures and procedures required for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey	A2

## AGREEMENT

on measures and procedures required for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey

(64/737/EEC)

OJ No 217 - 29.12.64  
p. 3703/64

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THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN ECONOMIC COMMUNITY, MEETING IN THE COUNCIL,

HAVING REGARD to the Treaty establishing the European Economic Community and to the Agreement establishing an Association between the European Economic Community and Turkey;

WHEREAS it is necessary to work out a joint position to be adopted by the representatives of the Community and of Member States in the Council of Association established by Articles 22 and 23 of that Agreement, and whereas it is necessary to specify the procedure for working out that joint position;

WHEREAS it is also necessary to lay down the rules governing implementation, within the Community, of the decisions and recommendations of the Council of Association;

HAVING CONSULTED the Commission of the European Economic Community,

HAVE AGREED AS FOLLOWS:

Article 1

The joint position which the representatives of the Community and of Member States are to adopt in the Council of Association shall be worked out in accordance with the following provisions:

- (a) When the Council of Association considers questions which, under the Treaty establishing the Community, fall within the sphere of commercial policy, the corresponding provisions of that Treaty shall apply;
- (b) In other cases the Council or the Representatives of the Governments of the Member States meeting in the Council shall lay down the joint position unanimously, after consulting the Commission.

Article 2

1 Decisions and recommendations adopted by the Council of Association on matters which, under the Treaty establishing the Community, are within the province of the Community, shall be implemented by decision of the Council acting unanimously adopted after the Commission has been consulted.

2 Where a decision or recommendation of the Council of Association concerns a matter which is not within the province of the Community under the Treaty establishing the Community, the Member States shall adopt the necessary implementing measures.

Article 3

The procedures set out in Articles 1 and 2 shall be without prejudice to the division of powers between Member States and the Community, as laid down in the Treaty establishing the Community.

Article 4

Where a Member State considers it necessary to invoke Article 25 of the Agreement of Association on matters which are not within the province of the Community, that State shall first consult the other Member States.

If the Council of Association is to adopt a position on measures taken by the Member State referred to in the preceding paragraph, the Community shall adopt the same position as the Member State concerned unless the Representatives of the Member States meeting in the Council should unanimously decide otherwise.

Article 5

1 At any time the Council may, where it considers it necessary, review the provisions of this Agreement. The Council shall adopt any amendments unanimously after consulting the Commission.

2 The Council shall revise Articles 1(b) and 2(1) of this Agreement not later than the end of the second stage of the transitional period provided for in Article 8 of the Treaty establishing the Community. Amendments shall be adopted by the Council in accordance with the procedure laid down in paragraph 1 of this Article.

Article 6

This Agreement shall be approved by each Member State in accordance with its own constitutional requirements. The Government of each Member State shall notify the Secretariat of the Councils of the European Communities of the completion of the procedures required for the entry into force of this Agreement. This Agreement shall enter into force on the day on which the last of these notifications is issued.

Article 7

This Agreement, drawn up in a single original in the Dutch, French, German, and Italian languages, all four texts being equally authentic, shall be deposited in the archives of the Secretariat of the Councils of the European Communities, which shall transmit a certified copy to each of the Governments of the Signatory States.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries have signed this Agreement.

DONE at Ankara on the twelfth day of September in the year one thousand nine hundred and sixty-three.

For His Majesty the King of the Belgians,

Paul-Henri SPAAK

For the President of the Federal Republic of Germany,

Gerhard. SCHRÖDER

For the President of the French Republic,

Maurice COUVE de MURVILLE

For the President of the Italian Republic,

Emilio COLOMBO

For Her Royal Highness the Grand Duchess of Luxembourg,

Eugène SCHAUS

For Her Majesty the Queen of the Netherlands,

Joseph M A H LUNS



Communication concerning the date of entry into force of the Agreement on measures and procedures required for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey

(64/738/EEC)

Notification to the Secretariat of the Councils of the European Communities, provided for in Article 6 of the Agreement on measures and procedures required for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey, was effected on 17 November 1964 by the last Government to complete this formality. The Agreement thereby entered into force on that date, in accordance with Article 6 thereof.

Trade in goods

Subdivision:

- 0 - General - Blank
- I - Decisions, recommendations and other acts of the Council of Association
- II - Decisions and other Community Acts of interest to Turkey
- III - Agreements with non-member countries concerning Turkey

I. Decisions, recommendations, and other acts  
of the Council of Association

Table i

I

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Table II

## II

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Decision No 5/71 of the Council of Association on the definition of the concept of "originating products" in Turkey for the application of Chapter 1 of Annex 5 to the Interim Agreement	68 - 73

Table iii

## III

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Decision of the Association Council No 2/73 amending Decision No 5/72 of 29 December 1972 on methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol to the Ankara Agreement .....	107 - 120
Decision No 1/75 of the Association Council amending Decision No 4/72 on the definition of the concept of 'originating products' from Turkey for implementation of Chapter I of Annex 6 to the Additional Protocol of the Ankara Agreement	121
Decision of the Association Council No 2/75 on the imbalance of the EEC-Turkey trade balance	122 - 123

DECISION No 4/71 OF THE COUNCIL OF ASSOCIATION

on methods of administrative cooperation for the application  
of Articles 1 and 2 of the Interim Agreement

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THE COUNCIL OF ASSOCIATION,

HAVING REGARD to the Agreement establishing an Association  
between the European Economic Community and Turkey;

HAVING REGARD to the Interim Agreement, and in particular  
Article 3 thereof;

CONSIDERING that in accordance with the provisions of that Article the methods of administrative cooperation for the application of Articles 1 and 2 of the Interim Agreement must be determined, with reference to the methods adopted regarding trade between Member States;

CONSIDERING that, in view of the experience acquired by the Community as regards methods of administrative cooperation, methods must be adopted similar to those applied by the Community up to the end of the transitional period provided for in Article 8 of the Treaty establishing the European Economic Community,

HAS DECIDED AS FOLLOWS:

TITLE I

General

Article 1

Goods which satisfy the conditions required for application of those provisions of the Interim Agreement which relate to the progressive elimination between the Community and Turkey of customs duties, quantitative restrictions and all measures having equivalent effect, shall be eligible for treatment under these provisions in the Member States or in Turkey on production of the documentary evidence endorsed at the request of the exporter by the customs authorities of Turkey or a Member State.

Article 2

1. Where goods are transported direct from a Member State to Turkey or from Turkey to a Member State, the documentary evidence referred to in Article 1 shall be movement certificate A.TR.1.

In other cases, the documentary evidence required shall be movement certificate A.TR.3.

2. For the purposes of paragraph 1 the following shall be considered as transported direct from the Member State to Turkey or from Turkey to the Member State:

- (a) Goods transported without passing through any territories other than those of the Community or Turkey;
- (b) Goods transported through any other territories than those of the Community or Turkey or with transshipment in such territories provided that carriage through such territories or transshipment is covered by a single transport document made out in the Community or in Turkey.

Article 3

Where a movement certificate A.TR.1 or A.TR.3 relates to goods obtained or produced in the Community, under the conditions specified in Article 2 of the Interim Agreement, this fact shall be recorded on the certificate.

## TITLE II

Special provisions relating to movement certificate A.TR.1

Article 4

1. Movement certificate A.TR.1 shall be endorsed by the customs authorities of the exporting State at the time of exportation of the goods to which it relates. It shall be made available to the exporter as soon as actual exportation has been actually effected or ensured.

Exceptionally, movement certificate A.TR.1 may be endorsed after exportation of the goods to which it relates if, through error or inadvertent omission, it was not produced at the time of exportation. In that case, a special note shall be added explaining the circumstances in which it was endorsed.

2. Movement certificate A.TR.1 may be endorsed only where it can serve as documentary evidence for the application of the preferential treatment provided for by the Interim Agreement.

Article 5

Movement certificate A.TR.1 must be submitted to the customs office of the importing State where the goods are presented within three months of the date on which it was endorsed by the customs office of the exporting State.

## TITLE III

Special provisions concerning movement certificate A.TR.3Article 6

Movement certificate A.TR.3 shall be endorsed by the customs authorities of the exporting State at the time of exportation of the goods to which it relates. It shall be made available to the exporter as soon as exportation has been actually effected or ensured.

Under no circumstances may a movement certificate A.TR.3 be issued after exportation of the goods has been effected.

Movement certificate A.TR.3 shall be made out in such a way as to enable the goods to which it relates to be identified on importation. The customs authorities of the exporting State shall take such measures as they consider necessary to facilitate such identification and shall note these on the certificate.

Article 7

Movement certificate A.TR.3 must be submitted to the customs authorities of the importing State within six months of the date of issue thereof. It shall be valid only in respect of the quantity presented to the customs authorities of the importing State during that period.

## TITLE IV

Provisions common to movement certificates A.TR.1 and A.TR.3

Article 8

Movement certificates A.TR.1 and A.TR.3 shall be made out in the form shown in the annex to this Decision. They shall be in one of the languages in which the Agreement of Association is drawn up, and shall comply with the internal laws of the exporting State. Where the certificates are made out in Turkish, they shall also be made out in one of the official languages of the Community. They shall be typed or handwritten; if the latter, they shall be in ink in block letters.

The size of the certificate shall be 210 x 297 mm. The paper used shall be white sized writing paper containing no mechanical pulp and weighing not less than 64 g per sq.m. It shall have a printed green guilloché-pattern background such as to reveal any falsification by mechanical or chemical means.

A band consisting of three stripes, each 3 mm wide, shall be printed diagonally across from the lower left to the top right corner. The band of movement certificate A.TR.1 shall be blue, that of movement certificate A.TR.3 shall be red.



The Member States and Turkey may themselves print the certificates or may entrust the work to printers authorised by them. In the latter case, reference to that authorisation must appear on each certificate. Each certificate shall bear the name and address of the printer or a mark enabling the printer to be identified. It shall also bear an individual serial number.

#### Article 9

The movement certificate shall be submitted to the customs authorities of the importing State in accordance with its procedural requirements. Those authorities shall have the right to require a translation of it. They may require the import declaration to be supplemented by a statement by the importer that the goods satisfy the conditions required by the Interim Agreement.

#### TITLE V

#### Other Provisions

#### Article 10

The following shall be accepted as eligible for treatment under the provisions of the Interim Agreement relating to the progressive elimination of customs duties, quantitative restrictions and all measures having equivalent effect between the Community and Turkey, without production of a movement certificate A.TR.1 or A.TR.3 being required:

- (a) Dutiable articles accompanying travellers or contained in their personal luggage, if they are not intended for commercial use and their total value does not exceed 200 units of account, and if they are declared to comply with the conditions required for the application of these provisions and the accuracy of this declaration is not in doubt.
- (b) Postal packets (including parcels) sent direct from the exporting State to the importing State, unless it is indicated on the packaging or accompanying documents that the goods contained therein do not comply with the conditions laid down in Articles 1 and 2 of the Interim Agreement. Such indication shall be a yellow label as provided for under the Community transit procedure affixed, in all such cases, by the competent authorities of the exporting State.

#### Article 11

In order to ensure that this Decision is properly applied, the competent authorities of the Member States and of Turkey shall afford each other assistance through their respective customs authorities in verifying the authenticity and accuracy of the movement certificates, in order to ensure correct application of this Decision.

#### Article 12

Turkey, the Member States and the Community shall, each respectively for its part, take the measures needed to implement this Decision.

Article 13

The specimen forms of movement certificates A.TR.1 and A.TR.3 shall form an integral part of this Decision.

Article 14

The provisions of the Interim Agreement may be applied to goods which comply with the provisions of Article 1 thereof, which have been exported from a Member State or Turkey after the signature of the Additional Protocol provided for in Article 1(1) of the Provisional Protocol annexed to the Ankara Agreement and which, at the date of entry into force of the Interim Agreement, are either in transit or are in a Member State or in Turkey in temporary storage, in bonded warehouses or in free zones, subject to production to the customs authorities of the importing State, within four months of that date, of a movement certificate A.TR.1, endorsed retrospectively by the competent authorities of the exporting State, together with documents proving that the goods have been transported direct.

Done at Brussels, 1 September 1971.

For the Council of Association

The President

Z MUEZZINOGLU



## REQUEST FOR VERIFICATION

The undersigned customs officer requests verification of the authenticity and accuracy of this certificate.

Official stamp	(Place and date of signature)
	(Signature of customs officer)

## RESULT OF VERIFICATION

Verification carried out by the undersigned customs officer shows that this movement certificate :

1. was issued by the customs office indicated and that the information contained therein is accurate (1) :
2. does not meet the requirements as to authenticity and accuracy (see notes appended) (1).

Official stamp	(Place and date of signature)
	(Signature of customs officer)

(1) Delete as necessary.

## I. GOODS FOR WHICH A MOVEMENT CERTIFICATE ATR1 MAY BE ENDORSED

1. A movement certificate ATR1 may be endorsed only for goods which, in the exporting State, fall within one of the following categories :

- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges;
- (b) goods in free circulation in the exporting State, (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges);
- (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable customs duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

Note: The statement "Compensatory Levy—Turkey" must appear on all movement certificates ATR1 for goods obtained or produced in the Community from products coming from a third country on which the applicable customs duties and charges having equivalent effect have not been levied in either the Community or Turkey.

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above.

Note: In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement "Compensatory Levy—Turkey", the movement certificate or certificates ATR1 issued in lieu of the latter must also bear the statement "Compensatory Levy—Turkey".

2. Agricultural products must also comply with the additional origin conditions laid down for them.
3. Movement certificates ATR1 may not be endorsed for goods originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

## II. SCOPE OF THE MOVEMENT CERTIFICATE ATR1

The movement certificate ATR1 may only be used if the goods to which it relates are transported direct from the exporting State to the importing State.

The following shall be considered as transported direct from the exporting State to the importing State :

- (a) goods transported without passing through territories other than those of the Community or Turkey;
- (b) goods transported through territories other than those of the

Community or Turkey or with transhipment in such territories provided that carriage through such territories or transhipment is covered by a single transport document made out in the Community or Turkey.

Note: Before requesting endorsement of movement certificate ATR1 by the customs authorities of the exporting State, the exporter must satisfy himself that the goods will in fact be transported direct to the importing State. Goods not transported direct are eligible for preferential treatment only if a movement certificate ATR3 is produced.

## III. RULES FOR COMPLETING THE MOVEMENT CERTIFICATE ATR1

1. The movement certificate ATR1 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. Where the certificate is completed in Turkish, it may also be completed in one of the official languages of the Community.

2. The movement certificate ATR1 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and endorsed by the customs authorities.

3. Each item listed in the movement certificate ATR1 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.

4. Goods must be described in accordance with commercial usage and in sufficient detail to enable them to be identified.

5. The exporter or the carrier may complete the part of the certificate reserved for the declaration by the exporter by a reference to the transport document. It is also recommended that the exporter or the carrier show on the transport document covering the despatch of the goods the serial number of the movement certificate ATR1.

## IV. EFFECT OF THE MOVEMENT CERTIFICATE ATR1

When properly used, the movement certificate ATR1 enables the goods described therein to benefit in the importing State from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect. However, when the movement certificate bears the statement "Compensatory Levy—Turkey", goods described therein shall not be eligible for this preferential treatment in

the Member States of the EEC.

The customs authorities of the importing State may, if they consider it to be necessary, require any other documentary evidence and in particular transport documents under cover of which the goods were dispatched.

## V. TIME LIMIT FOR SUBMISSION OF THE MOVEMENT CERTIFICATE ATR1

The movement certificate ATR1 must be produced at the customs office of the importing Member State where the goods are presented, within a

period of three months from the date of endorsement.

**A. TR. 3**

**A \* 07507**

**E.E.C. — TURKEY ASSOCIATION**

**MOVEMENT CERTIFICATE**

**CERTIFICAT DE CIRCULATION DES MARCHANDISES**

**WARENVERKEHRSBESCHEINIGUNG**

**CERTIFICATO PER LA CIRCOLAZIONE DELLE MERCI**

**CERTIFICAAT VOOR ZAKE GOEDERENVERKEER**

**GOOSTRANSPORTBEVIS**

**YOLLARIN TEDAVÜL BELGESİ**







**REQUEST FOR VERIFICATION**

The undersigned customs officer requests verification of the authenticity and accuracy of this certificate.

Official stamp	..... (Place and date of signature)
	..... (Signature of customs officer)

**RESULT OF VERIFICATION**

Verification carried out by the undersigned customs officer shows that this movement certificate:

1. was issued by the customs office indicated and that the information contained therein is accurate (1);
2. does not meet the requirements as to authenticity and accuracy (see notes appended) (1).

Official stamp	..... (Place and date of signature)
	..... (Signature of customs officer)

(1) Delete as necessary.

**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE ATR3 MAY BE ISSUED**

3. A movement certificate ATR3 may be issued only for goods which in the exporting State, fall within one of the following categories:

- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges;
- (b) goods in free circulation in the exporting State, (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges);
- (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable customs duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

Note: The statement "Compensatory Levy — Turkey" must appear on all movement certificates ATR3 for goods obtained

or produced in the Community from products coming from a third country and on which the applicable customs duties and charges having equivalent effect have not been levied in either the Community or Turkey;

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above.

Note: In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement "Compensatory Levy — Turkey", the movement certificate or certificates ATR3 issued in lieu of the latter must also bear the statement "Compensatory Levy — Turkey".

2. Agricultural products must also comply with the additional origin conditions laid down for them.
3. Movement certificates ATR3 may not be issued for goods:
  - (a) which, in accordance with the provisions applicable to them, must be transported direct from the exporting State to the importing State;
  - (b) which were originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE MOVEMENT CERTIFICATE ATR3**

A movement certificate ATR3 may be used in all cases where a movement certificate ATR1 cannot be used owing to the fact that the goods are not transported direct from the exporting State to the importing State:

The following shall be considered as transported direct from the exporting State to the importing State:

- (a) goods transported without passing through territories other than those of the Community or Turkey;

- (b) goods transported through territories other than those of the Community or Turkey, or with transshipment in such territories provided that carriage through such territories or transshipment is covered by a single transport document made out in the Community or Turkey.

In particular, the movement certificate ATR3 may be used for goods exported from a State party to the Agreement to a country not party to the Agreement, from which they are liable to be re-exported subsequently to a State party to the Agreement.

**III. RULES FOR COMPLETING THE MOVEMENT CERTIFICATE ATR3**

1. The movement certificate ATR3 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. Where the certificate is completed in Turkish, it may also be completed in one of the official languages of the Community.
2. The movement certificate ATR3 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and endorsed by the customs authorities.
3. The "declaration by the exporter" on the second page of the movement certificate ATR3 must be completed in full. In particular,

the place of loading, the date of dispatch and the country of destination at the time of export must be stated.

4. Each item listed in the movement certificate ATR3 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.
5. Goods must be described in accordance with commercial usage and in great detail so as to ensure that they can be identified easily. The description of the goods must include the number of the tariff heading applicable to each item. The exporter must include with the movement certificate ATR3 all documents such as plans, drawings, photographs or commercial prospectuses, etc., which may help identification. If they consider it necessary, the customs authorities of the exporting country shall annex these documents to the movement certificate ATR3.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE ATR3**

A movement certificate ATR3 enables the goods described therein to benefit from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect, where there is no doubt that the goods actually imported are those described in that movement certificate ATR3. However when the movement certificate ATR3 bears the statement "Compensatory Levy — Turkey", goods described therein shall not be eligible for this preferential treat-

ment in the Member States of the EEC. The customs authorities of the importing State may require submission of any supporting evidence if they consider there is doubt as to the identity of the goods and may exclude the goods from the progressive elimination of customs duties, quantitative restrictions and all measures having equivalent effect if satisfactory evidence cannot be produced.

**V. TIME LIMIT FOR SUBMISSION OF THE MOVEMENT CERTIFICATE ATR3**

The movement certificate ATR3 must be submitted to the customs authorities of the importing State within a period of six months from

the date of issue. It shall be valid only for the quantities of goods presented in that State during those six months.

DECISION No 5/71 OF THE COUNCIL OF ASSOCIATION

on the definition of the concept of "originating products" in Turkey for the application of Chapter 1 of Annex 5 to the Interim Agreement

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THE COUNCIL OF ASSOCIATION,

HAVING REGARD to the Agreement establishing an Association between the European Economic Community and Turkey;

HAVING REGARD to the Interim Agreement, and in particular Article 16 of Annex 5 thereto;

CONSIDERING that, in view of Articles 18 and 19 of the Interim Agreement, agricultural products and other products subject on importation into the Community to specific rules as a result of implementation of the common agricultural policy shall only be eligible for preferential treatment as provided for in Annex 5 where they satisfy the conditions listed in Articles 1 and 2 of that Agreement;

CONSIDERING that, except for those products which must be wholly obtained or produced in Turkey, products referred to in the preceding recital are eligible for preferential treatment if they originate in Turkey;

CONSIDERING that, in view of the desire to promote the sale of Turkish agricultural products, products obtained or produced by the working or processing of imported agricultural products should not be considered as products originating in Turkey; and that, in order not to inconvenience processing industries, it should be provided that the use in a minor degree of other imported products in the working and processing of home-grown products does not preclude the goods obtained from being considered as products originating in Turkey;

HAS DECIDED AS FOLLOWS:

Article 1

For purposes of application of Chapter 1 of Annex No 5 to the Interim Agreement, the following shall be considered as products originating in Turkey:

- (a) vegetable products harvested in Turkey;
- (b) live animals born and raised in Turkey;
- (c) products derived from live animals raised in Turkey;
- (d) products of hunting or fishing carried on in Turkey;
- (e) products of sea-fishing by Turkish ships;
- (f) products obtained in Turkey from the working or processing of products specified under (a) to (e), even if other products, irrespective of origin, are used in a minor degree in their manufacture.

Article 2

The Explanatory Notes form an integral part of this Decision.

Done at Brussels, 1 September 1971.

For the Council of Association

The President

Z MUEZZINOGLU

## EXPLANATORY NOTES

Note 1

The expression "in Turkey" shall cover territorial waters and also ships operating on the high seas, including "factory ships" on board which fishery catches are processed or prepared, provided that they satisfy all the conditions set out in Explanatory Note No 4.

Note 2

For the purpose of determining whether goods originate in Turkey, the question whether the fuel and power, equipment, machinery and tools used in manufacturing these goods originate in a third country shall be irrelevant.

Note 3

For the purpose of determining the origin of agricultural products, no account will be taken of any packaging thereof.

Note 4

The expression "Turkish ships" shall apply only in respect of ships:

- which are registered or recorded in Turkey;
- which fly the Turkish flag;

- which are owned at least as to half to Turkish nationals or by a company or firm whose head office is situated in Turkey and of which the manager or managers, the chairman of the board of directors or of the supervisory board and the majority of the members of these boards are Turkish nationals and of which, whether or not it is with limited liability, at least half the capital is owned by Turkey, by bodies governed by public law or by Turkish nationals;
- whose officers are all Turkish nationals;
- of which at least 75% of the crew is composed of Turkish nationals.

Note 5

Products shall be considered to have been used in a minor degree in the working or processing of products defined in (a) to (e) of Article 1 of the Decision if they do not exceed 10% of those products.

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DECISION OF THE ASSOCIATION COUNCIL No 1/73

on new concessions on imports of Turkish agricultural  
products into the Community

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THE ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an Association  
between the European Community and Turkey;

Having regard to the Additional Protocol signed on  
23 November 1970, and in particular Article 35 (3) thereof;

Having regard to the Supplementary Protocol signed on  
30 June 1973, and in particular Article 6 thereof;

Having regard to the Interim Agreement signed on  
30 June 1973, and in particular Article 10 thereof;

Whereas Article 35 (3) of the Additional Protocol provides that one year after the entry into force of that Protocol and every two years thereafter the Association Council shall review the results of the preferential treatment for agricultural products and that it may decide upon improvements which prove to be necessary for progressive attainment of the objectives of the Agreement of Association;

Whereas Article 6 of the Supplementary Protocol lays down that the successive reviews provided for in Article 35 (3) of the Additional Protocol shall be brought forward by one year;

Whereas the aim of the Interim Agreement is to permit the early implementation of certain provisions of the Supplementary Protocol on trade in goods and whereas Article 10 of that Agreement lays down that the successive reviews provided for in Article 35 (3) of the Additional Protocol shall be brought forward by one year;

Whereas the Parties to the Supplementary Protocol and the Interim Agreement have agreed, in the joint declarations concerning Article 6 of the supplementary Protocol and Article 10 of the interim Agreement respectively, that when the first review provided for in those Articles takes place, account will be taken of the aims and merits of the Association Agreement and of the characteristics of trade between Turkey and the new Member States,

HAS DECIDED AS FOLLOWS:

Article 1

The products listed in the Annex shall, on importation into the Community, be accorded the treatment laid down in the said Annex.

Article 2

This Decision shall enter into force on 1 January 1974.

Done at Brussels, 10 December 1973  
For the Association Council  
The President

The Secretaries

N. ERSBØLL

G.L. GIOLA      F. DİNÇMEN

No	CCP Heading No	Description	CCP Rate		New concession
1	06.01 B	Bulbs, tubers, tuberous roots, corms, crowns and rhizomes, in growth or in flower	15% or 10%		7.5% or 5% (50% reduction)
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder, but not further prepared				
2		Onions	18%		15%
3		A. Other: exB.- Dried garlic	16%		14%
4	08.02 D	Grapefruit	6%		3.6% (40% reduction)

ANNEX

No	CCP Heading No	Description	CCP Rates		New Concession
5	08.05 ex G	Nuts	4%		Move towards tariff alignment by New Member States with the Community preferential duty (2.5%) and not with the full CCP (4%), as part of a tariff quota of up to 3,000 metric tons
6	11.07 A II a)  B	Unroasted malt in the form of flour  Roasted malt	Levy: fixed element (9 UA/ metric ton) + variable element		50% reduction in fixed element (i.e. 4.5 UA/ metric ton)

No	Position TDC	Description	CCT Rate	New concession
7	12.03 ex C I	Vetch seed	6%	3% (50% reduction) excluding duty applicable to certified seed
8	19.03	Macaroni, spaghetti and similar products	12% + variable element	3% + variable element (75% reduction of fixed element)
9	20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid; Mixtures ("Turlu")	22%	11% (50% reduction)
10	21.07	Food preparations not elsewhere specified or included Cereals in grain or ear form, pre-cooked or otherwise prepared	13% + variable element, except 21.07 F a: 20% + variable element	6.5% and 10% respectively + variable element (50% reduction in fixed element)
E	E	Cheese fondues		

No	CCF Heading No	Description	CCF Rate	New concession
10 (continued)	ex H ex Ia) 2bb) ex Ia) 2cc)	<p>other:</p> <p>Crushed maize grains, boiled in water under pressure, with extracts of malt, of sugar and salt added, dried, intended for use as intermediate products for the production of cornflakes and similar preparations</p> <p>Products known as "groats of Bulgarian oats", comprising grains partially husked and roughly crushed, still containing a small quantity of whole grains, such products having also been subjected to heat treatment (prior to boiling)</p>		

No	CCP Heading No	Description	CCP Rate	New concession
10 (cont.)	F  ex Ia) 2aa) ex Ia) 2bb) ex Ib) 2aa) ex Ib) 2bb)  ex Ie) 1 ex Ie) 2 ex If)	Sweet potatoes for human consumption, prepared or preserved other than with sugar or syrup  Food preparations comprising natural honey enriched with royal bee jelly		



No	CCT Heading No	Description	CCT Rate		New concession
11	07.01	Vegetables, fresh or chilled E. chard (or white beet) and cereals F. Leguminous vegetables, shelled or unshelled: ex. III other : (1) - Broad beans - from 1 July to 30 April N. Olives : I. For uses other than the production of oil O. Onions ex F. other : - Parsley			60% tariff reduction

( ) On the understanding that it concerns a product called Purfbonnan (vicia faba megale sperma).

No	CCT Heading No	Description	CCT Rate	New concession
11 (continued)	07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption: A. Olives: I. for uses other than the production of oil B. Capers C. Figs, fresh or dried: A. fresh Nuts other than those falling within heading 08.01, fresh or dried, shelled or not: D. Pistachion E. Pecans ex F. Others -- Physic nuts		60% tariff reduction
	08.03			
	08.05			

No	CCP Heading No	Description	CCP Rate	New concession
11 (continued)	08.06	<p>Apples, pears and quinces, fresh:                      C. Quinces</p> <p>Fruit, dried (other than that falling within heading Nos 08.01 to 08.05 inclusive):                      A. Apricots                      B. Peaches, including nectarines and tree-stone peaches                      D. Apples and pears                      E. Papaws                      F. Fruit salads:                      I. not containing prunes                      G. Other</p> <p>Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard</p> <p>ex B. Other:                      - prepared or preserved by vinegar or acetic acid, with or without salt, spices or mustard, but without sugar, not including <i>giardinis</i></p>		60% tariff reduction
	08.12			
	20.01			

No	CCT Heading No	Description	CCM Rate	New concession
<p>11 (continued)</p>	<p>20.02</p>	<p>Vegetables, prepared or preserved otherwise than by vinegar or acetic acid:                      F. Capers and olives                      ex H. other, excluding carrots and mixtures                      Jams, fruit jellies, marmelades, fruit purée and fruit pastes being cooked preparations whether or not containing added sugar:                      C. Other:                          ex III. not specified:                              - Fig purée</p>		<p>60% tariff reduction</p>
	<p>20.05</p>			
	<p>20.06</p>	<p>Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit:                      A. Nuts (including ground-nuts), roasted</p>		



**DECISION OF THE ASSOCIATION COUNCIL No 2/73**  
**amending Decision No 5/72 of 29 December 1972**  
**on methods of administrative cooperation for implementation of Articles 2 and 3 of**  
**the Additional Protocol to the Ankara Agreement**

THE ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an Association between the European Economic Community and Turkey;

Having regard to the Additional Protocol, and in particular Article 4 thereof;

Whereas a Supplementary Protocol was signed on 30 June 1973, and an Interim Agreement, the aim of which is to permit the early implementation of certain provisions of the Supplementary Protocol on trade, was signed on the same date;

Whereas Decision No 5/72 of 29 December 1972 laid down methods of administrative cooperation for implementation of Articles 2 and 3 of the Additional Protocol;

Whereas pursuant to Article 1 of the Supplementary Protocol and Article 1 of the Interim Agreement these provisions also apply to trade between the new Member States and Turkey;

Whereas pursuant to Article 11 of the Supplementary Protocol and Article 4 of the Interim Agreement Turkey shall, until 1 July 1977, apply to the new Member States customs duties and charges having equivalent effect which are different from those applicable under the provisions of the Additional Protocol to the Community as originally constituted; whereas, accordingly, the methods of administrative cooperation should be adapted to ensure that the abovementioned provisions are correctly applied;

HAS DECIDED AS FOLLOWS:

*Article 1*

Decision No 5/72 of 29 December 1972 is amended as follows:

(a) The following new Articles 14 and 15 shall be added:

*'Article 14*

Until 1 July 1977, the customs authorities of the exporting State shall ensure that A.TR.1 and

A.TR.3 movement certificates issued by them indicate that the goods covered by the said certificates have acquired the status of products fulfilling the conditions of Articles 2 or 3 of the Additional Protocol either in the Community as originally constituted or in a new Member State.'

*'Article 15*

Goods fulfilling the conditions of Article 2 of the Additional Protocol which have been exported from a new Member State or from Turkey after the Supplementary Protocol has been signed and which on the date of entry into force of the Interim Agreement are either in transit, or are held in Turkey or a Member State in a customs warehouse, in temporary storage or in a free zone, may benefit from the provisions of the Interim Agreement subject to production, within four months of that date, to the customs authorities of the importing State of an A.TR.1 certificate endorsed retrospectively by the competent authorities of the exporting State, together with documentary evidence of through transit.'

(b) The following words shall be added to the titles of the specimen A.TR.1 and A.TR.3 movement certificates annexed to Decision No 5/72:

'MOVEMENT CERTIFICATE' and 'VARE-CERTIFIKAT'.

The words 'MALLARIN TEDAVÜL BELGESİ' shall be replaced by:

'MALLARIN DOLAŞIM BELGESİ and the words 'CERTIFICATO PER LA CIRCOLAZIONE DELLE MERCI' shall be replaced by:

'CERTIFICATO DI CIRCOLAZIONE DELLE MERCI'.

*Article 2*

A.TR.1 and A.TR.3 movement certificates complying with the former specimens may continue to be used until existing stocks are exhausted.

*Article 3*

A.TR.1 and A.TR.3 movement certificates in Danish and English, as shown in the Annex to this Decision, may be used under the same conditions as the original texts.

*Article 4*

The provisions of this Decision shall apply as from the date of entry into force of the Interim Agreement signed on 30 June 1973.

Done at Brussels, 17 December 1973.

*For the Association Council*

*The President*

N. ERSBØLL

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**REQUEST FOR VERIFICATION**

The undersigned customs officer requests verification of the authenticity and accuracy of this certificate.

.....  
 (Place and date of signature)

Official stamp

.....  
 (Signature of customs officer)

**RESULT OF VERIFICATION**

Verification carried out by the undersigned customs officer shows that this movement certificate:

1. was issued by the customs office indicated and that the information contained therein is accurate <sup>(1)</sup>;
2. does not meet the requirements as to authenticity and accuracy (see notes appended) <sup>(1)</sup>.

.....  
 (Place and date of signature)

Official stamp

.....  
 (Signature of customs officer)

<sup>(1)</sup> Delete as necessary.

**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE A. TR. 1 MAY BE ENDORSED**

1. A movement certificate A. TR. 1 may be endorsed only for goods which, in the exporting State, fall within one of the following categories:

- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges;
- (b) goods in free circulation in the exporting State, (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges);
- (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable customs duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

Note: The statement "Compensatory Levy—Turkey" must appear on all movement certificates A. TR. 1 for goods obtained or produced in the Community from products coming from a third country on which the applicable customs duties and charges having equivalent effect have not been levied in either the Community or Turkey.

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above.

Note: In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement "Compensatory Levy—Turkey", the movement certificate or certificates A. TR. 1 issued in lieu of the latter must also bear the statement "Compensatory Levy—Turkey".

2. Agricultural products must also comply with the additional origin conditions laid down for them.
3. Movement certificates A. TR. 1 may not be endorsed for goods originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE MOVEMENT CERTIFICATE A. TR. 1**

The movement certificate A. TR. 1 may be used only if the goods to which it relates are transported direct from the exporting State to the importing State.

The following shall be considered as transported direct from the exporting State to the importing State:

- (a) goods transported without passing through territories other than those of the Community or Turkey;
- (b) goods transported through territories other than those of the Community or Turkey or with transhipment in such territories

provided that carriage through such territories or transhipment is covered by a single transport document made out in the Community or Turkey.

Note: Before requesting endorsement of movement certificate A. TR. 1 by the customs authorities of the exporting State, the exporter must satisfy himself that the goods will in fact be transported direct to the importing State. Goods not transported direct are eligible for preferential treatment only if a movement certificate A. TR. 3 is produced.

**III. RULES FOR COMPLETING THE MOVEMENT CERTIFICATE A. TR. 1**

1. The movement certificate A. TR. 1 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. Where the certificate is completed in Turkish, it may also be completed in one of the official languages of the Community.
2. The movement certificate A. TR. 1 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and endorsed by the customs authorities.

3. Each item listed in the movement certificate A. TR. 1 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.
4. Goods must be described in accordance with commercial usage and in sufficient detail to enable them to be identified.
5. The exporter or the carrier may complete the part of the certificate reserved for the declaration by the exporter by a reference to the transport document. It is also recommended that the exporter or the carrier show on the transport document covering the despatch of the goods the serial number of the movement certificate A. TR. 1.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE A. TR. 1**

When properly used, the movement certificate A. TR. 1 enables the goods described therein to benefit in the importing State from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect. However, when the movement certificate bears the statement "Compensatory Levy—Turkey", goods described therein shall not be eligible for this preferential

treatment in the Member States of the E.E.C.

The customs authorities of the importing State may, if they consider it to be necessary, require any other documentary evidence and in particular transport documents under cover of which the goods were dispatched.

**V. TIME LIMIT FOR SUBMISSION OF THE MOVEMENT CERTIFICATE A. TR. 1**

The movement certificate A. TR. 1 must be produced at the customs office of the importing Member State where the goods are presented,

within a period of three months from the date of endorsement.

**A.TR.3**

**E.E.C.-TURKEY ASSOCIATION**

**MOVEMENT CERTIFICATE**

**VARECERTIFIKAT**

**WARENVERKEHRSBESCHEINIGUNG**

**CERTIFICAT DE CIRCULATION DES MARCHANDISES**

**CERTIFICATO DI CIRCOLAZIONE DELLE MERCI**

**CERTIFICAT INZAKE GOEDERENVERKEER**

**MALLARIN DOLAŞIM BELGESİ**





**REQUEST FOR VERIFICATION**

The undersigned customs officer requests verification of the authenticity and accuracy of this certificate.

.....  
 (Place and date of signature)

Official stamp

.....  
 (Signature of customs officer)

**RESULT OF VERIFICATION**

Verification carried out by the undersigned customs officer shows that this movement certificate:

1. was issued by the customs office indicated and that the information contained therein is accurate (!);
2. does not meet the requirements as to authenticity and accuracy (see notes appended) (!).

.....  
 (Place and date of signature)

Official stamp

.....  
 (Signature of customs officer)

(!) Delete as necessary.

**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE A. TR. 3 MAY BE ISSUED**

1. A movement certificate A. TR. 3 may be issued only for goods which in the exporting State, fall within one of the following categories:

- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges;
- (b) goods in free circulation in the exporting State, (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges);
- (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable customs duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

Note: The statement "Compensatory Levy—Turkey" must appear on all movement certificates A. TR. 3 for goods obtained or produced in the Community from products coming

from a third country and on which the applicable customs duties and charges having equivalent effect have not been levied in either the Community or Turkey.

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above.

Note: In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement "Compensatory Levy—Turkey", the movement certificate or certificates A. TR. 3 issued in lieu of the latter must also bear the statement "Compensatory Levy—Turkey".

2. Agricultural products must also comply with the additional origin conditions laid down for them.
3. Movement certificates A. TR. 3 may not be issued for goods:

- (a) which, in accordance with the provisions applicable to them, must be transported direct from the exporting State to the importing State;
- (b) which were originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE MOVEMENT CERTIFICATE A. TR. 3**

A movement certificate A. TR. 3 may be used in all cases where a movement certificate A. TR. 1 cannot be used owing to the fact that the goods are not transported direct from the exporting State to the importing State:

The following shall be considered as transported direct from the exporting State to the importing State:

- (a) goods transported without passing through territories other than those of the Community or Turkey;

- (b) goods transported through territories other than those of the Community or Turkey or with transhipment in such territories provided that carriage through such territories or transhipment is covered by a single transport document made out in the Community or Turkey.

In particular, the movement certificate A. TR. 3 may be used for goods exported from a State party to the Agreement to a country not party to the Agreement, from which they are liable to be re-exported subsequently to a State party to the Agreement.

**III. RULES FOR COMPLETING THE MOVEMENT CERTIFICATE A. TR. 3**

1. The movement certificate A. TR. 3 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. Where the certificate is completed in Turkish, it may also be completed in one of the official languages of the Community.

2. The movement certificate A. TR. 3 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialed by the person who completed the certificate and endorsed by the customs authorities.

3. The "declaration by the exporter" on the second page of the movement certificate A. TR. 3 must be completed in full. In

particular, the place of loading, the date of dispatch and the country of destination at the time of export must be stated.

4. Each item listed in the movement certificate A. TR. 3 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.

5. Goods must be described in accordance with commercial usage and great detail so as to ensure that they can be identified easily. The description of the goods must include the number of the tariff heading applicable to each item.

The exporter must include with the movement certificate A. TR. 3 all documents such as plans, drawings, photographs or commercial prospectuses, etc., which may help identification. If they consider it necessary, the customs authorities of the exporting country shall annex these documents to the movement certificate A. TR. 3.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE A. TR. 3**

A movement certificate A. TR. 3 enables the goods described therein to benefit from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect, where there is no doubt that the goods actually imported are those described in that movement certificate A. TR. 3. However when the movement certificate A. TR. 3 bears the statement "Compensatory Levy—Turkey", goods described therein shall not

be eligible for this preferential treatment in the Member States of the E.E.C. The customs authorities of the importing State may require submission of any supporting evidence if they consider there is doubt as to the identity of the goods and may exclude the goods from the progressive elimination of customs duties, quantitative restrictions and all measures having equivalent effect if satisfactory evidence cannot be produced.

**V. TIME LIMIT FOR SUBMISSION OF THE MOVEMENT CERTIFICATE A. TR. 3**

The movement certificate A. TR. 3 must be submitted to the customs authorities of the importing State within a period of six months

from the date of issue. It shall be valid only for the quantities of goods presented in that State during those six months.



## ANMODNING OM UNDERSØGELSE

Undertegnede toldmyndighed anmoder om undersøgelse af dette certifikat med hensyn til ægtheden og rigtigheden

....., den .....  
(sted) (dato)

Toldkamrets  
stempel

.....  
(Tjenestemandens underskrift)

## RESULTATET AF UNDERSØGELSEN

Toldmyndighedens undersøgelse har vist, at

1. dette certifikat er udstedt af det angivne toldkammer, og at angivelserne i det er rigtige<sup>(1)</sup>;
2. dette certifikat ikke opfylder de stillede krav med hensyn til ægthed og rigtighed (se vedføjede bemærkninger)<sup>(1)</sup>.

....., den .....  
(sted) (dato)

Toldkamrets  
stempel

.....  
(Tjenestemandens underskrift)

<sup>(1)</sup> Det ikke gældende udstreges.

## I. VARER, FOR HVILKE VARECERTIFIKAT A. TR. 1 KAN UDSTEDES

1. Varecertifikat A. TR. 1 kan kun udstedes for varer, der i udførselsstaten er omfattet af en af følgende kategorier:

- a) Varer, der er fremstillet i udførselsstaten herunder sådanne varer, der er fremstillet fuldt ud eller delvis af varer, for hvilke den told og de afgifter med tilsvarende virkning er blevet opkrævet, og som ikke har nydt godt af hel eller delvis godtgørelse af sådan told og sådanne afgifter.
- b) Varer, der er i fri omsætning i udførselsstaten (d. v. s. varer, som hidrører fra tredjeland, for hvilke indførselsformaliteterne er opfyldt, og for hvilke told og afgifter med tilsvarende virkning er blevet opkrævet, og som ikke har nydt godt af hel eller delvis godtgørelse af sådan told og sådanne afgifter).
- c) Varer, fremstillet i udførselsstaten, og til hvis fremstilling er medgået varer, for hvilke den told og de afgifter med tilsvarende virkning, som finder anvendelse på disse, ikke er opkrævet, eller som har nydt godt af en hel eller delvis godtgørelse af nævnte told eller afgifter, på betingelse af, at den for varerne fastsatte udligningsafgift er opkrævet.

Ann.: Ethvert varecertifikat A. TR. 1 vedrørende varer, fremstillet i Fællesskabet ved anvendelse af varer, som hidrører fra tredjeland, og som hverken i Fællesskabet eller i Tyrkiet er belagt med den told og de afgifter med tilsvarende virkning, som finder anvendelse på disse, skal være påtegnet: »Udligningsafgift-Tyrkiet«.

- d) Varer, der oprindeligt er indført fra en stat, der deltager i aftalen, og som ved udførsel kan henføres til en af de under a), b) eller c) nævnte kategorier.

Ann.: For så vidt angår varer, der oprindeligt er indført i udførselsstaten, og for hvilke der er udfærdiget et varecertifikat med påtegningen »Udligningsafgift-Tyrkiet«, skal det varecertifikat eller de varecertifikater A. TR. 1, som udstedes i stedet for dette, være påført den samme påtegning.

2. Landbrugsprodukter skal endvidere opfylde de supplerende betingelser, der er fastsat for sådanne produkter.
3. Varecertifikat A. TR. 1 kan ikke udstedes for varer, der oprindeligt er indført fra tredjeland under en præferencordning som følge af deres oprindelsesland eller afsendelsessted.

## II. ANVENDELSESOMRÅDE FOR VARECERTIFIKAT A. TR. 1

Varecertifikat A. TR. 1 kan kun anvendes, såfremt varerne, for hvilke certifikatet er udstedt, forsendes direkte fra udførselsstaten til indførselsstaten.

Som direkte forsendelse fra udførselsstaten til indførselsstaten anses:

- a) varer, hvis transport foregår uden passage af andre områder end Fællesskabets eller Tyrkiets.
- b) varer, hvis transport foregår med passage af andre områder end Fællesskabets eller Tyrkiets eller som omlades i sådanne om-

råder, såfremt transporten gennem disse områder foregår på et gennemgående transportdokument udfærdiget i Fællesskabet eller Tyrkiet.

Ann.: Eksportøren skal — før der fremsættes anmodning over for udførselsstatens toldmyndigheder — sikre sig, at varerne faktisk skal forsendes direkte til indførselsstaten. I tilfælde af, at transporten ikke gennemføres på disse betingelser, kan varerne kun nyde godt af en præferentiel behandling i sidstnævnte stat mod forevisning af et varecertifikat A. TR. 3.

## III. REGLER, SOM SKAL IAGTTAGES VED UDSTEDDELSEN AF VARECERTIFIKAT A. TR. 1

1. Varecertifikat A. TR. 1 skal udfærdiges på et af de sprog, på hvilke associeringsaftalen er affattet og i overensstemmelse med udførselsstatens interne retsregler. Udfærdiges certifikater på tyrkisk skal det ligeledes udfærdiges på et af Fællesskabets officielle sprog.

2. Varecertifikat A. TR. 1 udfærdiges med maskin- eller håndskrift; i sidstnævnte tilfælde skal det udfyldes med blæk og med blok-bogstaver. Der må hverken forekomme raderinger eller overskrivninger. Ændringer skal foretages ved overstregning af de fejlagtige oplysninger, og i givet fald ved tilføjelse af de ønskede oplysninger. Enhver således foretaget ændring skal bekræftes af den, der har udstedt certifikatet, og påtegnes af toldmyndighederne.

3. Foran hver i varecertifikat A. TR. 1 angivet vare skal anføres et løbenummer. Umiddelbart under den sidste post trækkes en vandret afslutningsstreg. Ikke udfyldte felter skal ved overstregning gøres uanvendelige for tilføjelser.

4. Varerne anføres med deres sædvanlige handelsbetegnelse og så udførligt, at de kan identificeres.

5. Eksportøren eller fragtføreren kan på den del af certifikatet, der er bestemt til eksportørens erklæring, tilføje en henvisning til transportdokumentet. Det anbefales også eksportøren eller fragtføreren at forsyne de transportdokumenter, der er udfærdiget for varerne, med påtegning om varecertifikat A. TR. 1's løbenummer.

## IV. BETYDNINGEN AF VARECERTIFIKAT A. TR. 1

Når varecertifikat A. TR. 1 anvendes forskriftsmæssigt, kan de i certifikatet beskrevne varer i indførselsstaten nyde godt af gradvis afvikling af toldsatserne og fjernelse af de kvantitative restriktioner og andre forholdsregler med tilsvarende virkning. Såfremt varecertifikatet er påført »Udligningsafgift-Tyrkiet« kan de i certifikatet beskrevne

varer dog ikke nyde godt af en præferentiel behandling i EF's medlemsstater.

Toldmyndighederne i indførselsstaten kan, når de anser det for nødvendigt, kræve fremlagt yderligere dokumentation, især de transportdokumenter, der er udfærdiget for varernes forsendelse.

## V. FRISTEN FOR FORELÆGGELSE AF VARECERTIFIKAT A. TR. 1

Varecertifikat A. TR. 1 skal inden for en frist af tre måneder regnet fra datoen for dets udstedelse forelægges for det toldkammer i ind-

førselsstaten, hvor varerne frembydes.

**A.TR.3**

**ASSOCIERING E.Ø.F. TIRKIET**

**VARECERTIFIKAT**

**WARENVERKEHRSBEWEISUNG**

**MOVEMENT CERTIFICATE**

**CERTIFICAT DE CIRCULATION DES MARCHANDISES**

**CERTIFICATO DI CIRCOLAZIONE DELLE MERCI**

**CERTIFKAAT INZAKE GOEDERENVERKEER**

**MAVLARIN DOLAŞIM BELGESİ**





FORBEHOLDT TOLDMYNDIGHEDERNE I UDFØRSELSSTATEN

**A** 000000

## TOLDMYNDIGHEDENS UNDERSØGELSE OG FREMGANGSMÅDEN VED IDENTIFIKATIONEN (1)

## Rigtig og bekræftet erklæring

Udførselsdokument: Formular ..... Nr. .... af .....

Toldkammer .....  
(dato)den .....  
(dato)Toldkamrets  
stempel.....  
(Tjenstemandens underskrift)

(1) Heri anføres udførselstoldstedet resultatet af undersøgelsen med alle enkeltheder, der kan lette identifikationen af varerne, herunder særlige identifikationsforanstaltninger, der er truffet, såsom forsegling (plombering), stempeling o. s. v.

Hvis de under bagsidens note III, stk. 5, 3. punktum, omtalte identifikationshjælpemidler (fotografier, tegninger, stofprøver m. m.) er fastgjort på bagsiden af dette certifikat, skal toldstedet stemple disse på en sådan måde, at en del af stempelastrykket findes på selve A. TR. 3 dokumentet.

Ikke udfyldte felter i denne rubrik skal ved overstregning gøres uanvendelige for tilføjelser.

## ANMODNING OM UNDERSØGELSE

Untertegnede toldmyndighed anmoder om undersøgelse af dette certifikat med hensyn til ægtheden og rigtigheden

....., den .....,  
(sted) (dato)

Toldkamrets  
stempel

.....  
(Tjenestemandens underskrift)

## RESULTATET AF UNDERSØGELSEN

Toldmyndighedens undersøgelse har vist, at

1. dette certifikat er udstedt af det angivne toldkammer, og at angivelserne i det er rigtige (<sup>1</sup>);
2. dette certifikat ikke opfylder de stillede krav med hensyn til ægthed og rigtighed (se vedføjede bemærkninger) (<sup>1</sup>).

....., den .....,  
(sted) (dato)

Toldkamrets  
stempel

.....  
(Tjenestemandens underskrift)

(<sup>1</sup>) Det ikke gældende udstreges.

## I. VARER, FOR HVILKE VARECERTIFIKAT A. TR. 3 KAN UDSTEDES

1. Varecertifikat A. TR. 3 kan kun udstedes for varer, der i udførselsstaten er omfattet af en af følgende kategorier:

- a) Varer, der er fremstillet i udførselsstaten, herunder sådanne varer, der er fremstillet fuldt ud eller delvis af varer, for hvilke den told og de afgifter med tilsvarende virkning, der finder anvendelse på disse, er opkrævet, og som ikke har nydt godt af hel eller delvis godtgørelse af sådan told og sådanne afgifter.
- b) Varer, der er i fri omsætning i udførselsstaten (d. v. s. varer, som hidrører fra tredjeland, for hvilke indførselsformaliteterne er opfyldt, og for hvilke told og afgifter med tilsvarende virkning er blevet opkrævet, og som ikke har nydt godt af hel eller delvis godtgørelse af sådan told og sådanne afgifter).
- c) Varer, fremstillet i udførselsstaten, og til hvis fremstilling er medgået varer, for hvilke den told og de afgifter med tilsvarende virkning, som finder anvendelse på disse, ikke er opkrævet, eller som har nydt godt af en hel eller delvis godtgørelse af nævnte told eller afgifter, på betingelse af, at den for varerne fastsatte udligningsafgift er opkrævet.

Anm.: Ethvert varecertifikat A. TR. 3 vedrørende varer, fremstillet i Fællesskabet ved anvendelse af varer, som hidrører fra

tredjeland, og som hverken i Fællesskabet eller i Tyrkiet er belagt med den told og de afgifter med tilsvarende virkning, som finder anvendelse på disse, skal være påtegnet: »Udligningsafgift-Tyrkiet«.

- d) Varer, der oprindeligt er indført fra en stat, der deltager i aftalen, og som ved udførsel kan henføres til en af de under a), b) eller c) nævnte kategorier.

Anm.: For så vidt angår varer, der oprindeligt er indført i udførselsstaten, og for hvilke der er udfærdiget et varecertifikat med påtegningen »Udligningsafgift-Tyrkiet«, skal det varecertifikat eller de varecertifikater A. TR. 3 som udstedes i stedet for dette, være påført den samme påtegning.

2. Landbrugsprodukter skal endvidere opfylde de supplerende betingelser, der er fastsat for sådanne produkter.

3. Varecertifikat A. TR. 3 kan ikke udstedes for varer:

- a) som i henhold til regler, der er fastsatte i denne henseende skal være forsendt direkte fra udførselsstaten til indførselsstaten.
- b) som oprindeligt er importeret fra tredjeland under en toldpræferencordning som følge af deres oprindelse eller afsætningssted.

## II. ANVENDELSESOMRÅDE FOR VARECERTIFIKAT A. TR. 3

Varecertifikat A. TR. 3 kan anvendes i alle de tilfælde hvor varecertifikat A. TR. 1 ikke kan anvendes fordi varerne ikke forsendes direkte fra udførselsstaten til indførselsstaten.

Som direkte forsendelse fra udførselsstaten til indførselsstaten anses:

- a) varer, hvis transport foregår uden passage af andre områder end Fællesskabets eller Tyrkiets.
- b) varer, hvis transport foregår med passage af andre områder

end Fællesskabets eller Tyrkiets eller som omlades i sådanne områder, såfremt transporten gennem disse områder foregår på et gennemgående transportdokument udfærdiget i Fællesskabet eller Tyrkiet.

Varecertifikat A. TR. 3 vil især kunne benyttes for varer, der er udført fra en stat, der er aftalepartner, til et land, der ikke er aftalepartner, og hvorfra de efterfølgende skal genudføres til en stat, der er aftalepartner.

## III. REGLER, SOM SKAL IAGTTAGES VED UDSTEDELSEN AF VARECERTIFIKAT A. TR. 3

1. Varecertifikat A. TR. 3 skal udfærdiges på et af de sprog, på hvilke associeringsaftalen er affattet og i overensstemmelse med udførselsstatens interne retsregler. Udfærdiges certifikatet på tyrkisk, skal det ligeledes udfærdiges på et af Fællesskabets officielle sprog.
2. Varecertifikat A. TR. 3 udfærdiges med maskin- eller håndskrift; i sidstnævnte tilfælde skal det udfyldes med blæk og med blokbogstaver. Der må hverken forekomme raderinger eller overskrivninger. Ændringer skal foretages ved overstregning af de fejlagtige oplysninger, og i givet fald ved tilføjelse af de ønskede oplysninger. Enhver således foretaget ændring skal bekræftes af den, der har udstedt certifikatet, og påtegnes af toldmyndighederne.
3. Varecertifikat A. TR. 3's side 2, der er benævnt »Eksportørens erklæring« skal være udtømmende udfyldt. Oplysning om indlad-

ningsted, forsendelsesdato og varernes hestemmelsesland på udførselstidspunktet er obligatoriske oplysninger.

4. Foran hver i varecertifikat A. TR. 3 angivet vare skal anføres et løbenummer. Umiddelbart under den sidste post trækkes en vandret afslutningsstreg. Ikke udfyldte felter skal ved overstregning gøres uanvendelige for tilføjelser.

5. Varerne skal beskrives med deres sædvanlige handelsbetegnelse og med sådanne detaljer, at de let kan identificeres. Beskrivelsen skal fuldstændiggøres ved anførsel af toldposition for hver vare. Eksportøren skal vedlægge varecertifikat A. TR. 3 alle dokumenter, såsom tegninger, fotografier, kataloger m. v., som kan lette identifikationen af varerne. Hvis toldmyndighederne på udførselsstedet skønner det påkrævet, vedhæfter de disse dokumenter til varecertifikat A. TR. 3.

## IV. BETYDNINGEN AF VARECERTIFIKAT A. TR. 3

Varecertifikat A. TR. 3 gør det muligt, at de varer, der er beskrevet deri, nyder godt af den gradvise afvikling af told og kvantitative restriktioner, herunder foranstaltninger med tilsvarende virkning, såfremt der ikke hersker tvivl om identiteten mellem de faktisk indførte varer og de varer, der er beskrevet i det pågældende varecertifikat A. TR. 3. Indeholder varecertifikater A. TR. 3 påtegningen »Udligningsafgift-Tyrkiet« kan de i certifikatet beskrevne varer ikke nyde

godt af en præferentiel behandling i Fællesskabets medlemsstater. Toldmyndighederne i indførselsstaten er berettiget til at kræve fremlagt enhver yderligere dokumentation, hvis de finder, at identiteten af varer ikke er behørigt godtgjort, og de er ligeledes berettiget til at nægte adgang til den gradvise afvikling af told og kvantitative restriktioner, herunder foranstaltninger med tilsvarende virkning, hvis der ikke fremlægges tilfredsstillende dokumentation.

## V. FRISTEN FOR FORELÆGGELSE AF VARECERTIFIKAT A. TR. 3

Varecertifikat A. TR. 3 skal inden for en frist af seks måneder regnet fra datoen for dets udstedelse forelægges for toldmyndighederne

i indførselsstaten. Det er kun gyldigt for den mængde varer, der frembydes i denne stat inden for samme frist.

## ANNEX

**DECISION No 1/75 OF THE ASSOCIATION COUNCIL**  
**amending Decision No 4/72 on the definition of the concept of 'originating products' from Turkey for implementation of Chapter I of Annex 6 to the Additional Protocol of the Ankara Agreement**

THE ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an association between the European Economic Community and Turkey;

Having regard to the Additional Protocol annexed to that Agreement, and in particular Article 16 of Annex 6 thereof;

Whereas Decision No 4/72 defined the concept of products originating in Turkey for the purpose of implementing Chapter I of Annex 6 to the Additional Protocol of the Ankara Agreement;

Whereas, according to Article 1 (f) of that Decision, goods obtained in Turkey by working or processing the products specified in subparagraphs (a) to (e), even if other products are incorporated on an accessory basis in their manufacture, whatever the origin of those products, are considered as 'originating products' from Turkey; whereas according to Explanatory Note No 5 to that Decision, 'products in a quantity not exceeding 10 % of that of the products referred to in subparagraphs (a) to (e) of that Article shall be considered as being incorporated on an accessory basis in their manufacture';

Whereas this rule has proved to be unnecessarily rigid because it prevents certain Turkish goods from acquiring the necessary origin entitling them to preferential importation into the Community, even if the products which have been used in the manufacture of

the goods and which, in quantity, exceed 10 % of the products referred to under (a) to (e), have been obtained in the Community or in Turkey and satisfy the conditions set out in Articles 2 and 3 of the Additional Protocol;

Whereas, accordingly, greater flexibility of the rules of origin on this point would only be of advantage to both partners to the Agreement,

HAS DECIDED AS FOLLOWS:

*Sole Article*

The following text shall be substituted for Article 1 (f) of Decision No 4/72:

'(f) goods obtained in Turkey by working or processing the products referred to under (a) to (e), even if other products are used in their manufacture, on condition that products obtained outside Turkey or the Community are only used on an accessory basis in the manufacture.'

Done at Brussels, 26 May 1975.

*For the Association Council*

*The President*

T. SARAÇOĞLU

DECISION OF THE ASSOCIATION COUNCIL N° 2/75

on the imbalance of the  
EEC-Turkey trade balance

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THE ASSOCIATION COUNCIL,

having regard to the Association Agreement, and in particular Article 24 thereof ;

having regard to Decision of the Association Council N° 3/64 setting up the Association Committee, and in particular Article 1 thereof ;

whereas the Turkish Government has drawn attention to the worsening of the trade balance between the Community and Turkey and has asked that the Association Council be given a report on this problem ;

whereas the Preamble to the Association Agreement mentions, among other things, the need for harmonious expansion of trade between Turkey and the Community,

HAS DECIDED AS FOLLOWS :

Article 1

The Association Committee is instructed to draw up a report, to be submitted to the Association Council, on the problems arising for Turkey as a result of the worsening trade balance between the Community and Turkey and to suggest possible ways of overcoming the difficulties within the framework of the Association.

Article 2

In order to carry out this task the Association Committee may set up working parties which may, if necessary, travel to Turkey to collect the necessary information.

Done at Brussels, 16 September 1975

For the Association Council  
The President

I. S. ÇAGLAYANGIL

The Secretaries

F. DİNÇMEN      G.L. GIOLA

II. Decisions and other Community Acts of  
interest to Turkey

## Table i

## I

Subject	Pages in the Collected Acts
Regulation No 973/67/EEC of the Council of 8 December 1967 on the application within the Community of certain provisions of the Decision of the Association Council between the European Economic Community and Turkey relating to the application of Article 6 of Protocol No 1 to the Ankara Agreement .....	1 - 2

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II

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## REGULATION No 973/67/EEC OF THE COUNCIL

of 8 December 1967

on the application within the Community of certain provisions of the Decision of the Association Council between the European Economic Community and Turkey relating to the application of Article 6 of Protocol No 1 to the Ankara Agreement

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

*Article 2*

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Agreement establishing an Association between the European Economic Community and Turkey;

Having regard to the Agreement on measures to be taken and procedures to be followed for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey, and in particular Article 2 (1) thereof;

Having consulted the Commission;

Whereas by its Decision No 1/67, the EEC/Turkey Association Council, in application of Article 6 of Protocol No 1 to the Ankara Agreement, adopted measures to promote the marketing of certain Turkish products on the Community market; whereas the measures which result for the Community from this Decision should therefore be adopted;

HAS ADOPTED THIS REGULATION:

*Article 1*

Fresh table grapes, falling within tariff sub-heading No 08.04 A, originating in and coming from Turkey shall be subject, when imported into the Community during the period 18 June to 17 July each year, to a customs duty equal to half the duty in the Common Customs Tariff in force at the time of importation.

1. Until the general system provided for in paragraph 6 of this Article is applied, the duties applicable to the following products, originating in and coming from Turkey, shall be those in the Common Customs Tariff in force at the time of importation.

ex 08.02 A: Fresh oranges

ex 08.02 B: Fresh mandarins and clementines

ex 08.02 C: Fresh lemons.

2. While reference prices are applied, the provisions of paragraph 1 shall apply, provided that for citrus fruit imported from Turkey prices on the Community internal market, after customs clearance and taking into account the adjustment factors applicable to the various categories of citrus fruit, are at least as high as the reference prices for the period in question plus the incidence of the Common Customs Tariff on such reference prices, a standard amount of 1.20 units of account per 100 kg and transport costs and other costs of importation provided for in the calculation of the entry prices referred to in Regulation No 23<sup>1</sup> on the progressive establishment of a common organisation of the market in fruit and vegetables, as amended by Regulation No 65/65/EEC<sup>2</sup>.

3. The provisions of Article 11 of Regulation No 23, as amended by Regulation No 65/65/EEC, shall remain applicable.

4. When exports from Turkey to the Community exceed 10 000 metric tons of fresh oranges, mandarins and clementines per year and 10 000 metric tons of fresh lemons per year and where such

<sup>1</sup> OJ No 30, 20.4.1962, p. 965/62.

<sup>2</sup> OJ No 86, 20.5.1965, p. 1458/65.

exports could create material difficulties for similar exports from Member States or for long-standing suppliers to the Member States, the Commission, acting on its own initiative or at the request of a Member State, shall submit to the Council proposals for measures to be taken. The Council shall decide by a qualified majority after consultation with Turkey.

5. The provisions of this Article shall be implemented after the Council, acting on a proposal from the Commission, has adopted the necessary rules of application in accordance with the voting procedure laid down in Article 43 of the Treaty.

6. The provisions of this Article shall remain applicable until the entry into force within the Community of general rules for the same products

applicable to the principal producers in the Mediterranean countries, replacing the rules laid down by this Article.

*Article 3*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

This Regulation shall remain in force until the entry into force of the additional protocol provided for in Article 1 of Protocol No 1 to the Ankara Agreement or until the date specified in Article 1 (3) of that Protocol.

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

Done at Brussels, 8 December 1967.

*For the Council*

*The President*

G. STOLTENBERG

## REGULATION (EEC) No 1755/68 OF THE COUNCIL

of 5 November 1968

amending Regulation No 973/67/EEC with regard to the description for tariff purposes of citrus fruit originating in and exported from Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Agreement establishing an Association between the European Economic Community and Turkey;

Having regard to the Agreement on measures to be taken and procedures to be followed for the implementation of the Agreement establishing an Association between the European Economic Community and Turkey, and in particular Article 2 (1) thereof;

Having consulted the Commission:

Whereas Council Regulation (EEC) No 950/68<sup>1</sup> of 28 June 1968 on the Common Customs Tariff, which came into force on 1 July 1968, Altered the wording of sub-heading 08.02 B; whereas it is therefore necessary to change the description of the products concerned as shown in Article 2 (1) of Council Regulation No 973/67/EEC<sup>2</sup> of 8 December 1967 on the

application within the Community of certain provisions of the Decision of the Association Council between the European Economic Community and Turkey relating to the application of Article 6 of Protocol No 1 to the Ankara Agreement;

HAS ADOPTED THIS REGULATION:

*Article 1*

The following description shall be substituted for the description of the products covered by sub-heading ex 08.02 B referred to in Article 2 (1) of Regulation No 973/67/EEC:

'ex 08.02 B: Fresh mandarins and satsumas; fresh clementines, tangerines and other similar citrus hybrids.'

*Article 2*

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 5 November 1968.

*For the Council*

*The President*

G. MELICI

<sup>1</sup> OJ No L 172, 22.7.1968, p. 1.

<sup>2</sup> OJ No 301, 12.12.1967, p. 2.

COLLECTED ACTS - EEC -TURKEY ASS.

## REGULATION (EEC) No 1233/71 OF THE COUNCIL

of 7 June 1971

on imports of citrus fruit originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament<sup>1</sup>;

Whereas Article 4 of Annex 5 to the Interim Agreement between the European Economic Community and Turkey and Article 4 of Annex 6 to the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey provide for a tariff reduction for imports into the Community of certain citrus fruits originating in Turkey; whereas, in the period to which the reference prices are in force, this reduction must be subject to the application of a fixed price on the internal market of the Community; whereas the implementation of this system necessitates the adoption of implementing provisions;

Whereas the proposed system must form part of the common organisation of the market in fruit and vegetables; whereas the provisions of Regulation No 23<sup>2</sup> on the progressive establishment of a common organisation of the market in fruit and vegetables and the provisions adopted in implementation of that Regulation, last amended by Regulation (EEC) No 2512/69,<sup>3</sup> should therefore be taken into account;

HAS ADOPTED THIS REGULATION:

*Article 1*

This Regulation lays down implementing provisions in respect of the preferential treatment provided for

in Article 4 of Annex 5 to the Interim Agreement and Article 4 of Annex 6 to the Additional Protocol for the following products originating in Turkey:

ex 08.02 A: Oranges, fresh

ex 08.02 B: Mandarins and satsumas, fresh; clementines, tangerines and other similar citrus hybrids, fresh

ex 08.02 C: Lemons, fresh

*Article 2*

1. For the purpose of fulfilling conditions laid down in Article 4 (3) of Annex 5 to the Interim Agreement and of Annex 6 to the Additional Protocol, the quotations recorded on the representative Community markets at the importer/wholesaler stage, or converted to this stage, account being taken of adjustment factors and after deduction of transport costs and import charges other than customs duties—these factors, costs and charges being those provided for the calculation of the entry price referred to in Regulation 23—must remain, for a specific product, converted where appropriate to Class I, pursuant to the first indent of the seventh subparagraph of Article 1 (2) of Regulation 23, at least as high as the price defined in Article 3.

2. With respect to the deduction of import taxes other than customs duties, in so far as the prices disclosed to the Commission by Member States include the incidence of taxes, the sum to be deducted shall be calculated by the Commission so as to avoid difficulties which may result from the incidence of taxes on entry prices being dependent on the origin of the products concerned. In such cases an average amount corresponding to the arithmetic average between the lowest and highest incidence of such taxes shall be taken into account in this calculation.

Detailed rules for the application of this paragraph shall be laid down in accordance with the procedure laid down in Article 13 of Regulation No 23.

<sup>1</sup> OJ No C 45, 10.5.1971, p. 34.

<sup>2</sup> OJ No 30, 20.4.1962, p. 965/62.

<sup>3</sup> OJ No L 318, 18.12.1969, p. 4.

3. The representative markets for the purposes of paragraph 1 are the Community markets used for recording quotations on the basis of which the entry prices referred to in Regulation No 23 are calculated.

*Article 3*

The price referred to in Article 2 (1) shall be equal to the reference price in force during the period in question, plus the incidence of the Common Customs Tariff on this price and a standard amount of 1.2 units of account per 100 kilogrammes.

*Article 4*

Where, in respect of one of the products listed in Article 1, the quotations referred to in Article 2 (1), account being taken of the adjustment factors and after deduction of transport costs and import taxes other than customs duties, remain, on the representative markets of the Community with the lowest quotations, lower than the price defined in Article 3 on three consecutive market days, the Common Customs Tariff duty in force on the date of import shall be applied to the product in question.

This system shall apply until the said quotations remain, on the representative markets of the Community with the lowest quotations, at least as high as the price defined in Article 3 on three consecutive market days.

*Article 5*

The Commission, on the basis of the quotations recorded on the representative markets of the

Community disclosed by the Member States, shall follow regularly the movement of prices and shall ascertain the price and other levels referred to in Article 4.

The measures required shall be adopted in accordance with the procedure laid down in Regulation No 23 with regard to the application of countervailing duties to fruit and vegetables.

*Article 6*

The provisions of Article 11 of Regulation No 23 shall continue to apply.

*Article 7*

The system laid down by this Regulation shall be applicable from the entry into force of the Interim Agreement.

Council Regulation (EEC) No 1543/69<sup>1</sup> of 23 July 1969 on imports of citrus fruit from Turkey shall be repealed on the same date.

*Article 8*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 7 June 1971.

*For the Council*

*The President*

M. SCHUMANN

<sup>1</sup> OJ No L 200, 9.8.1969, p. 5.

## REGULATION (EEC) No 1234/71 OF THE COUNCIL

of 7 June 1971

on imports of certain cereals from Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament<sup>1</sup>;

Whereas Article 12 of Annex 5 to the Interim Agreement between the European Economic Community and Turkey and Article 12 of Annex 6 to the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey provides that the levy on imports of durum wheat flour and canary seed flour produced in Turkey and shipped direct from there to the Community shall be the levy calculated in accordance with Article 13 of Council Regulation No 120/67/EEC<sup>2</sup> of 13 June 1967 on the common organisation of the market in cereals, as last amended by Regulation (EEC) No 2434/70,<sup>3</sup> minus 0.50 units of account per metric ton;

Whereas Article 13 of the above-mentioned Annexes provides that, on condition that Turkey charges a special tax on rye exports to the Community, the levy on imports of this product into the Community, calculated in accordance with Article 13 of Regulation No 120/70/EEC, is reduced by an amount equal to the tax charged but not exceeding 8 units of account per metric ton;

Whereas, pursuant to the provisions of the Interim Agreement and of the Additional Protocol, the special tax mentioned above will be reflected in the price of rye imported into the Community; whereas, in order to ensure the correct application of the system, it is necessary to adopt measures so that, when importing rye, the importer supplies proof that the special export tax has been paid by the exporter;

Whereas implementation of this system requires the adoption of rules of application;

HAS ADOPTED THIS REGULATION:

*Article 1*

The levies applied to Community imports of durum wheat flour and canary seed flour, produced in Turkey and shipped from there to the Community, which fall within sub-headings 10.01 B and 10.07 ex D of the Common Customs Tariff respectively, shall be those calculated in accordance with Article 13 of Regulation No 120/67/EEC each, minus 0.50 units of account per metric ton;

*Article 2*

The levy on imports of rye falling within heading No 10.02 of the Common Customs Tariff which is produced in Turkey and shipped direct from there to the Community, shall be that calculated in accordance with Article 13 of Regulation No 120/67/EEC, minus an amount equal to the special tax charged by Turkey on imports into the Community of the said product but not exceeding 8 units of account per metric ton.

*Article 3*

The provisions of Article 2 shall apply to all imports in respect of which the importer supplies proof of payment by the exporter of the special export tax, in an amount exceeding neither the levy fixed in accordance with Article 13 of Regulation No 120/67/EEC on exports of rye into the Community nor 8 units of account per metric ton.

*Article 4*

Detailed rules for the application of this Regulation, and in particular Article 3 thereof, shall be adopted in accordance with Article 26 of Regulation No 120/67/EEC.

<sup>1</sup> OJ No C 45, 10.5.1971, p. 34.

<sup>2</sup> OJ No 117, 19.6.1967, p. 2269/67.

<sup>3</sup> OJ No L 262, 3.12.1970, p. 1.



*Article 5*

The system laid down by this Regulation shall apply from the date of entry into force of the Interim Agreement.

*Article 6*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 7 June 1971.

*For the Commission*

*The President*

M. SCHUMANN

## REGULATION (EEC) No 1235/71 OF THE COUNCIL

of 7 June 1971

## on imports of olive oil from Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament<sup>1</sup>;

Whereas Article 7 of Annex 5 to the interim Agreement between the European Economic Community and Turkey makes provision for special treatment to be accorded to imports of olive oil falling within sub-heading No 15.07 A II of the Common Customs Tariff obtained entirely in Turkey and transported direct from that country to the Community; whereas, before that treatment can be accorded, rules for its application must be adopted;

Whereas this special treatment involves a standard rebate of 0.50 units of account per 100 kilogrammes on the levy charged on such oil on importation into the Community; whereas, on condition that Turkey imposes a special charge on exports, this treatment also involves a reduction in the levy corresponding to the amount of that special charge up to a maximum of 4.50 units of account per 100 kilogrammes;

Whereas, in accordance with the terms of the Agreement, the special export charge should have the effect of increasing the price of oil on importation into the Community; whereas, to ensure that the treatment in question is correctly applied, the special export charge should have been paid when the oil is imported;

*Article 1*

The levy on imports into the Community of olive oil other than refined olive oil falling within sub-heading No 15.07 A II of the Common Customs Tariff, obtained entirely in Turkey and transported direct from that country into the Community, shall be the levy calculated in accordance with the provisions of Article 13 of Council Regulation No 136/66/EEC<sup>2</sup> of 22 September 1966 on the establishment of a common organisation of the market in oils and fats, as last amended by Regulation (EEC) No 2554/70,<sup>3</sup> applicable at the time of importation, less 0.50 units of account per 100 kilogrammes.

<sup>1</sup> OJ No C 45, 10.5.1971, p. 34.

<sup>2</sup> OJ No 172, 30.9.1966, p. 3025/66.

<sup>3</sup> OJ No L 275, 19.12.1970, p. 5.

HAS ADOPTED THIS REGULATION:

*Article 2*

The levy charged on imports into the Community of the product specified in Article 1 shall be the levy calculated in accordance with the provisions of that Article less an amount equal to the special charge imposed by Turkey on exports to the Community of the olive oil referred to in Article 1, up to a maximum of 4.50 units of account per 100 kilogrammes.

*Article 3*

The treatment provided for in Article 2 shall be applied to all imports in respect of which the special export charge has been paid up to an amount which does not exceed either the amount of the levy calculated in accordance with the provisions of Article 1 and applicable when the oil is imported into the Community or 4.50 units of account per 100 kilogrammes.

*Article 4*

Detailed rules for the application of this Regulation, and of Article 3 in particular, shall be adopted in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC.

*Article 5*

The treatment provided for in this Regulation shall apply from the entry into force of the interim Agreement to 31 October 1971.

*Article 6*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Luxembourg, 7 June 1971.

*For the Council*

*The President*

M. SCHUMANN

## REGULATION (EEC) No 1315/71 OF THE COUNCIL

of 21 June 1971

on imports into the Community of fishery products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament<sup>1</sup>;

Whereas by its Decision No 1/71, the EEC-Turkey Council of Association, in application of Article 6 of Protocol No 1 annexed to the Ankara Agreement, fixed the rules which must be applied to imports into the Community of certain fishery products originating in Turkey, as from 1 July 1971;

Whereas the implementation of that Decision necessitates the adoption by the Community of measures which derogate from the Community regulations in force;

HAS ADOPTED THIS REGULATION:

*Article 1*

The products listed hereunder, originating in Turkey, shall, upon importation into the Community, be subject to customs duties equal to 50% of the rates in the Common Customs Tariff:

CCT heading No	Description of goods
03.01	Fish, fresh (live or dead), chilled or frozen: B. Saltwater fish: I. Whole, headless or in pieces: (e) Dog-fish (f) Redfish ( <i>Sebastes marinus</i> ) (g) Halibut ( <i>Hippoglossus vulgaris</i> , <i>Hippoglossus reinhardtius</i> ) (h) Cod ( <i>Gadus morrhua</i> or <i>Gadus callarias</i> ) (ij) Coalfish ( <i>Pollachius virens</i> or <i>Gadus virens</i> ) (k) Haddock (l) Whiting ( <i>Merlangus merlangus</i> ) (m) Mackerel (o) Plaice (p) Sea bream of the species <i>Dentex dentex</i> and <i>Pagellus</i> (q) Other

<sup>1</sup> OJ No C 19, 1.3.1971, p. 13.

CCT heading No	Description of goods
03.03	Crustaceans and molluscs, whether in shell or not, fresh (live or dead), chilled, frozen, salted, in brine or dried; crustaceans, in shell, simply boiled in water: B. Molluscs: IV. Other: (a) Frozen: 1. Squid: (aa) <i>Ommastrephes sagittatus</i> and <i>Loligo</i> sp. p (bb) Other 2. Cuttlefish of the species <i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepioloa rondeleti</i> 3. Octopus 4. Other (b) Other: 1. Squid ( <i>Ommastrephes sagittatus</i> and <i>Loligo</i> sp. p) 2. Not specified

*Article 2*

The products listed hereunder, originating in Turkey, shall be subject to customs duties equal to 40% of the rates in the Common Customs Tariff upon being imported into the Community.

CCT heading No	Description of goods
03.01	Fish, fresh (live or dead), chilled or frozen: A. Freshwater fish: II. Eels

*Article 3*

The products listed hereunder, originating in Turkey, shall be imported into the Community exempt from customs duty.

CCT heading No	Description of goods
03.01	Fish, fresh (live or dead), chilled or frozen: B. Saltwater fish: I. Whole, headless or in pieces: (c) Tunny <sup>1</sup>
03.03	Crustaceans and molluscs, whether in shell or not, fresh (live or dead), chilled, frozen, salted, in brine or dried; crustaceans in shell, simply boiled in water: A. Crustaceans: I. Crawfish II. Lobsters ( <i>Homarus</i> sp. p) III. Crabs and freshwater crayfish IV. Shrimps and prawns

<sup>1</sup> This sub-heading includes the species *thynnus pelamis* (skipjack) and *thunnus thynnus* (Bluefin tunny).

*Article 4*

This Regulation shall enter into force on 1 July 1971.

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

Done at Luxembourg, 21 June 1971.

*For the Council*

*The President*

M. SCHUMANN

**COLLECTED ACTS - EEC -TURKEY ASS.**

## REGULATION (EEC) No 1842/71 OF THE COUNCIL

of 21 June 1971

on the protective measures provided for in the Additional Protocol to the Agreement of Association between the European Economic Community and Turkey and in the Interim Agreement between the European Economic Community and Turkey

OJ No L 192 - 26.8.71

p. 14

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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 the Additional Protocol to the Agreement of Association between the European Economic Community and Turkey was signed at Brussels on 23 November 1970 and whereas an Interim Agreement between the European Economic Community and Turkey was signed at Brussels on 27 July 1971;

WHEREAS the procedures to be followed for implementing the protective clauses of the Treaty establishing the European Economic Community are laid down in that Treaty;

WHEREAS, it is necessary to lay down the rules for the application of the protective clauses of Article 60 of the Additional Protocol and of Article 23 of the Interim Agreement;

HAS ADOPTED THIS REGULATION:

Article 1

1 The Commission may, at the request of a Member State or on its own initiative, decide to apply to products originating in Turkey the protective measures which the Community is entitled to take under Article 60 of the Additional Protocol to the Agreement of Association between the European Economic Community and Turkey and under Article 23 of the Interim Agreement between the European Economic Community and Turkey; in particular the Commission may temporarily withdraw all or part of the tariff and other concessions granted to Turkey by the Community.

The protective measures shall be communicated to the Member States and shall be immediately applicable. If the Commission receives a request from a Member State, it shall take a decision thereon within three working days following receipt of the request.

2 The measures decided upon by the Commission may be referred to the Council by any Member State within ten working days following the day on which they were communicated. The Council shall meet without delay. It may, acting by a qualified majority, amend or repeal the measures in question.

Article 2

1 Without prejudice to the application of Article 1, the Commission may authorise a Member State to take protective measures in order to remedy disturbances or difficulties mentioned in Article 60 of the Additional Protocol and Article 23 of the Interim Agreement.

Such measures and the decision of the Commission shall be notified to all Member States.

2 In urgent cases the Member State or States concerned may introduce quantitative restrictions on imports. They shall immediately notify the Commission and the other Member States of these measures.

The Commission shall, as a matter of urgency and within five working days from the notification referred to in the first subparagraph, decide whether these measures shall be maintained, amended or repealed.

The decision of the Commission shall be notified to all Member States. It shall be given effect forthwith.

3 The decision of the Commission may be referred to the Council by any Member State within ten working days following its notification. The Council shall meet without delay. It may, acting by a qualified majority, amend or repeal the decision of the Commission.

Where a Member State which has taken measures in accordance with paragraph 2 refers the matter to the Council, the decision of the Commission shall be suspended. If the Council does not amend or repeal the decision of the Commission within thirty days of the matter being referred to it, the suspension shall then be lifted.

4 In applying this Article, preference shall be given to such measures as will least disturb the functioning of the common market.

Article 3

1 The Commission, before deciding to apply protective measures on the basis of Article 1(1) or authorising a Member State to take such measures, or pronouncing on the measures taken by the Member State or States concerned pursuant to Article 2(1) and (2), shall enter into consultations.

2 The consultations shall be held in an advisory committee consisting of representatives of each Member State and presided over by a representative of the Commission.

3 The Committee shall meet when convened by its Chairman. He shall provide the Member States, as promptly as possible, with all relevant information.



Article 4

Articles 1 and 2 shall not prejudice the application of the protective clauses as laid down in the Treaty, and in particular in Articles 108 and 109 thereof.

Article 5

This Regulation shall not preclude the full application of regulations on the common organisation of agricultural markets. Article 2 shall not apply to products coming within the scope of those regulations.

Article 6

The notification by the Community provided for in Article 60(2) of the Additional Protocol and in Article 23(2) of the Interim Agreement shall be given to the Council of Association or the administrative body by the Commission.

Article 7

The provisions of Article 2(2) and (3) shall remain in force until 31 December 1972.

Before that date the Council shall, acting by a qualified majority on a proposal from the Commission, decide on amendments to be made thereto.

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

Done at Luxembourg, 21 July 1971.

For the Council

The President

M SCHUMANN

D.D. 30/73 (E 30).

COLLECTED ACTS - EEC -TURKEY ASS.

## REGULATION (EEC) No 1885/71 OF THE COUNCIL

of 1 September 1971

on the application of Decisions No 4/71 and No 5/71 of the Council of Association provided for in the Agreement establishing an Association between the European Economic Community and Turkey

OJ No L 197

p. 1

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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 the Agreement establishing an Association between the European Economic Community and Turkey, signed on 12 September 1963 (1), has been in force since 1 December 1964;

WHEREAS in pursuance of the Provisional Protocol annexed to that Agreement an Additional Protocol was signed on 23 November 1970;

WHEREAS, pending the entry into force of the Additional Protocol, an Interim Agreement between the European Economic Community and Turkey was signed on 27 July 1971 and entered into force on 1 September 1971;

WHEREAS in pursuance of Article 3 of the Interim Agreement the Council of Association, which is responsible for the administration of that Agreement, adopted on 1 September 1971 Decision No 4/71 on the methods of administrative cooperation for the application of Articles 1 and 2 of the Interim Agreement; whereas in pursuance of Article 16 of Annex No 5 to the Interim Agreement the Council of Association adopted on 1 September 1971 Decision No 5/71 on the definition of the concept of "originating products" of Turkey for the purposes of Chapter 1 of Annex No 5 to the Interim Agreement;

WHEREAS it is necessary to take the measures required to implement those Decisions;

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(1) cf. GEN I 1

HAS ADOPTED THIS REGULATION:

Article 1

Decisions No 4/71 and No 5/71 of the Council of Association of 1 September 1971, which are annexed to this Regulation, shall apply as regards methods of administrative cooperation for the application of Articles 1 and 2 of the Interim Agreement between the European Economic Community and Turkey and as regards the definition of the concept of "originating products" of Turkey for the purposes of Chapter 1 of Annex 5 to the Interim Agreement.

Article 2

This Regulation shall enter into force on 1 September 1971.

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

Done at Brussels, 1 September 1971.

For the Council

The President

A MORO

## REGULATION (EEC) No 2277/71 OF THE COUNCIL

of 26 October 1971

amending Regulations (EEC) Nos 2164/70, 2165/70, 463/71 and 1235/71 on imports of olive oil from Spain, Tunisia, Morocco and Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas Council Regulation (EEC) No 2164/70<sup>1</sup> of 27 October 1970 on imports of olive oil from Spain, Council Regulation (EEC) No 2165<sup>2</sup> of 27 October 1970 on imports of olive oil from Tunisia, Council Regulation (EEC) No 463/71<sup>3</sup> of 1 March 1971 on imports of olive oil from Morocco, and Council Regulation (EEC) No 1235/71<sup>4</sup> of 7 June 1971 on imports of olive oil from Turkey laid down rules according special treatment to imports into the Community of olive oil from the above-mentioned countries;

Whereas for sound administration it should be made clear that the application of Article 2 of the above-mentioned Regulations must be subject to the production of proof that the export charge has been paid by the exporter; whereas, in view of this, the limitation on the period of validity of those Regulations should be abolished;

HAS ADOPTED THIS REGULATION:

*Article 1*

1. The following shall be substituted for Article 3 of Regulation (EEC) No 2164/70:

<sup>1</sup> OJ No L 238, 29.10.1970, p. 3.

<sup>2</sup> OJ No L 238, 29.10.1970, p. 4.

<sup>3</sup> OJ No L 53, 5.3.1971, p. 9.

<sup>4</sup> OJ No L 130, 16.6.1971, p. 55.

'The treatment provided for in Article 2 shall be applied to all imports in respect of which the importer furnishes proof that the special export charge has been paid by the exporter up to an amount which does not exceed either the amount of the levy calculated in accordance with the provisions of Article 1 and applicable when the oil is imported into the Community or 4 units of account per 100 kilogrammes.'

2. The first paragraph of Article 5 of Regulation (EEC) No 2164/70 is hereby repealed.

*Article 2*

1. The following shall be substituted for Article 3 of Regulation (EEC) No 2165/70:

'The treatment provided for in Article 2 shall be applied to all imports in respect of which the importer furnishes proof that the special export charge has been paid by the exporter up to an amount which does not exceed either the amount of the levy calculated in accordance with the provisions of Article 1 and applicable when the oil is imported into the Community or 5 units of account per 100 kilogrammes.'

2. The first paragraph of Article 8 of Regulation (EEC) No 2165/70 is hereby repealed.

*Article 3*

1. The following shall be substituted for Article 3 of Regulation (EEC) No 463/71:

'The treatment provided for in Article 2 shall be applied to all imports in respect of which the importer furnishes proof that the special export charge has been paid by the exporter up to an amount which does not exceed either the amount

of the levy calculated in accordance with the provisions of Article 1 and applicable when the oil is imported into the Community or 5 units of account per 100 kilogrammes.'

2. The first paragraph of Article 8 of Regulation (EEC) No 463/71 is hereby repealed.

*Article 4*

1. The following shall be substituted for Article 3 of Regulation (EEC) No 1235/71:

'The treatment provided for in Article 2 shall be applied to all imports in respect of which the

importer furnishes proof that the special export charge has been paid by the exporter up to an amount which does not exceed either the amount of the levy calculated in accordance with the provisions of Article 1 and applicable when the oil is imported into the Community or 4.50 units of account per 100 kilogrammes.'

2. Article 5 of Regulation (EEC) No 1235/71 is hereby repealed.

*Article 5*

This Regulation shall enter into force on 1 November 1971.

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

Done at Luxembourg, 26 October 1971.

*For the Council*

*The President*

L. NATALI

COLLECTED ACTS - EEC -TURKEY ASS.

## REGULATION (EEC) No 2622/71 OF THE COMMISSION

of 9 December 1971

on procedures for the importation of rye from Turkey

## THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 1234/71<sup>1</sup> of 7 June 1971 on imports of certain cereals from Turkey, and in particular Article 4 thereof;

Whereas, by Regulation (EEC) No 1234/71, the Council adopted rules of application for the special arrangements for imports of rye from Turkey laid down in the Interim Agreement between the European Economic Community and Turkey and in the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey;

Whereas those special arrangements provide, under certain conditions, for a reduction of the levy on imports of rye from Turkey; whereas, to that end, the origin of the rye and its direct transportation from Turkey to the Community must be established and proof must be furnished that a special export tax payable by the exporter has in fact been paid;

Whereas methods of administrative cooperation, including proof of origin and of the direct transportation of the rye from Turkey to a Member State were governed by Decision Nos 4/71<sup>2</sup> and 5/71<sup>3</sup> of the Council of Association, the provisions of which were made applicable by Council Regulation (EEC) No 1885/71<sup>4</sup> of 1 September 1971; whereas it suffices therefore to fix, pursuant to Article 3 of Regulation (EEC) No 1234/71, the procedure for proving payment of the special export tax by means of movement certificate A.TR.1; whereas Commission Regulation (EEC) No 2019/71<sup>5</sup> of 20 September 1971 on procedures for the importation of rye from Turkey should therefore be repealed and replaced by the present Regulation;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

<sup>1</sup> OJ No L 130, 16.6.1971, p. 53.

<sup>2</sup> OJ No L 197, 1.9.1971, p. 2.

<sup>3</sup> OJ No L 197, 1.9.1971, p. 11.

<sup>4</sup> OJ No L 197, 1.9.1971, p. 1.

<sup>5</sup> OJ No L 213, 21.9.1971, p. 7.

*Article 1*

Proof that the special export tax mentioned in Articles 2 and 3 of Regulation (EEC) No 1234/71 has been paid shall be furnished to the competent authority of the importing Member State by presentation of movement certificate A.TR.1. In that case, one of the following entries shall be made in the 'Remarks' section by the competent authority:

'Taxe spéciale à l'exportation selon règlement (CEE) No 1234/71 acquittée pour un montant de ...'

'Besondere Ausfuhrabgabe gemäss Verordnung (EWG) nr. 1234/71 in Höhe von ... entrichtet.'

'Tassa speciale per l'esportazione pagata, secondo regolamento (CEE) n 1234/71, per un importo di ...'

'Speciale heffing bij uitvoer bedoeld in Verordening (EEG) nr 1234/71 ten bedrage van .... voldaan'.

Special export tax in accordance with Regulation (EEC) No 1234/71 paid in the amount of ....

*Article 2*

Commission Regulation (EEC) No 2019/71 of 20 September 1971 is hereby repealed.

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 9 December 1971.

*For the Commission*

*The President*

Franco M. MALFATTI



**REGULATION (EEC) No 2823/71 OF THE COUNCIL  
of 20 December 1971**

**on the temporary partial suspension of the Common Customs Tariff duties on wine  
originating in and coming from Morocco, Tunisia or Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas, following the entry into force of Council Regulation (EEC) No 816/70<sup>1</sup> of 28 April 1970 laying down additional provisions for the common organization of the market in wine, as last amended by Regulation (EEC) No 2504/71<sup>2</sup>, it is desirable, pending definitive arrangements, to establish interim arrangements with respect to Morocco, Tunisia and Turkey in order to avoid an interruption in exports of wine from those countries;

Whereas those interim arrangements, which must be uniform for the whole Community, must not compromise the protection of the Community market afforded by the Regulations mentioned above; whereas a partial suspension of the Common Customs Tariff duties, subject to observance of the reference price, would serve the purpose;

Whereas those interim arrangements must apply for a limited period to enable Turkey to implement

Article 11 of Annex 5 to the Interim Agreement between the European Economic Community and Turkey and the other countries to adopt definitive arrangements,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. The customs duties on imports into the Community of wine of fresh grapes falling within subheading No ex 22.05 of the Common Customs Tariff, originating in and coming from Morocco, Tunisia or Turkey, shall amount to 60% of the Common Customs Tariff duties applicable on the date of importation.

2. The provisions of paragraph 1 shall apply only if the conditions set out in the second subparagraph of Article 9 (3) of Regulation (EEC) No 816/70 are fulfilled.

However, in the application of the subparagraph mentioned above, the customs duties applied under paragraph 1 shall be substituted for those shown in the Common Customs Tariff.

*Article 2*

This Regulation shall enter into force on 1 January 1972.

It shall apply until 31 August 1972 at the latest.

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

Done at Brussels, 20 December 1971.

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

<sup>1</sup> OJ No L 99, 5.5.1970, p. 1.

<sup>2</sup> OJ No L 261, 26.11.1971, p. 1.



Article 2

This Regulation shall enter into force on 1 January 1972.

It shall apply until 31 August 1972 at the latest.

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

Done at Brussels, 20 December 1971.

For the Council  
The President  
M. Pedini

**COLLECTED ACTS - EEC - TURKEY ASS.**

## REGULATION (EEC) No 1295/72 OF THE COMMISSION

of 22 June 1972

amending, in respect of Turkey, Regulation (EEC) No 1054/68 determining the list of agencies certifying the admissibility to certain tariff headings of certain milk products from third countries

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68<sup>1</sup> of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 1411/71,<sup>2</sup> and in particular Article 14 (7) thereof;

Whereas the Turkish Ministry of Agriculture (Tarim Bakanligi) has been recognized by the Turkish Government as the agency authorized to issue certificates for Kashkaval falling within subheading No 04.04 E I (b) 3 and for products falling within subheading No 04.04 E I (b) 4 of the Common Customs Tariff; whereas the Ministry's veterinary services in various places in Turkey act on its behalf;

Whereas the Ministry has undertaken to meet the requirements of Article 7 of Commission Regulation (EEC) No 1053/68<sup>3</sup> of 23 July 1968 defining the

conditions under which certain milk products may be admitted to certain tariff headings, as last amended by Regulation (EEC) No 2369/71<sup>4</sup>;

Whereas the list in the Annex to Commission Regulation (EEC) No 1054/68<sup>5</sup> of 23 July 1968 determining the list of agencies certifying the admissibility to certain tariff headings of certain milk products from third countries, as last amended by Regulation (EEC) No 246/72,<sup>6</sup> should therefore be amended;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Milk and Milk Products;

HAS ADOPTED THIS REGULATION:

*Article 1*

The following item shall be added to the Annex to Regulation (EEC) No 1054/68:

Third countries	Tariff heading of product	Issuing agency	
		Designation	Location
Turkey	ex 04.04 E I (b) 3 Kashkaval and 04.04 E I (b) 4	T. C. Tarim Bakanligi	Veterinary Services of Tarim Bakanligi in various places in Turkey

*Article 2*

This Regulation shall enter into force on 1 July 1972.

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

Done at Brussels, 28 June 1972.

*For the Commission*

*The President*

S. L. MANSHOLT

<sup>1</sup> OJ No L 148, 28.6.1968, p. 13.

<sup>2</sup> OJ No L 148, 3.7.1971, p. 4.

<sup>3</sup> OJ No L 179, 25.7.1968, p. 17.

<sup>4</sup> OJ No L 246, 5.11.1971, p. 27.

<sup>5</sup> OJ No L 179, 25.7.1968, p. 25.

<sup>6</sup> OJ No L 30, 3.2.1972, p. 13.

COLLECTED ACTS - EEC -TURKEY ASS.

No L 167/6

Official Journal of the European Communities

25.7.72

## REGULATION (EEC) No 1567/72 OF THE COUNCIL

of 20 July 1972

extending Regulations (EEC) Nos 2313/71 and 2823/71 partially and temporarily suspending Common Customs Tariff duties applicable to wines originating in and coming from Algeria, Morocco, Tunisia and Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas Regulations (EEC) Nos 2313/71<sup>1</sup> and 2823/71<sup>2</sup> pending adoption of a definitive system established a provisional system for the importation of wines from Algeria, Morocco, Tunisia and Turkey

into the Community; whereas since the definitive system has not yet been adopted the provisional system must be extended under the same conditions as those which applied when it was set up;

HAS ADOPTED THIS REGULATION:

*Sole Article*

In the second paragraph of Article 2 of Regulation (EEC) No 2313/71 and of Regulation (EEC) No 2823/71, the date 31 August 1973 shall be substituted for the date 31 August 1972.

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

Done at Brussels, 20 July 1972.

*For the Council**The President*

T. WESTERTERP

<sup>1</sup> OJ No L 244, 30.9.1971, p. 10.

<sup>2</sup> OJ No L 285, 29.12.1971, p. 51.

COLLECTED ACTS - EEC -TURKEY ASS.

2



COLLECTED ACTS - EEC -TURKEY ASS.

No L 298/26

Official Journal of the European Communities

31.12.72

## REGULATION (EEC) No 2830/72 OF THE COUNCIL

of 28 December 1972

on the total or partial suspension of Common Customs Tariff duties on certain agricultural products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

*Article 1*

Having regard to Council Regulation (EEC) No 1059/69<sup>1</sup> of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, and in particular Article 12 thereof;

1. From 1 January and until 31 December 1973 the products originating in Turkey listed in the Annex shall be admitted for import into the Community at the customs duties indicated in respect of each of them.

Having regard to the proposal from the Commission;

2. For the purposes of application of this Regulation, 'originating products' shall be considered as those products which fulfil the conditions laid down in the decision of the Association Council No 5/71 of 1 September 1971 annexed to Regulation (EEC) No 1885/71.<sup>1</sup>

Having regard to the Opinion of the European Parliament;

The methods of administrative cooperation which ensure that the products listed in the annex benefit from the total or partial suspension shall be those laid down in the decision of the Association Council No 4/71 of 1 September 1971 annexed to Regulation (EEC) No 1885/71.

Whereas under Annex No 6 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional phase pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, the Community must totally or partially suspend the Common Customs Tariff or duties applicable to certain products; whereas it also appears necessary on a provisional basis to adjust or supplement some of these tariff advantages provided for in the abovementioned Annex No 6; whereas the Community should suspend in respect of the products contained in the list annexed to this Regulation, originating in Turkey, during the period from 1 January to 31 December 1973, at the levels indicated in respect of each of them, either the fixed component of the charge applicable to the goods coming under Regulation (EEC) No 1059/69 or the customs duty applicable to the other products;

*Article 2*

When the imports of products benefiting from the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious loss to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may be partially or wholly reintroduced for the products in question. These measures may also be taken in the event of serious loss or the threat of serious loss limited to a single region of the Community.

<sup>1</sup> OJ No L 141, 12.6.1969, p. 1.

<sup>2</sup> OJ No L 197, 1.9.1971, p. 1.

*Article 3*

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regulation to reintroduce Common Customs Tariff duties for a limited period.

2. If the action of the Commission was requested by a Member State the Commission shall take a decision within a maximum period of ten working days from receiving the request and shall inform the Member States of the action taken.

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

Done at Brussels, 28 December 1972.

3. Any Member State may remit to the Council the measure taken by the Commission within a period of ten working days following the day of its notification. The intervention of the Council shall not have a suspensory effect. The Council shall meet without delay. It may by qualified majority modify or annul the measure in question.

*Article 4*

This Regulation shall enter into force on 1 January 1973.

*For the Council*

*The President*

T. WESTERTERP

## ANNEX

CCT heading No	Description of goods	Rate of duty
1	2	3
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder, but not further prepared: ex B. Others: — Mushrooms excluding cultivated mushrooms	13%
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04, or 08.05: ex G. Other: — Tamarinds (pods, pulp)	expt.
12.07	Plants and parts, (including seeds and fruit) of trees, bushes, shrubs or other plants, being goods of a kind used primarily in perfumery, in pharmacy, or for insecticidal, fungicidal or similar purposes, fresh or dried, whole, cut, crushed, ground or powdered: B. Liquorice roots	expt.
15.04	Fats and oils, of fish and marine mammals, whether or not refined: A. Fish-liver oil: I. With a vitamin A content not exceeding 2500 international units per gram	4%
16.02	Other prepared or preserved meat: A. Liver: I. Goose or duck liver B. Other: II. Game or rabbit III. Not specified: b) Other: ex 1. Containing bovine meat or offal: — Preparations and preserves of bovine tongues 2. Unspecified: (aa) Sheep (bb) Other	14% 14% 21% 18% 23%
16.04	Prepared or preserved fish, including caviar and caviar substitutes: A. Caviar and caviar substitutes: I. Caviar (sturgeon's eggs) II. Other B. Salmonidae ex G. Other, excluding hake, (merluccius) and sardinops sagax ocellata (called 'Pilchards')	15% 24% 10% 16%
16.05	Crustaceans and molluscs (including shellfish) prepared or preserved: A. Crabs ex B. Other, excluding shrimps of the 'Crangon spp.' species	13% 16%

CCT heading No	Description of goods	Rate of duty
1	2	3
20.04	Fruit, fruit peel and parts of plants, preserved by sugar (drained, glacé or crystallised): B. Other: ex I. With a sugar content exceeding 13% by weight: — Fruits under No 08.01, excluding pineapples ex II. Unspecified: — Fruits under No 08.01, excluding pineapples	20% + (P) 20%
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes being cooked preparations, whether or not containing added sugar: B. Plum jams and marmalades: ex I. With a sugar content exceeding 30% by weight excluding orange jams and marmalades ex II. With a sugar content exceeding 13% and not exceeding 30% by weight, excluding orange jams and marmalades ex III. Other, excluding orange jams and marmalades C. Other: I. With a sugar content exceeding 30% by weight: ex b) Other: — Fruits under No 08.01 excluding pineapples ex II. With a sugar content exceeding 13% and not exceeding 30% by weight: — Fruits under No 08.01 excluding pineapple ex III. Unspecified: — fruits under No 08.01 excluding pineapples	22% + (P) 22% + (P) 22% 24% + (P) 24% + (P) 24%
20.06	Fruit otherwise prepared or preserved whether or not containing added sugar or spirit: B. Other: I. Containing spirit: (a) Ginger (b) Pineapples, in immediate packagings of a net capacity: 1. Of more than 1 kg: (aa) With a sugar content exceeding 17% by weight (bb) Other 2. Of 1 kg or less: (aa) With a sugar content exceeding 19% by weight (bb) Other (c) Grapes: 1. With a sugar content exceeding 13% by weight 2. Other (d) Peaches, pears and apricots in immediate packagings of a net capacity: 1. Of more than 1 kg: (aa) With a sugar content exceeding 13% by weight (bb) Other	25% 25% + (P) 25% 25% + (P) 25% 25% + (P) 25% 25% + (P) 25%

CCT heading No	Description of goods	Rate of duty
1	2	3
20.06 (cont'd)	2. Of 1 kg or less: (aa) With a sugar content exceeding 15% by weight (bb) Other (c) Other fruits: ex 1. With a sugar content exceeding 9% by weight, excluding cherries ex 2. Other excluding cherries (f) Fruit mixtures: 1. With a sugar content exceeding 9% by weight 2. Other II. Not containing added spirit: (a) Containing added sugar, in immediate packagings of a net capacity of more than 1 kg: 2. Grapefruit and pomelo segments 3. Mandarines 4. Grapes ex 7. Other fruits: — Fruits under No 08.01, excluding pineapples — Tamarinds (pods, pulp) (b) Containing added sugar, in immediate packagings of a net capacity of 1 kg or less: 2. Grapefruit and pomelo segments 3. Mandarines 4. Grapes ex 7. Other fruits: — Fruits under No 08.01, excluding pineapples (c) Containing added sugar, in immediate packagings of a net capacity: 1. Of 4.5 kg or more: ex (cc) Other fruits: — Fruits under 08.01, excluding pineapples ex 2. Of less than 4.5 kg: — Fruits under No 08.01, excluding pineapples	25% + (P) 25%  25% + (P) 25%  25% + (P) 25%  15% + (P) 19% + (P) 18% + (P)  18% + (P) 13% + (P)  16% + (P) 20% + (P) 19% + (P)  19% + (P)  18%  18%
21.07	Food preparations not elsewhere specified or included: A. Cereals in grain or ear form, pre-cooked or otherwise prepared	10% + (P)

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## REGULATION (EEC) No 2831/72 OF THE COUNCIL

of 28 December 1972

opening, allocating and providing for the administration of a Community tariff quota for fresh or dried nuts, shelled or not, falling within subheading ex 08.05 G of the Common Customs Tariff, originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under Article 6 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional stage pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, the Community must suspend at a level of 2.5% the common customs tariff duties applicable to fresh or dried nuts, shelled or not, originating in Turkey, falling within subheading ex 08.05 G of the Common Customs Tariff, within the limit of a Community tariff quota of an overall annual volume of 18 700 metric tonnes; whereas the abovementioned Additional Protocol enters into force on 1 January 1973 and whereas the abovementioned Community tariff quota should therefore be opened for 1973;

Whereas it is in particular necessary to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, having regard to the principles mentioned above, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States; whereas, in order to reflect most accurately the actual development of the market in the products concerned, such allocation shall be in proportion to the needs of the Member States,

assessed by reference both to the statistics relating to imports from Turkey over a representative period, and to the economic outlook for the quota period concerned;

Whereas during the last three years for which statistics are entirely available, imports from each Member State correspond in relation to imports into the Community of the products in question originating in Turkey, to the percentages indicated in the table below; whereas the incomplete information available for 1972 does not enable meaningful percentages to be produced, and all the less so as imports into the Community of the products in question, in particular those originating in Turkey, are carried out during the latter months of the calendar year; whereas nothing, however, enables the patterns of trade, which this table reveals, to be slightly modified in 1972:

	1969	1970	1971
Germany	70.43	73.03	74.47
Benelux	10.57	9.39	14.04
France	8.29	13.24	11.03
Italy	6.47	4.34	0.46

Whereas, taking into account these data and the foreseeable development of the market of the product concerned during 1973, and in particular the forecasts made by the Member States, initial quota shares may be fixed approximately at the following percentages:

Germany	78.0
Benelux	12.0
France	9.7
Italy	0.3;

Whereas, in order to take into account the import trends for the products concerned in the Member States, the quota volume should be divided into two instalments, the first instalment being divided among Member States, and the second forming a reserve intended ultimately to cover the requirements of the Member States which have used up their initial quota share; whereas in order to ensure a certain degree security to importers in each Member State, the first instalment of the Community quota should be determined at a relatively high level which, under present circumstances, may be 80% of the quota volume;

Whereas the initial quota shares of the Member States may be used up at different times; whereas in order to take this fact into account and to avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial quota share should draw an additional quota share from the reserve; whereas this must be done by each Member State as and when each of its additional quota shares in the quota is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota volume is used and inform the Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in one or other Member State, it is essential that that Member State pays a large amount of it back into the reserve, in order to avoid a part of the Community quota remaining unused in one Member State when it could be used in others; whereas taking into account the seasonal nature of imports, it seems adequate to lay down the transfer limit at 40% of the initial share;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in one and represented by the Benelux Economic Union in the apportionment of the tariff quota in question, all transactions concerning the administration of the shares granted to the abovementioned Economic Union may be carried out by one of its Members;

Whereas, since the tariff quota, concerned is to be valid until 31 December 1973, the system thus laid down may be modified in order to take account of the accession of new Member States.

HAS ADOPTED THIS REGULATION:

#### Article 1

As from 1 January 1973 and 31 December 1973 the Common Customs Tariff duty applicable to fresh or dried nuts, shelled or not, falling within subheading ex 08.05 G, originating in Turkey, shall be suspended at a level of 2.5% within the limit of a Community tariff quota of 18 700 metric tons.

#### Article 2

1. A first instalment, amounting to 14 960 metric tons of this Community tariff quota shall be shared amongst the Member States; the proportions which, subject to Article 5, shall be valid from 1 January 1973 to 31 December 1973 shall consist of the following amounts for the Member States:

Germany	11 669 metric tons
Benelux	1 795 metric tons
France	1 451 metric tons
Italy	45 metric tons

2. The second instalment, amounting to 3740 metric tons shall make up the reserve.

#### Article 3

1. If 90% or more of the initial share of a Member State, as laid down in Article 2 (1), or 90% of that share less the amount returned into the reserve, where the provisions of Article 5 have been applied, has been exhausted, that Member State shall proceed without delay, by notifying the Commission, to draw a second share in the quota equal to 15% of its initial share, rounded up to the next unit where appropriate to the extent that the amount in the reserve allows.

2. If after its initial share has been exhausted, 90% or more of the second share drawn by a Member State has been used, that Member State shall proceed without delay, by notifying the Commission, to draw a third share equal to 7.5% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

3. If, after its second share has been exhausted, 90% or more of the third share drawn



by a Member State has been used, that Member State shall proceed, pursuant to the provisions of paragraph 2, to draw a fourth share equal to the third. This process shall be applied until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may proceed to draw smaller shares than those fixed in those paragraphs, if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

#### *Article 4*

The additional shares drawn pursuant to Article 3 shall be valid until 31 December 1973.

#### *Article 5*

If, by 15 October 1973, a Member State has not used up its initial share, it shall, not later than 31 October 1973, return to the reserve the unused portion of this share in excess of 40% of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity might not be used.

The Member States shall, not later than 31 October 1973, notify the Commission of the total imports of the products concerned effected up to 15 October inclusive, and charged against the Community quota and, where appropriate, the proportion of their initial share that is being returned to the reserve.

#### *Article 6*

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3 shall inform each of them of the extent to which the reserve has been used as soon as it receives the notifications.

The Commission shall, not later than 10 November 1973 notify Member States of the state of the reserve after the return of quota shares pursuant to Article 6.

The Commission shall ensure that any drawing which uses up one of the reserves is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

#### *Article 7*

1. The Member States shall take all measures necessary to ensure that, when additional shares are drawn pursuant to Article 3, it is possible for charges to be made, without interruption against their accumulated shares of the Community tariff quota.

2. The Member States shall guarantee to importers of the products concerned established in their territory free access to the shares allocated to them.

3. The Member States shall charge imports of the products concerned against their shares in so far as such products have been presented for Customs clearance under cover of declarations that they have been made available for consumption.

4. The extent to which Member States' share have been used up shall be recorded on the basis of imports charged on the conditions laid down in paragraph 3.

#### *Article 8*

Member States shall inform the Commission at regular intervals of imports of the products concerned actually charged against the shares.

#### *Article 9*

The Member States and the Commission shall cooperate closely in order to ensure that the foregoing provisions are observed.

#### *Article 10*

The foregoing provisions may be modified in order to take into account the situation arising from the accession of new Member States.

#### *Article 11*

This Regulation shall enter into force on 1 January 1973.

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

Done at Brussels, 28 December 1972.

*For the Council*

*The President*

T. WESTERTERP

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## REGULATION (EEC) No 2832/72 OF THE COUNCIL

of 28 December 1972

opening, allocating and providing for the administration of a Community tariff quota for certain petroleum products falling within chapter 27 of the Common Customs Tariff refined in Turkey

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 under the sole Article of Annex No 1 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional stage pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, the Community must totally suspend the Common Customs Tariff duties applicable to certain petroleum products in chapter 27, refined in Turkey, within the limit of a Community tariff quota of an overall annual volume of 200 000 metric tons; whereas the abovementioned Additional Protocol enters into force on 1 January 1973 and whereas the community tariff quota referred to above should therefore be opened for 1973;

Whereas equal and direct access to the said quota by all importers in the Community and the uninterrupted application of the rate laid down for the said quotas to all imports of the products in question into all Member States should be guaranteed until the quotas are exhausted; whereas utilisation of this quota, based on allocation between Member States, would appear to safeguard the Community character of the said quota as regards the principles described above; whereas in order to ensure that such allocation takes as much account as possible of the actual development of the market of the products concerned, the allocation of shares should be in direct proportion to the needs of Member States, calculated on the one hand, on the basis of statistics relating to imports from Turkey during a given representative period and, on the other, on the

basis of the economic prospects for the quota period considered;

Whereas despite the limited demand for imports from Turkey of the products considered, as shown by statistical data, in respect of the majority of Member States, the Community character of the tariff quota in question should be safeguarded by providing for the requirements to be covered which might arise in those Member States.

Whereas as far as the abovementioned petroleum products are concerned, imports into the Community from Turkey during the last three years for which statistical data are completely available were zero; except for Italy which imported a total of 48 759 metric tons in 1968, 43 652 metric tons in 1969 and 15 750 metric tons in 1970 and the Federal Republic of Germany which imported 43 820 metric tons in 1971 and the Benelux countries which imported 1299 metric tons in 1968; whereas this information indicates that imports of these products are very irregular and that the calculation of the percentages which they represent in relation to the total imports into the Community of the same products from Turkey would not therefore be significant; whereas the calculation of the imports from Member States in question for the quota period considered proves difficult as a result of the irregularity noted in imports during the foregoing years; whereas the foreseeable import figures put forward by the Member States for the quota period concerned leads to the quota considered being allocated according to the percentages indicated hereafter:

Germany	40.0%
Benelux	29.0%
France	13.5%
Italy	17.5%

Whereas to take into account the uncertainty in the development of imports of the said products into Member States, the quota volume should

be divided into two portions, the first portion being allocated between the Member States, and the second portion forming a reserve intended to meet subsequently the needs of the Member States which have exhausted their original share of the quota; whereas in order to ensure some security to importers in each Member State, the first portion of the Community quota should be fixed at a relatively high level which, under the circumstances, might amount to approximately 70% of the quota volume;

Whereas the initial quota shares of those Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial quota share should draw an additional quota share from the reserve; whereas this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional quota shares must be available for use until the end of the quota period; whereas such method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amounts are used and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance of one of the initial shares remains in one or other Member State it is essential that that Member State pays a certain percentage of it back into the reserve, in order to avoid a part of one or other of the

Community quotas remaining unused in one Member State when it could be used in others; Whereas it does not seem possible for the moment, taking into account the differences still existing in the national provisions governing the market of the products in question, to lay down a single method of administration; Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned Economic Union may be carried out by any one of its members;

Whereas since the tariff quota concerned is valid until 31 December 1973 any alterations to the scheme provided for might be carried out to take into account the accession of new Member States;

HAS ADOPTED THIS REGULATION:

*Article 1*

As from 1 January 1973 and until 31 December 1973, and subject to the measures which might be taken pursuant to the sole Article (2 and 4) of Annex No 1 of the Additional Protocol between the European Economic Community and Turkey, the common customs tariff duties for the products refined in Turkey, a list of which follows, shall be totally suspended within the framework of an overall Community tariff quota of 200 000 metric tons:

CCT heading No	Description of goods
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>A. Light oils:</p> <p style="padding-left: 20px;">III. Intended for other purposes</p> <p>B. Medium oils:</p> <p style="padding-left: 20px;">III. Intended for other purposes</p> <p>C. Heavy oils:</p> <p style="padding-left: 20px;">I. Gas oil:</p> <p style="padding-left: 40px;">(c) Intended for other purposes</p>

CCT heading No	Description of goods
27.10 (cont'd)	II. Fuel oil: (c) Intended for other purposes  III. Lubricating and other oils: (c) Intended to be mixed in accordance with the terms of Additional Note 7 to this Chapter (a) (d) Intended for other purposes
27.11	Petroleum gases and other gaseous hydrocarbons:  B. Other: I. Commercial propane and commercial butane: (c) Intended for other purposes
27.12	Petroleum jelly:  A. Crude: III. Intended for other purposes  B. Other
27.13	Paraffin wax, micro-crystalline wax, slack wax, ozo kerite, lignite wax, peat wax and other mineral waxes, whether or not coloured:  B. Other: I. Crude: (c) Intended for other purposes II. Other
27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals:  C. Other

(a) Inclusion in this subheading is subject to the conditions to be laid down by the competent authorities.

### Article 2

1. A first instalment, amounting to 140 000 metric tons of this Community tariff quota shall be shared among the Member States; the proportions which, subject to Article 5, shall be valid for each of the Member States from 1 January to 31 December 1973 shall consist of the following amounts:

Germany	56 000 metric tons
Benelux	40 600 metric tons
France	18 900 metric tons
Italy	24 500 metric tons.

2. The second instalment, amounting to 60 000 metric tons, shall make up the reserve.

### Article 3

1. If 90% or more of one of the initial shares of a Member State, as laid down in Article 2 (1), or 90% of that share less the amount returned into the reserve, where the provisions of Article 6 have been applied, has been exhausted, that Member State concerned shall proceed without delay, by notifying the Commission to

draw a second share equal to 20% of its initial share, where appropriate rounded up to the next figure, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90% or more of the second drawn by a Member State has been used, that Member State shall proceed without delay, by notifying the Commission, to draw a third share equal to 10% of its initial share, where appropriate rounded up to the next figure, to the extent that the amount in the reserve allows.

3. If, after its second share has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, pursuant to the provisions of paragraph 2, to draw a fourth share equal to the third.

That process shall be applied by analogy until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may proceed to draw shares smaller than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

#### *Article 4*

The additional shares drawn pursuant to Article 3 shall be valid until 31 December 1973.

#### *Article 5*

If, on 15 September 1973 a Member State has not used up its initial quota share, it shall, not later than 10 October 1973, return to the reserve the unused portion of its share in excess of 20% of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity might not be used.

The Member States shall, not later than 10 October 1973, notify the Commission of the total imports of the products concerned effected up to 15 September 1973 inclusive, and charged against the Community quota and, where appropriate, the proportion of their original quota share that is being returned to the reserve.

#### *Article 6*

The Commission shall keep account of the initial share opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

The Commission shall, not later than 15 October 1973, notify Member States of the state of the reserve after the return of quota shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose shall specify the amount thereof to the Member State which makes the final drawing.

#### *Article 7*

1. The Member States shall take all measures necessary to ensure that when additional quotas are drawn pursuant to Article 3, it is possible for charges to be made without interruption against the accumulated shares of the Community tariff quota.

2. The Member States shall take all measures necessary to guarantee free access to the quotas allocated to them by all importers established on their territory.

3. The extent to which the quota shares of the Member States have been used up shall be recorded on the basis of the imports of the products concerned under cover of declarations that they have been entered into consumption.

#### *Article 8*

Member States shall inform the Commission of imports of the products in question actually charged against their quota shares.

#### *Article 9*

The Member States and the Commission shall cooperate closely to see that the provisions of the preceding Articles are observed.

#### *Article 10*

Any alterations to the preceding provisions may be made to take into account the situation resulting from the accession of new Member States.

*Article 11*

This Regulation shall enter into force on 1 January 1973.

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

Done at Brussels, 28 December 1972.

*For the Council*

*The President*

T. WESTERTERP

**REGULATION (EEC) No 2833/72 OF THE COUNCIL**  
of 28 December 1972

**opening, allocating and providing for the administration of Community tariff quota for cotton yarn, not put up for retail sale, and other woven fabrics of cotton falling within subheadings 55.05 and 55.09 of the Common Customs Tariff, coming from Turkey**

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 under Article 1 of Annex No 2 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional stage pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, the Community must make, as from the entry into force of the said Protocol, a 75% reduction of the Common Customs Tariff duties, within the limit of annual Community tariff quotas of 300 metric tons for cotton yarn, not put up for retail sale, falling within tariff subheading 55.05, and of 1000 metric tons for other woven fabrics of cotton falling within tariff subheading 55.09; whereas moreover it seems necessary to lay down provisionally an adjustment to the tariff benefits consisting of the establishment, for the two Community tariff quotas in question, of a zero quota duty and of an increase in the quota volume from 300 metric tons to 500 metric tons for cotton yarn, not put up for retail sale; whereas the abovementioned Protocol enters into force on 1 January 1973 and whereas the Community tariff quotas should therefore be opened for 1973 under the conditions mentioned above;

Whereas it is in particular necessary to ensure to all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rate laid down for those quotas to all imports of the product concerned into all Member States until the quota has been used up; whereas, having

regard to the principles mentioned above, the Community nature of the quotas can be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect most accurately the actual development of the market in the product concerned, such allocation shall be in proportion to the needs of the Member States, assessed by reference both to the statistics of each State's imports from Turkey over a representative period and to the economic outlook for the quota period concerned; whereas, in spite of the little need for imports from Turkey of the imports concerned, as shown by the statistical data for the majority of the Member States, the Community character of the tariff quotas concerned should be safeguarded by making provisions to cover needs which might arise in the Member States;

Whereas, during the last three years for which statistics are completely available, the corresponding imports by each of the Member States, coming from Turkey, have developed as indicated below;

*(in metric tons)*

	1969	1970	1971
<i>Cotton yarn</i>			
Germany	3 468	4 167	8 458
Benelux	—	2 071	4 626
France	281	244	242
Italy	371	5 455	3 867
<i>Other woven fabrics of cotton</i>			
Germany	491	419	371
Benelux	—	207	848
France	821	449	603
Italy	95	1 002	830



Whereas, in order to take into account import trends for the products concerned in the different Member States, the quota amounts should be divided into two instalments, the first instalment being allocated among the Member States, and the second forming a reserve intended ultimately to cover the requirements of the Member States which have used up their initial quota shares; whereas, in order to ensure a certain degree of security to importers in each Member State, the first instalment of the Community quota should be determined at a level which, under present circumstances, may be 80% of the quota amount;

Whereas the initial quota shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of one of its initial quota shares should draw an additional quota share from the corresponding reserve; whereas, this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as each of the reserves allows; whereas each of the initial and additional quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof;

Whereas these data indicate that imports of those products are rather irregular and whereas, as a result, the calculation of the percentages which they represent in relation to the imports into the Community of the same products coming from Turkey would not be meaningful; whereas moreover it was not possible to collect, for all the Member States, data relating to imports of the products concerned, in particular from Turkey, for the start of 1972; whereas it is therefore not possible to correct this estimate in the light of more recent experience;

Whereas the estimation of imports into each of the Member States, for the quota period envisaged, proves difficult as a result of the considerable variations which have occurred during the previous years; whereas the foreseeable import figures submitted by the Member States take into account this situation given that, as a whole, they imply an overall estimate of the situation, i.e. they cover both the products falling under subheading 55.05 and subheading 55.09; whereas, in this situation, it does not yet

seem possible to put forward clear percentages of how the two categories of products concerned are allocated; whereas, taking account of these factors, the quotas concerned should still be allocated, for the quota period in question, according to the percentages indicated below:

Germany	42%
Benelux	11%
France	35%
Italy	12%

Whereas if, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a percentage of it back into the corresponding reserve, in order to avoid a part of one or other of the Community quotas remaining unused in one Member State when it could be used in others;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned Economic Union may be carried out by any one of its members;

Whereas, since the tariff quotas concerned are to be valid until 31 December 1973, the system thus laid down may be modified in order to take account of the accession of new Member States,

HAS ADOPTED THIS REGULATION:

*Article 1*

As from 1 January 1973 and until 31 December 1973, the Common Customs Tariff duties in respect of the products, a list of which follows, coming from Turkey, shall be totally suspended within the framework of overall Community tariff quotas indicated in respect of each of them:

GCT heading No	Description of goods	Quota volumes (in metric tons)
55.05	Cotton yarn, not put up for retail sale	500
55.09	Other woven fabrics of cotton	1 000

*Article 2*

1. The quotas laid down in Article 1 shall be divided into two instalments.
2. The first instalment of each quota shall be shared among the Member States; the proportions which, subject to Article 5, shall be valid until 31 December 1973, shall consist of the following amounts:

*(in metric tons)*

	CCT heading No	
	55.05	55.09
Germany	168	336
Benelux	44	88
France	140	280
Italy	48	96
Total	400	800

3. The second instalment of each quota, i.e. 100 metric tons and 200 metric tons respectively, shall make up the reserve.

*Article 3*

1. If 90% or more of the initial share of a Member State, as laid down in Article 2 (1), or 90% of that share less the amount returned into the corresponding reserve, where the provisions of Article 5 have been applied, has been exhausted, that Member State shall proceed without delay, by notifying the Commission, to draw a second share equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.
2. If, after one or other of its initial shares has been exhausted, 90% or more of the second share drawn by a Member State has been used, that Member State shall proceed without delay, by notifying the Commission, to draw a third share equal to 7.5% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.
3. If, after one or other of the second shares has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, pursuant to the provisions of paragraph 2, to draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, the Member States may proceed to draw shares smaller than those fixed in those paragraphs, if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

*Article 4*

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1973.

*Article 5*

If, by 15 September 1973, a Member State has not used up one or other of its initial shares, it shall, not later than 10 October 1973, return to the reserve the unused portion of this share in excess of 20% of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity might not be used. The Member States shall, not later than 10 October 1973, notify the Commission of the total imports of the product concerned effected up to 15 September 1973 inclusive, and charged against the Community quotas and, where appropriate, the proportion of each of their initial shares that is being returned to each of the reserves.

*Article 6*

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications. The Commission shall, not later than 15 October 1973, notify Member States of the state of each of the reserves after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

*Article 7*

1. The Member States shall take all measures necessary to ensure that, when additional shares are drawn pursuant to Article 3, it is

possible for charges to be made without interruption against their accumulated shares of the Community quota.

2. The Member States shall take all measures necessary to guarantee to importers of the products concerned established in their territory free access to the share allocated to them.

3. The Member States shall charge imports of the product concerned against their shares in so far as the product has been presented for Customs clearance under cover of declarations that it has been made available for consumption.

4. The extent to which the Member States' shares have been used up shall be recorded on the basis of the imports charged in the conditions laid down in paragraph 3.

*Article 8*

Member States shall inform the Commission

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

Done at Brussels, 28 December 1972.

at regular intervals of the imports of the products concerned actually charged against their shares.

*Article 9*

The Member States and the Commission shall cooperate closely in order to ensure that the provisions of this Regulation are observed.

*Article 10*

The foregoing provisions may be modified in order to take account of the situation arising from the accession of new Member States.

*Article 11*

This Regulation shall enter into force on 1 January 1973.

*For the Council*

*The President*

T. WESTERTERP

L. 3. 73

Official Journal of the European Communities

No L 56/9

**REGULATION (EEC) No 574/73 OF THE COMMISSION**  
of 28 February 1973

**repealing Regulation (EEC) No 2786/72 applying the duty in the Common Customs Tariff to mandarins, satsumas, clementines, tangerines and other similar citrus hybrids originating in Turkey**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 1233/71 of 7 June 1971 on imports of citrus fruit originating in Turkey, and in particular Article 5 thereof ;

Whereas Article 4 of Annex 5 to the Interim Agreement between the European Economic Community and Turkey provides for a reduced rate of duty on imports into the Community of certain citrus fruit originating in Turkey ; whereas, during the period in which reference prices are in force, this reduction is dependent on the observance of a specified price on the Community market ;

Whereas Commission Regulation (EEC) No 2521/72 of 30 November 1972 fixed the reference prices for mandarins, satsumas, clementines, tangerines and other citrus hybrids for the period from 1 November 1972 to 28 February 1973 inclusive ; whereas, after that period, the provisions of para-

graphs 3 to 5 of Article 4 of Annex 5 to the Agreement will no longer apply ; whereas Commission Regulation (EEC) No 2786/72 of 28 December 1972 applying the duty in the Common Customs Tariff to mandarins, satsumas, clementines, tangerines and other similar citrus hybrids originating in Turkey should therefore be repealed with effect from 1 March 1973 ;

HAS ADOPTED THIS REGULATION :

*Article 1*

Commission Regulation (EEC) No 2786/72 of 28 December 1972 applying the duty in the Common Customs Tariff to mandarins, satsumas, clementines, tangerines and other similar citrus hybrids originating in Turkey is hereby repealed with effect from 1 March 1973.

*Article 2*

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 28 February 1973.

*For the Commission*

*The President*

François-Xavier ORTOLI

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(1) cf. AGRI/EEC XI 2111

27. 7. 73

Official Journal of the European Communities

No L 206/5

**REGULATION (EEC) No 2012/73 OF THE COUNCIL**  
of 24 July 1973

**extending for the second time Regulations (EEC) Nos 2313/71 and 2823/71 partially and temporarily suspending Common Customs Tariff duties applicable to wine originating in and coming from Algeria, Morocco, Tunisia and Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas Regulations (EEC) Nos 2313/71 (1) and 2823/71, extended by Regulation (EEC) No 1567/72 pending adoption of a definitive system, established a provisional system for the importation of wines from Algeria, Morocco, Tunisia and Turkey into the Community; whereas, since the definitive system has not yet been adopted, the provisional system must be extended under the same conditions as those which applied when it was set up;

HAS ADOPTED THIS REGULATION:

*Sole Article*

In the second paragraph of Article 2 of Regulation (EEC) No 2313/71 and of Regulation (EEC) No 2823/71 '31 August 1973' shall be replaced by '31 August 1974.

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

Done at Brussels, 24 July 1973.

*For the Council*

*The President*

I. NØRGAARD

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(1) cf. AGRI/EEC XVI 166

15. 12. 73

Official Journal of the European Communities

No L 345/1

**REGULATION (EEC) No 3375/73 OF THE COUNCIL  
of 10 December 1973**

**on the importation into the Community of certain agricultural products originating in Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament,

Whereas by its Decision No 1/73 the EEC/Turkey Association Council, acting pursuant to Article 35(3) of the Additional Protocol, as amended by Article 6 of the Supplementary Protocol signed in Ankara on 30 June 1973, of which under the Interim Agreement signed on 30 June 1973, certain provisions were put into force in advance of the appointed date, laid down the arrangements to be applied to the importation into the Community of certain agricultural products originating in Turkey, with effect from the entry into force of the Interim Agreement;

Whereas with regard to hazelnuts the Community tariff quota of 18 700 metric tons from which Turkey benefited on the original Community market must be increased by 3 000 metric tons to supply, at the reduced rates applicable to this quota, the markets of the new Member States whose duties will be aligned with the preferential rate provided for the quota in accordance with the timetable laid down by the Interim Agreement;

Whereas the implementation of that Decision requires the adaptation of the relevant Community rules,

HAS ADOPTED THIS REGULATION:

*Article 1*

The customs duties applicable on importation into the Community of products listed in Annex I originating in Turkey, shall be reduced to the extent indicated in the said Annex.

*Article 2*

The fixed component charged on importation into the Community of products listed below originating in Turkey shall be reduced by 50 %.

CCT heading No	Description of goods
11.07	A. Malt, roasted or not : II. Other : a) In the form of flour B. Roasted

*Article 3*

The fixed component of the duty charged on importation into the Community of products listed in Annex II originating in Turkey shall be reduced to the extent indicated for each of them.

*Article 4*

Without prejudice to Article 2(1) and (3) of the Interim Agreement between the European Economic Community and Turkey consequent on the Accession of new Member States to the Community, the products listed hereafter originating in Turkey shall be allowed into the Community at a 2.5 % *ad valorem* duty within the limit of an annual Community tariff quota of 21 700 metric tons:

CCT heading No	Description of goods
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not : ex G. Other : — Hazelnuts

*Article 5*

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, 10 December 1973.

*For the Council*

*The President*

I. NØRGAARD







CCT heading No	Description of goods	Amount of reduction
08.06	Apples, pears and quinces, fresh : C. Quinces	60 %
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05 : A. Apricots B. Peaches, including neotamines D. Apples and pears E. Papaws F. Fruit salads : I. Not containing prunes G. Other	60 % 60 % 60 % 60 % 60 % 60 %
12.03	Seeds, fruit and spores, of a kind used for sowing : C. Grass and other herbage seeds : ex I. Vetches (1)	50 %
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard : ex B. Other : — Prepared or preserved by vinegar or acetic acid, whether or not containing salt, spices or mustard, but not containing sugar, excluding gherkins	60 %
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid : F. Capers and olives ex H. — Other, excluding carrots and mixtures — 'Türlü' mixtures containing French beans, aubergines, courgettes and various other vegetables	60 % 60 % 50 %
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar : C. Other : ex III. Other : — Fig purée	60 %
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit : A. Nuts (including ground-nuts), roasted	60 %

(1) This concession applies only to commercial seed as defined in Article 2 (D) of Directive No 61/401/EEC of 14 June 1966 (OJ No 125, 11. 7. 1966).

## ANNEX II

CCT heading No	Description of goods	Amount of reduction
19.03	Macaroni, spaghetti and similar products	75 %
21.07	Food preparations not elsewhere specified or included :	
	A. Cereals in grain or ear form, precooked or otherwise prepared	50 %
	E. Cheese fondues	50 %
	F. Other :	
	ex I b) 2 cc)	
	ex I c) 2 cc) — Crushed maize grains, pressure-cooked in water, containing added malt extracts, sugar and salt, intended for use as intermediary products in the manufacture of corn-flakes and similar preparations	50 %
	ex I a) 2 bb)	
	ex I a) 2 cc) — Products known as 'Bulgur wheat groats', namely partially husked, coarsely ground grains with a small quantity of whole grains, having undergone pre-cooking	50 %
	ex I a) 2 aa)	
	ex I a) 2 bb)	
	ex I b) 2 aa)	
	ex I b) 2 bb) — Sweet potatoes for human consumption, prepared or preserved otherwise than by sugar or syrup	50 %
	ex I e) 1	
	ex I e) 2	
	ex I f) — Food preparations consisting of natural honey enriched with royal jelly	50 %

## REGULATION (EEC) No 3376/73 OF THE COUNCIL

of 10 December 1973

on the opening, allocation, and administration of a Community tariff quota for hazelnuts, falling within subheading ex 08.05 G of the Common Customs Tariff and originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament ;

Whereas under Article 1 of Council Regulation (EEC) No 3375/73 of 10 December 1973 concerning the importation into the Community of certain agricultural products originating in Turkey, the Community must reduce by 37.5 % the duty applied to the import of fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, within the limit of a Community tariff quota of 21 700 metric tons ; whereas this quota results from the adaptation, to take account of the Accession of the new Member States, of the Community tariff quota of 18 700 metric tons laid down for the Community as originally constituted in the Agreement establishing an Association between the European Economic Community and Turkey and in the Additional Protocol ; whereas the Community tariff quota concerned should therefore be opened for 1974 ; whereas the application of a 37.5 % reduction to the Common Customs Tariff duty would result in a quota duty of 2.5 % for the Community as originally constituted ; whereas, as regards the new Member States, it should be noted that Article 2 (1) and (3) of the Interim Agreement bringing into force certain provisions of the Supplementary Protocol provides that the reductions of customs duties pursuant to the Association Agreement shall be applied by the new Member States from the entry into force of the Interim Agreement in the proportions and according to the time limits laid down, that the rates on which the new Member States shall base those reductions shall be those which they apply at any given moment to non-member countries and that the rates fixed as a result of the reductions regarding the products listed, in particular, in Annex 6 to the Additional Protocol — and which include hazelnuts — may in no case be

lower than those applied by the new Member States with reference to the Community as originally constituted ; whereas the reduction to be applied by the new Member States within the framework of the tariff quota under consideration must therefore, in certain cases, be limited to 20 % ;

Whereas it is in particular necessary to ensure to all importers of the Member States equal and uninterrupted access to the said quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up ; whereas having regard to the above principles, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States ; whereas, to reflect most accurately the actual development of the market in the products concerned, such allocation should be in proportion to the needs of the Member States, assessed by reference both to the statistics relating to imports from Turkey over a representative period, and to the economic outlook for the quota period concerned ;

Whereas, on the basis of the statistics at present available, which refer only to 1972 and the first few months of 1973, imports into the Member States during 1972 of the product concerned originating in Turkey represent the following percentages of total imports into the Community, whereas if the statistics for the first few months of 1973 were extrapolated, the percentages for the whole year would be as follows :

	<i>Extrapolation</i>	
	1972	1973
Germany	70.60	60.85
Benelux	10.02	18.57
France	9.42	11.02
Italy	0.38	0.28
Denmark	1.52	1.88
Ireland	0.80	1.10
United Kingdom	7.26	6.30

Whereas, taking into account these figures and the foreseeable development of the product concerned during 1974 and, in particular, the forecasts made by some Member States, the initial shares may be fixed

approximately at the following percentages :

Germany	65.93
Benelux	10.14
France	8.20
Italy	0.25
Denmark	2.67
Ireland	1.66
United Kingdom	11.15

Whereas in order to take into account the import trends for the product concerned in the Member States, the quota volume should be divided into two instalments, the first instalment being allocated to the Member States, and the second forming a reserve intended ultimately to cover the requirements of the Member States, should their initial share be used up; whereas, in order to ensure a certain degree of security to importers, the first instalment of the Community quota should be determined at a relatively high level, which under present circumstances could be approximately 80 % of the quota volume;

Whereas the initial shares may be used up sooner or later; whereas, in order to take this fact into account and to avoid any break in continuity, it is important that any Member State which has used up almost all its initial share should draw an additional share from the reserve; whereas this must be done as and when each of its additional shares in the quota is almost entirely used up, and repeated as often as the reserve allows; whereas the initial and additional shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between the Member States and the Commission, which must in particular be able to observe the extent to which the quota volume is used up and inform the Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in any Member State, it is essential that the Member State should return a certain proportion thereof to the reserve, in order to avoid part of the Community quota remaining unused in one Member State when it could be used in others; whereas, taking into account the seasonal nature of imports, it seems appropriate to fix the transfer limit of 40 % of the initial share;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of the shares granted to the above-mentioned Economic Union may be carried out by one of its members,

HAS ADOPTED THIS REGULATION :

#### *Article 1*

1. During the period from 1 January to 31 December 1974 a Community tariff quota of 21 700 metric tons shall be opened in the Community for fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G, of the Common Customs Tariff and originating in Turkey.

2. Within this tariff quota, the Common Customs Tariff duty is suspended at 2.5 %.

3. The new Member States shall apply within this Community tariff quota, the customs duties calculated in accordance with the relevant provisions of the Act of Accession, in the Interior agreement and in Regulation (EEC) No 3375/73 :

4. This tariff quota shall be allocated and administered in accordance with the following provisions.

#### *Article 2*

1. The tariff quota referred to in Article 1 (1) shall be divided into two instalments.

2. The first instalment, amounting to 17 700 metric tons, shall be shared amongst the Member States; the shares which, subject to Article 5, shall be valid until 31 December 1974, shall be as follows;

Germany	11 669 metric tons
Benelux	1 795 metric tons
France	1 451 metric tons
Italy	45 metric tons
Denmark	472 metric tons
Ireland	294 metric tons
United Kingdom	1 974 metric tons

3. The second instalment, amounting to 4 000 metric tons, shall constitute the reserve.

#### *Article 3*

1. If 90 % or more of any Member State's initial share, as laid down in Article 2 (2) — or 90 % of that share less the amount returned into the reserve, where Article 5 has been applied — has been exhausted, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15 % of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If after its initial share has been exhausted 90 % or more of the second share drawn by a Member State has been used, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5 % of its initial share.

3. If after its second share has been exhausted 90 % or more of the third share drawn by that Member State has been used, it shall, in the manner provided for in paragraph 1, draw a fourth share equal to the third.

This process shall be applied in like manner until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

#### *Article 4*

Additional shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

#### *Article 5*

If, by 15 October 1974, a Member State has not used up its initial share, it shall, not later than 31 October 1974, return to the reserve the unused portion of this share in excess of 40 % of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity may not be used.

The Member States shall, not later than 31 October 1974, notify the Commission of the total imports of the products concerned effected under the Community quota up to 15 October 1974 inclusive and, where appropriate, the proportion of their initial shares that they are returning to the reserve.

#### *Article 6*

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3, and shall inform each of them of the extent to which the reserve has been used as soon as it receives the notifications.

The Commission shall, not later than 5 November 1974, notify the Member States of the state of the reserve after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

#### *Article 7*

1. The Member States shall take all measures necessary to ensure that supplementary shares drawn pursuant to Article 3 are opened in such a way that changes may be made without interruption against their accumulative shares of the Community quota.

2. The Member States shall ensure that importers of the said products established in their territory have free access to the shares allocated to them or drawn from the reserve.

3. The Member States shall charge imports of the said goods against their shares as and when the goods are entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

#### *Article 8*

Member States shall regularly inform the Commission of imports actually charged against their shares.

#### *Article 9*

The Member States and the Commission shall cooperate closely in order to ensure the correct application of this Regulation.

#### *Article 10*

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, 10 December 1973.

*For the Council*

*The President*

I. NØRGAARD

28. 12. 73

Official Journal of the European Communities

No L 359/17

## REGULATION (EEC) No 3574/73 OF THE COUNCIL

of 27 December 1973

on the total or partial suspension of Common Customs Tariff duties on certain agricultural products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to Council Regulation (EEC) No 1059/69 <sup>(1)</sup> of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, as last amended by Council Regulation (EEC) No 1491/73, and in particular Article 12 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under Annex 6 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional phase pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, and under Article 1 of the Interim Agreement between the European Economic Community and Turkey on account of the Accession of new Member States to the Community: the Community must totally or partially suspend the Common Customs Tariff or duties applicable to certain products; whereas it also appears necessary on a provisional basis to adjust or supplement some of these tariff advantages provided for the abovementioned Annex No 6; whereas the Community should as regards the products originating in Turkey, and contained in the list annexed to this Regulation, suspend from 1 January to 31 December 1974, at the levels indicated for each of them, either the fixed component of the charge applicable to the goods coming under Regulation (EEC) No 1059/69 or the customs duty applicable to the other products;

Whereas, for certain products of Chapters 1 to 24 of the Common Customs Tariff, this scheme would, however, involve in 1974 the application in the new Member States of customs duties higher than or very close to those which are applied by the new Member States to non-member countries in general on the basis of the provisions of the Act of

Accession; whereas in order to maintain an equivalent preferential margin for these products also, reduced customs duties should be applied to them, in accordance with detailed rules based on the principle of maintaining, in the new Member States, a preference proportional to that which exists between the duties of the Common Customs Tariff and the duties given in Annex A to this Regulation; whereas, with a view to granting to Turkey the best possible treatment, in accordance with the objectives of the preference scheme, the duties given in Annex A should also be applied wherever the duties calculated according to the abovementioned detailed rules prove to be higher than them,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 January until 31 December 1974, the products originating in Turkey listed in Annex A shall be admitted for import into the Community at the customs duties indicated for each of them.

On importation into Denmark, Ireland and the United Kingdom, there shall be applied to the abovementioned products the customs duties determined by multiplying, by a coefficient equal to the margin of preferences existing between the duties given in Annex A and the Common Customs Tariff duties applicable, the duties obtained by reducing the difference between the duty actually applied to Turkey on 1 January 1972 and the Common Customs Tariff, by 20% in respect of the products mentioned in Annex B, and by 40% in respect of the other products given in Annex A.

However, the duties given in Annex A shall be applied where the duties resulting from the abovementioned calculation are higher than them.

2. For the purposes of application of this Regulation, 'originating products' shall mean those products which fulfil the conditions laid down in the Decision of the Association Council No 4/72 of 29 December 1972 annexed to Regulation (EEC) No 428/73 <sup>(2)</sup>.

(1) cf. AGRI/EEC V 2268

(2) cf. TRADE I 83

The methods of administrative cooperation which ensure that the products listed in the annexes benefit from the total or partial suspension shall be those laid down in the Decision of the Association Council No 5/72 of 29 December 1972 annexed to Regulation (EEC) No 428/73 as amended by the Decision of the Association Council No 2/73 of 17 December 1973 annexed to Regulation (EEC) No 3573/73 <sup>(1)</sup>.

#### *Article 2*

When the imports of products benefiting from the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious loss to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may be partially or wholly reintroduced for the products in question. These measures may also be taken in the event of serious loss or the threat of serious loss limited to a single region of the Community.

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

Done at Brussels, 27 December 1973.

#### *Article 3*

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regulation to reintroduce Common Customs Tariff duties for a limited period.
2. If the action of the Commission was requested by a Member State, the Commission shall take a decision within a maximum period of ten working days from receipt of the request and shall inform the Member States of the action taken.
3. Any Member State may remit to the Council the measure taken by the Commission within a period of ten working days following the day of its notification. The intervention of the Council shall not have a suspensory effect. The Council shall meet without delay. It may by qualified majority modify or annul the measure in question.

#### *Article 4*

This Regulation shall enter into force on 1 January 1974.

*For the Council*

*The President*

Ove GULDBERG

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(1) cf. TRADE I 85



## ANNEX A

CCT heading No	Description	Rate of duty
1	2	3
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03, or 01.04, fresh, chilled or frozen: A. Meat: III. Of swine: (b) Other . . . . .	Free
02.04	Other meat and edible meat offals, fresh chilled or frozen: ex B. Furred game, frozen	Free
05.15	Animal products not elsewhere specified or included; dead animals of Chapter 1 or Chapter 3, unfit for human consumption: A. Fish, crustaceans and molluscs: I. Fish of a length of 6 cm or less and shrimps and prawns, dried . . . . .	Free
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared: ex B. Other: — Mushrooms, dried, dehydrated or evaporated, excluding cultivated — Mushrooms; horse-radish ( <i>Cochlearia armoracia</i> )	13 % 10 %
08.01	Dates, bananas, coconuts, Brazil nuts, cashew nuts, pineapples, avocados, mangoes, guavas and margosteens, fresh or dried, shelled or not: ex E. Dehydrated coconut pulp . . . . .	Free
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not: D. Pistachios . . . . . E. Pecans . . . . . F. Areca (or betel) and cola . . . . . ex G. Other, excluding hazel-nuts . . . . .	Free Free Free Free
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar: ex B. Other: — Quinces . . . . . — Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, cranberries, bilberries, blackberries . . . . .	16 % 12 %
08.11	Fruits provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption: C. Papaws . . . . .	3 %

CCT heading No	Description	Rate of duty
1	2	3
08.11 (cont'd)	ex D. Other: — Quinces . . . . . — Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, cranberries, bilberries, blackberries . . . . .	8 %  6 %
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05: E. Papaws . . . . . ex G. Other: — Tamarind (pods, pulp) . . . . .	Free  Free
08.13	Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions . . . . .	Free
09.02	Tea: A. In immediate packings of a net capacity not exceeding 3 kg . . . . .	Free
09.09	Seeds of anise, badian, fennel, coriander, cumin, caraway and juniper: A. Neither crushed nor ground: III. Seeds of fennel, coriander, cumin, caraway and juniper: (b) Other: 2. Other . . . . .	Free
12.07	Plants and parts (including seeds and fruit) of trees, bushes, shrubs or other plants, being goods of a kind used primarily in perfumery, in pharmacy, or for insecticidal, fungicidal or similar purposes, fresh or dried, whole, cut, crushed, ground or powdered: B. Liquorice roots . . . . .	Free
12.08	Locust beans, fresh or dried, whether or not kibbled or ground but not further prepared; fruit kernels and other vegetable products of a kind used primarily for human food, not falling within any other heading: B. Locust bean seeds: I. Not decorticated, crushed or ground . . . . . C. Apricot, peach and plum stones, and kernels thereof	Free  Free
15.03	Lard stearin, oleostearin and tallow stearin; lard oil, oleo-oil and tallow oil, not emulsified or mixed or prepared in any way: B. Tallow oil for industrial uses other than the manufacture of foodstuffs for human consumption (a) . . .	Free

(a) Inclusion in this subheading is subject to terms to be determined by the competent authorities.

CCT heading No	Description	Rate of duty
1	2	3
15.04	Fats and oils, of fish and marine mammals, whether or not refined: A. Fish-liver oil: I. Of a vitamin A content not exceeding 2 500 international units per gramme . . . . .	3 %
15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified: B. China-wood and oiticica oils, myrtle wax and Japan wax . . . . . D. Other oils: I. For technical or industrial uses other than the manufacture of foodstuffs for human consumption: (a) Crude (a) ex 3. Other, excluding linseed oil, palm kernal oil, groundnut oil, sunflower oil and colza . . . . .	1 %       2.5 %
15.12	Animal or vegetable oils and fats, wholly or partly hydrogenated, or solidified or hardened by any other process, whether or not refined, but not further prepared: A. In immediate packings of a net capacity of 1 kg or less . . . . . B. Other . . . . .	16 % 12 %
15.13	Margarine, imitation lard and other prepared edible fats	20 %
15.17	Residues resulting from the treatment of fatty substances or animal or vegetable waxes: B. Other: I. Oil foots and dregs; soapstocks . . . . . II. Other . . . . .	Free Free
16.02	Other prepared or preserved meat or meat offal: A. Liver: I. Goose or duck liver . . . . . B. Other: II. Game or rabbit meat or offal . . . . . Game . . . . . Rabbit . . . . . III. Other (b) Other: ex 1. Containing bovine meat or offal: — prepared or preserved bovine tongue . . . . . 2. Not specified: (aa) Bovine meat or offal . . . . . (bb) Other . . . . .	12 %     12 % 14 %    18 %  18 % 18 %

(a) Inclusion in this subheading is subject to terms to be determined by the competent authorities.

CCT heading No	Description	Rate of duty
1	2	3
16.04	Prepared or preserved fish, including caviar and caviar substitutes: A. Caviar and caviar substitutes: I. Caviar (sturgeon roe) . . . . . II. Other . . . . . B. Salmonidas . . . . . ex F. Bonito (Sarda sp.), mackerel and anchovies . . . . . G. Other . . . . .	15 % 24 % 8 % 21 % 14 %
16.05	Crustaceans and molluscs, prepared or preserved: A. Crabs . . . . . ex B. Other, excluding shrimps of the 'Crangon sp.p. type and whelks . . . . .	10 % 8 %
18.06	Chocolate and other food preparations containing cocoa: A. Cocoa powder, not otherwise sweetened than by the addition of sucrose . . . . .	7 % + vc
ex 19.04	Tapioca and sago, excluding tapioca and sago substitutes obtained from potato or other starches . . . . .	7 % + vc
20.02	Vegetables prepared or preserved without vinegar or acetic acid: E. Sauerkraut . . . . .	16 %
20.03	Fruit preserved by freezing, containing added sugar: ex A. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples . . . . . ex B. Other: — Fruit falling within heading No 08.01, excluding pineapples . . . . .	16 % + (L) 16 %
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized): B. Other: ex I. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples . . . . .	15 % + (L)



CCT heading No	Description	Rate of duty
1	2	3
20.06 (cont'd)	<p>(d) Peaches, pears and apricots, in immediate packings of a net capacity:</p> <p>1. Of more than 1 kg:</p> <p>(aa) With a sugar content exceeding 13 % by weight . . . . .</p> <p>(bb) Other . . . . .</p> <p>2. Of 1 kg or less:</p> <p>(aa) With a sugar content exceeding 15 % by weight . . . . .</p> <p>(bb) Other . . . . .</p> <p>(e) Other fruits:</p> <p>ex 1. With a sugar content exceeding 9 % by weight excluding cherries . . . . .</p> <p>ex 2. Other, excluding cherries . . . . .</p> <p>(f) Mixtures of fruit:</p> <p>1. With a sugar content exceeding 9 % by weight . . . . .</p> <p>2. Other . . . . .</p> <p>II. Not containing added spirit:</p> <p>(a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg:</p> <p>2. Grapefruit segments . . . . .</p> <p>3. Mandarins . . . . .</p> <p>4. Grapes . . . . .</p> <p>ex 7. Other fruits:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples . . . . .</p> <p>— tamarinds, (pods, pulp) . . . . .</p> <p>(b) Containing added sugar, in immediate packings of a net capacity of not more than 1 kg:</p> <p>2. Grapefruit segments . . . . .</p> <p>3. Mandarins . . . . .</p> <p>4. Grapes . . . . .</p> <p>ex 7. Other fruits:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples . . . . .</p> <p>(c) Not containing added sugar, in immediate packings of a net capacity:</p> <p>1. of 4.5 kg or more</p> <p>ex (cc) Other fruits</p> <p>— Fruits falling within heading No 08.01, excluding pineapples . . . . .</p> <p>— Pineapples . . . . .</p>	<p>25 % + (L)</p> <p>25 %</p> <p>25 % + (L)</p> <p>25 %</p> <p>25 % + (L)</p> <p>25 %</p> <p>25 % + (L)</p> <p>25 %</p> <p>15 % + (L)</p> <p>19 % + (L)</p> <p>18 % + (L)</p> <p>13 % + (L)</p> <p>13 % + (L)</p> <p>16 % + (L)</p> <p>20 % + (L)</p> <p>19 % + (L)</p> <p>15 % + (L)</p> <p>14 %</p> <p>12 %</p>



CCT heading No	Description	Rate of duty
1	2	3
20.07 (cont'd)	4. Other citrus fruit juices: (aa) With added sugar content exceeding 30 % by weight . . . . . (bb) With an added sugar content of 30 % or less by weight . . . . . (cc) Not containing added sugar . . . . . 7. Other fruit and vegetable juices excluding apricot and peach juices: ex (aa) With an added sugar content exceeding 30 % by weight . . . . . ex (bb) With an added sugar content of 30 % or less by weight . . . . . ex (cc) Not containing added sugar . . . . . 8. Mixtures: ex (bb) Other, excluding mixtures containing either separately or together, over 25 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot, or peach juice: 11. With an added sugar content exceeding 30 % by weight . . . . . 22. With an added sugar content of 30 % or less by weight . . . . . 33. Not containing added sugar . . . . .	14 % + (L) 14 % 15 % 17 % + (L) 17 % 18 % 17 % + (L) 17 % 18 %
23.01	Flours and meals, of meat, offals, fish, crustaceans or molluscs, unfit for human consumption; greaves; B. Flours and meals of fish, crustaceans or molluscs . . . . .	Free Free
23.06	Products of vegetable origin of a kind used for animal food, not elsewhere specified or included: B. Other . . . . .	Free



## ANNEX B

List of products in respect of which the difference between the lowest duties applied on 1 January 1972 to Turkey by Denmark, Ireland and the United Kingdom and the Common Customs Tariff duties must be reduced by 20 % in accordance with Article 1 of this Regulation

CCT heading No	Description
07.04	<p>Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared:</p> <p>ex B. Other:</p> <ul style="list-style-type: none"> <li>— Mushrooms, dried dehydrated or evaporated, excluding cultivated mushrooms</li> <li>— Horse-radish (<i>Cochlearia armoracia</i>)</li> </ul>
08.05	<p>Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not:</p> <ul style="list-style-type: none"> <li>D. Pistachios</li> <li>E. Pecans</li> </ul> <p>ex G. Other (excluding hazel-nuts)</p>
08.10	<p>Fruit (whether or not cooked), preserved by freezing, not containing added sugar:</p> <p>ex B. Other:</p> <ul style="list-style-type: none"> <li>— Quinces</li> <li>— Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, cranberries, bilberries, blackberries</li> </ul>
08.11	<p>Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:</p> <ul style="list-style-type: none"> <li>C. Papaws</li> </ul> <p>ex D. Other:</p> <ul style="list-style-type: none"> <li>— Quinces</li> <li>— Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, cranberries, bilberries, blackberries</li> </ul>
08.12	<p>Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05:</p> <ul style="list-style-type: none"> <li>E. Papaws</li> </ul> <p>ex G. Other:</p> <ul style="list-style-type: none"> <li>— Tamarind (pods, pulp)</li> </ul>
08.13	<p>Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions</p>
16.02	<p>Other prepared or preserved meat or meat offal:</p> <p>B. Other:</p> <p>III. Other:</p> <p>(b) Other:</p> <p>ex 1. Containing bovine meat or offal:</p> <ul style="list-style-type: none"> <li>— prepared or preserved bovine tongue</li> </ul>

CCT heading No	Description
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard: ex B. Other: — prepared or preserved by vinegar or acetic acid, with sugar, excluding gherkins, cucumbers, 'mixed pickles' and sweet peppers
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid: E. Sauerkraut
20.03	Fruit preserved by freezing, containing added sugar: ex A. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples ex B. Other: — Fruit falling within heading No 08.01, excluding pineapples
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized): B. Other: ex I. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples ex II. Other: — Fruit falling within heading No 08.01, excluding pineapples
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar: B. Jams and marmalades of citrus fruit: ex I. With a sugar content exceeding 30 % by weight, excluding orange jam and marmalade ex II. With a sugar content exceeding 13 % but not exceeding 30 % by weight, excluding orange jam and marmalade ex III. Other, excluding orange jam and marmalade C. Other: I. With a sugar content exceeding 30 % by weight: ex (b) Other: — of fruit falling within heading No 08.01, excluding pineapples ex II. With a sugar content exceeding 13 % but not exceeding 30 % by weight: — of fruit falling within heading No 08.01, excluding pineapples ex III. Other: — of fruit falling within heading No 08.01, excluding pineapples
20.06	Fruit, otherwise prepared or preserved, whether or not containing added sugar or spirit: B. Other: I. Containing added spirit: (a) Ginger (b) Pineapples, in immediate packings of a net capacity:

CCT heading No	Description
20.06 (cont'd)	<ol style="list-style-type: none"> <li>1. Of more than 1 kg:               <ol style="list-style-type: none"> <li>(aa) With a sugar content exceeding 17 % by weight</li> <li>(bb) Other</li> </ol> </li> <li>2. Of 1 kg or less:               <ol style="list-style-type: none"> <li>(aa) With a sugar content exceeding 19 % by weight</li> <li>(bb) Other</li> </ol> </li> </ol> <p>(c) Grapes:</p> <ol style="list-style-type: none"> <li>1. With a sugar content exceeding 13 % by weight</li> <li>2. Other</li> </ol> <p>(d) Peaches, pears and apricots, in immediate packings of a net capacity:</p> <ol style="list-style-type: none"> <li>1. Of more than 1 kg:               <ol style="list-style-type: none"> <li>(aa) With a sugar content exceeding 13 % by weight</li> <li>(bb) Other</li> </ol> </li> <li>2. Of 1 kg or less:               <ol style="list-style-type: none"> <li>(aa) With a sugar content exceeding 15 % by weight</li> <li>(bb) Other</li> </ol> </li> </ol> <p>(e) Other fruits:</p> <ol style="list-style-type: none"> <li>ex 1. With a sugar content exceeding 9 % by weight, excluding cherries</li> <li>ex 2. Other</li> </ol> <p>(f) Mixtures of fruit:</p> <ol style="list-style-type: none"> <li>1. With a sugar content exceeding 9 % by weight</li> <li>2. Other</li> </ol> <p>II. Not containing added spirit:</p> <p>(a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg:</p> <ol style="list-style-type: none"> <li>2. Grapefruits segments</li> <li>3. Mandarins</li> <li>4. Grapes</li> </ol> <p>ex 7. Other fruits:</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> <li>— Tamarind (pods, pulp)</li> </ul> <p>(b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less:</p> <ol style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins</li> <li>4. Grapes</li> </ol> <p>ex 7. Other fruits:</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> </ul> <p>(c) Not containing added sugar, in immediate packings of a net capacity:</p> <ol style="list-style-type: none"> <li>1. Of 4.5 kg or more:               <ol style="list-style-type: none"> <li>ex (cc) Other fruits                   <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, excluding pineapples</li> </ul> </li> </ol> </li> <li>ex 2. Of less than 4.5 kg:               <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> </ul> </li> </ol>

CCT heading No	Description
20.07	<p>Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit:</p> <p>A. Of a specific gravity exceeding 1.33 at 15° C:</p> <p>III. Other:</p> <p>ex (a) Of a value exceeding 30 u.a. per 100 kg net weight:</p> <p>— Fruits falling within heading No 08.01, excluding pineapples</p> <p>(b) Of a value not exceeding 30 u.a. per 100 kg net weight:</p> <p>ex 1. With an added sugar content exceeding 30 % by weight:</p> <p>— Fruits falling within heading No 08.01, excluding pineapples</p> <p>ex 2. Other:</p> <p>— Fruits falling within heading No 08.01, excluding pineapples</p> <p>B. Of a specific gravity of 1.33 or less at 15° C:</p> <p>II. Other:</p> <p>(a) Of a value exceeding 30 u.a. per 100 kg net weight:</p> <p>2. Grapefruit juice</p> <p>ex 3. Other citrus fruit juices:</p> <p>(aa) Containing added sugar</p> <p>(bb) Other:</p> <p>ex 6. Other fruit and vegetable juices, excluding apricot and peach juice:</p> <p>(aa) Containing added sugar</p> <p>(bb) Other:</p> <p>7. Mixtures:</p> <p>ex (bb) Other, excluding mixtures containing, either separately or together, over 25 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice:</p> <p>11. Containing added sugar</p> <p>22. Other</p> <p>(b) Of a value of 30 u.a. or less per 100 kg net weight:</p> <p>2. Grapefruit juice:</p> <p>(aa) With an added sugar content exceeding 30 % by weight</p> <p>(bb) Other</p> <p>4. Other citrus fruit juices:</p> <p>(aa) With an added sugar content exceeding 30 % by weight</p> <p>(bb) With an added sugar content of 30 % or less by weight</p> <p>(cc) Not containing added sugar</p>

CCT heading No	Description
20.07 (cont'd)	<p>7. Other fruit and vegetable juices, excluding apricots and peaches:</p> <ul style="list-style-type: none"><li>ex (aa) With an added sugar content exceeding 30 % by weight</li><li>ex (bb) With an added sugar content of 30 % or less by weight</li><li>ex (cc) Not containing added sugar</li></ul> <p>8. Mixtures:</p> <ul style="list-style-type: none"><li>ex (bb) Other, excluding mixtures containing, either separately or together, over 25 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice:<ul style="list-style-type: none"><li>11. With an added sugar content exceeding 30 % by weight</li><li>22. With an added sugar content of 30 % or less by weight</li><li>33. Not containing added sugar</li></ul></li></ul>

**REGULATION (EEC) No 306/74 OF THE COUNCIL**  
**of 4 February 1974**  
**on imports of olive oil from Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament

Whereas Article 7 of Annex 6 to the Additional Protocol signed in Brussels on 23 November 1970, amended by the Agreement in the form of an exchange of letters, signed in Brussels on 23 November 1973, makes provision for special treatment to be accorded to imports of olive oil falling within subheading No 15.07 A II of the Common Customs Tariff, obtained entirely in Turkey and transported directly from that country into the Community; whereas, before that treatment can be accorded, rules for its application must be adopted;

Whereas on condition that Turkey imposes a special export charge, the special treatment provides for a standard rebate of 0.50 unit of account per 100 kilogrammes on the levy charged on such oil, and a reduction of the levy by the amount of the special charge, up to 4.5 units of account per 100 kilogrammes;

Whereas it is necessary to ensure that, in accordance with the Agreement, the special import charge has the effect of increasing the price of oil on importation into the Community; whereas, to ensure that the treatment in question is correctly applied, the necessary steps must be taken to ensure that the special export charge has been paid when the oil is imported,

HAS ADOPTED THIS REGULATION:

*Article 1*

Where Turkey imposes the special export charge on olive oil other than refined olive oil falling within subheading No 15.07 A II of the Common Customs Tariff, obtained entirely in Turkey and transported directly from that country into the Community, the levy on imports of such oil into the Community shall

be the levy calculated in accordance with Article 13 of Council Regulation No 136/66/EEC<sup>(1)</sup> of 22 September 1966 on the establishment of a common organization of the market in oils and fats, as last amended by Regulation (EEC) No 1707/73, less:

- 0.50 unit of account per 100 kilogrammes, and
- an amount equal to the special export charge levied upon the oil in Turkey, up to 4.5 units of account per 100 kilogrammes.

*Article 2*

The arrangements provided for in Article 1 shall be applied to all imports in respect of which the importer can prove that the special export charge referred to in that Article is duly reflected in the import price.

*Article 3*

Where Turkey does not impose the special charge, the levy on imports into the Community of oil as defined in Article 1 shall be the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC, less 0.50 unit of account per 100 kilogrammes.

*Article 4*

Detailed rules for the application of this Regulation, and of Article 2 in particular, shall be adopted in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC.

*Article 5*

Council Regulation (EEC) No 1235/71 of 7 June 1971 on imports of olive oil from Turkey is repealed.

*Article 6*

This Regulation shall enter into force on the day of the entry into force of the Agreement in the form of an exchange of letters, signed on 23 November 1973, amending Article 7 of Annex 6 to the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey.

(1) cf. AGRI/EEC XVII 9

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

Done at Brussels, 4 February 1974.

*For the Council*

*The President*

W. SCHEEL

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## REGULATION (EEC) No 353/74 OF THE COUNCIL

of 4 February 1974

opening, allocating and providing for the administration of a Community tariff quota for certain petroleum products falling within Chapter 27 of the Common Customs Tariff (1974), refined in Turkey

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an Association between the European Economic Community and Turkey and to the Additional Protocol <sup>(1)</sup> consequent on the Accession of new Member States, the Community has undertaken, in an Interim Agreement <sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol but which, in any case, may not extend beyond 31 December 1974, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas, under Article 6 of the Interim Agreement amending the first paragraph of the Sole Article of Annex 1 to the Additional Protocol, the Community must, as from 1 January 1974, totally suspend the customs duties applicable to certain petroleum products falling within Chapter 27 of the Common Customs Tariff, refined in Turkey, within the limit of an annual Community tariff quota of 340 000 metric tons; whereas, pursuant to Article 2 of the abovementioned Interim Agree-

ment, the new Member States must apply zero duties to the products concerned;

Whereas equal and direct access to the said quota by all importers and the uninterrupted application of the rate laid down for the said quotas to all imports of the products in question into all Member States should be guaranteed until the quotas are exhausted; whereas utilization of this quota, based on allocation between Member States, would appear to safeguard the Community character of the said quota as regards the principles described above; whereas in order to ensure that such allocation takes as much account as possible of the actual development of the market of the products concerned, the allocation of shares should be in direct proportion to the needs of Member States, calculated, on the one hand, on the basis of statistics relating to imports from Turkey during a given representative period and, on the other, on the basis of the economic prospects for the quota period considered;

Whereas, during the past three years for which complete statistics are available, imports of these products from Turkey into the various Member States were as follows:

	<i>(metric tons)</i>		
	1970	1971	1972
Germany	0	42 304	300 000
Benelux	0	0	96 222
France	0	0	0
Italy	15 750	0	110 162
Denmark	19 780.4	0	0
Ireland	0	0	0
United Kingdom	35 350	0	38 200

(1) cf. GEN I 1

(2) cf. GEN I 21



whereas this information indicates that imports of these products are very irregular and that the calculation of the percentages which they represent in relation to the total imports into the Community of the same products from Turkey would not therefore be significant; whereas the calculation of the imports from Member States in question for the quota period considered proves difficult as a result of the irregularity noted in imports during the foregoing years; whereas the foreseeable import figures put forward by the Member States for the quota period concerned leads to the quota considered being allocated according to the percentages indicated hereafter:

Germany	42.1
Benelux	16.5
France	8.3
Italy	12.4
Denmark	4.2
Ireland	4.2
United Kingdom	12.3

Whereas to take into account the uncertainty in the development of imports of the said products into Member States, the quota volume should be divided into two portions, the first portion being allocated between the Member States, and the second portion forming a reserve intended to meet subsequently the needs of the Member States which have exhausted their original share of the quota; whereas in order to ensure some security to importers in each Member State, the first portion of the Community quota should be fixed at a relatively high level which, under the circumstances, might amount to approximately 85% of the quota volume;

Whereas the initial quota shares of those Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial quota share should draw an additional quota share from the reserve; whereas this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional quota shares must be available for use until the end of the quota period, whereas such method of administration calls for close co-operation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amounts are used and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance of one of the initial shares remains in one or other Member State, it is essential

that that Member State pay a certain percentage of it back into the reserve, in order to avoid a part of the Community quota remaining unused in one Member State when it could be used in others;

Whereas it does not seem possible for the moment, taking into account the differences still existing in the national provisions governing the market of the products in question, to lay down a single method of administration;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned Economic Union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

#### Article 1

1. Subject to any measures taken under paragraphs 2 and 4 of the single article of Annex 1 to the Additional Protocol between the European Economic Community and Turkey, a Community tariff quota of 340 000 metric tons shall be opened until 31 December 1974 for the following petroleum products, refined in Turkey and falling within Chapter 27 of the Common Customs Tariff:

CCT heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>A. Light oils:</p> <p>III. For other purposes</p> <p>B. Medium oils:</p> <p>III. For other purposes</p> <p>C. Heavy oils:</p> <p>I. Gas oil:</p> <p>c) For other purposes</p> <p>II. Fuel oil:</p> <p>c) For other purposes</p>

CCT heading No	Description
27.10 (cont'd)	III. Lubricating oils; other oils c) To be mixed in accordance with the terms of Additional Note 7 to Chapter 27 (a) d) For other purposes
27.11	Petroleum gases and other gaseous hydrocarbons: B. Other: I. Commercial propane and commercial butane: c) For other purposes
27.12	Petroleum jelly: A. Crude: III. For other purposes B. Other
27.13	Paraffin wax, micro-crystalline wax, slack wax, ozokerite, lignite wax, peat wax and other mineral waxes, whether or not coloured: B. Other: I. Crude: c) For other purposes II. Other
27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals: C. Other

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

2. Within the Community tariff quota, Common Customs Tariff duties shall be totally suspended.

Within the limits of the quota, the new Member States shall also exempt the petroleum products concerned from duty.

*Article 2*

1. The tariff quota referred to Article 1 (1) shall be divided into two instalments.

2. The first instalment, amounting to 290 000 metric tons, shall be shared among the Member States;

the proportions which, subject to Article 5, shall be valid until 31 December 1974, shall consist of the following amounts:

Germany	122 000 metric tons
Benelux	48 000 metric tons
France	24 000 metric tons
Italy	36 000 metric tons
Denmark	12 000 metric tons
Ireland	12 000 metric tons
United Kingdom	36 000 metric tons

3. The second instalment, amounting to 50 000 metric tons, shall make up the reserve.

*Article 3*

1. If 90% or more of one of the initial shares of a Member State, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve, where the provisions of Article 5 have been applied, has been exhausted, that Member State concerned shall proceed without delay, by notifying the Commission to draw a second share equal to 20% of its initial share, where appropriate rounded up to the next figure, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90% or more of the second share drawn by a Member State has been used, that Member State shall proceed under the conditions laid down in paragraph 1 to draw a third share equal to 10% of its initial share, where appropriate rounded up to the next figure.

3. If, after its second share has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, under the same conditions, to draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may proceed to draw shares smaller than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

*Article 4*

Additional shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

*Article 5*

If, on 15 September 1974, a Member State has not used up its initial quota share, it shall, not later than 10 October 1974, return to the reserve the unused portion of its share in excess of 20% of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity might not be used.

The Member States shall, not later than 10 October 1974, notify the Commission of the total imports of the products concerned effected up to and including 15 September 1974, and charged against the Community quota and, where appropriate, the proportion of their original quota share that is being returned to the reserve.

*Article 6*

The Commission shall keep account of the initial share opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

The Commission shall, not later than 15 October 1974, notify Member States of the state of the reserve after the return of quota shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose shall specify the amount thereof to the Member State which makes the final drawing.

*Article 7*

1. The Member States shall take all measures necessary to ensure that when additional quotas are drawn

pursuant to Article 3, it is possible for charges to be made without interruption against the accumulated shares of the Community tariff quota.

2. The Member States shall take all measures necessary to guarantee free access to the quotas allocated to them by all importers established on their territory.

3. The extent to which the quota shares of the Member States have been used up shall be established on the basis of imports of the products concerned submitted to the customs authorities under cover of a declaration that they have been made available for consumption.

*Article 8*

The Member States shall inform the Commission at regular intervals of imports of the products in question actually charged against their quota shares.

*Article 9*

The Member States and the Commission shall cooperate closely to ensure that this Regulation is respected.

*Article 10*

The tariff quota laid down in this Regulation shall be opened for 1974.

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 4 February 1974.

*For the Council*

*The President*

W. SCHEEL

20. 2. 74

Official Journal of the European Communities

No L 48/5

## REGULATION (EEC) No 354/74 OF THE COUNCIL

of 4 February 1974

opening, allocating and providing for the administration of Community tariff quotas for certain textile products falling within heading Nos 55.05 and 55.09 and subheading No ex 58.01 A of the Common Customs Tariff (1974), coming from Turkey

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an Association between the European Economic Community and Turkey and to the Additional Protocol<sup>(1)</sup> consequent on the Accession of new Member States, the Community has undertaken, in an Interim Agreement<sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol but which, in any case, may not extend beyond 31 December 1974, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas, under Article 6 of this Interim Agreement amending Article 1 of Annex 2 to the Additional Protocol, the Community must, as from 1 January 1974, reduce by 75% the customs duties on imports from Turkey of certain textile products falling within heading Nos 55.05 and 55.09 of the Common Customs Tariff, within the limit of annual Community tariff quotas of 390 metric tons for cotton yarn and 1 390 metric tons for woven fabrics of cotton, whereas the above-mentioned Article 6 allocates these Community tariff quotas as follows:

— for cotton yarn:

300 metric tons to the Community as originally constituted, 40 metric tons to Denmark, 10 metric tons to Ireland and 40 metric tons to the United Kingdom;

(1) cf. GEN I 73  
(2) cf. GEN I 149

— for woven fabrics of cotton:

1 000 metric tons to the Community as originally constituted, 20 metric tons to Denmark, 10 metric tons to Ireland and 360 metric tons to the United Kingdom;

Whereas, moreover, it appears desirable to provide for a provisional adjustment of the tariff advantages for these goods:

— for the Community as originally constituted by a total suspension of the customs duties of the Common Customs Tariff, and an increase of 50% of the volume of quotas allocated to these Member States;

— for the new Member States by a total suspension of the duties applicable within the limits of the quotas fixed above, increased by 50%;

Whereas pursuant to Article 1 of Annex No 2 to the Supplementary Protocol together with Article 2 of the Interim Agreement, for the duration of 1974 in particular, the Community must reduce by 25% the duties applicable in respect of third countries to carpets, carpeting and rugs, knotted (made up or not) of wool or of fine animal hair, (with the exception of hand-made carpets) imported from Turkey; whereas it also appears advisable to improve this tariff advantage provisionally by means of a total suspension of the duties applicable to the products in question within a Community tariff quota of 160 metric tons allocated in accordance with the same percentages as those adopted under the generalized tariff preferences;

Whereas, in order to comply with the special provisions of the Interim Agreement, different systems should be provided for the Member States of the Community as originally constituted and for the new Member States;

Whereas, as regards the Community as originally constituted:

— it is necessary to guarantee to all Community importers equal and uninterrupted access to the

abovementioned quotas and uninterrupted application of the rate laid down for those quotas to all imports of the product concerned into all Member States until the quota has been used up;

- in the light of the principles mentioned above, the Community nature of the quotas can best be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect most accurately the actual development of the market in the product concerned, such allocation shall be in proportion to the needs of the Member States, assessed by reference

both to the statistics of each State's imports from Turkey over a representative period and to the economic outlook for the quota period concerned; whereas, in spite of the limited need for imports from Turkey of the products concerned, as shown by the statistics for the majority of the Member States the Community character of the tariff quotas concerned should be safeguarded by making provisions to cover needs which might arise in these Member States;

- imports into the various Member States from Turkey were as follows during the past three years for which complete statistics are available:

	1970		1971		1972	
	metric tons	%	metric tons	%	metric tons	%
<i>Cotton yarn</i>						
Germany	4 167	34.91	8 458	49.19	11 736	48.35
Benelux	2 071	17.35	4 626	26.90	6 144	25.31
France	244	2.04	242	1.41	412	1.70
Italy	5 455	45.70	3 867	22.50	5 982	24.64
<i>Other woven fabrics of cotton</i>						
Germany	419	20.17	371	13.99	570	21.17
Benelux	207	9.97	848	31.97	995	36.96
France	449	21.62	603	22.74	747	27.75
Italy	1 002	48.24	830	31.30	380	14.12

- in view of these figures and foreseeable market trends for the products concerned during 1974, the initial shares may be fixed approximately at the following percentages:

	<i>Cotton yarn</i>	<i>Other woven fabrics of cotton</i>
Germany	43.8	23.1
Benelux	19.7	30.8
France	5.2	34.6
Italy	31.3	11.5

- in order to take into account the uncertainty of the import trends for the products concerned in the Member States, the quota volumes should be divided into two instalments, the first instalment being allocated to the Member States, and the

second held as a reserve intended ultimately to cover the requirements of those Member States which have used up their initial shares; whereas, in order to ensure a certain degree of security to importers, the first instalment should be determined at a relatively high level, which, under present circumstances, may be about 80% of each quota volume;

- the initial quota shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member States having used up almost the whole of one of its initial quota shares should draw an additional quota share from the corresponding reserve; whereas, this must be done by each Member States as and when each of its additional quota shares is almost entirely used up, and repeated as many times as each of the reserves allows; whereas each of the initial and additional

quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof;

— if, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a percentage of it back into the corresponding reserve, in order to avoid a part of one or other of the Community quotas remaining unused in one Member State when it could be used in others;

— since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Union, all transactions concerning the administration of shares granted to the above-mentioned Economic Union may be carried out by any one of its members;

Whereas as regards the new Member States in particular:

— the quota volumes to be allocated to those new Member States under Article 6 of the Interim Agreement as well as the duties to be applied in those Member States for the purposes of these quotas determined in accordance with Article 2 of the said Agreement, are to be adjusted as set out below;

— equal and uninterrupted access to the quotas should be ensured to all importers and the duties should be applied without interruption to all imports of the products concerned until the quotas have been used up,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Until 31 December 1974, Community tariff quotas shall be opened for the following products coming from Turkey, as shown below:

CCT heading No	Description	Quota
55.05	Cotton yarn, not put up for retail sale	885 metric tons
55.09	Other woven fabrics of cotton	2 085 metric tons
58.01	Carpets, carpeting and rugs (made up or not): ex A. Of wool or of fine animal hair with the exclusion of hand-made carpets	160 metric tons

2. The quotas shall be allocated and administered in accordance with the following provisions.

SECTION I

Provisions relating to the Community as originally constituted

*Article 2*

1. Within the quota Customs Tariff duties shall be totally suspended within the limit of 750 metric tons for cotton yarn not put up for retail sale, 1 500 metric tons for other woven fabrics of cotton, and 112 metric tons for carpets made of wool or fine animal hair.

*Article 3*

1. The quotas referred to in Article 2 shall be divided into two instalments.

2. The first instalment of each of these quotas shall be shared amongst the Member States; the shares which, subject to Article 6, shall be valid until 31 December 1974, shall be as follows:

*(in metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01 A
Germany	252	240	34.7
Benelux	113	320	12.9
France	30	360	24.4
Italy	180	120	18.0

The second instalment of each quota, amounting to 175, 460 and 22 metric tons respectively, shall make up the corresponding reserve.

#### Article 4

1. If 90% or more of one of any Member State's initial shares, as laid down in Article 3 (2) or 90% of that share less the amount returned into the corresponding reserve, where Article 6 has been applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after one or other of its initial shares has been used up, 90% or more of the second share drawn by one of the Member States has been used up, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5% of its initial share.

3. If, after one or other of its second shares has been used up, 90% or more of the third share drawn by a Member State has been used up, the latter shall, in the same manner, draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

#### Article 5

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1974.

#### Article 6

If, on 15 September 1974, a Member State has not used up one or other of its initial shares, it shall, not later than 10 October 1974, return to the reserve the unused portion of this share in excess of 20% of the initial amount. It may return a larger quantity if there are reasons to consider that this may not be used.

The Member States shall, not later than 10 October 1974, notify the Commission of the total imports of the products concerned effected under the Community quotas up to and including 15 September 1974 and, where appropriate the proportion of each of their initial shares that they are returning to each of the reserves.

#### Article 7

The Commission shall keep account of the shares opened by Member States in accordance with Article 3 and 4, and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

It shall, not later than 15 October 1974, notify the Member States of the state of each of the reserves after the return of shares pursuant to Article 6.

It shall ensure that any drawing which uses up a reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

#### Article 8

The Member States shall take all measures necessary to ensure that, when additional shares are drawn pursuant to Article 4, it is possible for imports to be counted without interruption against their accumulated shares of the Community tariff quotas.

### SECTION II

#### Provisions relating to the new Member States

#### Article 9

1. Within the tariff quotas referred to in Article 1, the following shares shall be allocated to the new Member States:

	<i>(in metric tons)</i>		
	55.05	55.09	ex 58.01 A
Denmark	60	30	11.2
Ireland	15	15	1.6
United Kingdom	60	540	35.2

2. Within the limits of these quotas, the new Member States shall apply zero duties for the textile products concerned.

SECTION III

General provisions

*Article 10*

1. The Member States shall take all measures necessary to ensure for importers of the products concerned established in their territory free access to the shares allocated to them.
2. The Member States shall count imports of the products concerned against their shares as and when such products are presented for customs clearance under cover of a declaration that they have been made available for consumption.
3. The extent to which the Member States' shares have been used up shall be established on the basis of imports counted in accordance with paragraph 2.

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

Done at Brussels, 4 February 1974.

*Article 11*

Member States shall inform the Commission at regular intervals of imports of the products concerned actually counted against their shares.

*Article 12*

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is respected.

*Article 13*

The tariff quotas laid down in this Regulation shall be opened for 1974.

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

*For the Council*

*The President*

W. SCHEEL

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**REGULATION (EEC) No 1486/74 OF THE COUNCIL**

of 13 June 1974

**amending Regulation (EEC) No 3574/73 wholly or partially suspending Common Customs Tariff duties on certain agricultural products originating in Turkey****THE COUNCIL OF THE EUROPEAN COMMUNITIES,**

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to Council Regulation (EEC) No 1059/69<sup>(1)</sup> of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, as last amended by Regulation (EEC) No 1491/73, and in particular Article 12 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas the second subparagraph of Article 1 (1) of Council Regulation (EEC) No 3574/73 of 27 December 1973 wholly or partially suspending Common Customs Tariff duties on certain products originating in Turkey mistakenly refers to the duty

actually applied in the new Member States on 1 January 1972 to Turkey instead of to the lowest duty applied on that date to countries regarded as developing countries; whereas, therefore, this error should be rectified,

HAS ADOPTED THIS REGULATION:

*Article 1*

The second subparagraph of Article 1 (1) of Regulation (EEC) No 3574/73 shall be amended as follows: 'the duty actually applied on 1 January 1972 to Turkey' shall be replaced by 'the lowest duty applied on 1 January 1972 to countries regarded as developing countries'.

*Article 2*

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

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

Done at Luxembourg, 13 June 1974.

*For the Council*

*The President*

E. EPPLER

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(1) cf. AGRI/EEC V 2268

## I

*(Acts whose publication is obligatory)*

**REGULATION (EEC) No 1942/74 OF THE COUNCIL  
of 22 July 1974**

**extending for the third time Regulations (EEC) No 2313/71 and (EEC) No 2823/71 partially and temporarily suspending Common Customs Tariff duties applicable to wines originating in and coming from Algeria, Morocco, Tunisia and Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas Council Regulations (EEC) No 2313/71<sup>(1)</sup> and (EEC) No 2823/71, as last extended by Regulation (EEC) No 2012/73, pending the adoption of a definitive system, established a provisional system for the importation of wines from Algeria, Morocco, Tunisia and Turkey into the Community; whereas since the definitive system has not yet been adopted, the provisional system must be extended under the same conditions as those which applied when it was set up,

HAS ADOPTED THIS REGULATION:

*Sole Article*

In the second paragraph of Article 2 of Regulations (EEC) No 2313/71 and (EEC) No 2823/71 '31 August 1974' shall be replaced by '31 August 1975'.

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

Done at Brussels, 22 July 1974.

*For the Council*  
*The President*  
J. SAUVAGNARGUES

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(1) cf. AGRI/EEC XVI 166

## REGULATION (EEC) No 2924/74 OF THE COUNCIL

of 18 November 1974

opening, allocating and providing for the administration of a Community tariff quota for certain petroleum products falling within Chapter 27 of the Common Customs Tariff, refined in Turkey (1975)

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an Association between the European Economic Community and Turkey and to the Additional Protocol <sup>(1)</sup> consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement <sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol, which is applicable until 31 December 1974 but which has been extended for 1975 in accordance with the terms laid down in Article 13 thereof to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas under Article 6 of the Interim Agreement amending the first paragraph of the single Article of Annex 1 to the Additional Protocol, the Community must totally suspend the customs duties applicable to certain petroleum products falling within Chapter 27 of the Common Customs Tariff, refined in Turkey, within the limit of an annual Community tariff quota of 340 000 metric tons; whereas, pursuant to Article 2 of the abovementioned Interim Agreement, the new Member States must apply zero duties to the products concerned;

Whereas equal and direct access to the said quota by all importers and the uninterrupted application of the rate laid down for the said quotas to all imports of the products in question into all Member States should be guaranteed until the quotas are exhausted; whereas utilization of this quota, based on allocation between Member States, would appear to safeguard the Community character of the said quota as regards the principles described above; whereas in order to ensure that such allocation takes

as much account as possible of the actual development of the market of the products concerned, the allocation of shares should be in direct proportion to the needs of Member States, calculated, on the one hand, on the basis of statistics relating to imports from Turkey during a given representative period and, on the other, on the basis of the economic prospects for the quota period considered;

Whereas, during the last three years for which complete statistics are available, imports of these products from Turkey into the various Member States were as follows:

	<i>(metric tons)</i>		
	1971	1972	1973
Benelux	—	96 222	—
Denmark	—	—	12 000
Germany	42 304	300 000	300 000
France	—	—	—
Ireland	—	—	—
Italy	—	110 162	134 035
United Kingdom	—	38 200	40 000

Whereas this information indicates that imports of these products are very irregular and that the calculation of the percentages they represent in relation to the total imports into the Community of the same products from Turkey would not therefore be significant; whereas the calculation of the imports from Member States in question for the quota period considered proves difficult as a result of the irregularity noted in imports during the foregoing years; whereas the foreseeable import figures put forward by the Member States for the quota period concerned leads to the quota considered being allocated according to the percentages indicated hereafter:

Benelux	16.55
Denmark	4.14
Germany	42.07

(1) cf. GEN I 73

(2) cf. GEN I 149

France	8-28
Ireland	4-14
Italy	12-41
United Kingdom	12-41

Whereas to take into account the uncertainty in the development of imports of the said products into Member States, the quota amount should be divided into two tranches, the first tranche being allocated between the Member States, and the second tranche forming a reserve intended to meet subsequently the needs of the Member States which have exhausted their original share of the quota; whereas, in order to ensure some security to importers in each Member State, the first tranche of the Community quota should be fixed at a relatively high level which, under the circumstances, might amount to approximately 85% of the quota volume;

Whereas the initial quota shares of those Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial quota share should draw an additional quota share from the reserve; whereas this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional quota shares must be available for use until the end of the quota period; whereas such method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amounts are used and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance of one of the initial shares remains in one or other Member State, it is essential that that Member State pay a certain percentage of it back into the reserve to prevent a part of the Community quota from remaining unused in one Member State when it could be used in others;

Whereas it does not seem possible for the moment, taking into account the differences still existing in the national provisions governing the market of the products in question, to lay down a single method of administration;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned Economic Union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Subject to any measures taken under paragraphs 2 and 4 of the single Article of Annex 1 to the Additional Protocol between the European Economic Community and Turkey, a Community tariff quota of 340 000 metric tons shall be opened from 1 January to 31 December 1975 for the following petroleum products, refined in Turkey and falling within Chapter 27 of the Common Customs Tariff:

CCT heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>A. Light oils:</p> <p style="padding-left: 20px;">III. For other purposes</p> <p>B. Medium oils:</p> <p style="padding-left: 20px;">III. For other purposes</p> <p>C. Heavy oils:</p> <p style="padding-left: 20px;">I. Gas oil:</p> <p style="padding-left: 40px;">c) For other purposes</p> <p style="padding-left: 20px;">II. Fuel oil:</p> <p style="padding-left: 40px;">c) For other purposes</p> <p style="padding-left: 20px;">III. Lubricating oils; other oils:</p> <p style="padding-left: 40px;">c) To be mixed in accordance with the terms of Additional Note 7 to Chapter 27 (a)</p> <p style="padding-left: 40px;">d) For other purposes</p>

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

CCT heading No	Description
27.11	Petroleum gases and other gaseous hydrocarbons: B. Other: I. Commercial propane and commercial butane: c) For other purposes
27.12	Petroleum jelly: A. Crude: III. For other purposes
27.13	Paraffin wax, micro-crystalline wax, slack wax, ozokerite, lignite wax, peat wax and other mineral waxes, whether or not coloured: B. Other: I. Crude: c) For other purposes II. Other
27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals: C. Other

2. Within the Community tariff quota, Common Customs Tariff duties shall be totally suspended.

Within the limits of the quota, the new Member States shall also exempt the petroleum products concerned from duty.

#### *Article 2*

1. The tariff quota referred to Article 1 (1) shall be divided into two tranches.

2. The first tranche of 290 000 metric tons, shall be shared among the Member States; the shares which, subject to Article 5, shall be valid until 31 December 1975 shall consist of the following amounts:

Benelux	48 000 metric tons
Denmark	12 000 metric tons
Germany	122 000 metric tons
France	24 000 metric tons
Ireland	12 000 metric tons
Italy	36 000 metric tons
United Kingdom	36 000 metric tons

3. The second tranche of 50 000 metric tons shall constitute a reserve.

#### *Article 3*

1. If 90% or more of one of the initial shares of a Member State, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve where the provisions of Article 5 have been applied, has been exhausted, that Member State concerned shall proceed without delay, by notifying the Commission, to draw a second share equal to 10% of its initial share, where appropriate rounded up to the next figure, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90% or more of the second share drawn by a Member State has been used, that Member State shall proceed under the conditions laid down in paragraph 1 to draw a third share equal to 5% of its initial share, where appropriate rounded up to the next figure.

3. If, after its second share has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, under the same conditions, to draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may proceed to draw shares smaller than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

*Article 4*

Additional shares drawn pursuant to Article 3 shall be valid until 31 December 1975.

*Article 5*

If, on 15 September 1975, a Member State has not used up its initial quota share, it shall, not later than 10 October 1975, return to the reserve the unused portion of its share in excess of 20% of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity might not be used.

The Member States shall, not later than 10 October 1975, notify the Commission of the total imports of the products concerned effected up to and including 15 September 1975 and charged against the Community quota and, where appropriate, the proportion of their original quota share that is being returned to the reserve.

*Article 6*

The Commission shall keep account of the initial share opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

The Commission shall, not later than 15 October 1975, notify Member States of the state of the reserve after the return of quota shares pursuant to Article 5.

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

Done at Brussels, 18 November 1974.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

*Article 7*

1. Every Member State shall take all appropriate measures to ensure shares drawn pursuant to Article 3 are opened in such a way that importations may be charged without interruption against its accumulated share of the relevant Community quota.

2. The Member States shall take all measures necessary to ensure that importers of the products in question established in its territory have free access to the shares allocated to it.

3. The extent to which a Member State has used up its quota shares shall be determined on the basis of the importations of the products in question entered with the customs authorities for home use.

*Article 8*

The Member States shall inform the Commission at regular intervals of imports of the products in question actually charged against their quota shares.

*Article 9*

The Member States and the Commission shall cooperate closely to ensure that this Regulation is respected.

*Article 10*

This Regulation shall enter into force on 1 January 1975.

*For the Council*

*The President*

Ch. BONNET

## REGULATION (EEC) No 2925/74 OF THE COUNCIL

of 18 November 1974

opening, allocating and providing for the administration of Community tariff quotas for certain textile products falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff, coming from Turkey (1975)

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an Association between the European Economic Community and Turkey and to the Additional Protocol<sup>(1)</sup> consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement<sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol which is applicable until 31 December 1974 but which has been extended for 1975 in accordance with the terms laid down in Article 13 thereof, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas, under Article 6 of this Interim Agreement amending Article 1 of Annex 2 to the Additional Protocol, the Community must reduce by 75% the customs duties on imports from Turkey of certain textile products falling within heading Nos 55.05 and 55.09 of the Common Customs Tariff, within the limit of annual Community tariff quotas of 390 metric tons for cotton yarn and 1 390 metric tons for woven fabrics of cotton, whereas the abovementioned Article 6 allocates these Community tariff quotas as follows:

— for cotton yarn:

300 metric tons to the Community as originally constituted, 40 metric tons to Denmark, 10 metric tons to Ireland and 40 metric tons to the United Kingdom;

(1) cf. GEN I 73  
(2) cf. GEN I 149

— for woven fabrics of cotton:

1 000 metric tons to the Community as originally constituted, 20 metric tons to Denmark, 10 metric tons to Ireland and 360 metric tons to the United Kingdom;

Whereas, moreover, it appears desirable to provide for an initial provisional adjustment of the tariff advantages for these goods:

- for the Community as originally constituted, by a total suspension of the customs duties of the Common Customs Tariff, and an increase of 50% of the volume of quotas allocated to these Member States;
- for the new Member States, by a total suspension of the duties applicable within the limits of the quotas fixed above, increased by 50%;

Whereas these adjustments may, if necessary, be reviewed during the quota year;

Whereas pursuant to Article 1 of Annex 2 to the Supplementary Protocol, together with Article 2 of the Interim Agreement, for the duration of 1975 in particular, the Community must reduce by 25% the duties applicable in respect of third countries to carpets, carpeting and rugs, knotted (made up or not) of wool or of fine animal hair, (excluding hand-made carpets, carpeting and rugs) imported from Turkey; whereas it also appears advisable to improve this tariff advantage provisionally by means of a total suspension of the duties applicable to the products in question within a Community tariff quota initially fixed at 160 metric tons and allocated in accordance with the same percentages as those adopted for 1974 under the generalized tariff preferences;

Whereas, in order to comply with the special provisions of the Interim Agreement, different systems should be provided for the Member States of the Community as originally constituted and for the new Member States;

Whereas, as regards the Community as originally constituted:

- it is necessary to guarantee to all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rate laid down for those quotas to all imports of the product concerned into all Member States until the quota has been used up;
- in the light of the principles mentioned above, the Community nature of the quotas can best be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect most accurately the actual

development of the market in the product concerned, such allocation shall be in proportion to the needs of the Member States, assessed by reference both to the statistics of each State's imports from Turkey over a representative period and to the economic outlook for the quota period concerned; whereas, in spite of the limited need for imports from Turkey of the products concerned, as shown by the statistics for the majority of the Member States, the Community character of the tariff quotas concerned should be safeguarded by making provisions to cover needs which might arise in these Member States;

- imports into the various Member States from Turkey were as follows during the last three years for which complete statistics are available:

	1971		1972		1973	
	metric tons	%	metric tons	%	metric tons	%
<i>Cotton yarn</i>						
Germany	8 458	49.19	11 736	48.35	10 734	42.79
Benelux	4 626	26.90	6 144	25.31	6 795	27.08
France	242	1.41	412	1.70	162	0.65
Italy	3 867	22.50	5 982	24.64	7 397	29.48
<i>Other woven fabrics of cotton</i>						
Germany	371	13.99	570	21.17	877	30.99
Benelux	848	31.97	995	36.96	953	33.67
France	603	22.74	747	27.75	412	14.56
Italy	830	31.30	380	14.12	588	20.78

- in view of these figures and foreseeable market trends for the products concerned during 1975, the initial shares may be fixed approximately at the following percentages:

	<i>Cotton yarn</i>	<i>Other woven fabrics of cotton</i>
Germany	43.8	23.1
Benelux	19.7	30.8
France	5.2	34.6
Italy	31.3	11.5

- in order to take into account the uncertainty of the import trends for the products concerned in the Member States, the quota volumes should be divided into two instalments, the first instalment being allocated to the Member States and the second held as a reserve intended ultimately to cover the requirements of those Member States

which have used up their initial shares; whereas, in order to ensure a certain degree of security to importers, the first instalment should be determined at a relatively high level, which, under present circumstances, may be about 80% of each quota volume;

- the initial quota shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of one of its initial quota shares should draw an additional quota share from the corresponding reserve; whereas, this must be done by each Member State as and when each of its additional quota shares is almost entirely used up and repeated as many times as each of the reserves



allows; whereas each of the initial and additional quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof;

— if, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a percentage of it back into the corresponding reserve to prevent a part of the Community quota from remaining unused in one Member State when it could be used in others;

— since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares granted to the abovementioned Economic Union may be carried out by any one of its members;

Whereas as regards the new Member States in particular:

— the quota volumes to be allocated to those new Member States under Article 6 of the Interim Agreement, as well as the duties to be applied in those Member States for the purposes of these quotas determined in accordance with Article 2 of the said Agreement, are to be adjusted as set out below;

— equal and uninterrupted access to the quotas should be ensured to all importers and the duties should be applied without interruption to all imports of the products concerned until the quotas have been used up,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

1. From 1 January to 31 December 1975, Community tariff quotas shall be opened for the following products coming from Turkey, as shown below:

CCT heading No	Description	Quota (metric tons)
55.05	Cotton yarn, not put up for retail sale	885
55.09	Other woven fabrics of cotton	2 085
58.01	Carpets, carpeting and rugs (made up or not) ex A. Of wool or of fine animal hair excluding handmade carpets, carpeting and rugs	160

2. The quotas shall be allocated and administered in accordance with the following provisions.

112 metric tons for carpets made of wool or fine animal hair.

#### SECTION I

##### **Provisions applicable to the Community as originally constituted**

#### *Article 2*

1. Within the quota customs tariff duties shall be totally suspended within the limit of 750 metric tons for cotton yarn not put up for retail sale, 1 500 metric tons for other woven fabrics of cotton, and

#### *Article 3*

1. The quotas referred to in Article 2 shall be divided into two instalments.

2. The first instalment of each of these quotas shall be shared amongst the Member States; the shares which, subject to Article 6, shall be valid until 31 December 1975 shall be as follows:

*(metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01A
Germany	252	240	34.7
Benelux	113	320	12.9
France	30	360	24.4
Italy	180	120	18.0

The second instalment of each quota, amounting to 175, 460 and 22 metric tons respectively, shall make up the corresponding reserve.

#### Article 4

1. If 90% or more of one of any Member State's initial shares, as laid down in Article 3 (2) or 90% of that share less the amount returned into the corresponding reserve where Article 6 has been applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after one or other of its initial shares has been used up, 90% or more of the second share drawn by one of the Member States has been used up, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5% of its initial share.

3. If, after one or other of its second shares has been used up, 90% or more of the third share drawn by a Member State has been used up, the latter shall, in the same manner, draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

#### Article 5

Each of the additional shares drawn pursuant to Article 4 shall be valid until 31 December 1975.

#### Article 6

If, on 15 September 1975, a Member State has not used up one or other of its initial shares, it shall, not later than 10 October 1975, return to the reserve the unused portion of this share in excess of 20% of the initial amount. It may return a larger quantity if there are reasons to consider that this may not be used.

The Member States shall, not later than 10 October 1975, notify the Commission of the total imports of the products concerned effected under the Community quotas up to and including 15 September 1975 and, where appropriate, the proportion of each of their initial shares that they are returning to each of the reserves.

#### Article 7

The Commission shall keep account of the shares opened by Member States in accordance with Articles 3 and 4, and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

It shall, not later than 15 October 1975, notify the Member States of the state of each of the reserves after the return of shares pursuant to Article 6.

It shall ensure that any drawing which uses up a reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

#### Article 8

The Member States shall take all measures necessary to ensure that, when additional shares are drawn pursuant to Article 4, it is possible for imports to be counted without interruption against their accumulated shares of the Community tariff quotas.

### SECTION II

Provisions applicable to the new Member States

#### Article 9

1. Within the tariff quotas referred to in Article 1, the following shares shall be allocated to the new Member States:

*(metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01 A
Denmark	60	30	11.2
Ireland	15	15	1.6
United Kingdom	60	540	35.2

2. Within the limits of these quotas, the new Member States shall apply zero duties for the textile products concerned.

### SECTION III

#### General Provisions

##### *Article 10*

1. The Member States shall take all measures necessary to ensure for importers of the products concerned established in their territory free access to the shares allocated to them.

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

Done at Brussels, 18 November 1974.

2. The Member States shall count imports of the products concerned against their shares as and when such products are presented for customs clearance under cover of a declaration that they have been made available for consumption.

3. The extent to which the Member States' shares have been used up shall be established on the basis of imports counted in accordance with paragraph 2.

##### *Article 11*

Member States shall inform the Commission at regular intervals of imports of the products concerned actually counted against their shares.

##### *Article 12*

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is respected.

##### *Article 13*

This Regulation shall enter into force on 1 January 1975.

*For the Council*

*The President*

Ch. BONNET

## REGULATION (EEC) No 3294/74 OF THE COUNCIL

of 19 December 1974

**on the opening, allocation and administration of a Community tariff quota for hazelnuts falling within subheading ex 08.05 G of the Common Customs Tariff, originating in Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament ;

Whereas under Article 1 of Council Regulation (EEC) No 3375/73 of 10 December 1973 concerning the importation into the Community of certain agricultural products originating in Turkey, the Community must reduce by 37.5% the duty applied to the import of fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, within the limit of a Community tariff quota of 21 700 metric tons; whereas the Community tariff quota concerned should therefore be opened for 1975; whereas the application of a 37.5% reduction to the Common Customs Tariff duty would result in a quota duty of 2.5% for the Community as originally constituted; whereas, as regards the new Member States, it should be noted that Article 2 (1) and (3) of the Interim Agreement bringing into force certain provisions of the Supplementary Protocol provides that the reductions of customs duties pursuant to the Association Agreement shall be applied by the new Member States from the entry into force of the Interim Agreement in the proportions and according to the time limits laid down, that the rates on which the new Member States shall base those reductions

shall be those which they apply at any given moment to non-member countries and that the rates fixed as a result of the reductions regarding the products listed, in particular, in Annex 6 to the Additional Protocol — and which include hazelnuts — may in no case be lower than those applied by the new Member States with reference to the Community as originally constituted; whereas the reduction to be applied by the new Member States within the framework of the tariff quota under consideration must therefore, in certain cases, be limited to 40%;

Whereas it is in particular necessary to ensure to all importers of the Member States equal and uninterrupted access to the said quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas having regard to the above principles, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States; whereas, to reflect most accurately the actual development of the market in the products concerned, such allocation should be in proportion to the needs of the Member States, assessed by reference both to the statistics relating to imports from Turkey over a representative period, and to the economic outlook for the quota period concerned;

Whereas, on the basis of the statistics at present available, imports into the Member States in 1971, 1972 and 1973 of the product concerned originating in Turkey have developed as follows and represent the following percentages of total imports into the Community:

	1971		1972		1973	
	metric tons	in %	metric tons	in %	metric tons	in %
Germany	24 166	65.88	36 776	70.59	39 133	72.66
Benelux	4 557	12.42	5 220	10.02	3 323	6.17
France	3 581	9.76	4 906	9.42	6 170	11.45
Italy	148	0.40	197	0.38	150	0.28
Denmark	854	2.33	795	1.53	975	1.81
Ireland	177	0.48	424	0.81	201	0.37
United Kingdom	3 200	8.73	3 777	7.25	3 910	7.26
	36 683		52 095		53 862	

Whereas, taking into account these figures and the foreseeable development of the product concerned during 1975 and, in particular, the forecasts made by some Member States, the initial shares may be fixed approximately at the following percentages:

Germany	65.93
Benelux	10.14
France	8.20
Italy	0.25
Denmark	2.67
Ireland	1.66
United Kingdom	11.15

Whereas in order to take into account the import trends for the product concerned in the Member States, the quota volume should be divided into two instalments, the first instalment being allocated to the Member States, and the second forming a reserve intended ultimately to cover the requirements of the Member States, should their initial share be used up; whereas, in order to ensure a certain degree of security to importers, the first instalment of the Community quota should be determined at a relatively high level, which under present circumstances could be approximately 80% of the quota volume;

Whereas the initial shares may be used up sooner or later; whereas, in order to take this fact into account and to avoid any break in continuity, it is important that any Member State which has used up almost all its initial share should draw an additional share from the reserve; whereas this must be done as and when each of its additional shares in the quota is almost entirely used up, and repeated as often as the reserve allows; whereas the initial and additional shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between

the Member States and the Commission, which must in particular be able to observe the extent to which the quota volume is used up and inform the Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in any Member State, it is essential that the Member State should return a certain proportion thereof to the reserve, in order to avoid part of the Community quota remaining unused in one Member State when it could be used in others; whereas, taking into account the seasonal nature of imports, it seems appropriate to fix the transfer limit of 40% of the initial share;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of the shares granted to the abovementioned Economic Union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

1. During the period from 1 January to 31 December 1975 a Community tariff quota of 21 700 metric tons shall be opened in the Community for fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G, of the Common Customs Tariff, originating in Turkey.

2. Within this tariff quota, the Common Customs Tariff duty is suspended at 2.5%.

3. The new Member States shall apply within this Community tariff quota, the customs duties calculated in accordance with the relevant provisions of the Act of Accession, in the Interim Agreement and in Regulation (EEC) No 3375/73.

4. This tariff quota shall be allocated and administered in accordance with the following provisions.

#### Article 2

1. The tariff quota referred to in Article 1 (1) shall be divided into two instalments.

2. The first instalment, amounting to 17 700 metric tons, shall be shared amongst the Member States; the shares which, subject to Article 5, shall be valid until 31 December 1975 shall be as follows:

Germany	11 669 metric tons,
Benelux	1 795 metric tons,
France	1 451 metric tons,
Italy	45 metric tons,
Denmark	472 metric tons,
Ireland	294 metric tons,
United Kingdom	1 974 metric tons.

3. The second instalment, amounting to 4 000 metric tons, shall constitute the reserve.

#### Article 3

1. If 90% or more of any Member State's initial share, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve, where Article 5 has been applied has been exhausted, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If after its initial share has been exhausted 90% or more of the second share drawn by a Member State has been used, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5% of its initial share.

3. If after its second share has been exhausted 90% or more of the third share drawn by that Member State has been used, it shall, in the manner provided for in paragraph 1, draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

#### Article 4

Additional shares drawn pursuant to Article 3 shall be valid until 31 December 1975.

#### Article 5

If, by 15 October 1975, a Member State has not used up its initial share, it shall, not later than 31 October 1975, return to the reserve the unused portion of this share in excess of 40% of the initial amount. It may return a larger quantity if there are reasons to consider that such quantity may not be used.

The Member States shall, not later than 31 October 1975, notify the Commission of the total imports of the products concerned effected under the Community quota up to 15 October 1975 inclusive and, where appropriate, the proportion of their initial shares that they are returning to the reserve.

#### Article 6

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3, and shall inform each of them of the extent to which the reserve has been used as soon as it receives the notifications.

The Commission shall, not later than 5 November 1975, notify the Member States of the state of the reserve after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

#### Article 7

1. The Member States shall take all measures necessary to ensure that supplementary shares drawn

pursuant to Article 3 are opened in such a way that changes may be made without interruption against their accumulative shares of the Community quota.

2. The Member States shall ensure that importers of the said products established in their territory have free access to the shares allocated to them or drawn from the reserve.

3. The Member States shall charge imports of the said goods against their shares as and when the goods are entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

*Article 8*

Member States shall regularly inform the Commission of imports actually charged against their shares.

*Article 9*

The Member States and the Commission shall cooperate closely in order to ensure the correct application of this Regulation.

*Article 10*

This Regulation shall enter into force on 1 January 1975.

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

Done at Brussels, 19 December 1974.

*For the Council*

*The President*

J. P. FOURCADE

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## REGULATION (EEC) No 3295/74 OF THE COUNCIL

of 19 December 1974

on the total or partial suspension of Common Customs Tariff duties on certain agricultural products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to Council Regulation (EEC) No 1059/69 <sup>(1)</sup> of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, as last amended by Council Regulation (EEC) No 1491/73, and in particular Article 12 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under Annex 6 of the Additional Protocol laying down the conditions, procedures and time-tables for implementing the transitional phase pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, and under Article 1 of the Interim Agreement between the European Economic Community and Turkey on account of the accession of new Member States to the Community: the Community must totally or partially suspend the Common Customs Tariff or duties applicable to certain products; whereas it also appears necessary on a provisional basis to adjust or supplement some of these tariff advantages provided for the abovementioned Annex No 6; whereas the Community should as regards the products originating in Turkey, and contained in the list annexed to this Regulation, suspend from 1 January to 31 December 1975, at the levels indicated for each of them, either the fixed component of the charge applicable to the goods coming under Regulation (EEC) No 1059/69 or the customs duty applicable to the other products;

Whereas, for certain products of Chapters 1 to 24 of the Common Customs Tariff, this scheme would, however, involve in 1975 the application in the new Member States of customs duties higher than or very

close to those which are applied by the new Member States to non-member countries in general on the basis of the provisions of the Act of Accession; whereas in order to maintain an equivalent preferential margin for these products also, reduced customs duties should be applied to them, in accordance with detailed rules based on the principle of maintaining, in the new Member States, a preference proportional to that which exists between the duties of the Common Customs Tariff and the duties given in Annex A to this Regulation; whereas, with a view to granting to Turkey the best possible treatment, in accordance with the objectives of the preference scheme, the duties given in Annex A should also be applied wherever the duties calculated according to the abovementioned detailed rules prove to be higher than them.

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 January until 31 December 1975, the products originating in Turkey listed in Annex A shall be admitted for import into the Community at the customs duties indicated for each of them.

On importation into Denmark, Ireland and the United Kingdom, there shall be applied to the abovementioned products the customs duties determined by multiplying, by a coefficient equal to the margin of preferences existing between the duties given in Annex A and the Common Customs Tariff duties applicable, the duties obtained by reducing the difference between the lowest duty applied to developing countries on 1 January 1972 and the Common Customs Tariff, by 40% in respect of the products mentioned in Annex B, and by 60% in respect of the other products given in Annex A.

However, the duties given in Annex A shall be applied where the duties resulting from the abovementioned calculation are higher than them.

(1) cf. AGRI/EEC V 2268



2. For the purposes of application of this Regulation, 'originating products' shall mean those products which fulfil the conditions laid down in Association Council Decision No 4/72 <sup>(1)</sup> of 29 December 1972 annexed to Regulation (EEC) No 428/73.

The methods of administrative cooperation which ensure that the products listed in the Annexes benefit from the total or partial suspension shall be those laid down in Association Council Decision No 5/72 of 29 December 1972 annexed to Regulation (EEC) No 428/73, as amended by Association Council Decision No 2/73 of 17 December 1973 annexed to Regulation (EEC) No 3573/73 <sup>(2)</sup>.

#### Article 2

When the imports of products benefiting from the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious loss to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may be partially or wholly reintroduced for the products in question. These measures may also be taken in the

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

Done at Brussels, 19 December 1974.

event of serious loss or the threat of serious loss limited to a single region of the Community.

#### Article 3

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regulation to reintroduce Common Customs Tariff duties for a limited period.

2. If the action of the Commission was requested by a Member State, the Commission shall take a decision within a maximum period of 10 working days from receipt of the request and shall inform the Member States of the action taken.

3. Any Member State may remit to the Council the measure taken by the Commission within a period of 10 working days following the day of its notification. The intervention of the Council shall not have a suspensory effect. The Council shall meet without delay. It may by qualified majority modify or annul the measure in question.

#### Article 4

This Regulation shall enter into force on 1 January 1975.

*For the Council*

*The President*

J. P. FOURCADE

(1) cf. TRADE I 283  
(2) cf. TRADE I 85

## ANNEX A

List of products falling within Chapters 1 to 24 originating in Turkey for which there are grounds for total or partial suspension of the duties of the Common Customs Tariff

CCT heading No	Description	Rate of duty
1	2	3
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03, or 01.04, fresh, chilled or frozen: A. Meat: III. Of swine: b) Other .....	Free
02.04	Other meat and edible meat offals, fresh chilled or frozen: ex B. Furred game, frozen .....	Free
	C. Other: ex I. Frogs' legs .....	Free
04.06	Natural honey .....	26%
04.07	Edible products of animal origin not specified or included elsewhere .....	7%
05.15	Animal products not elsewhere specified or included; dead animals of Chapter 1 or Chapter 3 unfit for human consumption: A. Fish, crustaceans and molluscs: I. Fish of a length of 6 cm or less and shrimps and prawns, dried .....	Free
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared: ex B. Other: — Mushrooms, dried, dehydrated or evaporated, excluding cultivated .....	10%
	— Mushrooms; horse-radish ( <i>Cochlearia armoracia</i> ) .....	8%
07.05	Dried leguminous vegetables, shelled, whether or not skinned or split: B. Other: ex I. Beans (of the species <i>Phaseolus</i> ) .....	Free
08.01	Dates, bananas, coconuts, Brazil nuts, cashew nuts, pineapples, avocados, mangoes, guavas and margosteens, fresh or dried, shelled or not: ex E. Dehydrated coconut .....	Free

CCT heading No	Description	Rate of duty
1	2	3
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not:	
	D. Pistacios .....	Free
	E. Pecans .....	Free
	F. Areca (or betels) and cola .....	Free
	x G. Other, excluding hazelnuts .....	Free
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar:	
	ex A. Bilberries and blackberries .....	10%
	ex B. Other:	
	— Quinces .....	12%
	— Fruit falling within heading No 08.01, excluding pineapples, grapefruit and pomelos, whortleberries .....	10%
	Fruit falling within heading No 08.09 excluding melons and watermelons .....	10%
08.11	Fruits provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:	
	C. Papaws .....	Free
	D. Bilberries .....	5%
	ex E. Other:	
	— Quinces .....	6%
	— Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, whortleberries, blackberries .....	5%
	— Fruit falling within heading No 08.09 excluding melons and water-melons .....	5%
08.12	Fruit, dried (other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05):	
	E. Papaws .....	Free
	ex G. Other:	
	— Tamarind (pods, pulp) .....	Free
08.13	Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions .....	Free
09.02	Tea:	
	A. In immediate packings of a net capacity not exceeding 3 kg .....	Free

CCT heading No	Description	Rate of duty
1	2	3
09.09	Seeds of anise, badian, fennel, coriander, cumin, caraway and juniper: A. Neither crushed nor ground: III. Seeds of fennel, coriander, cumin, caraway and juniper: b) Other: 2. Other .....	Free
12.07	Plants and parts (including seeds and fruit) of trees, bushes, shrubs or other plants, being goods of a kind used primarily in perfumery, in pharmacy, or for insecticidal, fungicidal or similar purposes, fresh or dried, whole, cut, crushed, ground or powdered: B. Liquorice roots .....	Free
12.08	Locust beans, fresh or dried, whether or not kibbled or ground but not further prepared; fruit kernels and other vegetable products of a kind used primarily for human food, not falling within any other heading: B. Locust bean seeds: I. Not decorticated, crushed or ground ..... C. Apricot, peach and plum stones, and kernels thereof ....	Free Free
15.03	Lard stearin, oleostearin and tallow stearin; lard oil, oleo-oil and tallow oil, not emulsified or mixed or prepared in any way: B. Tallow oil for industrial uses other than the manufacture of foodstuffs for human consumption (a) .....	Free
15.04	Fats and oils, of fish and marine mammals, whether or not refined: A. Fish-liver oil: I. Of a vitamin A content not exceeding 2 500 international units per gramme .....	Free
15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified: B. China-wood and oiticica oils, myrtle wax and Japan wax ..... C. Castor oil: II. Other ..... D. Other oils: I. For technical or industrial uses other than the manufacture of foodstuffs for human consumption: a) Crude (a) ex 3. Other, excluding linseed oil, cabbage palm oil, pea-nut oil, sunflower oil and rape seed oil .....	Free 6% 2.5%

(a) Inclusion in this subheading is subject to terms to be determined by the competent authorities.

CCT heading No	Description	Rate of duty
1	2	3
15.12	Animal or vegetable oils and fats, wholly or partly hydro- genated, or solidified or hardened by any other process, whether or not refined, but not further prepared: A. In immediate packings of a net capacity of 1 kg or less ... B. Other .....	   16 % 12 %
15.17	Residues resulting from the treatment of fatty substances or animal or vegetable waxes: B. Other: I. Oil foots and dregs; soapstocks ..... II. Other .....	   Free Free
16.02	Other prepared or preserved meat or meat offal: A. Liver: I. Goose or duck liver ..... B. Other: II. Game or rabbit meat or offal: Game ..... Rabbit ..... III. Other: b) Other: ex 1. Containing bovine meat or offal: — Prepared or preserved bovine tongue ... 2. Not specified: aa) Bovine meat or offal ..... bb) Other .....	   14 %   10 % 14 %   18 %  18 % 18 %
16.04	Prepared or preserved fish, including caviar substitutes: A. Caviar and caviar substitutes: I. Caviar (sturgeon roe) ..... II. Other ..... B. Salmonidas ..... ex F. Bonito and mackerel ..... G. Other: I. Fillet, raw, coated with batter or breadcrumbs, deep frozen ..... II. Other .....	   13 % 18 % 7 % 21 %  12 % 12 %
16.05	Crustaceans and molluscs, prepared or preserved: A. Crabs ..... ex B. Other, excluding shrimps of the 'Crangon' sp.p. type and whelks .....	 8 % 7 %

CCT heading No	Description	Rate of duty
1	2	3
18.06	Chocolate and other food preparations containing cocoa: A. Cocoa powder, not otherwise sweetened than by the addition of sucrose .....	6% + vc
ex 19.04	Tapioca and sago excluding tapioca and sago substitutes obtained from potato or other starches .....	7% + vc
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard:  ex B. Other, prepared or preserved by vinegar or acetic acid, with or without salt, spices or mustard but with sugar, except for gherkins, cucumbers, 'mixed pickle' or sweet peppers .....	18%
20.02	Vegetables prepared or preserved without vinegar or acetic acid: E. Sauerkraut .....	16%
20.03	Fruit preserved by freezing, containing added sugar: ex A. With a sugar content exceeding 13% by weight: — Fruit falling within heading No 08.01, excluding pineapples .....	13% + (L)
	ex B. Other: — Fruit falling within heading No 08.01, excluding pineapples .....	13%
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained glacé or crystallized): B. Other: ex I. With a sugar content exceeding 13% by weight: — Fruit falling within heading No 08.01, excluding pineapples .....	12.5% + (L)
	ex II. Other: — Fruit falling within heading No 08.01, excluding pineapples .....	12.5%
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar: B. Jams and marmalades of citrus fruit: ex I. With a sugar content exceeding 30% by weight, excluding orange jam and orange marmalade .... ex II. With a sugar content exceeding 13% but not exceeding 30% by weight, excluding orange jam and orange marmalade .....	19% + (L)
	ex III. Other, excluding orange jam and orange marmalade .....	19%



CCT heading No	Description	Rate of duty <sup>1</sup>
1	2	3
20.06 (cont'd)	f) Mixtures of fruit: <ol style="list-style-type: none"> <li>1. With a sugar content exceeding 9% by weight.</li> <li>2. Other .....</li> </ol> II. Not containing added spirit: <ol style="list-style-type: none"> <li>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg:               <ol style="list-style-type: none"> <li>2. Grapefruit segments .....</li> <li>3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids .....</li> <li>4. Grapes .....</li> </ol> </li> <li>ex 8. Other fruits:               <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples .....</li> <li>— Tamarinds, (pods, pulp) .....</li> </ul> </li> <li>b) Containing added sugar, in immediate packings of a net capacity of not more than 1 kg:               <ol style="list-style-type: none"> <li>2. Grapefruit segments .....</li> <li>3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids .....</li> <li>4. Grapes .....</li> </ol> </li> <li>ex 8. Other fruits:               <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples .....</li> </ul> </li> <li>c) Not containing added sugar, in immediate packings of a net capacity:               <ol style="list-style-type: none"> <li>1. Of 4.5 kg or more:                   <ul style="list-style-type: none"> <li>ex dd) Other fruits:                       <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, excluding pineapples .....</li> </ul> </li> </ul> </li> <li>2. Of less than 4.5 kg:                   <ul style="list-style-type: none"> <li>ex bb) Other fruits and mixtures of fruit:                       <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples .....</li> </ul> </li> </ul> </li> </ol> </li> </ol>	25% + (L) 25%  12% + (L) 19% + (L) 18% + (L)  11% + (L) 11% + (L)  12% + (L) 12% + (L) 20% + (L) 19% + (L)  12% + (L)  12%  12%
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirits: <ol style="list-style-type: none"> <li>A. Of a specific gravity exceeding 1.33 at 15° C:               <ol style="list-style-type: none"> <li>III. Other:                   <ol style="list-style-type: none"> <li>ex a) Of a value exceeding 30 u.a. per 100 kg net weight:                       <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, excluding pineapples .....</li> </ul> </li> </ol> </li> </ol> </li> </ol>	21%





CCT heading No	Description	Rate of duty
1	2	3
20.07 (cont'd)	8. Mixtures: ex bb) Other, excluding mixtures containing either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot, or peach juice: 11. With an added sugar content exceeding 30% weight ..... 22. With an added sugar content of 30% or less by weight ..... 33. Not containing added sugar .....	      17% + (L) 17% 18%
21.07	Food preparations not elsewhere stated or included: A. Cereals in grain or ear form, precooked or otherwise prepared .....	   5% + vc
23.01	Flours and meals, of meat, offals, fish, crustaceans or molluscs, unfit for human consumption; greaves: B. Flours and meals of fish, crustaceans or molluscs .....	   Free
23.06	Products of vegetable origin of a kind used for animal food, not elsewhere specified or included: B. Other .....	   Free
23.07	Sweetened forage; other preparations of a kind used in animal feeding: A. Fish or marine mammal solubles .....	   Free

## ANNEX B

List of products in respect of which the difference between the lowest duties applied on 1 January 1972 to the developing countries by Denmark, Ireland and the United Kingdom and the Common Customs Tariff duties must be reduced by 40% in accordance with Article 1 of this Regulation

CCT heading No	Description
07.04	<p>Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared:</p> <p>ex B. Other:</p> <ul style="list-style-type: none"> <li>— Mushrooms, dried dehydrated or evaporated, excluding cultivated mushrooms</li> <li>— Horse-radish (<i>Chochlearia armoracia</i>)</li> </ul>
08.05	<p>Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not:</p> <ul style="list-style-type: none"> <li>D. Pistachios</li> <li>E. Pecans</li> </ul> <p>ex G. Other (excluding hazelnuts)</p>
08.10	<p>Fruit (whether or not cooked), preserved by freezing, not containing added sugar:</p> <p>ex A. Bilberries and blackberries</p> <p>ex B. Others:</p> <ul style="list-style-type: none"> <li>— Quinces</li> <li>— Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, whortleberries</li> <li>— Fruit falling within heading No 08.09, excluding melons and watermelons</li> </ul>
08.11	<p>Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:</p> <ul style="list-style-type: none"> <li>C. Papaws</li> <li>D. Bilberries</li> </ul> <p>ex E. Other:</p> <ul style="list-style-type: none"> <li>— Quinces</li> <li>— Fruit falling within heading No 08.01, excluding pineapples; grapefruit and pomelos, whortleberries, blackberries</li> <li>— Fruit falling within heading No 08.09 excluding melons and water melons</li> </ul>
08.12	<p>Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05:</p> <ul style="list-style-type: none"> <li>E. Papaws</li> </ul> <p>ex G. Other:</p> <ul style="list-style-type: none"> <li>— Tamarind (pods, pulp)</li> </ul>

CCT heading No	Description
08.13	Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions
16.02 (a)	<p>Other prepared or preserved meat or meat offal:</p> <p>B. Other:</p> <p>III. Other:</p> <p>b) Other:</p> <p>ex 1. Containing bovine meat or offal: — Prepared or preserved bovine tongue</p> <p>2. Other:</p> <p>aa) Of ovine meat and offal</p> <p>bb) Other</p>
20.01	<p>Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard:</p> <p>ex B. Other:</p> <p>— Prepared or preserved by vinegar or acetic acid, with sugar, excluding gherkins, cucumbers, 'mixed pickles' and sweet peppers</p>
20.02	<p>Vegetables prepared or preserved otherwise than by vinegar or acetic acid:</p> <p>E. Sauerkraut</p>
20.03	<p>Fruit preserved by freezing, containing added sugar:</p> <p>ex A. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples</p> <p>ex B. Other: — Fruit falling within heading No 08.01, excluding pineapples</p>
20.04	<p>Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized):</p> <p>B. Other:</p> <p>ex I. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples</p> <p>ex II. Other: — Fruit falling within heading No 08.01, excluding pineapples</p>
20.05	<p>Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar:</p> <p>B. Jams and marmalades of citrus fruit:</p> <p>ex I. With a sugar content exceeding 30 % by weight, excluding orange jam and orange marmalade</p> <p>ex II. With a sugar content exceeding 13 % but not exceeding 30 % by weight, excluding orange jam and orange marmalade</p> <p>ex III. Other, excluding orange jam and orange marmalade</p>

(a) This position will be abolished from 1 April 1975

CCT heading No	Description
20.05 (cont'd)	<p>C. Other:</p> <p>I. With a sugar content exceeding 30 % by weight:</p> <p>ex b) Other:</p> <p>— Of fruit falling within heading No 08.01, excluding pineapples</p> <p>ex II. With a sugar content exceeding 13 % but not exceeding 30 % by weight:</p> <p>— Of fruit falling within heading No 08.01, excluding pineapples</p> <p>ex III. Other:</p> <p>— Of fruit falling within heading No 08.01, excluding pineapples and purée of figs</p>
20.06	<p>Fruit, otherwise prepared or preserved, whether or not containing added sugar or spirit:</p> <p>B. Other:</p> <p>I. Containing added spirit:</p> <p>a) Ginger</p> <p>b) Pineapples, in immediate packings of a net capacity:</p> <p>1. Of more than 1 kg:</p> <p>aa) With a sugar content exceeding 17 % by weight</p> <p>bb) Other</p> <p>2. Of 1 kg or less:</p> <p>aa) With a sugar content exceeding 19 % by weight</p> <p>bb) Other</p> <p>c) Grapes:</p> <p>1. With a sugar content exceeding 13 % by weight</p> <p>2. Other</p> <p>d) Peaches, pears and apricots, in immediate packings of a net capacity:</p> <p>1. Of more than 1 kg:</p> <p>aa) With a sugar content exceeding 13 % by weight</p> <p>bb) Other</p> <p>2. Of 1 kg or less:</p> <p>aa) With a sugar content exceeding 15 % by weight</p> <p>bb) Other</p> <p>e) Other fruits:</p> <p>ex 1. With a sugar content exceeding 9 % by weight, excluding cherries</p> <p>ex 2. Other</p> <p>f) Mixtures of fruit:</p> <p>1. With a sugar content exceeding 9 % by weight</p> <p>2. Other</p> <p>II. Not containing added spirit:</p> <p>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg:</p>

CCT heading No	Description
20.06 (cont'd)	<ul style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins (including tangerines and satsumas); clem- tines, wilkings and other similar citrus hybrids</li> <li>4. Grapes</li> <li>ex 8. Other fruits: <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> <li>— Tamarind (pods, pulp)</li> </ul> </li> <li>b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less: <ul style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins (including tangerines and satsumas); clem- tines, wilkings and other similar citrus hybrids</li> <li>4. Grapes</li> <li>ex 8. Other fruits: <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> </ul> </li> </ul> </li> <li>c) Not containing added sugar, in immediate packings of a net capacity: <ul style="list-style-type: none"> <li>1. Of 4.5 kg or more: <ul style="list-style-type: none"> <li>ex dd) Other fruits <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, exclu- ding pineapples</li> </ul> </li> </ul> </li> <li>2. Of less than 4.5 kg: <ul style="list-style-type: none"> <li>ex bb) Other fruits and mixtures of fruit: <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> </ul> </li> </ul> </li> </ul> </li> </ul>
20.07	<p>Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit:</p> <ul style="list-style-type: none"> <li>A. Of a specific gravity exceeding 1.33 at 15° C: <ul style="list-style-type: none"> <li>III. Other: <ul style="list-style-type: none"> <li>ex a) Of a value exceeding 30 u.a. per 100 kg net weight: <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, excluding pineapples</li> </ul> </li> <li>b) Of a value not exceeding 30 u.a. per 100 kg net weight: <ul style="list-style-type: none"> <li>ex 1. With an added sugar content exceeding 30% by weight: <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, excluding pineapples</li> </ul> </li> <li>ex 2. Other: <ul style="list-style-type: none"> <li>— Fruits falling within heading No 08.01, excluding pineapples</li> </ul> </li> </ul> </li> </ul> </li> </ul> </li></ul>

CCT heading No	Description
20.07 (cont'd)	<p>B. Of a specific gravity of 1.33 or less at 15° C:</p> <p>II. Other:</p> <p>a) Of a value exceeding 30 u.a. per 100 kg net weight:</p> <p>2. Grapefruit juice</p> <p>ex 3. Other citrus fruit juices:</p> <p>aa) Containing added sugar</p> <p>bb) Other:</p> <p>ex 6. Other fruit and vegetable juices, excluding apricot and peach juice:</p> <p>aa) Containing added sugar</p> <p>bb) Other:</p> <p>7. Mixtures:</p> <p>ex bb) Other, excluding mixtures containing, either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice:</p> <p>11. Containing added sugar:</p> <p>22. Other</p> <p>b) Of a value of 30 u.a. or less per 100 kg net weight:</p> <p>2. Grapefruit juice:</p> <p>aa) With an added sugar content exceeding 30% by weight</p> <p>bb) Other</p> <p>4. Other citrus fruit juices:</p> <p>aa) With an added sugar content exceeding 30% by weight</p> <p>bb) With an added sugar content of 30% or less by weight</p> <p>cc) Not containing added sugar</p> <p>7. Other fruit and vegetable juices, excluding apricots and peaches:</p> <p>ex aa) With an added sugar content exceeding 30% by weight</p> <p>ex bb) With an added sugar content of 30% or less by weight</p> <p>ex cc) Not containing added sugar</p> <p>8. Mixtures:</p> <p>ex bb) Other, excluding mixtures containing, either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice:</p> <p>11. With an added sugar content exceeding 30% by weight</p> <p>22. With an added sugar content of 30% or less by weight</p> <p>33. Not containing added sugar</p>

## REGULATION (EEC) No 572/75 OF THE COUNCIL

of 3 March 1975

increasing the Community tariff quotas opened for 1975 by Regulation (EEC) No 2925/74 for certain textile products falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff, coming from Turkey

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 by Council Regulation (EEC) No 2925/74 of 18 November 1974 opening, allocating and providing for the administration of Community tariff quotas for certain textile products falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff (1975), coming from Turkey, the Council opened and allocated among the Member States for 1975 duty-free Community tariff quotas in amounts of 885 metric tons, 2 085 metric tons and 160 metric tons for, respectively, cotton yarn, other woven fabrics of cotton and carpets, carpeting and rugs, knotted (made up or not), of wool or of fine animal hair (excluding hand-made carpets, carpeting and rugs), of heading Nos 55.05, 55.09 and subheading ex 58.01 A of the Common Customs Tariff;

Whereas for the products concerned it is desirable to adjust these quotas for 1975 by increasing each of them by 5 %; whereas this increase of 5 % should apply to each of the quotas laid down for the Community as originally constituted and to each of those laid down for each new Member State; whereas the additional amounts allocated to the Community as originally constituted should be added to the relevant Community reserves, while those allocated to the new Member States should be added to the individual shares assigned to them by the abovementioned Regulation,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. The Community tariff quotas opened under Regulation (EEC) No 2925/74 for the following textile products are hereby increased to the levels indicated below:

*(in metric tons)*

CCT heading No	Description	Quota
55.05	Cotton yarn, not put up for retail sale	930
55.09	Other woven fabrics of cotton	2 190
58.01	Carpets, carpeting and rugs, knotted (made up or not) ex. A. of wool or of fine animal hair, excluding hand-made carpets and rugs	168



2. The increases, which amount to 45 metric tons for cotton yarn, 105 metric tons for other woven fabrics of cotton and eight metric tons for carpets, carpeting and rugs of wool or of fine animal hair, shall be apportioned between the Community as originally constituted and the new Member States as shown below :

*(in metric tons)*

CCT heading No	Community as originally constituted	New Member States
55.05	38	7
55.09	75	30
ex 58.01 A	5	3

#### *Article 2*

The quota increases referred to in Article 1 (2) allocated to the Community as originally constituted, shall be appropriated to the reserves constituted under the second paragraph of Article 3 (2) of Regulation (EEC) No 2925/74, such reserves being increased from 175 to 213 metric tons for cotton yarn, from 460 to 535 metric tons for other woven fabrics of cotton and from 22 to 27 metric tons for carpets, carpeting and rugs of wool or of fine animal hair.

#### *Article 3*

The quota increases referred to in Article 1 (2) allocated to the new Member States shall be apportioned among them.

The shares allocated to those Member States under Article 9 (1) of Regulation (EEC) No 2925/74 are thus increased to the following levels :

*(in metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01 A
Denmark	63	32	12
Ireland	16	16	2
United Kingdom	63	567	37

#### *Article 4*

This Regulation shall enter into force on 15 April 1975.

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

Done at Brussels, 3 March 1975.

*For the Council*

*The President*

J. KEATING

**REGULATION (EEC) No 1850/75 OF THE COUNCIL**  
of 10 July 1975

on the conclusion of the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the recommendation from the Commission;

Whereas the conclusion of an Agreement with the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria eases the flow of trade and thus simplifies international traffic of goods,

HAS ADOPTED THIS REGULATION:

*Article 1*

The Agreement between the European Economic Community and the Republic of Austria on the

simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria, is hereby concluded in the name of the Community.

The text of the Agreement is annexed to this Regulation.

*Article 2*

In pursuance of Article 11 (1) of the Agreement, the President of the Council shall give notification that the necessary Community procedures for the entry into force of the Agreement have been implemented.

*Article 3*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 10 July 1975.

*For the Council*  
*The President*  
E. COLOMBO

**AGREEMENT**

**between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria**

**THE EUROPEAN ECONOMIC COMMUNITY,**

of the one part,

**THE REPUBLIC OF AUSTRIA,**

of the other part,

DESIRING to simplify the formalities to be completed in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey, States with which the Community has concluded Association Agreements, on the other hand when such goods are forwarded from Austria after unloading and reloading or warehousing in bonded warehouse ;

WHEREAS the Agreement between the European Economic Community and the Republic of Austria on the implementation of Community transit regulations, signed on 30 November 1972, laid down a wide measure of cooperation between the customs administration of the Member States and of Austria based on mutual confidence ; whereas, in the interest of simplifying formalities, this cooperation could also be applied in trade between the European Economic Community on the one hand and Turkey and Greece on the other hand,

HAVE AGREED AS FOLLOWS :

*Article 1*

In this Agreement the expressions set out below shall be understood as follows :

- (a) Community : the European Economic Community ;
- (b) Member States : a Member State of the Community ;
- (c) Agreement on transit : the Agreement of 30 November 1972 between the European Economic Community and the Republic of Austria on the implementation of Community transit regulations.

*Article 2*

1. Without prejudice to paragraph 2, this Agreement shall apply to goods in respect of which movement certificates conforming to the specimens shown in Annex I or Annex II have been completed in respect of goods traded between the Community on the one hand and Greece or Turkey on the other hand, being goods which are forwarded from Austrian territory after, as appropriate, unloading and reloading or warehousing in bonded warehouse.

2. The provisions of this Agreement shall not apply to the goods listed in Annex III.

*Article 3*

1. A movement certificate issued in a Member State or in Greece or Turkey for goods referred to in Article 2 (1) must be produced to the competent Austrian customs authorities. The movement certificate must be printed and completed in one of the languages referred to in Article 14 or in Greek or Turkish. When Greek or Turkish is used, it must also be drawn up in one of the languages referred to in Article 14.

2. The goods shall remain under Austrian customs control to ensure the identity and completeness thereof.

3. The goods must be segregated and must not have undergone any manipulation other than that necessary to preserve them in their original state or to split the consignments without replacing the packing.

*Article 4*

1. When goods referred to in Article 2 (1) are forwarded, the movement certificate shall include a statement that the conditions set out in Article 3 have been complied with.

2. For this purpose, when the goods are forwarded without splitting the consignment, the competent Austrian customs office shall write the words 'Direkte Weiterleitung EWG' in the 'Description of goods' box on the certificate and authenticate the notation by the customs office stamp and the date.

When a consignment, split in Austria, is forwarded, the movement certificate produced to the competent Austrian customs office shall be photocopied for each part-consignment. The top of each photocopy must be noted 'TEILSENDUNG' in red ink. Each photocopy must indicate clearly the goods to which it refers. These statements must be authenticated by the customs office stamp and the date.

3. The original movement certificate must be noted with the particulars relevant to the splitting of the consignment. It shall be retained by the competent Austrian customs office for at least two years and on request sent to the customs administration of the Member State making a request under the arrangements for administrative cooperation referred to in Article 6.

#### *Article 5*

The forwarded goods and the relevant movement certificate or, when the consignment is split, the relevant photocopy of the said certificate authenticated by the competent Austrian customs office, must be produced to the customs authorities of the importing State within six months from the date of issue of the original movement certificate.

#### *Article 6*

1. Where necessary the customs administrations of the Member States on the one hand and of the Republic of Austria on the other hand shall communicate to one another, spontaneously or on request, all findings, documents, reports, records of proceedings and information relating to goods presented in the importing State as having been forwarded from Austria under this Agreement or relating to irregularities and offences committed in respect of goods traded under this Agreement.

2. The customs administrations of the Member States are authorized to send documents and information obtained under the arrangements for administrative cooperation referred to in paragraph 1 to the Greek and Turkish customs administrations.

#### *Article 7*

The provisions of this Agreement shall not preclude prohibitions or restrictions on imports, exports or

goods in transit enacted by the Republic of Austria and justified on grounds of public policy, public security or public morality; the protection of health and life of humans, animals or plants; the protection of national treasures possessing artistic, historic or archaeological value; or the protection of industrial and commercial property.

#### *Article 8*

1. The Joint Committee set up under Article 15 of the Agreement on transit shall ensure the implementation of this Agreement. For this purpose it shall make recommendations and, in the circumstances provided for in paragraph 3, shall take Decisions.

2. The Committee shall recommend in particular:

- (a) amendments to this Agreement;
- (b) any other measure for the purpose of its implementation.

3. The Committee shall issue as Decisions:

- (a) amendments to Article 2 of this Agreement when the movement certificates annexed to this Agreement are amended;
- (b) amendments to Articles 3, 4, 5 and 9 of this Agreement;
- (c) amendments to the Annexes to this Agreement.

These Decisions shall be implemented by the Contracting Parties in accordance with their own rules.

#### *Article 9*

Annexes I, II and III form an integral part of this Agreement.

#### *Article 10*

1. The Community shall undertake suitably to adapt the methods of administrative cooperation governing the implementation of the preferential system which the Community on the one hand and Greece and Turkey on the other hand each apply to goods forwarded from Austria.

2. The Community shall notify the Republic of Austria as soon as the conditions necessary to implement this Agreement are present in the field of trade with Greece and/or Turkey.

*Article 11*

1. This Agreement shall enter into force on the first day of the second month following the dates on which the Contracting Parties notify each other that the necessary procedures have been completed.
2. The provisions of this Agreement shall apply in respect of trade with Greece and with Turkey as from the first day of the second month following the notification referred to in Article 10 (2).

*Article 12*

The Contracting Parties shall keep each other informed of the provisions which they adopt for the implementation of this Agreement.

*Article 13*

Either of the Contracting Parties may withdraw from this Agreement by giving six months' notice in advance.

*Article 14*

This Agreement shall be drawn up in duplicate in the Danish, Dutch, English, French, German and Italian languages, each of these texts being authentic.

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ANNEX I

MOVEMENT CERTIFICATE

<p><b>1. Exporter</b> (Name, full address, country)</p>	<p><b>A. G. 1</b> No <b>A 000000</b></p> <p style="font-size: small;">See notes overleaf before completing this form</p>	
	<p><b>2. Transport document</b> (Optional) No ..... date .....</p>	
<p><b>3. Consignee</b> (Name, full address, country) (Optional)</p>	<p><b>4.</b> ASSOCIATION between the EUROPEAN ECONOMIC COMMUNITY and GREECE</p>	
<p><small>(<sup>1</sup>) Insert the Member State or Greece</small></p>	<p><b>5. Country of exportation</b></p>	<p><b>6. Country of destination</b> (<sup>1</sup>)</p>
<p><small>(<sup>2</sup>) Insert where appropriate 'compensatory levy EEC-Greece'</small></p>	<p><b>7. Transport details</b> (Optional)</p>	<p><b>8. Remarks</b> (<sup>2</sup>)</p>
<p><b>9. Item number</b></p>	<p><b>10. Marks and numbers ; number and kind of packages (for goods in bulk, indicate the name of the ship or the number of the railway wagon or road vehicle) ; description of goods</b></p>	<p><b>11. Gross weight (kg) or other measure (hl, m<sup>3</sup>, etc.)</b></p>
<p><small>(<sup>3</sup>) Complete only where the exporting country requires</small></p>	<p><b>12. CUSTOMS ENDORSEMENT</b></p> <p>Declaration certified</p> <p>Export document (<sup>3</sup>) :</p> <p>Form ..... No .....</p> <p>Date .....</p> <p>Customs office : .....</p> <p>Issuing country : .....</p> <p>.....</p> <p>Date .....</p> <p>.....</p> <p style="text-align: center;">(Signature)</p>	<p><b>13. DECLARATION BY THE EXPORTER</b></p> <p>I, the undersigned, declare that the goods described above meet the conditions required for the issue of this certificate.</p> <p>Place and date .....</p> <p>.....</p> <p style="text-align: center;">(Signature)</p>

<p><b>14. REQUEST FOR VERIFICATION, to</b></p>   <p>Verification of the authenticity and accuracy of this certificate is requested.</p> <p>..... (Place and date)</p> <p style="text-align: right;">Stamp</p> <p>..... (Signature)</p>	<p><b>15. RESULT OF VERIFICATION</b></p> <p>Verification carried out shows that this certificate <sup>(1)</sup></p> <p><input type="checkbox"/> was issued by the customs office indicated and that the information contained therein is accurate.</p> <p><input type="checkbox"/> does not meet the requirements as to authenticity and accuracy (see remarks appended).</p> <p>..... (Place and date)</p> <p style="text-align: right;">Stamp</p> <p>..... (Signature)</p> <p><small>(1) Insert X in the appropriate box.</small></p>
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**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE A. G. 1 MAY BE ENDORSED**

1. A movement certificate A.G.1 may be endorsed only for goods which, in the exporting State, fall within one of the following categories :
- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges ;
  - (b) goods in free circulation in the exporting State (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges);
  - (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

- Note:** The statement 'compensatory levy EEC-Greece' must appear on all movement certificates A.G.1 for goods obtained or produced in the Community from products coming from a third country on which the applicable customs duties and charges having equivalent effect have not been levied either in the Community or in Greece.
- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above;
- Note:** In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement 'compensatory levy EEC-Greece', the movement certificates or certificate A.G.1 issued in lieu of the latter must also bear the statement 'compensatory levy EEC-Greece'.
- 2. Certain products must also comply with the additional conditions laid down in respect thereof.
  - 3. Movement certificates A.G.1 may not be endorsed for goods originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE USE OF MOVEMENT CERTIFICATE A. G. 1**

The movement certificate A.G.1 may be used only if the goods to which it relates are transported direct from the exporting State to the importing State.

The following shall be considered as transported direct from the exporting State to the importing State:

- (a) goods transported without passing through territories other than those of the Community or Greece;
- (b) goods transported through territories other than those of the Community or Greece or with transshipment in such territories

provided that carriage through such territories or transshipment is covered by a single transport document made out in the Community or in Greece.

**Note:** Before requesting endorsement of movement certificate A.G.1 by the customs authorities of the exporting State, the exporter must satisfy himself that the goods will in fact be transported direct to the importing State. Goods not transported direct are eligible for preferential treatment only if a movement certificate A.G.3 is produced.

**III. RULES FOR COMPLETING MOVEMENT CERTIFICATE A. G. 1**

- 1. The movement certificate A.G.1 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. When the certificate is completed in Greek, it shall also be completed in one of the official languages of the Community.
- 2. The movement certificate A.G.1 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and be endorsed by the customs authorities.

- 3. Each item listed in the movement certificate A.G.1 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.
- 4. Goods must be described in accordance with commercial usage and in sufficient detail to enable them to be identified.
- 5. The exporter or the carrier may complete the certificate by a reference to the transport document. It is also recommended that the exporter or the carrier should show on the transport document covering the dispatch of the goods the serial number of the movement certificate A.G.1.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE A. G. 1**

When properly used movement certificate A.G.1 enables the goods described therein to benefit in the importing State from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect. However, when the movement certificate is endorsed in the Community with the statement 'compensatory levy EEC-Greece' the goods described therein shall not

be eligible for this preferential treatment in the Member States of the EEC.

The customs authorities of the importing State may, if they consider it to be necessary, require any other documentary evidence and in particular transport documents under cover of which the goods were dispatched.

**V. TIME LIMIT FOR SUBMISSION OF MOVEMENT CERTIFICATE A. G. 1**

The movement certificate A.G.1 must be produced at the customs office of the importing State where the goods are presented, within

a period of three months from the date of endorsement.





**REQUEST FOR VERIFICATION**

The undersigned customs officer requests verification of the authenticity and accuracy of this certificate.

Official stamp	(Place and date of signature)
	(Signature of customs officer)

**RESULT OF VERIFICATION**

Verification carried out by the undersigned customs officer shows that this movement certificate :

1. was issued by the customs office indicated and that the information contained therein is accurate <sup>(1)</sup> ;
2. does not meet the requirements as to authenticity and accuracy (see notes appended) <sup>(1)</sup>.

Official stamp	(Place and date of signature)
	(Signature of customs officer)

<sup>(1)</sup> Delete as necessary.

**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE A.TR.1 MAY BE ENDORSED**

1. A movement certificate A.TR.1 may be endorsed only for goods which, in the exporting State, fall within one of the following categories :

- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges ;
- (b) goods in free circulation in the exporting State (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges) ;
- (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable customs duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them ;

**Note :** The statement 'compensatory levy Turkey' must appear on all movement certificates A.TR.1 for goods obtained or produced in the Community from products coming from a third country on which the applicable customs duties and charges having equivalent effect have not been levied in either the Community or Turkey.

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above.

**Note :** In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement 'compensatory levy Turkey', the movement certificate or certificates A.TR.1 issued in lieu of the latter must also bear the statement 'compensatory levy Turkey'.

2. Agricultural products must also comply with the additional origin conditions laid down for them.
3. Movement certificates A.TR.1 may not be endorsed for goods originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE MOVEMENT CERTIFICATE A.TR.1**

The movement certificate A.TR.1 may be used only if the goods to which it relates are transported direct from the exporting State to the importing State.

The following shall be considered as transported direct from the exporting State to the importing State :

- (a) goods transported without passing through territories other than those of the Community or Turkey ;
- (b) goods transported through territories other than those of the Community or Turkey or with transshipment in such territories

provided that carriage through such territories or transshipment is covered by a single transport document made out in the Community or Turkey.

**Note :** Before requesting endorsement of movement certificate A.TR.1 by the customs authorities of the exporting State, the exporter must satisfy himself that the goods will in fact be transported direct to the importing State. Goods not transported direct are eligible for preferential treatment only if a movement certificate A.TR.3 is produced.

**III. RULES FOR COMPLETING THE MOVEMENT CERTIFICATE A.TR.1**

1. The movement certificate A.TR.1 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. Where the certificate is completed in Turkish, it may also be completed in one of the official languages of the Community.
2. The movement certificate A.TR.1 must be typed or handwritten ; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and endorsed by the customs authorities.

3. Each item listed in the movement certificate A.TR.1 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.
4. Goods must be described in accordance with commercial usage and in sufficient detail to enable them to be identified.
5. The exporter or the carrier may complete the part of the certificate reserved for the declaration by the exporter by a reference to the transport document. It is also recommended that the exporter or the carrier show on the transport document covering the dispatch of the goods the serial number of the movement certificate A.TR.1.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE A.TR.1**

When properly used, the movement certificate A.TR.1 enables the goods described therein to benefit in the importing State from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect. However, when the movement certificate bears the statement 'compensatory levy Turkey', goods described therein shall not be eligible for this pre-

ferential treatment in the Member States of the EEC.

The customs authorities of the importing State may, if they consider it to be necessary, require any other documentary evidence and in particular transport documents under cover of which the goods were dispatched.

**V. TIME LIMIT FOR SUBMISSION OF THE MOVEMENT CERTIFICATE A.TR.1**

The movement certificate A.TR.1 must be produced at the customs office of the importing Member State where the goods are

presented, within a period of three months from the date of endorsement.

## ANNEX III

## List of goods excluded from the Agreement

(Article 2 (2))

Brussels Nomenclature heading No	Description of goods	Country issuing the movement certificate
ex 07.01	Vegetables, fresh or chilled : — Olives for use for the production of oil	Greece
ex 07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption : — Olives for the use for the production of oil	Greece
ex 10.01	Wheat and meslin (mixed wheat and rye) : — Durum wheat	Turkey
10.02	Rye	Turkey
ex 10.07	Buckwheat, millet, canary seed and grain sorghum ; other cereals : — Canary seed	Turkey
ex 15.07	Fixed vegetable oils, fluid or solid, crude refined or purified : — Olive oil other than that having undergone a refining process — Olive oil having undergone a refining process	Greece, Turkey Greece
ex 15.17	Residues resulting from the treatment of fatty substances or animal or vegetable waxes : — Containing oil having the characteristics of olive oil	Greece
ex 23.04	Oil-cake and other residues (except dregs) resulting from the extraction of vegetable oils : — Oil-cake and other residues resulting from the extraction of olive oil	Greece



## REGULATION (EEC) No 1938/75 OF THE COMMISSION

of 25 July 1975

laying down detailed rules for the importation of olive oil from Turkey

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 306/74 of 4 February 1974 on imports of olive oil from Turkey, and in particular Article 6 thereof;

Whereas, by Regulation (EEC) No 306/74, the Council adopted rules for the application of the special treatment of imports of olive oil from Turkey provided for in the Agreement between the European Economic Community and Turkey; whereas detailed procedures must be adopted for the application of those rules;

Whereas Article 1 of Regulation (EEC) No 306/74 provides that when Turkey applies a special export charge on olive oil other than that having undergone a refining process the levy applicable shall be reduced by (i) 0.50 u.a./100 kg and (ii) an amount equal to that of the special charge levied, subject to a maximum of 4.5 u.a./100 kg;

Whereas, in pursuance of Article 2 of Regulation (EEC) No 306/74, the arrangements for reducing the levy are to be applied to all imports in respect of which it can be proved that the special charge is reflected in the import price; whereas, for the purposes of applying the above arrangements, it should be laid down that the importer supply proof of having refunded the charge in question to the exporter;

Whereas, if the arrangements are to function correctly, the importer must be able to inform the exporter of the amount both of the levy and of the charge applicable to the imported product;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Oils and Fats,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Application of the arrangements provided for in Article 1 of Regulation (EEC) No 306/74 shall be

subject to production by the importer of proof that he has refunded to the exporter, subject to the maximum specified in the second indent of that Article, the special export charge deductible at the time of importation into the Community.

2. For the purpose of this Regulation, 'the exporter' means the person indicated on certificate ATR 1.

3. The proof referred to in paragraph 1 may be supplied only by submission of a receipt issued by a bank approved for the purpose into which the sum referred to in paragraph 1 has been paid by way of refund of the charge such receipt must contain at least the following:

- particulars of the exporter,
- the number of the document ATR 1 relating to the transaction,
- particulars of the amount paid.

*Article 2*

The bodies responsible in the Member States for collecting the import levy shall issue to the importer a document containing the following information:

- (a) details of the export document as given under the heading 'Customs endorsement' on the certificate ATR 1 relating to the product in question, or the number of that certificate;
- (b) the net weight of the olive oil as recorded by the relevant authorities when customs import formalities are completed;
- (c) the rate of the levy applicable to the products in question, calculated in accordance with the provisions of Article 13 of Regulation No 136/66/EEC, less 0.50 unit of account/100 kg;
- (d) the amount refunded by the importer to the exporter.

*Article 3*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 25 July 1975.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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Official Journal of the European Communities

No L 281/95

## REGULATION (EEC) No 2754/75 OF THE COUNCIL

of 29 October 1975

on imports of certain cereals from Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Whereas implementation of this system requires the adoption of rules of application,

Having regard to the Treaty establishing the European Economic Community;

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission;

*Article 1*

Having regard to the Opinion of the European Parliament;

The levies applied to Community imports of durum wheat flour and canary seed flour, produced in Turkey and shipped from there to the Community, which fall within subheadings 10.01 B and 10.07 ex D of the Common Customs Tariff respectively, shall be those calculated in accordance with Article 13 of Regulation (EEC) No 2727/75, each minus 0.50 unit of account per metric ton.

Whereas Article 12 of Annex 5 to the Interim Agreement between the European Economic Community and Turkey and Article 12 of Annex 6 to the Additional Protocol to the Agreement establishing an association between the European Economic Community and Turkey provides that the levy on imports of durum wheat flour and canary seed flour produced in Turkey and shipped direct from there to the Community shall be the levy calculated in accordance with Article 13 of Council Regulation (EEC) No 2727/75 (4) of 29 October 1975 on the common organization of the market in cereals, minus 0.50 unit of account per metric ton;

*Article 2*

The levy on imports of rye falling within heading No 10.02 of the Common Customs Tariff which is produced in Turkey and shipped direct from there to the Community, shall be that calculated in accordance with Article 13 of Regulation (EEC) No 2727/75, minus an amount equal to the special tax charged by Turkey on exports to the Community of the said product but not exceeding eight units of account per metric ton.

Whereas Article 13 of the abovementioned Annexes provides that, on condition that Turkey charges a special tax on rye exports to the Community, the levy on imports of this product into the Community, calculated in accordance with Article 13 of Regulation (EEC) No 2727/75, is reduced by an amount equal to the tax charged but not exceeding eight units of account per metric ton;

*Article 3*

The provisions of Article 2 shall apply to all imports in respect of which the importer supplies proof of payment by the exporter of the special export tax, up to an amount exceeding neither the levy fixed in accordance with Article 13 of Regulation (EEC) No 2727/75 on imports of rye into the Community nor eight units of account per metric ton.

Whereas, pursuant to the provisions of the Interim Agreement and of the Additional Protocol, the special tax mentioned above will be reflected in the price of rye imported into the Community; whereas, in order to ensure the correct application of the system, it is necessary to adopt measures so that, when importing rye, the importer supplies proof that the special export tax has been paid by the exporter;

*Article 4*

Detailed rules for the application of this Regulation, and in particular Article 3 thereof, shall be adopted, in accordance with Article 26 of Regulation (EEC) No 2727/75.

*Article 5*

The system laid down by this Regulation shall apply from the date of entry into force of the Interim Agreement.

2. References to the Regulation repealed by virtue of paragraph 1 shall be considered as references to this Regulation.

*Article 6*

1. Council Regulation (EEC) No 1234/71 of 7 June 1971 on imports of certain cereals from Turkey, is hereby repealed.

*Article 7*

This Regulation shall enter into force on 1 November 1975.

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

Done at Luxembourg, 29 October 1975.

*For the Council*

*The President*

G. MARCORA

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**REGULATION (EEC) No 2755/75 OF THE COUNCIL  
of 29 October 1975**

**on the importation into the Community of certain agricultural products originating in Turkey**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament ;

Whereas by its Decision No 1/73 the EEC-Turkey Association Council, acting pursuant to Article 35 (3) of the Additional Protocol, as amended by Article 6 of the Supplementary Protocol signed in Ankara on 30 June 1973, of which under the Interim Agreement signed on 30 June 1973 certain provisions were put into force in advance of the appointed date, laid down the arrangements to be applied to the importation into the Community of certain agricultural products originating in Turkey, with effect from the entry into force of the Interim Agreement;

Whereas with regard to hazelnuts the Community tariff quota of 18 700 metric tons from which Turkey benefited on the original Community market must be increased by 3 000 metric tons to supply, at the reduced rates applicable to this quota, the markets of the new Member States whose duties will be aligned with the preferential rate provided for the quota in accordance with the timetable laid down by the Interim Agreement;

Whereas the implementation of that Decision requires the adaptation of the relevant Community rules,

HAS ADOPTED THIS REGULATION:

*Article 1*

The customs duties applicable on importation into the Community of products listed in Annex I, originating in Turkey, shall be reduced to the extent indicated in the said Annex.

*Article 2*

The fixed component charged on importation into the Community of products listed below originating in Turkey shall be reduced by 50%.

CCT heading No	Description of goods
11.07	A. Malt, roasted or not: II. Other: a) In the form of flour B. Roasted

*Article 3*

The fixed component of the duty charged on importation into the Community of products listed in Annex II originating in Turkey shall be reduced to the extent indicated for each of them.

*Article 4*

Without prejudice to Article 2 (1) and (3) of the Interim Agreement between the European Economic Community and Turkey consequent on the accession of new Member States to the European Community, the products listed hereafter originating in Turkey shall be allowed into the Community at a 2.5% *ad valorem* duty within the limit of an annual Community tariff quota of 21 700 metric tons.

CCT heading No	Description of goods
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not:  ex G. Other — Hazelnuts



*Article 5*

1. Council Regulation (EEC) No 3375/73 of 10 December 1973 on the importation into the Community of certain agricultural products originating in Turkey, is hereby repealed.

2. References to the Regulation repealed by virtue of paragraph 1 shall be construed as references to this Regulation.

*Article 6*

This Regulation shall enter into force on 1 November 1975.

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

Done at Luxembourg, 29 October 1975.

*For the Council*

*The President*

G. MARCORA

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**REGULATION (EEC) No 2916/75 OF THE COUNCIL**  
of 5 November 1975

extending for the fourth time Regulations (EEC) No 2313/71 and (EEC) No 2823/71 partially and temporarily suspending Common Customs Tariff duties applicable to wines originating in and coming from Algeria, Morocco, Tunisia and Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament ;

Whereas Regulations (EEC) No 2313/71 (4) and (EEC) No 2823/71, as last extended by Regulation (EEC) No 1942/74, pending the adoption of a definitive system, established a provisional system for the importation of wines from Algeria, Morocco, Tunisia and Turkey into the Community ; whereas since the definitive system has not yet been adopted, the provisional system must be extended on the same conditions as those on which it was set up, so as to avoid any interruption which might harm wine exports from those countries to the Community ; whereas the period of validity of this provisional system must end on the date when the definitive system is implemented or on 31 August 1976, whichever shall be the earlier,

HAS ADOPTED THIS REGULATION :

*Article 1*

1. The second paragraph of Article 2 of Regulation (EEC) No 2313/71 shall be replaced by the following :

'It shall be applicable, as regards Algeria, until the implementation of a definitive tariff system for the products in question, or until 31 August 1976, whichever shall be the earlier.'

2. The second paragraph of Article 2 of Regulation (EEC) No 2823/71 shall be replaced by the following :

'It shall be applicable as regards each of the countries concerned until the implementation of a definitive tariff system for the products in question, or until 31 August 1976, whichever shall be the earlier.'

*Article 2*

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 1 September 1975.

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

Done at Brussels, 5 November 1975.

*For the Council*

*The President*

M. RUMOR

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(4) OJ No L 244, 30. 10. 1971, p. 10.

## REGULATION (EEC) No 3143/75 OF THE COUNCIL

of 24 November 1975

on the total or partial suspension of Common Customs Tariff duties on certain agricultural products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to Council Regulation (EEC) No 1059/69 <sup>(1)</sup> of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, as last amended by Council Regulation (EEC) No 1491/73 <sup>(2)</sup>, and in particular Article 12 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under Annex 6 to the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional phase pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, and under Article 1 of the Interim Agreement between the European Economic Community and Turkey on account of the accession of new Member States to the Community, the Community must totally or partially suspend the Common Customs Tariff duty or duties applicable to certain products; whereas it also appears necessary on a provisional basis to adjust or supplement some of these tariff advantages provided for in the above-mentioned Annex 6; whereas the Community should

as regards the products originating in Turkey, and contained in the list annexed to this Regulation, suspend from 1 January to 31 December 1976, at the levels indicated for each of them, either the fixed component of the charge applicable to the goods coming under Regulation (EEC) No 1059/69 or the customs duty applicable to the other products;

Whereas, for certain products of Chapters 1 to 24 of the Common Customs Tariff, this scheme would, however, involve in 1976 the application in the new Member States of customs duties higher than or very close to those which are applied by the new Member States to non-member countries in general on the basis of the provisions of the Act of Accession; whereas in order to maintain an equivalent preferential margin for these products also, reduced customs duties should be applied to them, in accordance with detailed rules based on the principle of maintaining, in the new Member States, a preference proportional to that which exists between the duties of the Common Customs Tariff and the duties given in Annex A to this Regulation; whereas, with a view to granting to Turkey the best possible treatment, in accordance with the objectives of the preference scheme, the duties given in Annex A should also be applied wherever the duties calculated according to the abovementioned detailed rules prove to be higher than them,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 January to 31 December 1976 the products originating in Turkey listed in Annex A shall be admitted for import into the Community at the customs duties indicated for each of them.

<sup>(1)</sup> OJ No L 141, 12. 6. 1969, p. 1.

<sup>(2)</sup> OJ No L 151, 7. 6. 1973, p. 1.

On importation into Denmark, Ireland and the United Kingdom, there shall be applied to the above-mentioned products the customs duties determined by multiplying, by a coefficient equal to the margin of preferences existing between the duties given in Annex A and the Common Customs Tariff duties applicable, the duties obtained by reducing the difference between the lowest duty applied to developing countries on 1 January 1972 and the Common Customs Tariff, by 60% in respect of the products mentioned in Annex B, and by 80% in respect of the other products given in Annex A.

However, the duties given in Annex A shall be applied where the duties resulting from the abovementioned calculation are higher than them.

2. For the purposes of application of this Regulation, the concept of 'originating products' and the methods of administrative cooperation shall be those laid down by Regulation (EEC) No 428/73 <sup>(1)</sup>, as last amended by Regulation (EEC) No 1431/75 <sup>(2)</sup>.

#### Article 2

When the imports of products benefiting from the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious loss to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may

be partially or wholly re-introduced for the products in question. These measures may also be taken in the event of serious loss or the threat of serious loss limited to a single region of the Community.

#### Article 3

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regulation to re-introduce Common Customs Tariff duties for a limited period.

2. If the action of the Commission was requested by a Member State, the Commission shall take a decision within a maximum period of 10 working days from receipt of the request and shall inform the Member States of the action taken.

3. Any Member State may remit to the Council the measure taken by the Commission within a period of 10 working days following the day of its notification. The intervention of the Council shall not have a suspensory effect. The Council shall meet without delay. It may by qualified majority modify or annul the measure in question.

#### Article 4

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels, 24 November 1975.

*For the Council*

*The President*

B. VISENTINI

<sup>(1)</sup> OJ No L 59, 5. 3. 1973, p. 73.

<sup>(2)</sup> OJ No L 142, 4. 6. 1975, p. 1.

## ANNEX A

List of products falling within Chapters 1 to 24, originating in Turkey, for which there are grounds for total or partial suspension of the duties of the Common Customs Tariff

CCT heading No	Description	Rate of duty
1	2	3
03.01	Fish, fresh (live or dead), chilled or frozen: B. Saltwater fish: I. Whole, headless or in pieces: ex q) Other: — Aquarium fish .....	Free
04.06	Natural honey .....	26%
05.15	Animal products not elsewhere specified or included; dead animals of Chapter 1 or Chapter 3, unfit for human consumption: A. Fish, crustaceans and molluscs: I. Fish of a length of 6 cm or less and shrimps and prawns, dried .....	Free
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared: ex B. Other: — Whole mushrooms, dried, dehydrated or evaporated, excluding cultivated .....	10%
	— Horse-radish ( <i>Cochlearia armoracia</i> ) .....	7%
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not: D. Pistachios .....	Free
	E. Pecans .....	Free
	F. Areca (or betel) and cola .....	Free
	ex G. Other, excluding hazelnuts .....	Free
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar: ex A. Bilberries and blackberries .....	9%

CCT heading No	Description	Rate of duty
1	2	3
08.10 (cont'd)	ex B. Other: — Quinces ..... — Fruit falling within heading No 08.01, excluding pineapples, grapefruit, pomelos and whortleberries . — Fruit falling within heading No 08.09, excluding melons and water melons .....	11 % 9 % 9 %
08.11	Fruits provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption: C. Papaws ..... D. Bilberries ..... ex E. Other: — Quinces ..... — Fruit falling within heading No 08.01, excluding pineapples; grapefruit, pomelos whortleberries and blackberries ..... — Fruit falling within heading No 08.09, excluding melons and water melons .....	Free 4 % 5 % 4 % 4 %
08.12	Fruit, dried (other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05): E. Papaws ..... ex G. Other: — Tamarind (pods, pulp) .....	Free Free
08.13	Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions .....	Free
15.04	Fats and oils, of fish and marine mammals, whether or not refined: A. Fish-liver oil: I. Of a vitamin A content not exceeding 2 500 international units per gramme .....	Free
15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified: B. China-wood and oiticica oils, myrtle wax and Japan wax . C. Castor oil: II. Other ..... D. Other oils: I. For technical or industrial uses other than the manufacture of foodstuffs for human consumption:	Free 6 %



CCT heading No	Description	Rate of duty
1	2	3
16.02 (cont'd)	2. Not specified: aa) Ovine meat or offal ..... bb) Other .....	18 % 16 %
16.04	Prepared or preserved fish, including caviar and caviar substitutes: A. Caviar and caviar substitutes: I. Caviar (sturgeon roe) ..... II. Other ..... B. Salmonidas ..... ex F. Bonito and mackerel ..... G. Other: I. Fillet, raw, coated with batter or breadcrumbs, deep frozen ..... II. Other .....	12 % 16 % 6 % 21 % 11 % 11 %
16.05	Crustaceans and molluscs, prepared or preserved: A. Crabs ..... ex B. Other, excluding shrimps of the 'Crangon sp.p.' type and snails .....	7 % 7 %
18.06	Chocolate and other food preparations containing cocoa: A. Cocoa powder, not otherwise sweetened than by the addition of sucrose .....	5 % + vc
ex 19.04	Tapioca and sago excluding tapioca and sago substitutes obtained from potato or other starches .....	6 % + vc
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard: ex B. Other, prepared or preserved by vinegar or acetic acid, with or without salt, spices or mustard but with sugar, except for gherkins, cucumbers, 'mixed pickles' or sweet peppers .....	18 %
20.02	Vegetables prepared or preserved without vinegar or acetic acid: E. Sauerkraut: .....	16 %
20.03	Fruit preserved by freezing, containing added sugar: ex A. With a sugar content exceeding 13 % by weight: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons .....	12 % + (L) 12 % + (L)



CCT heading No	Description	Rate of duty
1	2	3
20.03 (cont'd)	ex B. Other: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons .....	12 % 12 %
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized): B. Other: ex I. With a sugar content exceeding 13% by weight: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons ..... ex II. Other: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons .....	11% + (L) 11% + (L) 11% 11%
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar: B. Jams and marmalades of citrus fruit: ex I. With a sugar content exceeding 30% by weight, excluding orange jam and orange marmalade.... ex II. With a sugar content exceeding 13% but not exceeding 30% by weight, excluding orange jam and orange marmalade ..... ex III. Other, excluding orange jam and orange marmalade..... C. Other: I. With a sugar content exceeding 30% by weight: ex b) Other: — Of fruit falling within heading No 08.01, excluding pineapples ..... — Of fruit falling within heading No 08.09, excluding melons and water melons ... ex II. With a sugar content exceeding 13% but not exceeding 30% by weight: — Of fruit falling within heading No 08.01, excluding pineapples ..... — Of fruit falling within heading No 08.09, excluding melons and water melons .....	19% + (L) 19% + (L) 19% 16% + (L) 16% + (L) 16% + (L) 16% + (L)

CCT heading No	Description	Rate of duty
1	2	3
20.05 (cont'd)	ex III. Other: — Of fruit falling within heading No 08.01, excluding pineapples ..... — Of fruit falling within heading No 08.09, excluding melons and water melons .....	16 % 16 %
20.06	Fruit prepared otherwise or preserved; whether or not containing added sugar or spirit: B. Other: I. Containing added spirit: a) Ginger ..... b) Pineapples, in immediate packings of a net capacity: 1. Of more than 1 kg: aa) With a sugar content exceeding 17% by weight ..... bb) Other ..... 2. Of 1 kg or less: aa) With a sugar content exceeding 19% by weight ..... bb) Other ..... c) Grapes: 1. With a sugar content exceeding 13% by weight ..... 2. Other ..... d) Peaches, pears and apricots, in immediate packings of a net capacity: 1. Of more than 1 kg: aa) With a sugar content exceeding 13% by weight ..... bb) Other ..... 2. Of 1 kg or less: aa) With a sugar content exceeding 15% by weight ..... bb) Other ..... e) Other fruits: ex 1. With a sugar content exceeding 9% by weight excluding cherries ..... ex 2. Other ..... f) Mixtures of fruit: 1. With a sugar content exceeding 9% by weight ..... 2. Other ..... II. Not containing added spirit: a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg: 2. Grapefruit segments .....	14 % 14 % + (L) 14 % 14 % + (L) 14 % 25 % + (L) 25 % 25 % + (L) 25 % 25 % + (L) 25 % 25 % + (L) 25 % 25 % + (L) 25 % 11 % + (L)

CCT heading No	Description	Rate of duty
1	2	3
20.06 (cont'd)	3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids ..... 4. Grapes ..... ex 8. Other fruits: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons ... — Tamarinds, (pods, pulp) ..... b) Containing added sugar, in immediate packings of a net capacity of not more than 1 kg: 2. Grapefruit segments ..... 3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids ..... 4. Grapes..... ex 8. Other fruits: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons .... c) Not containing added sugar, in immediate packings of a net capacity: 1. Of 4.5 kg or more: ex dd) Other fruits: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09, excluding melons and water melons ..... 2. Of less than 4.5 kg: ex bb) Other fruits and mixtures of fruit: — Fruit falling within heading No 08.01, excluding pineapples ..... — Fruit falling within heading No 08.09 excluding melons and water melons .....	19% + (L) 18% + (L) 10% + (L) 10% + (L) 10% + (L) 11% + (L) 20% + (L) 19% + (L) 11% + (L) 11% + (L) 11% 11% 11% 11%
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirits: A. Of a specific gravity exceeding 1.33 at 15° C: III. Other: ex a) Of a value exceeding 30 u.a. per 100 kg net weight: Fruit falling within heading No 08.01, excluding pineapples .....	19%

CCT heading No	Description	Rate of duty
1	2	3
20.07 (cont'd)	<p>— Fruit falling within heading No 08.09, excluding melons and water melons . . . . .</p> <p>b) Of a value not exceeding 30 u.a. per 100 kg net weight:</p> <p>ex 1. With an added sugar content exceeding 30% by weight:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples . . . . .</p> <p>— Fruit falling within heading No 08.09, excluding melons and water melons . . . . .</p> <p>ex 2. Other:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples . . . . .</p> <p>— Fruit falling within heading No 08.09, excluding melons and water melons . . . . .</p> <p>B. Of a specific gravity of 1.33 or less at 15° C:</p> <p>II. Other:</p> <p>a) Of a value exceeding 30 u.a. per 100 kg net weight:</p> <p>2. Grapefruit juice . . . . .</p> <p>ex 3. Other citrus fruit juices:</p> <p>aa) Containing added sugar . . . . .</p> <p>bb) Other . . . . .</p> <p>ex 6. Other fruit and vegetable juices, excluding apricot and peach juices:</p> <p>aa) Containing added sugar . . . . .</p> <p>bb) Other . . . . .</p> <p>7. Mixtures:</p> <p>ex bb) Other, excluding mixtures containing either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice:</p> <p>11. Containing added sugar . . . . .</p> <p>22. Other . . . . .</p> <p>b) Of a value of 30 u.a. or less per 100 kg net weight:</p> <p>2. Grapefruit juice:</p> <p>aa) With an added sugar content exceeding 30% by weight . . . . .</p> <p>bb) Other . . . . .</p> <p>4. Other citrus fruit juices:</p> <p>aa) With added sugar content exceeding 30% by weight . . . . .</p>	<p>19 %</p> <p>19 % + (L)</p> <p>19 % + (L)</p> <p>19 %</p> <p>19 %</p> <p>9.5 %</p> <p>14 %</p> <p>15 %</p> <p>17 %</p> <p>18 %</p> <p>17 %</p> <p>18 %</p> <p>9 % + (L)</p> <p>9 %</p> <p>14 % + (L)</p>

CCT heading No	Description	Rate of duty
1	2	3
20.07 (cont'd)	bb) With an added sugar content of 30% or less by weight ..... cc) Not containing added sugar ..... ex 7. Other fruit and vegetable juices, excluding apricots and peaches: aa) With an added sugar content exceeding 30% by weight ..... bb) With an added sugar content of 30% or less by weight ..... cc) Not containing added sugar ..... 8. Mixtures: ex bb) Other, excluding mixtures containing either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot, or peach juice: 11. With an added sugar content exceeding 30% by weight ..... 22. With an added sugar content of 30% or less by weight ..... 33. Not containing added sugar ....	14% 15% 17% + (L) 17% 18% 17% + (L) 17% 18%
21.07	Food preparations not elsewhere stated or included: A. Cereals in grain or ear form, precooked or otherwise prepared .....	4% + vc
23.01	Flours and meals, of meat, offals, fish, crustaceans or molluscs, unfit for human consumption; greaves: B. Flours and meals of fish, crustaceans or molluscs .....	Free

## ANNEX B

List of products in respect of which the difference between the lowest duties applied on 1 January 1972 to the developing countries by Denmark, Ireland and the United Kingdom and the Common Customs Tariff duties must be reduced by 60 % in accordance with Article 1 of this Regulation

CCT heading No	Description
07.04	<p>Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared:</p> <p>ex B. Other:</p> <ul style="list-style-type: none"> <li>— Whole mushrooms dried, dehydrated or evaporated, excluding cultivated mushrooms</li> <li>— Horse-radish (<i>Cochlearia armoracia</i>)</li> </ul>
08.05	<p>Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not:</p> <p>D. Pistachios</p> <p>E. Pecans</p> <p>ex G. Other (excluding hazelnuts)</p>
08.10	<p>Fruit (whether or not cooked), preserved by freezing, not containing added sugar:</p> <p>ex A. Bilberries and blackberries</p> <p>ex B. Other:</p> <ul style="list-style-type: none"> <li>— Quinces</li> <li>— Fruit falling within heading No 08.01, excluding pineapples; grapefruit, pomelos and whortleberries</li> <li>— Fruit falling within heading No 08.09, excluding melons and water melons</li> </ul>
08.11	<p>Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:</p> <p>C. Papaws</p> <p>D. Bilberries</p> <p>ex E. Other:</p> <ul style="list-style-type: none"> <li>— Quinces</li> <li>— Fruit falling within heading No 08.01, excluding pineapples; grapefruit, pomelos, whortleberires and blackberries</li> <li>— Fruit falling within heading No 08.09, excluding melons and water melons</li> </ul>

CCT heading No	Description
08.12	<p>Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05:</p> <p>E. Papaws</p> <p>ex G. Other:</p> <p>— Tamarind (pods, pulp)</p>
08.13	<p>Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions</p>
16.02 (a)	<p>Other prepared or preserved meat or meat offal:</p> <p>B. Other:</p> <p>III. Other:</p> <p>b) Other:</p> <p>ex 1. Containing bovine meat or offal:</p> <p>— Prepared or preserved bovine tongue</p> <p>2. Other:</p> <p>aa) Ovine meat or offal</p> <p>bb) Other</p>
20.01	<p>Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or nor containing salt, spices or mustard:</p> <p>ex B. Other:</p> <p>— Prepared or preserved by vinegar or acetic acid, with sugar, excluding gherkins, cucumbers, 'mixed pickles' and sweet peppers</p>
20.02	<p>Vegetables prepared or preserved otherwise than by vinegar or acetic acid:</p> <p>E. Sauerkraut</p>
20.03	<p>Fruit preserved by freezing, containing added sugar:</p> <p>ex A. With a sugar content exceeding 13% by weight:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples</p> <p>— Fruit falling within heading No 08.09, excluding melons and water melons</p> <p>ex B. Other:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples</p> <p>— Fruit falling within heading No 08.09, excluding melons and water melons</p>
20.04	<p>Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized):</p> <p>B. Other:</p> <p>ex I. With a sugar content exceeding 13% by weight:</p> <p>— Fruit falling within heading No 08.01, excluding pineapples</p> <p>— Fruit falling within heading No 08.09, excluding melons and water melons</p>

(a) This heading will be abolished from 1 April 1976.

CCT heading No	Description
20.04 (cont'd)	<p>ex II. Other:</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> <li>— Fruit falling within heading No 08.09, excluding melons and water melons</li> </ul>
20.05	<p>Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar:</p> <p>B. Jams and marmalades of citrus fruit:</p> <p>ex I. With a sugar content exceeding 30% by weight, excluding orange jam and orange marmalade</p> <p>ex II. With a sugar content exceeding 13% but not exceeding 30% by weight, excluding orange jam and orange marmalade</p> <p>ex III. Other, excluding orange jam and orange marmalade</p> <p>C. Other:</p> <p>I. With a sugar content exceeding 30% by weight:</p> <p>ex b) Other:</p> <ul style="list-style-type: none"> <li>— Of fruit falling within heading No 08.01, excluding pineapples</li> <li>— Of fruit falling within heading No 08.09, excluding melons and water melons</li> </ul> <p>ex II. With a sugar content exceeding 13% but not exceeding 30% by weight:</p> <ul style="list-style-type: none"> <li>— Of fruit falling within heading No 08.01, excluding pineapples</li> <li>— Of fruit falling within heading No 08.01, excluding melons and water melons</li> </ul> <p>ex III. Other:</p> <ul style="list-style-type: none"> <li>— Of fruit falling within heading No 08.01, excluding pineapples</li> <li>— Of fruit falling within heading No 08.09, excluding melons and water melons</li> </ul>
20.06	<p>Fruit, otherwise prepared or preserved, whether or not containing added sugar or spirit:</p> <p>B. Other:</p> <p>I. Containing added spirit:</p> <ul style="list-style-type: none"> <li>a) Ginger</li> <li>b) Pineapples, in immediate packings of a net capacity: <ul style="list-style-type: none"> <li>1. Of more than 1 kg: <ul style="list-style-type: none"> <li>aa) With a sugar content exceeding 17% by weight</li> <li>bb) Other</li> </ul> </li> <li>2. Of 1 kg or less: <ul style="list-style-type: none"> <li>aa) With a sugar content exceeding 19% by weight</li> <li>bb) Other</li> </ul> </li> </ul> </li> <li>c) Grapes: <ul style="list-style-type: none"> <li>1. With a sugar content exceeding 13% by weight</li> <li>2. Other</li> </ul> </li> </ul>



CCT heading No	Description
20.06 (cont'd)	<p>d) Peaches, pears and apricots, in immediate packings of a net capacity:</p> <ol style="list-style-type: none"> <li>1. Of more than 1 kg: <ol style="list-style-type: none"> <li>aa) With a sugar content exceeding 13 % by weight</li> <li>bb) Other</li> </ol> </li> <li>2. Of 1 kg or less: <ol style="list-style-type: none"> <li>aa) With a sugar content exceeding 15 % by weight</li> <li>bb) Other</li> </ol> </li> </ol> <p>e) Other fruits:</p> <ol style="list-style-type: none"> <li>ex 1. With a sugar content exceeding 9 % by weight, excluding cherries</li> <li>ex 2. Other</li> </ol> <p>f) Mixtures of fruit:</p> <ol style="list-style-type: none"> <li>1. With a sugar content exceeding 9 % by weight</li> <li>2. Other</li> </ol> <p>II. Not containing added spirit:</p> <p>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg:</p> <ol style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids</li> <li>4. Grapes</li> </ol> <p>ex 8. Other fruits:</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> <li>— Fruit falling within heading No 08.09, excluding melons and water melons</li> <li>— Tamarind (pods, pulp)</li> </ul> <p>b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less:</p> <ol style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids</li> <li>4. Grapes</li> </ol> <p>ex 8. Other fruits:</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> <li>— Fruit falling within heading No 08.09, excluding melons and water melons</li> </ul> <p>c) Not containing added sugar, in immediate packings of a net capacity:</p> <ol style="list-style-type: none"> <li>1. Of 4.5 kg or more: <ol style="list-style-type: none"> <li>ex dd) Other fruits: <ul style="list-style-type: none"> <li>— Fruit falling within heading No 08.01, excluding pineapples</li> <li>— Fruit falling within heading No 08.09, excluding melons and water melons</li> </ul> </li> </ol> </li> </ol>

CCT heading No	Description
20.06 (cont'd)	2. Of less than 4.5 kg: ex bb) Other fruits and mixtures of fruit: — Fruit falling within heading No 08.01, excluding pineapples — Fruit falling within heading No 08.09, excluding melons and water melons
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit: A. Of a specific gravity exceeding 1.33 at 15° C: III. Other: ex a) Of a value exceeding 30 u.a. per 100 kg net weight: — Fruit falling within heading No 08.01, excluding pineapples — Fruit falling within heading No 08.09, excluding melons and water melons b) Of a value not exceeding 30 u.a. per 100 kg net weight: ex 1. With an added sugar content exceeding 30% by weight: — Fruit falling within heading No 08.01, excluding pineapples — Fruit falling within heading No 08.09, excluding melons and water melons ex 2. Other: — Fruit falling within heading No 08.01, excluding pineapples — Fruit falling within heading No 08.09, excluding melons and water melons B. Of a specific gravity of 1.33 or less at 15 °C: II. Other: a) Of a value exceeding 30 u.a. per 100 kg net weight: 2. Grapefruit juice ex 3. Other citrus fruit juices: aa) Containing added sugar bb) Other ex 6. Other fruit and vegetable juices, excluding apricot and peach juice: aa) Containing added sugar bb) Other 7. Mixtures: ex bb) Other, excluding mixtures, containing either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice: 11. Containing added sugar 22. Other

CCT heading No	Description
20.07 (cont'd)	<p>b) Of a value of 30 u.a. or less per 100 kg net weight:</p> <ul style="list-style-type: none"> <li>2. Grapefruit juice: <ul style="list-style-type: none"> <li>aa) With an added sugar content exceeding 30% by weight</li> <li>bb) Other</li> </ul> </li> <li>4. Other citrus fruit juices: <ul style="list-style-type: none"> <li>aa) With an added sugar content exceeding 30% by weight</li> <li>bb) With an added sugar content of 30% or less by weight</li> <li>cc) Not containing added sugar</li> </ul> </li> <li>ex 7. Other fruit and vegetable juices, excluding apricots and peaches: <ul style="list-style-type: none"> <li>aa) With an added sugar content exceeding 30% by weight</li> <li>bb) With an added sugar content of 30% or less by weight</li> <li>cc) Not containing added sugar</li> </ul> </li> <li>8. Mixtures: <ul style="list-style-type: none"> <li>ex bb) Other, excluding mixtures containing, either separately or together, over 25% of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice: <ul style="list-style-type: none"> <li>11. With an added sugar content exceeding 30% by weight</li> <li>22. With an added sugar content of 30% or less by weight</li> <li>33. Not containing added sugar</li> </ul> </li> </ul> </li> </ul>

## REGULATION (EEC) No 3144/75 OF THE COUNCIL

of 24 November 1975

opening, allocating and providing for the administration of a Community tariff quota for fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, originating in Turkey (1976)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under Article 1 of Council Regulation (EEC) No 3375/73 of 10 December 1973 concerning the importation into the Community of certain agricultural products originating in Turkey, the Community must reduce by 37.5% the duty applied to the import of fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, within the limit of a Community tariff quota of 21 700 metric tons; whereas the Community tariff quota concerned should therefore be opened for 1976; whereas the application of a 37.5% reduction to the Common Customs Tariff duty would result in a quota duty of 2.5% for the Community as originally constituted; whereas, as regards the new Member States, it should be noted that Article 2 (1) and (3) of the Interim Agreement bringing into force certain provisions of the Supplementary Protocol provides that the reductions of customs duties pursuant to the Association Agreement shall be applied by the new Member States from the entry into force of the Interim Agreement in the proportions and according to the time limits laid down,

that the rates on which the new Member States shall base those reductions shall be those which they apply at any given moment to non-member countries and that the rates fixed as a result of the reductions regarding the products listed, in particular, in Annex 6 to the Additional Protocol — and which include hazelnuts — may in no case be lower than those applied by the new Member States with reference to the Community as originally constituted; whereas the reduction to be applied by the new Member States within the framework of the tariff quota under consideration must therefore, in certain cases, be limited to 60%;

Whereas it is in particular necessary to ensure to all importers of the Member States equal and uninterrupted access to the said quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas having regard to the above principles, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States; whereas, to reflect most accurately the actual development of the market in the products concerned, such allocation should be in proportion to the needs of the Member States, assessed by reference both to the statistics relating to imports from Turkey over a representative period, and to the economic outlook for the quota period concerned;

Whereas, on the basis of the statistics at present available, imports into the Member States in 1972, 1973 and 1974 of the products concerned, originating in Turkey, have developed as follows and represent the following percentages of total imports into the Community:

	1972		1973		1974	
	metric tons	%	metric tons	%	metric tons	%
Germany	36 776	70.59	39 133	70.16	34 515	64.29
Benelux	5 220	10.02	3 323	5.96	4 500	8.38
France	4 906	9.42	6 170	11.06	5 680	10.58
Italy	197	0.38	2 062	3.70	2 473	4.61
Denmark	795	1.53	975	1.75	875	1.63
Ireland	424	0.81	201	0.36	619	1.15
United Kingdom	3 777	7.25	3 910	7.01	5 026	9.36
	52 095		55 774		53 688	

Whereas, taking into account these figures and the foreseeable development of the product concerned during 1976 and, in particular, the forecasts made by some Member States, the initial shares may be fixed approximately at the following percentages:

Germany	65.93
Benelux	10.14
France	8.20
Italy	0.25
Denmark	2.67
Ireland	1.66
United Kingdom	11.15

Whereas in order to take into account the import trends for the product concerned in the Member States, the quota volume should be divided into two instalments, the first instalment being allocated to the Member States, and the second forming a reserve intended ultimately to cover the requirements of the Member States, should their initial share be used up; whereas, in order to ensure a certain degree of security to importers, the first instalment of the Community quota should be determined at a relatively high level, which under present circumstances could be approximately 80 % of the quota volume;

Whereas the initial shares may be used up sooner or later; whereas, in order to take this fact into account and to avoid any break in continuity, it is important that any Member State which has used up almost all its initial share should draw an additional share from the reserve; whereas this must be done as and when each of its additional shares in the quota is almost entirely used up, and repeated as often as the reserve allows; whereas the initial and additional shares must be available for use until the end of the quota period; whereas this method of administration calls for close

cooperation between the Member States and the Commission, which must in particular be able to observe the extent to which the quota volume is used up and inform the Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in any Member State, it is essential that the Member State should return a certain proportion thereof to the reserve, in order to avoid part of the Community quota remaining unused in one Member State when it could be used in others; whereas, taking into account the seasonal nature of imports, it seems appropriate to fix the transfer limit or 40% of the initial share;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any measure concerning the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

#### Article 1

1. From 1 January to 31 December 1976 a Community tariff quota of 21 700 metric tons shall be opened in the Community for fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, originating in Turkey.
2. Within this tariff quota, the Common Customs Tariff duty is suspended at 2.5%.

3. The new Member States shall apply within this Community tariff quota, the customs duties calculated in accordance with the relevant provisions of the Act of Accession, the Interim Agreement and Regulation (EEC) No 3375/73.

4. This tariff quota shall be allocated and administered in accordance with the following provisions.

#### Article 2

1. The tariff quota laid down in Article 1 (1) shall be divided into two instalments.

2. A first instalment, amounting to 17 700 metric tons, shall be shared among the Member States; the shares, which subject to Article 5 shall be valid until 31 December 1976, shall be as follows:

Germany	11 669 metric tons,
Benelux	1 795 metric tons,
France	1 451 metric tons,
Italy	45 metric tons,
Denmark	472 metric tons,
Ireland	294 metric tons,
United Kingdom	1 974 metric tons.

3. The second instalment of 4 000 metric tons shall constitute the reserve.

#### Article 3

1. If 90% or more of any Member State's initial share, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve, where Article 5 has been applied, has been exhausted, that Member State shall proceed without delay, by notifying the Commission, to draw a second share equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the reserve is sufficient.

2. If, after its initial share has been exhausted, 90% of the second share drawn by a Member State has been used, that Member State shall proceed, in the manner specified in paragraph 1, to draw a third share equal to 7.5% of its initial share.

3. If, after its second share has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall, in the manner provided for in paragraph 1, draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, a Member State may proceed to draw shares smaller than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

#### Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1976.

#### Article 5

The Member States shall return to the reserve, not later than 1 October 1976, the unused portion of their initial share which, on 15 September 1976, is in excess of 40% of their initial amount. They may return a larger portion if there are grounds for believing that such portion may not be used in full.

The Member States shall, not later than 1 October 1976, notify the Commission of the total imports of the products concerned effected up to and including 15 September 1976, and charged against the Community quota and, where appropriate, the proportion of their initial shares that is being returned to the reserve.

#### Article 6

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserve has been used as soon as it receives the notifications.

The Commission shall, not later than 5 October 1976, notify the Member States of the amount in the reserve after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and for this purpose shall specify the amount thereof to the Member State which makes the last drawing.

#### Article 7

1. The Member States shall take all appropriate measures to ensure that supplementary shares drawn pursuant to Article 3 are opened in such a way that changes may be made without interruption against their accumulative shares of the Community quota.

2. The Member States shall ensure that importers of the said products established in their territory have free access to the shares allocated to them or drawn from the reserve.

3. The Member States shall charge imports of the said goods against their shares as and when the goods are entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

*Article 8*

On receipt of a request from the Commission, Member States shall inform it of imports actually charged against their shares.

*Article 9*

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is observed.

*Article 10*

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels, 24 November 1975.

*For the Council*

*The President*

B. VISENTINI

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## REGULATION (EEC) No 3145/75 OF THE COUNCIL

of 24 November 1975

opening, allocating, and providing for the administration of Community tariff quotas for certain textile products, falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff, coming from Turkey (1976)

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, pending the entry into force of the Supplementary Protocol, signed in Ankara on 30 June 1973, containing the adjustments to be made to the Agreement establishing an association between the European Economic Community and Turkey and to the Additional Protocol <sup>(1)</sup> consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement <sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol which is applicable until 31 December 1974, but which has been extended for 1976 in accordance with the terms laid down in Article 13 thereof, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas, under Article 6 of this Interim Agreement amending Article 1 of Annex 2 to the Additional Protocol, the Community must reduce by 75% the customs duties on imports from Turkey of certain textile products, falling within heading Nos 55.05 and 55.09 of the Common Customs Tariff, within the limit of annual Community tariff quotas of 390 metric tons for cotton yarn and 1 390 metric tons for woven fabrics of cotton; whereas the above-mentioned Article 6 allocates these Community tariff quotas as follows:

— for cotton yarn:

300 metric tons to the Community as originally constituted,

40 metric tons to Denmark, 10 metric tons to Ireland and 40 metric tons to the United Kingdom,

— for woven fabrics of cotton:

1 000 metric tons to the Community as originally constituted,

20 metric tons to Denmark, 10 metric tons to Ireland and 360 metric tons to the United Kingdom;

Whereas, moreover, it appears desirable to provide for an initial provisional adjustment of the tariff advantages for these goods:

— for the Community as originally constituted by a total suspension of the customs duties of the Common Customs Tariff, and an increase of 50% and then of 5% in the volume of the quotas allocated to these Member States,

— for the new Member States, by a total suspension of the duties applicable within the limits of the quotas fixed above, increased in the same proportions;

Whereas these adjustments may, if necessary, be reviewed during the quota year;

Whereas pursuant to Article 1 of Annex 2 to the Supplementary Protocol together with Article 2 of the Interim Agreement, for the duration of 1976 in particular, the Community must reduce by 25% the duties applicable in respect of third countries to carpets, carpeting and rugs, knotted (made up or not) of wool or of fine animal hair, (excluding hand-made carpets, carpeting and rugs) imported from Turkey; whereas it also appears advisable to improve this tariff advantage provisionally by means of a total suspension of the duties applicable to the products in question within a Community tariff quota initially fixed at a provisional level of 168 metric tons and allocated in accordance with the same percentages as those adopted for 1975 under the generalized tariff preferences;

Whereas, in order to comply with the special provisions of the Interim Agreement, different systems should be provided for the Member States of the Community as originally constituted and for the new Member States;

(1) cf. GEN I 75  
(2) cf. GEN I 149



Whereas, as regards the Community as originally constituted:

- it is necessary to guarantee to all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rate laid down for those quotas to all imports of the product concerned into all Member States until the quota has been used up;
- in the light of the principles mentioned above, the Community nature of the quotas can best be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect most accurately the actual

development of the market in the product concerned, such allocation shall be in proportion to the needs of the Member States, assessed by reference both to the statistics of each State's imports from Turkey over a representative period and to the economic outlook for the quota period concerned; whereas, in spite of the limited need for imports from Turkey of the products concerned, as shown by the statistics for the majority of the Member States the Community character of the tariff quotas concerned should be safeguarded by making provisions to cover needs which might arise in these Member States;

- imports into the various Member States from Turkey were as follows during the last three years for which complete statistics are available:

	1972		1973		1974	
	metric tons	%	metric tons	%	metric tons	%
<i>Cotton yarn:</i>						
Germany	11 736	48.35	10 734	42.56	6 333	29.01
Benelux	6 144	25.31	6 795	26.95	7 000	32.07
France	412	1.70	162	0.64	1 806	8.27
Italy	5 982	24.64	7 527	29.85	6 690	30.65
<i>Other woven fabrics of cotton:</i>						
Germany	570	21.17	877	30.62	456	24.52
Benelux	995	36.96	953	33.27	1 000	53.76
France	747	27.75	412	14.39	194	10.43
Italy	380	14.12	622	21.72	210	11.29

- in view of these figures and foreseeable market trends for the products concerned during 1976, the initial shares may be fixed approximately at the following percentages:

	<i>cotton yarn</i>	<i>other woven fabrics of cotton</i>
Germany	44.7	23.1
Benelux	20.0	30.8
France	5.3	34.6
Italy	30.0	11.5

- in order to take into account the uncertainty of the import trends for the products concerned in the Member States, the quota volumes should be divided into two instalments, the first instalment being allocated to the Member States, and the second held as a reserve intended ultimately to cover the requirements of those Member States

which have used up their initial shares; whereas, in order to ensure a certain degree of security to importers, the first instalment should be determined at a relatively high level, which, under present circumstances, may be about 80% of each quota volume;

- the initial quota shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of one of its initial quota shares should draw an additional quota share from the corresponding reserve; whereas, this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as each of the reserves allows; whereas each of the initial and additional quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation

between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof;

- if, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a percentage of it back into the corresponding reserve, in order to prevent a part of one or other of the Community quotas from remaining unused in one Member State when it could be used in others;
- since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any measure concerning the administration of the quota shares allocated to that economic union may be carried out by any of its members;

Whereas as regards the new Member States in particular:

- the quota volumes to be allocated to those new Member States under Article 6 of the Interim Agreement as well as the duties to be applied in those Member States for the purposes of these quotas determined in accordance with Article 2 of the said Agreement, are to be adjusted as set out below;
- equal and uninterrupted access to the quotas should be ensured to all importers and the duties should be applied without interruption to all imports of the products concerned until the quotas have been used up,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 January to 31 December 1976 Community tariff quotas shall be opened for the following products coming from Turkey as shown below:

CCT heading No	Description	Quota (metric tons)
55.05	Cotton yarn, not put up for retail sale	930
55.09	Other woven fabrics of cotton	2 190
58.01	Carpets, carpeting and rugs (made up or not): ex A. Of wool or of fine animal hair, excluding hand-made carpets, carpeting and rugs	168

2. The quotas shall be allocated and administered in accordance with the following provisions.

SECTION I

Provisions relating to the Community as originally constituted

*Article 2*

1. Within the quota, Common Customs Tariff duties shall be totally suspended within the limit of: 788 metric tons for cotton yarn not put up for retail sale, 1 575 metric tons for other woven fabrics of cotton, and 117 metric tons for carpets made of wool or fine animal hair.

*Article 3*

1. The quotas referred to in Article 2 shall be divided into two instalments.

2. A first instalment of each of these quotas shall be shared among the Member States; the shares, which subject to Article 6 shall be valid until 31 December 1976, shall be as follows:

*(in metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01 A
Germany	252	240	34.7
Benelux	113	320	12.9
France	30	360	24.4
Italy	170	120	18.0

The second instalment of each quota, amounting to 223, 535 and 27 metric tons respectively, shall constitute the corresponding reserve.

*Article 4*

1. If 90% or more of the initial share of a Member State laid down in Article 3 (2), or 90% of that share less the amount returned into the reserve where the provisions of Article 6 have been applied, has been exhausted, that Member State shall proceed without delay, by notifying the Commission, to draw a second share, equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after one or other of its initial shares has been used up, 90% or more of the second share drawn by one of the Member States has been used, that Member State shall proceed, in accordance with the conditions laid down in paragraph 1, to draw a third share equal to 7.5% of its initial share.

3. If, after one or other of its second shares has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, in the same way, to draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. Notwithstanding paragraphs 1, 2 and 3, the Member States may proceed to draw smaller shares than those fixed in those paragraphs if there is reason to believe that they might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

*Article 5*

Each of the additional shares drawn pursuant to Article 4 shall be valid until 31 December 1976.

*Article 6*

The Member States shall return to the reserve, not later than 1 October 1976, the unused portion of their initial share which, on 15 September 1976, is in excess of 20% of the initial amount. They may return a greater portion if there are grounds for believing that such portion may not be used in full.

The Member States shall, not later than 1 October 1976, notify the Commission of the total imports of the products concerned effected under the Community quotas up to and including 15 September 1976 and, where appropriate the proportion of each of their initial shares that they are returning to each of the reserves.

*Article 7*

The Commission shall keep account of the shares opened by Member States in accordance with Articles 3 and 4 and shall inform each State of the extent to which the reserves have been used up as soon as it receives the notifications.

The Commission shall, not later than 5 October 1976, notify the Member States of the amount in each of the reserves after the return of shares pursuant to Article 6.

The Commission shall ensure that any drawing which uses up a reserve is limited to the balance available and for this purpose shall specify the amount thereof to the Member State which makes the last drawing.

*Article 8*

The Member States shall take all appropriate measures to ensure that when additional shares are drawn pursuant to Article 4 it is possible for imports to be counted without interruption against their accumulated shares of the Community tariff quotas.

## SECTION II

## Provisions relating to the new Member States

*Article 9*

1. Within the tariff quotas referred to in Article 1, the following shares shall be allocated to the new Member States:

*(in metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01 A
Denmark	63	32	12
Ireland	16	16	2
United Kingdom	63	567	37

2. Within the limits of these quotas, the new Member States shall apply zero duties for the textile products concerned.

## SECTION III

## General provisions

*Article 10*

1. Member States shall take all measures necessary to ensure for importers of the products concerned established in their territory free access to the shares allocated to them.

2. Member States shall count imports of the products concerned against their shares as and when such products are presented for customs clearance under cover of a declaration that they have been made available for consumption.

products concerned actually charged against their shares.

*Article 12*

3. The extent to which the Member States' shares have been used up shall be established on the basis of imports counted in accordance with paragraph 2.

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is observed.

*Article 13*

*Article 11*

On receipt of a request from the Commission, Member States shall inform it of imports of the

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels, 24 November 1975.

*For the Council*

*The President*

B. VISENTINI

## REGULATION (EEC) No 3146/75 OF THE COUNCIL

of 24 November 1975

opening, allocating and providing for the administration of a Community tariff quota for certain petroleum products, falling within Chapter 27 of the Common Customs Tariff, refined in Turkey (1976)

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, pending the entry into force of the Supplementary Protocol, signed in Ankara on 30 June 1973, containing the adjustments to be made to the Agreement establishing an association between the European Economic Community and Turkey and to the Additional Protocol<sup>(1)</sup> consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement<sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol, which is applicable until 31 December 1974, but which has been extended for 1976 in accordance with the terms laid down in Article 13 thereof, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas under Article 6 of the Interim Agreement amending the first paragraph of the sole Article of Annex 1 to the Additional Protocol, the Community must totally suspend the customs duties applicable to certain petroleum products, falling within Chapter 27 of the Common Customs Tariff, refined in Turkey, within the limit of an annual Community tariff quota of 340 000 metric tons; whereas pursuant to Article 2 of the abovementioned Interim Agreement, the new Member States must apply zero duties to the products concerned;

Whereas equal and direct access to the said quota by all importers and the uninterrupted application of the rate laid down for the said quotas to all imports of the products in question into all Member States should be guaranteed until the quotas are exhausted; whereas utilization of this quota, based on allocation between Member States, would appear to safeguard the Community character of the said quota as regards the principles described above; whereas in order to ensure that such allocation takes as much account as possible of the actual development of the

market of the products concerned, the allocation of shares should be in direct proportion to the needs of Member States, calculated, on the one hand, on the basis of statistics relating to imports from Turkey during a given representative period and, on the other, on the basis of the economic prospects for the quota period considered;

Whereas, during the last three years for which complete statistics are available, imports of these products from Turkey into the various Member States were as follows:

	<i>(in metric tons)</i>		
	1972	1973	1974
Benelux	96 222	—	15 000
Denmark	—	12 000	—
Germany	300 000	300 000	46 534
France	—	—	—
Ireland	—	—	—
Italy	110 162	134 035	12 252
United Kingdom	38 200	40 000	17 000

whereas this information indicates that imports of these products are very irregular and that the calculation of the percentages which they represent in relation to the total imports into the Community of the same products from Turkey would not therefore be significant; whereas the calculation of the imports from Member States in question for the quota period considered proves difficult as a result of the irregularity noted in imports during the foregoing years; whereas the foreseeable import figures put forward by the Member States for the quota period concerned leads to the quota considered being allocated according to the percentages indicated hereinafter:

Benelux	16.55
Denmark	4.14
Germany	42.07
France	8.28
Ireland	4.14
Italy	12.41
United Kingdom	12.41

(1) cf. GEN I 75

(2) cf. GEN I 149

Whereas to take into account the uncertainty in the development of imports of the said products into Member States, the quota amount should be divided into two instalments, the first instalment being allocated between the Member States, and the second instalment forming a reserve intended to meet subsequently the needs of the Member States which have exhausted their original share of the quota; whereas in order to ensure some security to importers in each Member State, the first instalment of the Community quota should be fixed at a relatively high level which, under the circumstances, might amount to approximately 85% of the quota volume;

Whereas the initial quota shares of those Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial quota share should draw an additional quota share from the reserve; whereas this must be done by each Member States as and when each of its additional quota shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional quota shares must be available for use until the end of the quota period, whereas such method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amounts are used and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance of one of the initial shares remains in one or other Member State, it is essential that that Member State pay a certain percentage of

it back into the reserve, in order to avoid a part of the Community quota remaining unused in one Member State when it could be used in others;

Whereas it does not seem possible for the moment, taking into account the differences still existing in the national provisions governing the market of the products in question, to lay down a single method of administration;

Whereas since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any measure concerning the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Subject to any measures taken under paragraphs 2 and 4 of the sole Article of Annex 1 to the Additional Protocol between the European Economic Community and Turkey, a Community tariff quota of 340 000 metric tons shall be opened from 1 January to 31 December 1976 for the following petroleum products, refined in Turkey and falling within Chapter 27 of the Common Customs Tariff:

CCT heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <ul style="list-style-type: none"> <li>A. Light oils:                             <ul style="list-style-type: none"> <li>III. For other purposes</li> </ul> </li> <li>B. Medium oils:                             <ul style="list-style-type: none"> <li>III. For other purposes</li> </ul> </li> <li>C. Heavy oils:                             <ul style="list-style-type: none"> <li>I. Gas oil:                                     <ul style="list-style-type: none"> <li>c) For other purposes</li> </ul> </li> <li>II. Fuel oil:                                     <ul style="list-style-type: none"> <li>c) For other purposes</li> </ul> </li> </ul> </li> </ul>

CCT heading No	Description
27.10 (cont'd)	III. Lubricating oils; other oils: c) To be mixed in accordance with the terms of Additional Note 7 to Chapter 27 (a) d) For other purposes
27.11	Petroleum gases and other gaseous hydrocarbons: B. Other: I. Commercial propane and commercial butane c) For other purposes
27.12	Petroleum jelly: A. Crude: III. For other purposes B. Other
27.13	Paraffin wax, micro-crystalline wax, slack wax, ozokerite, lignite wax, pear wax and other mineral waxes, whether or not coloured: B. Other: I. Crude: c) For other purposes II. Other
27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals: C. Other

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

2. Within the Community tariff quota, Common Customs Tariff duties shall be totally suspended.

Within the limits of the quota, the new Member States shall also exempt the petroleum products concerned from duty.

Benelux	48 000 metric tons,
Denmark	12 000 metric tons,
Germany	122 000 metric tons,
France	24 000 metric tons,
Ireland	12 000 metric tons,
Italy	36 000 metric tons,
United Kingdom	36 000 metric tons.

#### Article 2

1. The tariff quota referred to Article 1 (1) shall be divided into two instalments.

2. A first instalment, amounting to 290 000 metric tons, shall be shared among the Member States; the shares which, subject to Article 5 shall be valid until 31 December 1976, shall consist of the following amounts:

3. The second instalment of 50 000 metric tons shall constitute the reserve.

#### Article 3

1. If 90% or more of one of the initial shares of a Member State, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve, where the provisions of Article 5 have been

applied, has been exhausted, that Member State concerned shall proceed without delay, by notifying the Commission to draw a second share equal to 10% of its initial share, where appropriate rounded up to the next figure, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90% or more of the second share drawn by a Member State has been used, that Member State shall proceed, under the conditions laid down in paragraph 1, to draw a third share equal to 5% of its initial share, where appropriate rounded up to the next figure.

3. If, after its second share has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, under the same conditions, to draw a fourth share equal to the third.

This procedure shall be applied until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may proceed to draw shares smaller than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

#### Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1976.

#### Article 5

The Member States shall return to the reserve, not later than 1 October 1976, the unused portion of their initial share which, on 15 September 1976, is in excess of 20% of the initial amount. They may return a greater portion if there are grounds for believing that such quantity may not be used in full.

The Member States shall, not later than 1 October 1976, notify the Commission of the total imports of the products concerned effected up to and including 15 September 1976, and charged against the Community quota and, where appropriate, the proportion of their original quota share that is being returned to the reserve.

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

Done at Brussels, 24 November 1975.

#### Article 6

The Commission shall keep account of the initial share opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

The Commission shall, not later than 5 October 1976, notify Member States of the state of the reserve after the return of quota shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and for this purpose shall specify the amount thereof to the Member State which makes the last drawing.

#### Article 7

1. The Member States shall take all appropriate measures to ensure that when additional shares are drawn pursuant to Article 3, it is possible for charges to be made without interruption against their accumulated share of the Community quota.

2. The Member States shall take all measures necessary to ensure that importers of the products in question established in its territory have free access to the shares allocated to it.

3. The extent to which a Member State has used up its quota shares shall be determined on the basis of the importations of the products in question entered with the customs authorities for home use.

#### Article 8

On receipt of a request from the Commission, Member States shall inform it of imports actually charged against their shares.

#### Article 9

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is observed.

#### Article 10

This Regulation shall enter into force on 1 January 1976.

For the Council  
The President  
B. VISENTINI



28. 1. 76

Official Journal of the European Communities

No L 20/55

## COUNCIL REGULATION (EEC) No 113/76

of 19 January 1976

on imports into the Community of fishery products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas, by its Decision 1/71, the EEC-Turkey Association Council, acting pursuant to Article 6 of Protocol 1 annexed to the Ankara Agreement, laid down the arrangements to be applied to the importation into the Community of certain fishery products originating in Turkey;

Whereas the implementation of that Decision requires the adaptation of the relevant Community rules;

Whereas the consolidation of Council Regulation (EEC) No 1315/71 of 21 June 1971 on imports into the Community of fishery products originating in Turkey in no way affects the validity of the arrangements laid down for fishery products under Regulations (EEC) No 2755/75 and (EEC) No 3143/75,

HAS ADOPTED THIS REGULATION:

*Article 1*

The products listed hereunder, originating in Turkey, shall be imported into the Community exempt from customs duty.

CCT heading No	Description of goods
03.01	Fish, fresh (live or dead), chilled or frozen:  B. Saltwater fish: I. Whole, headless or in pieces: c) Tunny <sup>(1)</sup>
03.03	Crustaceans and molluscs, whether in shell or not, fresh (live or dead), chilled, frozen, salted, in brine or dried; crustaceans in shell, simply boiled in water:  A. Crustaceans: I. Crawfish II. Lobsters ( <i>Homarus</i> sp.p.) III. Crabs and freshwater crayfish IV. Shrimps and prawns

<sup>(1)</sup> This subheading includes the species *euthynnus pelamis* (Skipjack) and *thunnus thynnus* (Bluefin tunny).

*Article 2*

1. Council Regulation (EEC) No 1315/71 of 21 June 1971 on imports into the Community of fishery products originating in Turkey is hereby repealed.

2. References to the Regulation repealed by paragraph 1 shall be construed as references to this Regulation.

References to Articles of that Regulation are to be read in accordance with the correlation given in the Annex.

*Article 3*

This Regulation shall enter into force on 1 February 1976.

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

Done at Brussels, 19 January 1976.

*For the Council*  
*The President*  
J. HAMILIUS

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ANNEX

Correlation table

*Regulation (EEC) No 1315/71*  
Article 3

*This Regulation*  
Article 1

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**COUNCIL REGULATION (EEC) No 471/76**  
of 24 February 1976

**suspending application of the condition on prices governing the importation into the Community of fresh lemons, originating in Cyprus, Spain, Israel, Morocco, the Arab Republic of Egypt, Tunisia and Turkey in accordance with Agreements between the European Economic Community and each of these countries**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas:

- the Agreement establishing an association between the European Economic Community and the Republic of Cyprus (1),
- the Agreement between the European Economic Community and Spain (2),
- the Agreement between the European Economic Community and the State of Israel (3),
- the Agreement establishing an association between the European Economic Community and the Kingdom of Morocco (4),
- the Agreement between the European Economic Community and the Arab Republic of Egypt (5),
- the Agreement establishing an association between the European Economic Community and the Republic of Tunisia (6),
- the Additional Protocol (7) annexed to the Agreement establishing an association between the European Economic Community and Turkey,

provide *inter alia* for a tariff reduction on imports into the Community of lemons originating in these countries on condition that a fixed price is observed on the internal Community market;

Whereas the application of the said condition should be suspended with regard to imports of fresh lemons originating in Cyprus, Spain, Israel, Morocco, the Arab Republic of Egypt, Tunisia and Turkey;

Whereas Council Regulations:

- (EEC) No 1252/73 of 14 May 1973 on imports of citrus fruit originating in Cyprus (8),
- (EEC) No 2047/70 of 13 October 1970 on imports of citrus fruit originating in Spain (9),
- (EEC) No 1627/75 of 26 June 1975 on imports of fresh lemons originating in Israel (10),
- (EEC) No 1467/69 of 23 July 1969 on imports of citrus fruit originating in Morocco (11),
- (EEC) No 2411/73 of 24 July 1973 on imports of citrus fruit originating in the Arab Republic of Egypt (12),
- (EEC) No 1472/69 of 23 July 1969 on imports of citrus fruit originating in Tunisia (13) and
- (EEC) No 1233/71 of 7 June 1971 on imports of citrus fruit originating in Turkey (14).

(1) cf. GEN I 1

(2) OJ No L 182, 16. 8. 1970, p. 4.

(3) OJ No L 136, 28. 5. 1975, p. 3.

(4) cf. GEN I 1

(5) OJ No L 251, 7. 9. 1973, p. 2.

(6) cf. GEN I 1

(7) cf. GEN I 73

(8) OJ No L 228, 15. 10. 1970, p. 2.

(9) OJ No L 165, 28. 6. 1975, p. 9.

(10) OJ No L 251, 7. 9. 1973, p. 101.

have laid down the implementing rules for the condition referred to above; whereas, therefore, the application of these Regulations as far as the said implementing rules are concerned should also be suspended,

HAS ADOPTED THIS REGULATION:

*Article 1*

The application of the following provisions shall be suspended as regards imports of fresh lemons originating in the countries in question:

- Article 5 (2) and (3) of Annex I to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus;
- Article 7 (2) and (3) of Annex I to the Agreement between the European Economic Community and Spain;
- Article 8 (3) and (4) of Protocol 1 annexed to the Agreement between the European Economic Community and the State of Israel;
- Article 4 (2) and (3) of Annex I to the Agreement establishing an association between the European Economic Community and the Kingdom of Morocco;

- Article 6 (2) and (3) of Annex I to the Agreement between the European Economic Community and the Arab Republic of Egypt;
- Article 4 (2) and (3) of Annex I to the Agreement establishing an association between the European Economic Community and Republic of Tunisia;
- Article 4 (3) and (4) of Annex 6 to the Additional Protocol annexed to the Agreement establishing an association between the European Economic Community and Turkey.

*Article 2*

The application of Regulations (EEC) No 1252/73, (EEC) No 2047/70, (EEC) No 1627/75, (EEC) No 1467/69, (EEC) No 2411/73, (EEC) No 1472/69 and (EEC) No 1233/71, shall be suspended as regards imports of fresh lemons originating in the countries concerned.

*Article 3*

This Regulation shall enter into force on 1 April 1976.

It shall be applicable until 31 May 1976.

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

Done at Brussels, 24 February 1976.

*For the Council*

*The President*

M. MART

18. 6. 76

Official Journal of the European Communities

No L 157/25

## COMMISSION REGULATION (EEC) No 1394/76

of 17 June 1976

## laying down detailed rules for the importation of olive oil from Turkey

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1235/71 of 7 June 1971 on imports of olive oil from Turkey, as last amended by Council Regulation (EEC) No 2277/71, and in particular Article 4 thereof,

Whereas Turkey has not notified the completion of the procedures necessary for implementing in the Agreement in the form of an exchange of letters, signed on 23 November 1973; whereas Council Regulation (EEC) No 306/74 (1) and Commission Regulation (EEC) No 1938/75 (2) are consequently not in application; whereas by Regulation (EEC) No 1235/71 the Council adopted rules for the special treatment of imports of olive oil provided for in the said Agreement and consequently detailed procedures for their application must be adopted;

Whereas, if the incidence of the charge on the price of the imported product exceeds the amount by which the levy may be reduced under Article 2 of Regulation (EEC) No 1235/71, the consequences are unfavourable for Community importers; whereas, in the opposite case, the economic advantages for Turkey under the Agreement do not occur; whereas it must be provided that the incidence of the tax on the price of the imported product and the amount of the reduction of the levy should be the same;

Whereas, under Article 3 of Regulation (EEC) No 1235/71, the arrangements for reducing the levy shall be applied to all imports in respect of which it can be proved that the special export charge has been paid by the exporter; whereas, moreover, under the Agreement, the amount of the charge must be reflected in the price of the imported product; whereas, for the purposes of applying the above arrangements, it should therefore be laid down that the importer should supply proof of having refunded the above charge to the exporter;

Whereas, if the arrangements are to function correctly, the importer must be able to inform the exporter of

the amount both of the levy and of the charge applied to the imported products;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Oils and Fats,

HAS ADOPTED THIS REGULATION:

*Article 1*

The levy to be charged on imports, calculated in accordance with Article 1 of Regulation (EEC) No 1235/71, shall be reduced by an amount equal to the special export charge referred to in Article 2 thereof, up to a maximum of:

- (a) 4.50 units of account per 100 kilogrammes, if the levy calculated as aforesaid is 4.50 units of account per 100 kilogrammes or more;
- (b) the amount of the levy calculated as aforesaid if it is less than 4.50 units of account per 100 kilogrammes.

*Article 2*

1. Application of Article 1 shall be subject to production by the importer of proof that he has refunded to the exporter the special export charge referred to in Article 2 of Regulation (EEC) No 1235/71 up to the amount deductible at the time of importation of the oil into the Community.

2. For the purpose of this Regulation 'exporter' means the person indicated on certificate A. TR. 1 (3).

3. The proof referred to in paragraph 1 may be supplied only by submission of a receipt issued by a bank approved for the purpose into which the sum referred to in paragraph 1 has been paid by way of refund of the charge; this receipt must contain at least the following:

- particulars of the exporter,
- number of the document A. TR. 1 relating to the transaction,
- particulars of the amount paid.

(1) OJ No L 34, 7. 2. 1974, p. 11.

(2) OJ No L 198, 29. 7. 1975, p. 30.

(3) OJ No L 59, 5. 3. 1973, Annex to Regulation (EEC) No 428/73.

*Article 3*

The bodies responsible in the Member States for collecting the import levy shall issue to the importer a document containing the following information :

- (a) details of the export document as given under the heading 'Customs endorsement' on the certificate  
· A. TR. 1 relating to the product in question, or the number of that certificate ;
- (b) the net weight of the olive oil as recorded by the relevant authorities when customs import formalities are completed ;

- (c) the rate of the levy applicable to the products in question, calculated in accordance with the provisions of Article 13 of Regulation No 136/66/EEC, less 0.50 unit of account per 100 kilogrammes ;
- (d) the amount of the special export charge refunded by the importer to the exporter.

*Article 4*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 17 June 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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1. 7. 76

Official Journal of the European Communities

No L 172/3

## COUNCIL REGULATION (EEC) No 1554/76

of 29 June 1976

suspending application of the condition on prices governing the importation into the Community of fresh lemons originating in the Mediterranean countries with which the Community concludes agreements

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 the Community has concluded agreements with several Mediterranean countries providing, *inter alia*, for a reduced tariff on imports into the Community of fresh lemons originating in those countries, provided that a stated price is observed on the internal Community market;

Whereas the adoption of Council Regulation (EEC) No 2481/75 of 29 September 1975 amending Regulation (EEC) No 2511/69 laying down special measures for improving the production and marketing of Community citrus fruit<sup>(1)</sup> has enabled the abovementioned condition to be suspended during the period for which Regulation (EEC) No 2511/69<sup>(2)</sup> is applicable;

Whereas Council Regulation (EEC) No 793/76 of 6 April 1976 amending Regulation (EEC) No 1035/72 on the common organization of the market in fruit and vegetables and Regulation (EEC) No 2511/69 laying down special measures for improving the production and marketing of Community citrus fruit<sup>(3)</sup>, *inter alia*, maintains in force until 31 May 1977 the special measures in respect of Community lemons provided for in Article 6 of Regulation (EEC) No 2511/69;

Whereas, in these circumstances, it is necessary to extend beyond 31 May 1976 the provisions of Council Regulation (EEC) No 471/76 of 24 February 1976 suspending application of the condition on prices governing the importation into the Community of fresh lemons, originating in Cyprus, Spain, Israel, Morocco, the Arab Republic of Egypt, Tunisia and Turkey in accordance with Agreements between the European Economic Community and each of these countries;

Whereas the Community signed Cooperation Agreements with Tunisia on 25 April 1976 and with

Morocco on 27 April 1976; whereas these Agreements contain the same provisions governing imports of lemons as the Association Agreements concluded with those countries<sup>(4)</sup>, whereas the trade arrangements applicable by the Community under those Association Agreements were extended in respect of Tunisia by Regulation (EEC) No 2107/75<sup>(5)</sup>, as amended by Regulation (EEC) No 3415/75<sup>(6)</sup>, and in respect of Morocco by Regulation (EEC) No 2108/75<sup>(7)</sup>, as amended by Regulation (EEC) No 3416/75<sup>(8)</sup>; whereas the Community signed, on the same day as the Cooperation Agreement with each of those countries, Interim Agreements<sup>(9)</sup> designed to bring forward the application of certain provisions of the Cooperation Agreements relating to trade;

Whereas on 26 April 1976 the Community signed a Cooperation Agreement and an Interim Agreement<sup>(9)</sup> with Algeria containing, with regard to lemons, similar provisions to those contained in the agreements between the European Economic Community and Tunisia and between the European Economic Community and Morocco; whereas comparable provisions are also to be included in the agreements under negotiation with the Arab Republic of Egypt, Syria, Jordan and the Lebanon;

Whereas, therefore, application of the condition on prices governing the importation into the Community of fresh lemons originating in those Mediterranean countries with which the Community concludes agreements should be suspended during the period of application of Article 6 of Regulation (EEC) No 2511/69,

HAS ADOPTED THIS REGULATION:

*Article 1*

The following is hereby added to Article 1 of Regulation (EEC) No 471/76:

— Article 15 (3) and (4) of the Cooperation Agreement and Article 8 (3) and (4) of the Interim Agreement between the European Economic Community and the Republic of Tunisia,

<sup>(1)</sup> OJ No L 254, 1. 10. 1975, p. 1.

<sup>(2)</sup> OJ No L 318, 18. 12. 1969, p. 1.

<sup>(3)</sup> OJ No L 93, 8. 4. 1976, p. 1.

<sup>(4)</sup> OJ No L 198, 8. 8. 1969, p. 1 and

OJ No L 197, 8. 8. 1969, p. 1.

<sup>(5)</sup> OJ No L 215, 13. 8. 1975, p. 1.

<sup>(6)</sup> OJ No L 337, 31. 12. 1975, p. 3.

<sup>(7)</sup> OJ No L 215, 13. 8. 1975, p. 2.

<sup>(8)</sup> OJ No L 337, 31. 12. 1975, p. 4.

<sup>(9)</sup> OJ No L 141, 28. 5. 1976, p. 195, p. 98. and 2

- Article 15 (3) and (4) of the Cooperation Agreement and Article 8 (3) and (4) of the Interim Agreement between the European Economic Community and the Kingdom of Morocco,
- Article 15 (3) and (4) of the Cooperation Agreement and Article 8 (3) and (4) of the Interim Agreement between the European Economic Community and the People's Democratic Republic of Algeria.

*Article 2*

The second paragraph of Article 3 of Regulation (EEC) No 471/76 is hereby amended to read as follows :

'It shall be applicable until 31 May 1977.'

*Article 3*

The Council, acting by a qualified majority on a proposal from the Commission, may extend the application of Article 1 of Regulation (EEC) No 471/76 to similar provisions in the agreements under negotiation with the Arab Republic of Egypt, Syria, Jordan and the Lebanon.

*Article 4*

This Regulation shall enter into force on the seventh day following its publication in the *Official Journal of the European Communities*.

It shall apply from 1 June 1976.

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

Done at Luxembourg, 29 June 1976.

*For the Council*

*The President*

G. THORN



## COUNCIL REGULATION (EEC) No 1847/76

of 27 July 1976

extending for the fifth time the system of temporary partial suspension of the Common Customs Tariff duties on wine originating in and coming from Turkey provided for in Regulation (EEC) No 2823/71

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament

Whereas Regulation (EEC) No 2823/71 as last amended by Regulation (EEC) No 2916/75 established, pending the adoption of a definitive system, a provisional system for the importation of wines originating in and coming from, in particular, Turkey into the Community; whereas since the definitive system has not yet been adopted for Turkey, the provisional system must be extended under the same conditions as those under which it was set up, so as to avoid any interruption which might harm wine exports from that country to the Community; whereas the period of validity of this provisional system must end on the date when the definitive system is implemented,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. The customs duties on imports into the Community of wine of fresh grapes falling within heading No

ex 22.05 of the Common Customs Tariff, originating in and coming from Turkey, shall amount to 60 % of the Common Customs Tariff duties applicable on the date of importation.

2. Paragraph 1 shall apply only if the conditions set out in the second subparagraph of Article 9 (3) of Council Regulation (EEC) No 816/70 of 28 April 1970 laying down additional provisions for the common organization of the market in wine <sup>(1)</sup>, as last amended by Regulation (EEC) No 1167/76 <sup>(2)</sup>, are satisfied.

However, when the subparagraph referred to above is applied, the customs duties applied under paragraph 1 shall be substituted for those shown in the Common Customs Tariff.

*Article 2*

This Regulation shall enter into force on 1 September 1976.

It shall be applicable until the implementation for Turkey of a definitive tariff system for the products in question, or until 31 August 1977, whichever shall be the earlier.

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

Done at Brussels, 27 July 1976.

*For the Council*

*The President*

M. van der STOEL

<sup>(1)</sup> OJ No L 99, 5. 5. 1970, p. 1.

<sup>(2)</sup> OJ No L 135, 24. 5. 1976, p. 42.

## COUNCIL REGULATION (EEC) No 3053/76

of 9 December 1976

opening, allocating and providing for the administration of a Community tariff quota for certain petroleum products falling within Chapter 27 of the Common Customs Tariff, refined in Turkey (1977)

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an association between the European Economic Community and Turkey and to the Additional Protocol <sup>(1)</sup> consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement <sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol, which is applicable until 31 December 1974 but which has been extended for 1977 in accordance with the terms laid down in Article 13 thereof, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas under Article 6 of the Interim Agreement amending the first paragraph of the Sole Article of Annex 1 to the Additional Protocol, the Community must totally suspend the customs duties applicable to certain petroleum products falling within Chapter 27 of the Common Customs Tariff, refined in Turkey, within the limit of an annual Community tariff quota of 340 000 metric tons; whereas pursuant to Article 2 of the abovementioned Interim Agreement, the new Member States must apply zero duties to the products concerned; whereas, furthermore, provision must be made for the provisional adjustment of the volume of the aforementioned tariff for these products, increasing it to 391 000 metric tons for 1977;

Whereas equal and direct access to the said quota by all importers and the uninterrupted application of

(1) GEN I 75

(2) GEN I 149

the rate laid down for the said quotas to all imports of the products in question into all Member States should be guaranteed until the quotas are exhausted; whereas utilization of this quota, based on allocation between Member States, would appear to safeguard the Community character of the said quota as regards the principles described above; whereas in order to ensure that such allocation takes as much account as possible of the actual development of the market of the products concerned, the allocation of shares should be in direct proportion to the needs of Member States, calculated, on the one hand, on the basis of statistics relating to imports from Turkey during a given representative period and, on the other, on the basis of the economic prospects for the quota period considered;

Whereas, during the last three years for which complete statistics are available, imports of these products from Turkey into the various Member States were as follows:

<i>(in metric tons)</i>			
	1973	1974	1975
Benelux	—	15 000	50 000
Denmark	12 000	—	20 026
Germany	300 000	46 534	35 000
France	—	—	—
Ireland	—	—	—
Italy	134 035	12 252	19 409
United Kingdom	40 000	17 000	24 729

whereas this information indicates that imports of these products are very irregular and that the calculation of the percentages which they represent in relation to the total imports into the Community of the same products from Turkey would not therefore be significant; whereas the calculation of the imports from Member States in question for the quota period considered proves difficult as a result of the irregularity noted in imports during the foregoing years;

whereas the foreseeable import figures put forward by the Member States for the quota period concerned leads to the quota considered being allocated according to the percentages indicated hereinafter:

Benelux	16.55
Denmark	4.14
Germany	42.07
France	8.28
Ireland	4.14
Italy	12.41
United Kingdom	12.41

Whereas to take into account the uncertainty in the development of imports of the said products into Member States, the quota amount should be divided into two instalments, the first instalment being allocated between the Member States and the second forming a reserve intended to meet subsequently the needs of the Member States which have exhausted their original share of the quota; whereas in order to ensure some security to importers in each Member State, the first instalment of the Community quota should be fixed at a relatively high level which, under the circumstances, might amount to approximately 75% of the quota volume;

Whereas the initial quota shares of those Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial quota share should draw an additional quota share from the reserve; whereas this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional quota shares must be available for use until the end of the quota period, whereas such method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe

the extent to which the quota amounts are used and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance of one of the initial shares remains in one or other Member State, it is essential that that Member State pay a certain percentage of it back into the reserve, in order to avoid a part of the Community quota remaining unused in one Member State when it could be used in others;

Whereas it does not seem possible for the moment, taking into account the differences still existing in the national provisions governing the market of the products in question, to lay down a single method of administration;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any measure concerning the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Subject to any measures taken under paragraphs 2 and 4 of the single article of Annex 1 to the Additional Protocol between the European Economic Community and Turkey, a Community tariff quota of 391 000 metric tons shall be opened from 1 January until 31 December 1977 for the following petroleum products, refined in Turkey and falling within Chapter 27 of the Common Customs Tariff:

CCT heading No	Description
27.10	<p>Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing not less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations:</p> <p>A. Light oils:</p> <p>III. For other purposes</p> <p>B. Medium oils:</p> <p>III. For other purposes</p>

CCT heading No	Description
27.10 (cont'd)	C. Heavy oils: I. Gas oil: c) For other purposes II. Fuel oil: c) For other purposes III. Lubricating oils; other oils: c) To be mixed in accordance with the terms of Additional Note 7 to Chapter 27 (a) d) For other purposes
27.11	Petroleum gases and other gaseous hydrocarbons: B. Other: I. Commercial propane and commercial butane c) For other purposes
27.12	Petroleum jelly: A. Crude: III. For other purposes B. Other
27.13	Paraffin wax, micro-crystalline wax, slack wax, ozokerite, lignite wax, peat wax and other mineral waxes, whether or not coloured: B. Other: I. Crude: c) For other purposes II. Other
27.14	Petroleum bitumen, petroleum coke and other residues of petroleum oils or of oils obtained from bituminous minerals: C. Other

a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

2. Within the Community tariff quota, Common Customs Tariff duties shall be totally suspended.

Within the limits of the quota, the new Member States shall also exempt the petroleum products concerned from duty.

#### Article 2

1. The tariff quota referred to Article 1 (1) shall be divided into two instalments.

2. A first instalment, amounting to 290 000 metric tons, shall be shared among the Member States; the shares which, subject to Article 5 shall be valid until 31 December 1977, shall consist of the following amounts:

Benelux	48 000 metric tons,
Denmark	12 000 metric tons,
Germany	122 000 metric tons,
France	24 000 metric tons,
Ireland	12 000 metric tons,
Italy	36 000 metric tons,
United Kingdom	36 000 metric tons.

3. The second instalment of 101 000 metric tons shall constitute the reserve.

#### Article 3

1. If 90% or more of one of the initial shares of a Member State, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve, where the provisions of Article 5 have been applied, has been exhausted, that Member State concerned shall proceed without delay, by notifying the Commission to draw a second share equal to 10% of its initial share, where appropriate rounded up to the next figure, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90% or more of the second share drawn by a Member State has been used, that Member State shall proceed, under the conditions laid down in paragraph 1, to draw a third share equal to 5% of its initial share, where appropriate rounded up to the next figure.

3. If, after its second share has been exhausted, 90% or more of the third share drawn by a Member State has been used, that Member State shall proceed, under the same conditions, to draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may proceed to draw shares smaller than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of the reasons which led them to apply this paragraph.

#### Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1977.

#### Article 5

The Member States shall return to the reserve, not later than 1 October 1977, the unused portion of their initial share which, on 15 September 1977, is in excess of 20% of the initial amount. They may return a greater portion if there are grounds for believing that such quantity may not be used in full.

The Member States shall, not later than 1 October 1977, notify the Commission of the total imports of the products concerned effected up to and including 15 September 1977 and charged against the Community quota and, where appropriate, the proportion

of their original quota share that is being returned to the reserve.

#### Article 6

The Commission shall keep account of the initial share opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

The Commission shall, not later than 5 October 1977, notify Member States of the state of the reserve after the return of quota shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose shall specify the amount thereof to the Member State which makes the final drawing.

#### Article 7

1. Member States shall take all appropriate measures to ensure that shares drawn pursuant to Article 3 are opened in such a way that importations may be charged without interruption against their accumulated shares of the relevant Community quota.

2. Member States shall take all measures necessary to ensure that importers of the products in question established in their territories have free access to the shares allocated to them.

3. The extent to which a Member State has used up its quota shares shall be determined on the basis of the importations of the products in question entered with the customs authorities for home use.

#### Article 8

On receipt of a request from the Commission, Member States shall inform it of imports actually charged against their shares.

#### Article 9

The Member States and the Commission shall cooperate closely to ensure that this Regulation is observed.

#### Article 10

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 9 December 1976.

*For the Council*

*The President*

P. J. J. MERTENS

## COUNCIL REGULATION (EEC) No 3054/76

of 9 December 1976

opening, allocating, and providing for the administration of Community tariff quotas for certain textile products falling within heading Nos 55.05 and 55.09 and subheading ex 58.01 A of the Common Customs Tariff, coming from Turkey (1977)

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, pending the entry into force of the Supplementary Protocol signed in Ankara on 30 June 1973 containing the adjustments to be made to the Agreement establishing an Association between the European Economic Community and Turkey and to the Additional Protocol<sup>(1)</sup> consequent on the accession of new Member States, the Community has undertaken, in an Interim Agreement<sup>(2)</sup> which runs only for the period prior to the entry into force of this Supplementary Protocol which is applicable until 31 December 1974 but which has been extended for 1977 in accordance with the terms laid down in Article 13 thereof, to implement certain provisions of the Supplementary Protocol relating to trade in goods; whereas, under Article 6 of this Interim Agreement amending Article 1 of Annex 2 to the Additional Protocol, the Community must reduce by 75% the customs duties on imports from Turkey of certain textile products falling within heading Nos 55.05 and 55.09 of the Common Customs Tariff, within the limit of annual Community tariff quotas of 390 metric tons for cotton yarn and 1 390 metric tons for woven fabrics of cotton; whereas the abovementioned Article 6 allocates these Community tariff quotas as follows:

— for cotton yarn:

300 metric tons to the Community as originally constituted,

40 metric tons to Denmark, 10 metric tons to Ireland and 40 metric tons to the United Kingdom,

(1) GEN I 75

(2) GEN I 149

— for woven fabrics of cotton:

1 000 metric tons to the Community as originally constituted,

20 metric tons to Denmark, 10 metric tons to Ireland and 360 metric tons to the United Kingdom;

Whereas, moreover, it appears desirable to provide for a provisional adjustment of the tariff advantages for these goods:

— for the Community as originally constituted by a total suspension of the customs duties of the Common Customs Tariff, and an increase in the volumes of the quotas allocated to these Member States,

— for the new Member States, by a total suspension of the duties applicable within the limits of the quotas fixed above, increased in the same proportions;

Whereas the volumes of the quotas to be opened for 1977 are therefore 1 026 metric tons for cotton yarn and 2 415 metric tons for other woven fabrics of cotton;

Whereas pursuant to Article 1 of Annex 2 to the Additional Protocol together with Article 2 of the Interim Agreement, for the duration of 1977 in particular, the Community must partially reduce the duties applicable in respect of third countries to carpets, carpeting and rugs, knotted (made up or not) of wool or of fine animal hair (excluding hand-made carpets, carpeting and rugs) imported from Turkey; whereas it also appears advisable to improve this tariff advantage provisionally by means of a total suspension of the duties applicable to the products in question within a Community tariff quota fixed at a provisional level of 185 metric tons for 1977 and allocated in accordance with the same percentages as those adopted for 1976;

Whereas, in order to comply with the special provisions of the Interim Agreement, different systems should be provided for the Member States of the Community as originally constituted and for the new Member States;

Whereas, as regards the Community as originally constituted:

- it is necessary to guarantee to all Community importers equal and uninterrupted access to the abovementioned quotas and uninterrupted application of the rate laid down for those quotas to all imports of the product concerned into all Member States until the quota has been used up,
- in the light of the principles mentioned above, the Community nature of the quotas can best be respected by allocating the Community tariff quotas among the Member States; whereas, in order to reflect most accurately the actual development of the market in the product

concerned, such allocation shall be in proportion to the needs of the Member States, assessed by reference both to the statistics of each State's imports from Turkey over a representative period and to the economic outlook for the quota period concerned; whereas, in spite of the limited need for imports from Turkey of the products concerned, as shown by the statistics for the majority of the Member States the Community character of the tariff quotas concerned should be safeguarded by making provisions to cover needs which might arise in these Member States;

- imports into the various Member States from Turkey were as follows during the last three years for which complete statistics are available:

	1973		1974		1975	
	metric tons	%	metric tons	%	metric tons	%
<i>Cotton yarn</i>						
Germany	10 734	42.56	6 333	29.01	14 196	51.63
Benelux	6 795	26.95	7 000	32.07	4 255	15.48
France	162	0.64	1 806	8.27	1 044	3.80
Italy	7 527	29.85	6 690	30.65	7 998.6	29.09
<i>Other woven fabrics of cotton:</i>						
Germany	877	30.62	456	24.52	151	10.50
Benelux	953	33.27	1 000	53.76	948	65.91
France	412	14.39	194	10.43	95	6.61
Italy	622	21.72	210	11.29	244.2	16.98

- in view of these figures and foreseeable market trends for the products concerned during 1977, the initial shares may be fixed approximately at the following percentages:

	<i>cotton yarn</i>	<i>other woven fabrics of cotton</i>
Germany	44.7	23.1
Benelux	20.0	30.8
France	5.3	34.6
Italy	30.0	11.5

- in order to take into account the uncertainty of the import trends for the products concerned in the Member States, the quota volumes should be divided into two instalments, the first instalment being allocated to the Member States and the second held as a reserve intended ultimately to cover the requirements of those Member States which have used up their initial shares; whereas, in order to ensure a certain degree of security to importers, the first instalment should be determined at a relatively high level, which, under present circumstances, may be about 73% of each quota volume,



- the initial quota shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of one of its initial quota shares should draw an additional quota share from the corresponding reserve; whereas, this must be done by each Member State as and when each of its additional quota shares is almost entirely used up, and repeated as many times as each of the reserves allows; whereas each of the initial and additional quota shares must be available for use until the end of the quota period; whereas this method of administration calls for close co-operation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used and inform Member States thereof,
- if, at a specified date in the quota period, a considerable balance remains in one or other Member State it is essential that that Member State pays a percentage of it back into the corresponding reserve, in order to prevent a part of one or other of the Community quotas from remaining unused in one Member State when it could be used in others,
- since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any measure

concerning the administration of the quota shares allocated to that economic union may be carried out by any of its members;

Whereas as regards the new Member States in particular:

- the quota volumes to be allocated to those new Member States under Article 6 of the Interim Agreement as well as the duties to be applied in those Member States for the purposes of these quotas determined in accordance with Article 2 of the said Agreement, must be adjusted as set out above,
- equal and uninterrupted access to the quotas should be ensured to all importers and the duties should be applied without interruption to all imports of the products concerned until the quotas have been used up,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

1. From 1 January until 31 December 1977, Community tariff quotas shall be opened for the following products coming from Turkey as shown below:

CCT heading No	Description	Quota (metric tons)
55.05	Cotton yarn, not put up for retail sale	1 026
55.09	Other woven fabrics of cotton	2 415
58.01	Carpets, carpeting and rugs (made up or not): ex A. Of wool or of fine animal hair excluding handmade carpets, carpeting and rugs	185

2. The quotas shall be allocated and administered in accordance with the following provisions.

#### SECTION I

**Provisions relating to the Community as originally constituted**

#### *Article 2*

Within the quota referred to in Article 1, the Common Customs Tariff duties shall be totally

suspended within the limit of 870 metric tons for cotton yarn not put up for retail sale, 1 737 metric tons for other woven fabrics of cotton, and 128 metric tons for carpets made of wool or fine animal hair.

#### *Article 3*

1. The quotas referred to in Article 2 shall be divided into two instalments.

2. The first instalment of each of these quotas shall be shared among the Member States; the shares, which subject to Article 6 shall be valid until 31 December 1977, shall be as follows:

(in metric tons)

	CCT heading No		
	55.05	55.09	ex 58.01 A
Germany	284	293	36
Benelux	128	391	14
France	34	439	26
Italy	190	146	18
	636	1 269	94

The second instalment of each quota, amounting to 234, 468 and 34 metric tons respectively, shall constitute the corresponding reserve.

#### Article 4

1. If 90% or more of one of any Member State's initial shares, as laid down in Article 3 (2) or 90% of that share less the amount returned into the corresponding reserve, where Article 6 has been applied, has been used up, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after one or other of its initial shares has been used up, 90% or more of the second share drawn by one of the Member States has been used up, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5% of its initial share.

3. If, after one or other of its second shares has been used up, 90% or more of the third share drawn by a Member State has been used up, the latter shall, in the same manner, draw a fourth share equal to the third.

This procedure shall be followed until the reserve has been exhausted.

4. Notwithstanding paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

#### Article 5

Each of the additional shares drawn pursuant to Article 4 shall be valid until 31 December 1977.

#### Article 6

The Member States shall return to the reserve, not later than 1 October 1977, the unused portion of their initial share which, on 15 September 1977, is in excess of 20% of the initial amount. They may return a greater portion if there are grounds for believing that such portion may not be used in full.

Member States shall, not later than 1 October 1977, notify the Commission of the total imports of the products concerned effected under the Community quotas up to and including 15 September 1977 and, where appropriate, the proportion of each of their initial shares that they are returning to each of the reserves.

#### Article 7

The Commission shall keep account of the shares opened by Member States in accordance with Article 3 and 4 and shall inform each of them of the extent to which the reserves have been used as soon as it receives the notifications.

It shall, not later than 5 October 1977, notify the Member States of the state of each of the reserves after the return of shares pursuant to Article 6.

It shall ensure that any drawing which uses up a reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

#### Article 8

Member States shall take all measures necessary to ensure that, when additional shares are drawn pursuant to Article 4, it is possible for imports to be counted without interruption against their accumulated shares of the Community tariff quotas.

### SECTION II

#### Provisions applicable to the new Member States

#### Article 9

1. Within the tariff quotas referred to in Article 1, the following shares shall be allocated to the new Member States:

*(in metric tons)*

	CCT heading No		
	55.05	55.09	ex 58.01 A
Denmark	69	35	14
Ireland	18	18	2
United Kingdom	69	625	41
	156	678	57

2. Within the limits of these quotas, the new Member States shall apply zero duties for the textile products concerned.

### SECTION III

#### General provisions

##### *Article 10*

1. Member States shall take all measures necessary to ensure for importers of the products concerned established in their territory free access to the shares allocated to them.

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

Done at Brussels, 9 December 1976.

2. Member States shall count imports of the products concerned against their shares as and when such products are presented for customs clearance under cover of a declaration that they have been made available for consumption.

3. The extent to which the Member States' shares have been used up shall be established on the basis of imports counted in accordance with paragraph 2.

##### *Article 11*

On receipt of a request from the Commission, Member States shall inform it of imports of the products concerned actually charged against their shares.

##### *Article 12*

The Member States and the Commission shall cooperate closely in order to ensure that this Regulation is observed.

##### *Article 13*

This Regulation shall enter into force on 1 January 1977.

*For the Council*

*The President*

P. J. J. MERTENS

20. 12. 76

Official Journal of the European Communities

No L 350/111

## COUNCIL REGULATION (EEC) No 3055/76

of 9 December 1976

opening, allocating and providing for the administration of a Community tariff quota for fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, originating in Turkey (1977)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas under Article 1 of Council Regulation (EEC) No 3375/73 of 10 December 1973 on the importation into the Community of certain agricultural products originating in Turkey, fresh or dried hazelnuts, shelled or otherwise, falling within subheading ex 08.05 G of the Common Customs Tariff, originating in Turkey are admitted on importation into the Community at a duty of 2.5%, within the limit of a Community tariff quota of 21 700 metric tons; whereas the Community tariff quota concerned should therefore be opened for 1977; whereas, as regards the new Member States, it should be noted that Article 9 of the Supplementary Protocol, signed at Ankara on 30 June 1973, provides that the reductions of customs duties pursuant to the Association Agreement shall be applied by the new Member States from the entry into force of that Protocol in the proportions and according to the time limits laid down, that the rates on which the new Member States shall base those reductions shall be those which they apply at any given moment to

non-member countries and that the rates fixed as a result of the reductions regarding the products listed, in particular, in Annex 6 to the Additional Protocol — and which include hazelnuts — may in no case be lower than those applied by the new Member States with reference to the Community as originally constituted; whereas the reduction to be applied by the new Member States within the framework of the tariff quota under consideration must therefore, in certain cases, be limited to 80%;

Whereas it is in particular necessary to ensure to all importers of the Member States equal and uninterrupted access to the said quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas having regard to the above principles, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States; whereas, to reflect most accurately the actual development of the market in the products concerned, such allocation should be in proportion to the needs of the Member States, assessed by reference both to the statistics relating to imports from Turkey over a representative period, and to the economic outlook for the quota period concerned;

Whereas, on the basis of the statistics at present available, imports into the Member States in 1973, 1974 and 1975 of the product concerned originating in Turkey have developed as follows and represent the following percentages of total imports into the Community:

	1973		1974		1975	
	metric tons	%	metric tons	%	metric tons	%
Germany	39 133	70.16	34 515	64.29	35 154	65.47
Benelux	3 323	5.96	4 500	8.38	5 284	9.84
France	6 170	11.06	5 680	10.58	6 084	11.33
Italy	2 062	3.70	2 473	4.61	1 653.5	3.08
Denmark	975	1.75	875	1.63	899	1.67
Ireland	201	0.36	619	1.15	30	0.06
United Kingdom	3 910	7.01	5 026	9.36	4 590	8.55
	55 774		53 688		53 694.5	

Whereas, taking into account these figures and the foreseeable development of the product concerned during 1977 and, in particular, the forecasts made by some Member States, the initial shares may be fixed approximately at the following percentages:

Germany	65.93
Benelux	10.14
France	8.20
Italy	0.25
Denmark	2.67
Ireland	1.66
United Kingdom	11.15

Whereas in order to take into account the import trends for the product concerned in the Member States, the quota volume should be divided into two instalments, the first instalment being allocated to the Member States and the second forming a reserve intended ultimately to cover the requirements of the Member States, should their initial share be used up; whereas, in order to ensure a certain degree of security to importers, the first instalment of the Community quota should be determined at a relatively high level, which under present circumstances could be approximately 80% of the quota volume;

Whereas the initial shares may be used up sooner or later; whereas, in order to take this fact into account and to avoid any break in continuity, it is important that any Member State which has used up almost all its initial share should draw an additional share from the reserve; whereas this must be done as and when each of its additional shares in the quota is almost entirely used up, and repeated as often as the reserve allows; whereas the initial and additional shares must

be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between the Member States and the Commission, which must in particular be able to observe the extent to which the quota volume is used up and inform the Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in any Member State, it is essential that the Member State should return a certain proportion thereof to the reserve, in order to avoid part of the Community quota remaining unused in one Member State when it could be used in others; whereas, taking into account the seasonal nature of imports, it seems appropriate to fix the transfer limit of 40% of the initial share;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any measure concerning the administration of the quota shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

#### Article 1

1. From 1 January until 31 December 1977, a Community tariff quota of 21 700 metric tons shall be opened in the Community for fresh or dried hazelnuts, shelled or otherwise, falling within subheading

ex 08.05 G of the Common Customs Tariff, originating in Turkey.

2. Within this tariff quota the Common Customs Tariff duty is suspended at 2.5%.

3. The new Member States shall apply within this Community tariff quota, the customs duties calculated in accordance with the relevant provisions of the Act of Accession, in the Supplementary Protocol and in Regulation (EEC) No 3375/73.

4. This tariff quota shall be allocated and administered in accordance with the following provisions.

#### Article 2

1. The tariff quota referred to in Article 1 (1) shall be divided into two instalments.

2. A first instalment, amounting to 17 700 metric tons, shall be shared among the Member States; the shares, which subject to Article 5 shall be valid until 31 December 1977, shall be as follows:

Germany	11 669 metric tons,
Benelux	1 795 metric tons,
France	1 451 metric tons,
Italy	45 metric tons,
Denmark	472 metric tons,
Ireland	294 metric tons,
United Kingdom	1 974 metric tons.

3. The second instalment of 4 000 metric tons shall constitute the reserve.

#### Article 3

1. If 90% or more of any Member State's initial share, as laid down in Article 2 (2), or 90% of that share less the amount returned into the reserve, where Article 5 has been applied, has been exhausted, that Member State shall without delay, by notifying the Commission, draw a second share in the quota equal to 15% of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If after its initial share has been exhausted 90% or more of the second share drawn by a Member State has been used, that Member State shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5% of its initial share.

3. If after its second share has been exhausted 90% or more of the third share drawn by that Member State has been used, it shall, in the manner provided for in paragraph 1, draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. Notwithstanding the provisions of paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

#### Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1977.

#### Article 5

Member States shall return to the reserve, not later than 1 October 1977, the unused portion of their initial share which, on 15 September 1977, is in excess of 40% of the initial amount. They may return a greater portion if there are grounds for believing that such portion may not be used in full.

The Member States shall, not later than 1 October 1977, notify the Commission of the total imports of the products concerned effected under the Community quota up to 15 September 1977 inclusive and, where appropriate, the proportion of their initial shares that they are returning to the reserve.

#### Article 6

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3, and shall inform each of them of the extent to which the reserve has been used as soon as it receives the notifications.

The Commission shall, not later than 5 October 1977, notify the Member States of the state of the reserve after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

*Article 7*

1. The Member States shall take all measures necessary to ensure that supplementary shares drawn pursuant to Article 3 are opened in such a way that changes may be made without interruption against their accumulative shares of the Community quota.

2. The Member States shall ensure that importers of the said products established in their territory have free access to the shares allocated to them or drawn from the reserve.

3. The Member States shall charge imports of the said goods against their shares as and when the goods are entered for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

*Article 8*

On receipt of a request from the Commission, Member States shall inform it of imports of the products in question actually charged against its shares.

*Article 9*

The Member States and the Commission shall cooperate closely in order to ensure the correct application of this Regulation.

*Article 10*

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 9 December 1976.

*For the Council*

*The President*

P. J. J. MERTENS

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## COUNCIL REGULATION (EEC) No 125/77

of 18 January 1977

on the total or partial suspension of Common Customs Tariff duties on certain agricultural products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to Council Regulation (EEC) No 1059/69 of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products<sup>(1)</sup>, as last amended by Council Regulation (EEC) No 3058/75<sup>(2)</sup>, and in particular Article 12 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas, under Annex 6 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional phase pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, and under Article 1 of the Interim Agreement between the European Economic Community and Turkey consequent on the accession of new Member States to the Community, the Community must totally or partially suspend the Common Customs Tariff duties applicable to certain products; whereas it also appears necessary on a provisional basis to adjust or supplement some of these tariff advantages provided for in the abovementioned Annex 6; whereas the Community should with regard to the products originating in Turkey contained in the list annexed to this Regulation suspend, until 31 December 1977, either the fixed component of the charge applicable to the goods coming under Regulation (EEC) No 1059/69 or the customs duty applicable to the other products, at the levels indicated for each of them;

Whereas, for certain products in Chapters 1 to 24 of the Common Customs Tariff, these arrangements would, however, involve the application in 1977 in the new Member States of customs duties higher than or very close to those which are applied by the new Member States to non-member countries in general on the basis of the Act of Accession; whereas, in

order to maintain an equivalent preferential margin, reduced customs duties should be applied also to these products, in accordance with the procedures designed to maintain a preference in the new Member States proportional to that which exists between the duties of the Common Customs Tariff and the duties shown in Annex A to this Regulation; whereas, with a view to granting to Turkey the best possible treatment, in accordance with the objectives of the preference scheme, the duties given in Annex A should also be applied wherever the duties calculated according to the above procedures prove to be higher than them,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Until 31 December 1977, the products originating in Turkey listed in Annex A shall be admitted for import into the Community at the customs duties indicated for each of them.

On importation into Denmark, Ireland and the United Kingdom, there shall be applied to the abovementioned products the customs duties determined by multiplying, by a coefficient equal to the margin of preferences existing between the duties given in Annex A and the Common Customs Tariff duties applicable, the duties obtained by reducing the difference between the lowest duty applied on 1 January 1972 to the developing countries and the Common Customs Tariff by 80 % throughout 1977 in respect of the products mentioned in Annex B and by 80 % until 30 June 1977 in respect of the other products given in Annex A.

However, the duties given in Annex A shall be applied where the duties resulting from the above calculation are higher than those in Annex A. From 1 July 1977 the duties given in Annex A shall be applied for the products not mentioned in Annex B.

2. For the purposes of application of this Regulation, 'originating products' shall mean those products which fulfil the conditions laid down in Association Council Decision No 4/72 of 29 December 1972 annexed to Regulation (EEC) No 428/73<sup>(3)</sup>.

<sup>(1)</sup> OJ No L 141, 12. 6. 1969, p. 1.

<sup>(2)</sup> OJ No L 306, 26. 11. 1975, p. 3.

<sup>(3)</sup> OJ No L 59, 5. 3. 1973, p. 73.



The methods of administrative cooperation which ensure that the products listed in the Annexes benefit from the total or partial suspension shall be those laid down in Association Council Decision No 5/72 of 29 December 1972 annexed to Regulation (EEC) No 428/73, as amended by Association Council Decision No 2/73 of 17 December 1973 annexed to Regulation (EEC) No 3573/73 <sup>(1)</sup>.

*Article 2*

When the imports of products benefiting from the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious loss to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may be partially or wholly reintroduced for the products in question. These measures may also be taken in the event of serious loss or the threat of serious loss limited to a single region of the Community.

*Article 3*

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regula-

tion to reintroduce Common Customs Tariff duties for a limited period.

2. Where the Commission has been requested by a Member State to take action, it shall take a decision within a maximum period of 10 working days from receipt of the request and shall inform the Member States of the action taken.

3. Any Member State may refer the Commission's action to the Council within a period of 10 working days following the day of its notification. The intervention of the Council shall not have a suspensory effect. The Council shall meet without delay. It may by a qualified majority amend or annul the measure taken.

*Article 4*

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 18 January 1977.

*For the Council*

*The President*

Anthony CROSLAND

<sup>(1)</sup> GEN II 19



CCT heading No	Description	Rate of duty
1	2	3
06.03	Cut flowers and flower buds of a kind suitable for bouquets or for ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared : A. Fresh : ex I. From 1 June to 31 October : — Orchids (family Orchidaceae) and anthurium ex II. From 1 November to 31 May : — Orchids (family Orchidaceae) and anthurium	15 %  15 %
07.01	Vegetables, fresh or chilled : ex T. Other : — Okra ( <i>Hibiscus esculentus</i> L. or <i>Abelmoschus esculentus</i> L. Moench) . . . . .	Free
07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption : ex E. Other vegetables : — Okra ( <i>Hibiscus esculentus</i> L. or <i>Abelmoschus esculentus</i> L. Moench) . . . . .	Free
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared : ex B. Other : — Mushrooms, excluding cultivated mushrooms . . . . . — Horse-radish ( <i>Cochlearia armoracia</i> ) . . . . .	8 % Free
07.06	Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and other similar roots and tubers with high starch or inulin content, fresh or dried, whole or sliced; sago pith : B. Other . . . . .	Free
08.01	Dates, bananas, coconuts, Brazil nuts, cashew nuts, pineapples, avocados, mangoes, guaves and mangosteens, fresh or dried, shelled or not : ex B. Bananas : — Dried . . . . .	10 %
08.05	Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not : D. Pistachios . . . . . E. Pecans . . . . . F. Areca (or betel) and cola . . . . . ex G. Other (excluding hazelnuts) . . . . .	Free Free Free Free

CCT heading No	Description	Rate of duty
1	2	3
08.07	Stone fruit, fresh : <sup>2</sup>	
	E. Other . . . . .	7 %
08.08	Berries, fresh :	
	F. Other . . . . .	6 %
ex 08.09	Other fruit, fresh :	
	— Rose-hips . . . . .	Free
	— Other, excluding melons and watermelons . . . . .	6 %
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar :	
	ex A. Bilberries, blackberries (brambleberries), mulberries and cloudberrries . . . . .	9 %
	ex B. Other :	
	— Quinces . . . . .	11 %
	— Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .	8 %
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption :	
	C. Papaws . . . . .	Free
	D. Bilberries . . . . .	4 %
	ex E. Other :	
	— Quinces . . . . .	4 %
	— Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, and F, and 08.09, excluding pineapples, melons and watermelons . . . . .	Free
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05 :	
	E. Papaws . . . . .	Free
	ex G. Other :	
	— Tamarind (pods, pulp) . . . . .	Free
08.13	— Peel of melons and citrus fruit, fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions . . . . .	Free
09.01	Coffee, whether or not roasted or free of caffeine ; coffee husks and skins ; coffee substitutes containing coffee in any proportion :	



CCT heading No	Description	Rate of duty
1	2	3
15.07 (cont'd)	II. Other : a) Palm oil : 1. Crude . . . . . 4 % 2. Other . . . . . 12 % b) Other : 1. Solid, in immediate packings of a net capacity of 1 kg or less . . . . . 18 % 2. Solid, other ; fluid : ex aa) Crude : — Palm kernel and coconut oil . . . . . 7 % ex bb) Other : — Palm kernel and coconut oil . . . . . 13 %	
15.12	Animal or vegetable oils and fats, wholly or partly hydrogenated, or solidified or hardened by any other process, whether or not refined, but not further prepared : A. In immediate packings of a net capacity of 1 kg or less . . . . . 16 % B. Other . . . . . 11 %	
15.17	Residues resulting from the treatment of fatty substances or animal or vegetable waxes : B. Other : I. Oil foots and dregs ; soapstocks . . . . . Free II. Other . . . . . Free	
16.02	Other prepared or preserved meat or meat offal : A. Liver : I. Goose or duck liver . . . . . 14 % B. Other : II. Game or rabbit meat or offal : — Game . . . . . 9 % — Rabbit . . . . . 14 % III. Other : b) Other : ex 1. Containing bovine meat or offal : — Prepared or preserved bovine tongue . . . . . 17 % 2. Not specified : aa) Ovine meat or offal . . . . . 18 % bb) Other . . . . . 16 %	

CCT heading No	Description	Rate of duty
1	2	3
16.04	Prepared or preserved fish, including caviar and caviar substitutes :  A. Caviar and caviar substitutes : I. Caviar (sturgeon roe) . . . . . II. Other . . . . . B. Salmonidae . . . . . ex F. Bonito (Sarda sp. p.) and mackerel . . . . . G. Other . . . . . I. Fillets, raw, coated with batter or breadcrumbs, deep frozen . . . . . II. Other . . . . .	12 % 16 % 4 % 19 %  10 % 10 %
16.05	and molluscs, prepared or preserved :  A. Crabs . . . . . ex B. Other, excluding shrimps of the Crangon sp. p. type and snails . . . . .	6.5 % 6 %
18.06	Chocolate and other food preparations containing cocoa :  A. Cocoa powder, not otherwise sweetened than by the addition of sucrose . . . . .  C. Chocolate and chocolate goods, whether or not filled; sugar confectionery and substitutes therefor made from sugar substitution products, containing cocoa . . . . .	3 % + vc  10 % + vc with a max. of 27 % + ads
ex 19.04	Tapioca and sago, excluding tapioca and sago substitutes obtained from potato or other starches . . . . .	4 % + vc
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salts, spices or mustard :  ex B. Other, prepared or preserved by vinegar or acetic acid, with or without salt, spices or mustard but with sugar, except for gherkins, cucumbers, 'mixed pickles' or sweet peppers . . . . .	15 %
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid :  B. Truffles . . . . . D. Asparagus . . . . . E. Sauerkraut . . . . .	14 % 20 % 16 %
20.03	Fruit preserved by freezing, containing added sugar : ex A. With a sugar content exceeding 13 % by weight : — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .	12 % + (1.)





CCT heading No	Description	Rate of duty
1	2	3
20.06	<p>Fruit, otherwise prepared or preserved, whether or not containing added sugar or spirit :</p> <p>B. Other :</p> <p>I. Containing added spirit :</p> <p>a) Ginger . . . . . 10 %</p> <p>b) Pineapples, in immediate packings of a net capacity :</p> <p>1. Of more than 1 kg :</p> <p>aa) With a sugar content exceeding 17 % by weight . . . . . 10 % + (L)</p> <p>bb) Other . . . . . 10 %</p> <p>2. Of 1 kg or less :</p> <p>aa) With a sugar content exceeding 19 % by weight . . . . . 10 % + (L)</p> <p>bb) Other . . . . . 10 %</p> <p>c) Grapes :</p> <p>1. With a sugar content exceeding 13 % by weight . . . . . 25 % + (L)</p> <p>2. Other . . . . . 25 %</p> <p>d) Peaches, pears and apricots, in immediate packings of a net capacity :</p> <p>1. Of more than 1 kg :</p> <p>aa) With a sugar content exceeding 13 % by weight . . . . . 25 % + (L)</p> <p>bb) Other . . . . . 25 %</p> <p>2. Of 1 kg or less :</p> <p>aa) With a sugar content exceeding 15 % by weight . . . . . 25 % + (L)</p> <p>bb) Other . . . . . 25 %</p> <p>e) Other fruits :</p> <p>ex 1. With a sugar content exceeding 9 % by weight, excluding cherries . . . . . 25 % + (L)</p> <p>ex 2. Other, excluding cherries . . . . . 25 %</p> <p>f) Mixtures of fruit :</p> <p>1. With a sugar content exceeding 9 % by weight . . . . . 25 % + (L)</p> <p>2. Other . . . . . 25 %</p> <p>II. Not containing added spirit :</p> <p>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg :</p> <p>2. Grapefruit segments . . . . . 11 % + (L)</p> <p>3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids . . . . . 19 % + (L)</p> <p>4. Grapes . . . . . 18 % + (L)</p>	

CCT heading No	Description	Rate of duty
1	2	3
20.06 <i>(cont'd)</i>	<p>ex 8. Other fruits .</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .</li> <li>— Tamarind (pods, pulp) . . . . .</li> </ul> <p>b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less :</p> <ul style="list-style-type: none"> <li>2. Grapefruit segments . . . . .</li> <li>3 Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids . . . . .</li> <li>4. Grapes . . . . .</li> </ul> <p>ex 8. Other fruits :</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .</li> </ul> <p>c) Not containing added sugar, in immediate packings of a net capacity</p> <ul style="list-style-type: none"> <li>1. Of 4.5 kg or more .</li> <li>ex dd) Other fruits : <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .</li> </ul> </li> <li>2. Of less than 4.5 kg :</li> <li>ex bb) Other fruit and mixtures of fruit : <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .</li> </ul> </li> </ul>	<p>8 % + (L)</p> <p>8 % + (L)</p> <p>11 % + (L)</p> <p>20 % + (L)</p> <p>19 % + (L)</p> <p>8 % + (L)</p> <p>8 %</p> <p>8 %</p>
20.07	<p>Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit :</p> <p>A. Of a specific gravity exceeding 1.33 at 15 °C :</p> <p>III. Other :</p> <ul style="list-style-type: none"> <li>ex a) Of a value exceeding 30 u.a. per 100 kg net weight : <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . . . . .</li> </ul> </li> <li>b) Of a value not exceeding 30 u.a. per 100 kg net weight :</li> </ul>	<p>15 %</p>

CCT heading No	Description	Rate of duty
1	2	3
20.07 (cont'd)	<p>ex 1. With an added sugar content exceeding 30 % by weight :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . .</p> <p>ex 2. Other :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . .</p> <p>B. Of a specific gravity of 1.33 or less at 15 °C :</p> <p>II. Other :</p> <p>a) Of a value exceeding 30 u.a. per 100 kg net weight :</p> <p>2. Grapefruit juice . . . . .</p> <p>3. Lemon juice or other citrus fruit juices :</p> <p>ex aa) Containing added sugar, excluding lemon juice . . . . .</p> <p>ex bb) Other, excluding lemon juice . . . . .</p> <p>6. Other fruit and vegetable juices :</p> <p>ex aa) Containing added sugar :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . .</p> <p>— Other, excluding apricot and peach juices . . . . .</p> <p>ex bb) Other :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons . .</p> <p>— Other, excluding apricot and peach juices . . . . .</p> <p>7. Mixtures :</p> <p>ex bb) Other, excluding mixtures containing either separately or together, over 2.5 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice :</p> <p>11. Containing added sugar . . . . .</p> <p>22. Other . . . . .</p>	<p>15 % + (L)</p> <p>15 %</p> <p>8 %</p> <p>13 %</p> <p>13 %</p> <p>10 %</p> <p>17 %</p> <p>10 %</p> <p>18 %</p> <p>17 %</p> <p>18 %</p>



CCT heading No	Description	Rate of duty
1	2	3
21.07	Food preparations not elsewhere specified or included : A. Cereals in grain or ear form, pre-cooked or otherwise prepared . . . . .	4 % + ve
23.01	Flours and meals, of meat, offals, fish, crustaceans or molluscs, unfit for human consumption ; greaves : B. Flours and meals of fish, crustaceans or molluscs . . . . .	Free

## ANNEX B

List of products in respect of which the difference between the lowest duties applied on 1 January 1972 to the developing countries by Denmark, Ireland and the United Kingdom and the Common Customs Tariff duties must be reduced in accordance with Article 1 of this Regulation

CCT heading No	Description
1	2
06.03	<p>Cut flowers and flower buds of a kind suitable for bouquets or for ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared :</p> <p>A. Fresh :</p> <p>ex I. From 1 June to 30 October :</p> <p>— Orchids (family Orchidaceae) and anthurium</p> <p>ex II. From 1 November to 31 May :</p> <p>— Orchids (family Orchidaceae) and anthurium</p>
07.01	<p>Vegetables, fresh or chilled :</p> <p>ex T. Other :</p> <p>— Okra (<i>Hibiscus esculentus</i> L. or <i>Abelmoschus esculentus</i> L. Moench)</p>
07.03	<p>Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption :</p> <p>ex E. Other vegetables :</p> <p>— Okra (<i>Hibiscus esculentus</i> L. or <i>Abelmoschus esculentus</i> L. Moench)</p>
07.04	<p>Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder but not further prepared :</p> <p>ex B. Other :</p> <p>— Whole mushrooms, excluding cultivated mushrooms</p> <p>— Horse-radish (<i>Cochlearia armoracia</i>)</p>
08.05	<p>Nuts other than those falling within heading No 08.01, fresh or dried, shelled or not :</p> <p>D. Pistachios</p> <p>E. Pecans</p> <p>F. Arca (or betel) and cola</p> <p>ex G. Other (excluding hazelnuts)</p>

CCT heading No	Description
1	2
08.07	Stone fruit, fresh : E. Other
08.08	Berries, fresh : F. Other
ex 08.09	Other fruit, fresh : — Rose-hips — Other, excluding melons and watermelons
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar : ex A. Bilberries, blackberries (brambleberries), mulberries and cloudberrries ex B. Other : — Quinces — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption : C. Papaws D. Bilberries ex E. Other : — Quinces — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, and F, and 08.09, excluding pineapples, melons and watermelons
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04 or 08.05 : E. Papaws ex G. Other : — Tamarind (pods, pulp)
08.13	Peel of melons and citrus fruit, fresh, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions
16.02 (a)	Other prepared or preserved meat or meat offal : B. Other : III. Other :

(a) This heading is to be deleted from this Annex from the beginning of the beef and veal marketing year.

CCT heading No	Description
1	2
16.02 (cont'd)	b) Other : ex I. Containing bovine meat or offal : — Prepared or preserved bovine tongue
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard :  ex B. Other, prepared or preserved by vinegar or acetic acid, with or without salt, spices or mustard but with sugar, except for gherkins, cucumbers, 'mixed pickles' or sweet peppers
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid :  B. Truffles  D. Asparagus  E. Sauerkraut
20.03	Fruit preserved by freezing, containing added sugar :  ex A. With a sugar content exceeding 13 % by weight : — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons  ex B. Other : — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized) :  B. Other :  ex I. With a sugar content exceeding 13 % by weight : — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons  ex II. Other : — Fruit falling within heading Nos 08.01, 08.02 D, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar :  B. Jams and marmalades of citrus fruit :  ex I. With a sugar content exceeding 30 % weight, excluding orange jam and marmalade  ex II. With a sugar content exceeding 13 % but not exceeding 30 % by weight, excluding orange jam and marmalade  ex III. Other, excluding orange jam and marmalade



CC1 heading No	Description
1	2
20.05 (cont'd)	<p>C. Other:</p> <p>I. With a sugar content exceeding 30 % by weight:</p> <p>ex b) Other:</p> <p>--- Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</p> <p>ex II With a sugar content exceeding 13 % but not exceeding 30 % by weight:</p> <p>--- Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</p> <p>ex III. Other:</p> <p>--- Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</p>
20.06	<p>Fruit, otherwise prepared or preserved, whether or not containing added sugar or spirit:</p> <p>B. Other:</p> <p>I. Containing added spirit:</p> <p>a) Ginger</p> <p>b) Pineapples, in immediate packings of a net capacity:</p> <p>1. Of more than 1 kg:</p> <p>aa) With a sugar content exceeding 17 % by weight</p> <p>bb) Other</p> <p>2. Of 1 kg or less:</p> <p>aa) With a sugar content exceeding 19 % by weight</p> <p>bb) Other</p> <p>c) Grapes:</p> <p>1. With a sugar content exceeding 13 % by weight</p> <p>2. Other</p> <p>d) Peaches, pears and apricots, in immediate packings of a net capacity:</p> <p>1. Of more than 1 kg:</p> <p>aa) With a sugar content exceeding 13 % by weight</p> <p>bb) Other</p> <p>2. Of 1 kg or less:</p> <p>aa) With a sugar content exceeding 15 % by weight</p> <p>bb) Other</p> <p>e) Other fruits:</p> <p>ex 1. With a sugar content exceeding 9 % by weight, excluding cherries</p> <p>ex 2. Other, excluding cherries</p> <p>f) Mixtures of fruit:</p> <p>1. With a sugar content exceeding 9 % by weight</p> <p>2. Other</p>

CCT heading No	Description
1	2
20.06 (cont'd)	<p>II. Not containing added spirit :</p> <p>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg :</p> <ol style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids</li> <li>4. Grapes</li> </ol> <p>ex 8. Other fruits :</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</li> <li>— Tamarind (pods, pulp)</li> </ul> <p>b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less :</p> <ol style="list-style-type: none"> <li>2. Grapefruit segments</li> <li>3. Mandarins, (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids</li> <li>4. Grapes</li> </ol> <p>ex 8. Other fruits :</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</li> </ul> <p>c) Not containing added sugar, in immediate packings of a net capacity :</p> <ol style="list-style-type: none"> <li>1. Of 4.5 kg or more : <ul style="list-style-type: none"> <li>ex dd) Other fruits : <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</li> </ul> </li> </ul> </li> <li>2. Of less than 4.5 kg : <ul style="list-style-type: none"> <li>ex bb) Other fruit and mixtures of fruit : <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</li> </ul> </li> </ul> </li> </ol>
20.07	<p>Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit :</p> <p>A. Of a specific gravity exceeding 1.33 at 15 °C :</p> <p>III. Other :</p> <p>ex a) Of a value exceeding 30 u.a. per 100 kg net weight :</p> <ul style="list-style-type: none"> <li>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</li> </ul>

CCT heading No	Description
1	2
20.07 (cont'd)	<p>b) Of a value not exceeding 30 u.a. per 100 kg net weight :</p> <p>ex 1. With an added sugar content exceeding 30 % by weight :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and water-melons</p> <p>ex 2. Other :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and water-melons</p> <p>B. Of a specific gravity of 1.33 or less at 15 °C :</p> <p>II. Other :</p> <p>a) Of a value exceeding 30 u.a. per 100 kg net weight :</p> <p>2. Grapefruit juice</p> <p>3. Lemon juice or other citrus fruit juices :</p> <p>ex aa) Containing added sugar, excluding lemon juices</p> <p>ex bb) Other, excluding lemon juice</p> <p>6. Other fruit and vegetable juices :</p> <p>ex aa) Containing added sugar :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and water-melons</p> <p>— Other, excluding apricot and peach juices</p> <p>ex bb) Other :</p> <p>— Fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and water-melons</p> <p>— Other, excluding apricot and peach juices</p> <p>7. Mixtures :</p> <p>ex bb) Other, excluding mixtures containing either separately or together, over 2.5 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice :</p> <p>11. Containing added sugar</p> <p>22. Other</p> <p>b) Of a value of 30 u.a. or less per 100 kg net weight :</p> <p>2. Grapefruit juice :</p> <p>aa) With an added sugar content exceeding 30 % by weight</p> <p>bb) Other</p> <p>4. Other citrus fruit juices :</p> <p>aa) With an added sugar content exceeding 30 % by weight</p> <p>bb) With an added sugar content of 30 % or less by weight</p> <p>cc) Not containing added sugar</p>

CCI heading No.	Description
1	2
20.07 (cont'd)	<p>7 Other fruit and vegetable juices :</p> <p>ex aa) With an added sugar content exceeding 30 % by weight :</p> <ul style="list-style-type: none"> <li>— Of fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09, excluding pineapples, melons and watermelons</li> <li>— Other, excluding apricot and peach juices</li> </ul> <p>ex bb) With an added sugar content of 30 % or less by weight :</p> <ul style="list-style-type: none"> <li>— Of fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09 excluding pineapples, melons and watermelons</li> <li>— Other, excluding apricot and peach juices</li> </ul> <p>ex cc) Not containing added sugar :</p> <ul style="list-style-type: none"> <li>— Of fruit falling within heading Nos 08.01, 08.08 B, E and F, and 08.09 excluding pineapples, melons and watermelons</li> <li>— Other, excluding apricot and peach juices</li> </ul> <p>8. Mixtures :</p> <p>ex bb) Other, excluding mixtures containing, either separately or together, over 25 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice :</p> <ol style="list-style-type: none"> <li>11. With an added sugar content exceeding 30 % by weight</li> <li>22. With an added sugar content of 30 % or less by weight</li> <li>33. Not containing added sugar</li> </ol>

III. Agreements with non-member  
countries concerning Turkey

## Table

## I

Subject	Pages in the Collected Acts
Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria . . . . .	1 - 9
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## AGREEMENT

**between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria**

THE EUROPEAN ECONOMIC COMMUNITY,

of the one part,

THE REPUBLIC OF AUSTRIA,

of the other part,

DESIRING to simplify the formalities to be completed in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey, States with which the Community has concluded Association Agreements, on the other hand when such goods are forwarded from Austria after unloading and reloading or warehousing in bonded warehouse;

WHEREAS the Agreement between the European Economic Community and the Republic of Austria on the implementation of Community transit regulations, signed on 30 November 1972, laid down a wide measure of cooperation between the customs administration of the Member States and of Austria based on mutual confidence; whereas, in the interest of simplifying formalities, this cooperation could also be applied in trade between the European Economic Community on the one hand and Turkey and Greece on the other hand,

HAVE AGREED AS FOLLOWS:

*Article 1*

In this Agreement the expressions set out below shall be understood as follows:

- (a) Community: the European Economic Community;
- (b) Member States: a Member State of the Community;
- (c) Agreement on transit: the Agreement of 30 November 1972 between the European Economic Community and the Republic of Austria on the implementation of Community transit regulations.

*Article 2*

1. Without prejudice to paragraph 2, this Agreement shall apply to goods in respect of which movement certificates conforming to the specimens shown in Annex I or Annex II have been completed in respect of goods traded between the Community on the one hand and Greece or Turkey on the other hand, being goods which are forwarded from Austrian territory after, as appropriate, unloading and reloading or warehousing in bonded warehouse.

2. The provisions of this Agreement shall not apply to the goods listed in Annex III.

*Article 3*

- 1. A movement certificate issued in a Member State or in Greece or Turkey for goods referred to in Article 2 (1) must be produced to the competent Austrian customs authorities. The movement certificate must be printed and completed in one of the languages referred to in Article 14 or in Greek or Turkish. When Greek or Turkish is used, it must also be drawn up in one of the languages referred to in Article 14.
- 2. The goods shall remain under Austrian customs control to ensure the identity and completeness thereof.

3. The goods must be segregated and must not have undergone any manipulation other than that necessary to preserve them in their original state or to split the consignments without replacing the packing.

*Article 4*

- 1. When goods referred to in Article 2 (1) are forwarded, the movement certificate shall include a statement that the conditions set out in Article 3 have been complied with.

2. For this purpose, when the goods are forwarded without splitting the consignment, the competent Austrian customs office shall write the words 'Direkte Weiterleitung EWG' in the 'Description of goods' box on the certificate and authenticate the notation by the customs office stamp and the date.

When a consignment, split in Austria, is forwarded, the movement certificate produced to the competent Austrian customs office shall be photocopied for each part-consignment. The top of each photocopy must be noted 'TEILSENDUNG' in red ink. Each photocopy must indicate clearly the goods to which it refers. These statements must be authenticated by the customs office stamp and the date.

3. The original movement certificate must be noted with the particulars relevant to the splitting of the consignment. It shall be retained by the competent Austrian customs office for at least two years and on request sent to the customs administration of the Member State making a request under the arrangements for administrative cooperation referred to in Article 6.

#### Article 5

The forwarded goods and the relevant movement certificate or, when the consignment is split, the relevant photocopy of the said certificate authenticated by the competent Austrian customs office, must be produced to the customs authorities of the importing State within six months from the date of issue of the original movement certificate.

#### Article 6

1. Where necessary the customs administrations of the Member States on the one hand and of the Republic of Austria on the other hand shall communicate to one another, spontaneously or on request, all findings, documents, reports, records of proceedings and information relating to goods presented in the importing State as having been forwarded from Austria under this Agreement or relating to irregularities and offences committed in respect of goods traded under this Agreement.

2. The customs administrations of the Member States are authorized to send documents and information obtained under the arrangements for administrative cooperation referred to in paragraph 1 to the Greek and Turkish customs administrations.

#### Article 7

The provisions of this Agreement shall not preclude prohibitions or restrictions on imports, exports or

goods in transit enacted by the Republic of Austria and justified on grounds of public policy, public security or public morality; the protection of health and life of humans, animals or plants; the protection of national treasures possessing artistic, historic or archaeological value; or the protection of industrial and commercial property.

#### Article 8

1. The Joint Committee set up under Article 15 of the Agreement on transit shall ensure the implementation of this Agreement. For this purpose it shall make recommendations and, in the circumstances provided for in paragraph 3, shall take Decisions.

2. The Committee shall recommend in particular:

- (a) amendments to this Agreement;
- (b) any other measure for the purpose of its implementation.

3. The Committee shall issue as Decisions:

- (a) amendments to Article 2 of this Agreement when the movement certificates annexed to this Agreement are amended;
- (b) amendments to Articles 3, 4, 5 and 9 of this Agreement;
- (c) amendments to the Annexes to this Agreement.

These Decisions shall be implemented by the Contracting Parties in accordance with their own rules.

#### Article 9

Annexes I, II and III form an integral part of this Agreement.

#### Article 10

1. The Community shall undertake suitably to adapt the methods of administrative cooperation governing the implementation of the preferential system which the Community on the one hand and Greece and Turkey on the other hand each apply to goods forwarded from Austria.

2. The Community shall notify the Republic of Austria as soon as the conditions necessary to implement this Agreement are present in the field of trade with Greece and/or Turkey.

*Article 11*

1. This Agreement shall enter into force on the first day of the second month following the dates on which the Contracting Parties notify each other that the necessary procedures have been completed.

2. The provisions of this Agreement shall apply in respect of trade with Greece and with Turkey as from the first day of the second month following the notification referred to in Article 10 (2).

*Article 12*

The Contracting Parties shall keep each other informed of the provisions which they adopt for the implementation of this Agreement.

*Article 13*

Either of the Contracting Parties may withdraw from this Agreement by giving six months' notice in advance.

*Article 14*

This Agreement shall be drawn up in duplicate in the Danish, Dutch, English, French, German and Italian languages, each of these texts being authentic.



ANNEX I

MOVEMENT CERTIFICATE

<b>1. Exporter</b> (Name, full address, country)	<b>A. G. 1 No A 000000</b>	
	See notes overleaf before completing this form	
	<b>2. Transport document</b> (Optional) No ..... date .....	
<b>3. Consignee</b> (Name, full address, country) (Optional)	<b>4. ASSOCIATION</b> between the <b>EUROPEAN ECONOMIC COMMUNITY</b> and <b>GREECE</b>	
(1) Insert the Member State or Greece  (2) Insert where appropriate 'compensatory levy EEC-Greece'	<b>5. Country of exportation</b>	<b>6. Country of destination</b> (1)
<b>7. Transport details</b> (Optional)	<b>8. Remarks</b> (2)	
<b>9. Item number</b>	<b>10. Marks and numbers ; number and kind of packages</b> (for goods in bulk, indicate the name of the ship or the number of the railway wagon or road vehicle) ; description of goods	<b>11. Gross weight</b> (kg) or other measure (hl, m <sup>3</sup> , etc.)
(3) Complete only where the exporting country requires	<b>12. CUSTOMS ENDORSEMENT</b> Declaration certified Export document (3) : Form ..... No ..... Date ..... Customs office : ..... Issuing country : ..... Date ..... (Signature)	<b>13. DECLARATION BY THE EXPORTER</b>  I, the undersigned, declare that the goods described above meet the conditions required for the issue of this certificate.  Place and date .....  (Signature)

<p><b>14. REQUEST FOR VERIFICATION, to</b></p>     <p style="text-align: center;">..... (Place and date)</p> <p style="text-align: right;">Stamp</p>    <p style="text-align: center;">..... (Signature)</p>	<p><b>15. RESULT OF VERIFICATION</b></p> <p>Verification carried out shows that this certificate <sup>(1)</sup></p> <p><input type="checkbox"/> was issued by the customs office indicated and that the information contained therein is accurate.</p> <p><input type="checkbox"/> does not meet the requirements as to authenticity and accuracy (see remarks appended).</p>    <p style="text-align: center;">..... (Place and date)</p> <p style="text-align: right;">Stamp</p>    <p style="text-align: center;">..... (Signature)</p> <p><sup>(1)</sup> Insert X in the appropriate box.</p>
---	---

**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE A. G. 1 MAY BE ENDORSED**

1. A movement certificate A.G.1 may be endorsed only for goods which, in the exporting State, fall within one of the following categories :
  - (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges ;
  - (b) goods in free circulation in the exporting State (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges);
  - (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

Note: The statement 'compensatory levy EEC-Greece' must appear on all movement certificates A.G.1 for goods obtained or produced in the Community from products coming from a third country on which the applicable customs duties and charges having equivalent effect have not been levied either in the Community or in Greece.

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above;
- Note: In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement 'compensatory levy EEC-Greece', the movement certificates or certificate A.G.1 issued in lieu of the latter must also bear the statement 'compensatory levy EEC-Greece'.
2. Certain products must also comply with the additional conditions laid down in respect thereof.
  3. Movement certificates A.G.1 may not be endorsed for goods originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE USE OF MOVEMENT CERTIFICATE A. G. 1**

The movement certificate A.G.1 may be used only if the goods to which it relates are transported direct from the exporting State to the importing State.  
The following shall be considered as transported direct from the exporting State to the importing State:

- (a) goods transported without passing through territories other than those of the Community or Greece;
- (b) goods transported through territories other than those of the Community or Greece or with transhipment in such territories

provided that carriage through such territories or transhipment is covered by a single transport document made out in the Community or in Greece.  
Note: Before requesting endorsement of movement certificate A.G.1 by the customs authorities of the exporting State, the exporter must satisfy himself that the goods will in fact be transported direct to the importing State. Goods not transported direct are eligible for preferential treatment only if a movement certificate A.G.3 is produced.

**III. RULES FOR COMPLETING MOVEMENT CERTIFICATE A. G. 1**

1. The movement certificate A.G.1 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. When the certificate is completed in Greek, it shall also be completed in one of the official languages of the Community.
2. The movement certificate A.G.1 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and be endorsed by the customs authorities.

3. Each item listed in the movement certificate A.G.1 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.
4. Goods must be described in accordance with commercial usage and in sufficient detail to enable them to be identified.
5. The exporter or the carrier may complete the certificate by a reference to the transport document. It is also recommended that the exporter or the carrier should show on the transport document covering the dispatch of the goods the serial number of the movement certificate A.G.1.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE A. G. 1**

When properly used movement certificate A.G.1 enables the goods described therein to benefit in the importing State from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect. However, when the movement certificate is endorsed in the Community with the statement 'compensatory levy EEC-Greece' the goods described therein shall not

be eligible for this preferential treatment in the Member States of the EEC.  
The customs authorities of the importing State may, if they consider it to be necessary, require any other documentary evidence and in particular transport documents under cover of which the goods were dispatched.

**V. TIME LIMIT FOR SUBMISSION OF MOVEMENT CERTIFICATE A. G. 1**

The movement certificate A.G.1 must be produced at the customs office of the importing State where the goods are presented, within

a period of three months from the date of endorsement.



**REQUEST FOR VERIFICATION**

The undersigned customs officer requests verification of the authenticity and accuracy of this certificate.

.....  
 (Place and date of signature)  
 .....  
 (Signature of customs officer)

Official stamp

**RESULT OF VERIFICATION**

Verification carried out by the undersigned customs officer shows that this movement certificate:

1. was issued by the customs office indicated and that the information contained therein is accurate <sup>(1)</sup>;
2. does not meet the requirements as to authenticity and accuracy (see notes appended) <sup>(1)</sup>.

.....  
 (Place and date of signature)  
 .....  
 (Signature of customs officer)

Official stamp

<sup>(1)</sup> Delete as necessary.

**I. GOODS FOR WHICH A MOVEMENT CERTIFICATE A.TR.1 MAY BE ENDORSED**

1. A movement certificate A.TR.1 may be endorsed only for goods which, in the exporting State, fall within one of the following categories:

- (a) goods produced in the exporting State, including those obtained or produced wholly or partly from products on which the applicable customs duties or charges having equivalent effect have been levied and which have not benefited from a total or partial drawback of such duties or charges;
- (b) goods in free circulation in the exporting State (goods coming from a third country, in respect of which import formalities have been complied with and any customs duties or charges having equivalent effect have been levied, and which have not benefited from a total or partial drawback of such duties or charges);
- (c) goods obtained or produced within the exporting State, and in the manufacture of which have been used products on which the applicable customs duties or charges having equivalent effect have not been levied or which have benefited from a total or partial drawback of such duties or charges, subject to the collection, where appropriate, of the compensatory levy prescribed for them;

**Note:** The statement 'compensatory levy Turkey' must appear on all movement certificates A.TR.1 for goods obtained or produced in the Community from products coming from a third country on which the applicable customs duties and charges having equivalent effect have not been levied in either the Community or Turkey

- (d) goods originally imported from a State party to the Agreement and which on exportation fall within one of the categories (a), (b) or (c) above.

**Note:** In the case of goods originally imported into the exporting State under the cover of a movement certificate bearing the statement 'compensatory levy Turkey', the movement certificate or certificates A.TR.1 issued in lieu of the latter must also bear the statement 'compensatory levy Turkey'.

2. Agricultural products must also comply with the additional origin conditions laid down for them.
3. Movement certificates A.TR.1 may not be endorsed for goods originally imported from a third country under a preferential customs system because of their country of origin or place of consignment.

**II. SCOPE OF THE MOVEMENT CERTIFICATE A.TR.1**

The movement certificate A.TR.1 may be used only if the goods to which it relates are transported direct from the exporting State to the importing State.

The following shall be considered as transported direct from the exporting State to the importing State:

- (a) goods transported without passing through territories other than those of the Community or Turkey;
- (b) goods transported through territories other than those of the Community or Turkey or with transshipment in such territories

provided that carriage through such territories or transshipment is covered by a single transport document made out in the Community or Turkey.

**Note:** Before requesting endorsement of movement certificate A.TR.1 by the customs authorities of the exporting State, the exporter must satisfy himself that the goods will in fact be transported direct to the importing State. Goods not transported direct are eligible for preferential treatment only if a movement certificate A.TR.3 is produced.

**III. RULES FOR COMPLETING THE MOVEMENT CERTIFICATE A.TR.1**

1. The movement certificate A.TR.1 must be completed in one of the languages in which the Agreement is drawn up and shall comply with the internal laws of the exporting State. Where the certificate is completed in Turkish, it may also be completed in one of the official languages of the Community.
2. The movement certificate A.TR.1 must be typed or handwritten; if the latter it must be completed in ink in block letters. It must not contain any erasure or superimposed correction. Any alteration must be made by deleting the incorrect particulars and adding any necessary corrections. Any such alteration must be initialled by the person who completed the certificate and endorsed by the customs authorities.

3. Each item listed in the movement certificate A.TR.1 must be preceded by a serial number. A horizontal line must be drawn immediately after the last entry. Unused space must be struck through so as to make any later addition impossible.

4. Goods must be described in accordance with commercial usage and in sufficient detail to enable them to be identified.
5. The exporter or the carrier may complete the part of the certificate reserved for the declaration by the exporter by a reference to the transport document. It is also recommended that the exporter or the carrier show on the transport document covering the dispatch of the goods the serial number of the movement certificate A.TR.1.

**IV. EFFECT OF THE MOVEMENT CERTIFICATE A.TR.1**

When properly used, the movement certificate A.TR.1 enables the goods described therein to benefit in the importing State from the progressive elimination of customs duties, quantitative restrictions and all other measures having equivalent effect. However, when the movement certificate bears the statement 'compensatory levy Turkey', goods described therein shall not be eligible for this pre-

ferential treatment in the Member States of the EEC.

The customs authorities of the importing State may, if they consider it to be necessary, require any other documentary evidence and in particular transport documents under cover of which the goods were dispatched.

**V. TIME LIMIT FOR SUBMISSION OF THE MOVEMENT CERTIFICATE A.TR.1**

The movement certificate A.TR.1 must be produced at the customs office of the importing Member State where the goods are

presented, within a period of three months from the date of endorsement.

## ANNEX III

## List of goods excluded from the Agreement

(Article 2 (2))

Brussels Nomenclature heading No	Description of goods	Country issuing the movement certificate
ex 07.01	Vegetables, fresh or chilled : — Olives for use for the production of oil	Greece
ex 07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption : — Olives for the use for the production of oil	Greece
ex 10.01	Wheat and meslin (mixed wheat and rye) : — Durum wheat	Turkey
10.02	Rye	Turkey
ex 10.07	Buckwheat, millet, canary seed and grain sorghum ; other cereals : — Canary seed	Turkey
ex 15.07	Fixed vegetable oils, fluid or solid, crude refined or purified : — Olive oil other than that having undergone a refining process — Olive oil having undergone a refining process	Greece, Turkey Greece
ex 15.17	Residues resulting from the treatment of fatty substances or animal or vegetable waxes : — Containing oil having the characteristics of olive oil	Greece
ex 23.04	Oil-cake and other residues (except dregs) resulting from the extraction of vegetable oils : — Oil-cake and other residues resulting from the extraction of olive oil	Greece

Udfærdiget i Wien, den elvte juni nitten hundrede og femoghalvfjerds.

Geschehen zu Wien am elften Juni neunzehnhundertfünfundsiebzig.

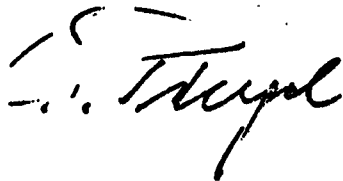
Done at Vienna on the eleventh day of June in the year one thousand nine hundred and seventy-five.

Fait à Vienne, le onze juin mil neuf cent soixante-quinze.

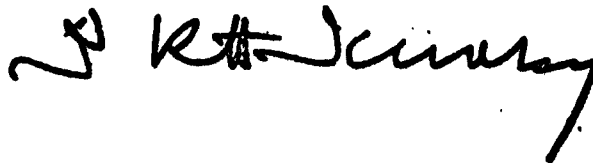
Fatto a Vienna, addì undici giugno millenovecentosettantacinque.

Gedaan te Wenen, elf juni negentienhonderd vijfenzeventig.

For Rådet for De europæiske Fællesskaber  
Im Namen des Rates der Europäischen Gemeinschaften  
For the Council of the European Communities  
Pour le Conseil des Communautés européennes  
Per il Consiglio delle Comunità europee  
Voor de Raad van de Europese Gemeenschappen



Für die Republik Österreich



**Information on the date of entry into force of the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand, when the said goods are forwarded from Austria**

The European Economic Community and the Republic of Austria having informed each other on 26 March 1976 of the completion of the necessary procedures for the entry into force of the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand, when the said goods are forwarded from Austria, signed on 11 June 1975, this Agreement will enter into force on 1 May 1976, in accordance with Article 11 thereof.

As soon as the conditions necessary to implement the Agreement are present, in accordance with Article 10 thereof, the date of implementation will be published in the *Official Journal of the European Communities*.

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Financial aid

Subdivision :

- 0 - General -Blank
- I - Common financial aid problems -Blank
- II - Internal Community measures
- III - Use of financial aid -Blank



## II. Internal Community measures

Table

I

Subject	Pages in the Collected Acts
(64/739/EEC) Agreement on the Financial Protocol to the Agreement establishing an Association between the European Economic Community and Turkey	1 - 7
(64/740/EEC) Communication concerning the date of entry into force of the Agreement on the Financial Protocol to the Agreement establishing an Association between the European Economic Community and Turkey	A4

(OJ N° 217, 29.12.1964)

AGREEMENT

on the Financial Protocol to the Agreement  
establishing an Association between  
the European Economic Community and Turkey

(64/739/EEC)

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THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF  
THE EUROPEAN ECONOMIC COMMUNITY, MEETING IN THE COUNCIL,

Having regard to the Financial Protocol to the Agreement establishing  
an Association between the European Economic Community and Turkey,  
and in particular Article 2 thereof;

Whereas it is necessary to determine the method of financing the  
loans provided for in that Protocol;

Whereas the procedure for approving requests for loans should be  
determined;

Whereas it is necessary to determine the method of administration  
of these loans,

HAVE AGREED AS FOLLOWS:

Article 1

The loans provided for in the Financial Protocol shall be granted  
by the European Investment Bank, acting under an authority given to  
it by Member States.

Article 2

Transactions under that authority shall be effected by the Bank,  
irrespective of the source of the funds employed, for the account of  
and at the risk of the Member States. The risk on each loan shall be  
shared between Member States in proportion to their respective shares  
as laid down in Article 4.

Article 3

Loans referred to in this Agreement shall be financed as follows:

(a) from funds directly or indirectly made available to the Bank by the Member States, in particular during an initial period of two years, or,

(b) from funds raised by the Bank by:

1 calling in loans, in whole or in part;

2 direct borrowing from public or semi-governmental investing bodies.

Article 4

The amount of 175 million units of account mentioned in Article 2 of the Financial Protocol shall be constituted by the Member States as follows:

- Belgium .....	13	million units of account
- Federal Republic of Germany .....	58.5	million units of account
- France .....	58.5	million units of account
- Italy .....	32	million units of account
- Luxembourg .....	0.3	million units of account
- Netherlands .....	12.7	million units of account

Each Member State undertakes to make available to the Bank, under the conditions set out in Article 5 and up to the amount of its share, the funds necessary for the granting of loans.

Article 5

Inasmuch as a Member State has made available to the Bank its share expressed in units of account of the amounts needed for the financing of loans until their repayment, that Member State may not be called upon to make further contributions or to assume additional expenses or risks.

Inasmuch as a Member State has not made available to the Bank the amounts needed for the financing of loans until their repayment, it undertakes to bear the cost of obtaining funds corresponding to its share expressed in units of account. This undertaking may, inter alia, take the following forms:

- (a) making available to the Bank the amounts needed for the financing of loans, until the Bank has obtained other funds by the means indicated in Article 3(b);
- (b) making available to the Bank, as bridging finance, the amounts needed to repay funds obtained by the means indicated in Article 3(b), where such repayment must precede the repayment of the loans;
- (c) providing the security needed to enable the Bank to obtain funds from third parties;
- (d) making good differences between the cost of capital employed by the Bank and interest yielded by loans.

The terms of transactions of the kind referred to in Article 3(b) and the amounts involved therein must receive the prior agreement of the Member State against whose share such transactions are to be charged.

Article 6

The total amount committed in any year in connection with the loans granted shall not normally exceed 35 million units of account.

Funds not committed in one year shall be added to the funds available for the following year.

As and when loans are granted, the Bank shall inform Member States of the probable timing of payments to the recipient of the loan.

These forecasts shall be summarised twice yearly, on 30 June and 31 December.

Article 7

The amount made available by each Member State or raised on its behalf shall be charged against the share of that State on the basis of the parity in relation to the unit of account, ruling on the day on which the funds are drawn for payment to the recipient.

Transfers of funds between the Bank and Member States shall be effected at the choice of the latter, by means either of drafts on the Treasuries of Member States or of accounts opened by each Member State with its Treasury or bodies designated by it.

The Bank shall draw funds as and when they are actually to be used.

Article 8

The amounts of the credit lines for loans granted by the Bank shall be expressed in units of account and charged, on the date of signature of each loan contract, against the overall amount of financial aid specified in Article 2 of the Financial Protocol.

Where a credit line is cancelled before all or part of the payment thereunder have been effected, the portion not paid out shall

be considered as not having been granted.

Payments to recipients of loans shall be in the currencies made available to the Bank pursuant to Article 3 and shall be charged against the credit lines on the basis of the value in terms of the unit of account on the date of payment of the currency in which payment is effected.

Loans shall be repayable in the currencies in which they paid out, up to the amounts paid out in each currency; interest shall be payable in the currencies in which the principal of the loan is repayable.

Repayments and interest received by the Bank in respect of a loan shall be distributed among Member States in proportion to the amount of the principal which was charged against each share. The procedure for distribution of these receipts shall be agreed between the Bank and each Member State.

#### Article 9

The general principles governing the choice of projects and the terms of loans shall be laid down in the authority given to the European Investment Bank.

The Board of Governors of the Bank shall determine the policy to be followed by the Bank, having regard in particular to the objectives of the Agreement of Association.

#### Article 10

Loan shall be granted by the Bank in accordance with the procedure laid down in its Statute for its normal transactions, subject to the following provisions:

Requests for loans which are recommended by the Turkish Government shall be forwarded by the Bank to the Member States and

to the Commission, with any appropriate comments.

It shall be assumed that there is no objection to a loan request if the Bank does not receive, within four weeks from the dispatch of the documents, a request from a Member State for consultation between Member States.

Otherwise, a Committee consisting of one representative of each Member State, assisted by a representative of the Commission, shall determine the eligibility of the request.

The Committee shall invite experts from the Bank to attend its meetings.

The Committee shall decide by a qualified majority of 67 votes, the votes being weighted as follows:

- Belgium .....	8
- Federal Republic of Germany .....	33
- France .....	33
- Italy .....	18
- Luxembourg .....	1
- Netherlands .....	7

#### Article 11

This Agreement shall be approved by each Member State in accordance with its own constitutional requirements. The Government of each Member State shall notify the Secretariat of the Councils of the European Communities of the completion of the procedures required for the entry into force of this Agreement. This Agreement shall enter into force on the day on which the last of these notifications is effected.

Article 12

This Agreement, drawn up in a single original in the Dutch, French, German and Italian languages, all four texts being equally authentic, shall be deposited in the archives of the Secretariat of the Council of the European Communities which shall transmit a certified copy to the Governments of each of the Signatory States.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries have signed this Agreement.

DONE at Ankara, on the twelfth day of September in the year one thousand nine hundred and sixty-three.

For His Majesty the King of the Belgians,

Paul-Henri SPAAK

For the President of the Federal Republic of Germany,

Gerhard SCHRODER

For the President of the French Republic,

Maurice COUVE DE MURVILLE

For the President of the Italian Republic,

Emilio COLOMBO

For Her Royal Highness the Grand Duchess of Luxembourg,

Eugène SCHAUS

For Her Majesty the Queen of the Netherlands,

Joseph M.A.H.LUNS

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Communication concerning the date of entry into force of the Agreement on the Financial Protocol to the Agreement establishing an Association between the European Economic Community and Turkey

(64/740/EEC)

Notification to the Secretariat of the Councils of the European Communities, provided for in Article 11 of the Agreement on the Financial Protocol to the Agreement establishing an Association between the European Economic Community and Turkey, having been effected on 17 November 1964 by the last Government to complete that formality, the Agreement thereby entered into force on that date, in accordance with Article 11 thereof.

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