

# COMMISSION OF THE EUROPEAN COMMUNITIES

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Brussels, 14 September 1978

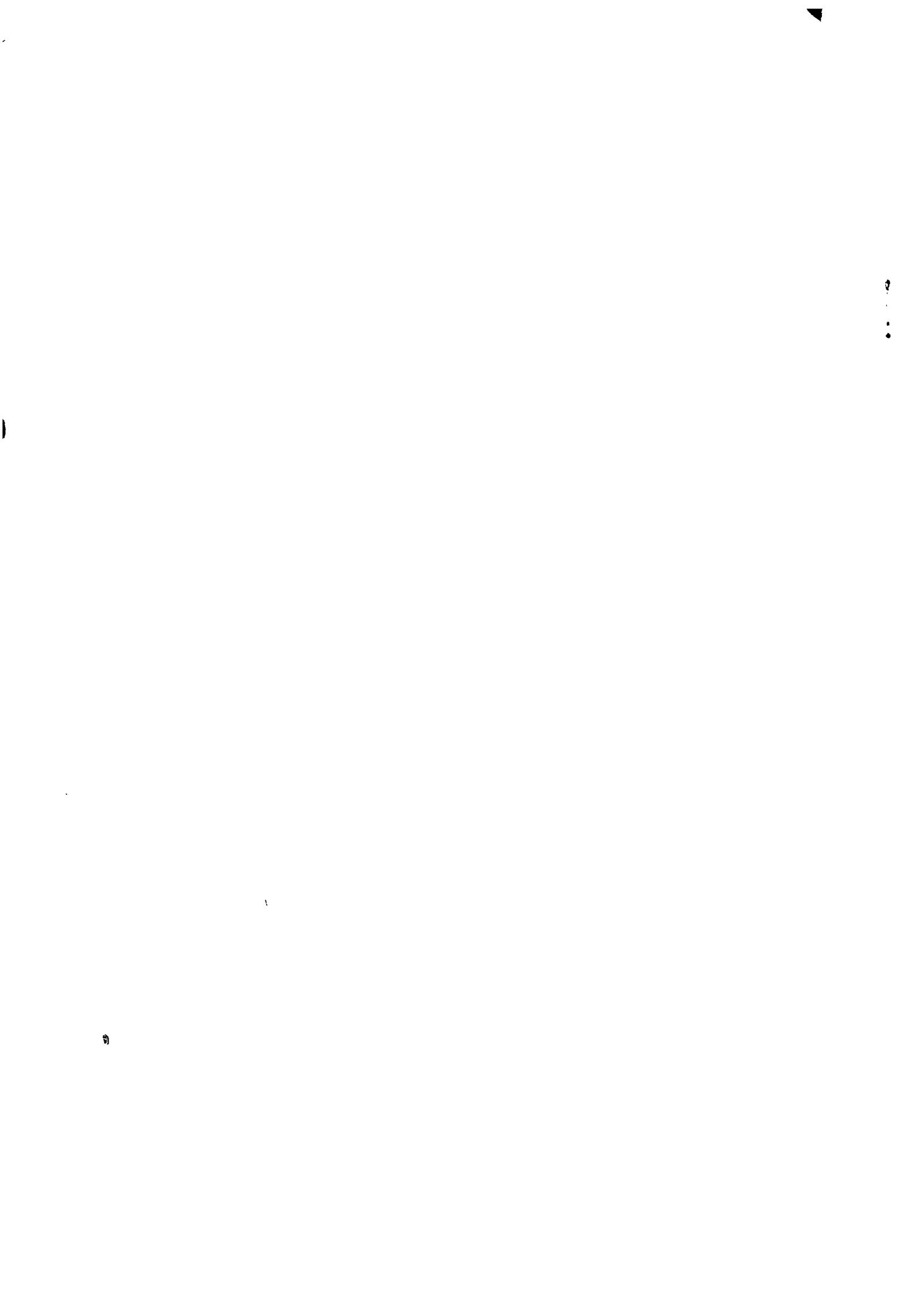
Recommendation for a  
COUNCIL DECISION (EEC)

on the provisional application to Tuvalu after  
independence of the arrangements provided for  
in Decision 76/568/EEC

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(submitted to the Council by the Commission)

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Recommendation for a

COUNCIL DECISION

on the provisional application to Tuvalu after  
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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic  
Community,

Having regard to Council Decision 76/568/EEC of 29 June 1976 on  
the association of the overseas countries and territories with  
the European Economic Community <sup>(1)</sup>, as last amended by  
Decision 78/465/EEC <sup>(2)</sup>, and in particular the second subparagraph  
of Article 55(2) thereof,

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(1) OJ No L 176, 1.7.1976, p. 1

(2) OJ No L 147, 3.6.1978, p. 39

.../...

Whereas, pursuant to the latter provision of Decision 76/568/EEC the arrangements provided for therein may continue to apply provisionally, under conditions laid down by the Council, to countries and territories which become independent;

Whereas Tuvalu, which appears in Annex I relating to the list of countries and territories referred to by that Decision, achieved independence on 1 October 1978;

Whereas it should be decided to continue to apply provisionally the arrangements provided for in the above-mentioned Decision to this State and to lay down the conditions for such application, without prejudice to subsequent recourse to the first subparagraph of Article 55(2) and to Article 56 thereof;

Whereas the ACP-EEC Convention of Lomé is open, in accordance with the procedure laid down in Article 89 thereof, to the accession of a country or territory to which Part Four of the Treaty applies and which has become independent; whereas such accession can take place only following a request by the State concerned and with the approval of the ACP-EEC Council of Ministers;

Whereas Tuvalu has submitted a request for accession to the ACP-EEC Convention of Lomé;

Whereas the provisional application of Decision 76/568/EEC with regard to that State should be limited in time;

.../...

Whereas, in order to avoid any break in continuity in the financing of decisions in favour of Tuvalu between its accession to the ACP-EEC Convention of Lomé and the entry into force of the decision adjusting the amounts made available to the European Development Fund which the Council is to take pursuant to Article 1(4) of the Internal Agreement on the financing and administration of Community aid of 1975, Tuvalu should be permitted to continue to benefit until the date of the said entry into force from the provisions of Decision 76/568/EEC relating to financial and technical co-operation,

HAS DECIDED AS FOLLOWS:

Article 1

The arrangements laid down by Decision 76/568/EEC shall remain provisionally applicable to Tuvalu until the latter accedes to the ACP-EEC Convention of Lomé and not later than 30 September 1979.

However, Tuvalu shall continue to benefit from the provisions of the said Decision relating to financial and technical cooperation until the date of entry into force of the decision adjusting the amounts made available to the European Development Fund which the Council is to take pursuant to Article 1(4) of the Internal Agreement on the financing and administration of Community aid signed on 11 July 1975.

.../...

Article 2

Questions relating to the application of Decision 76/568/EEC to Tuvalu after it has become independent shall be dealt with as necessary by direct contact between the competent authorities of that State and of the Community.

Article 3

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

It shall apply from 1 October 1978.

Done at Brussels,  
For the Council  
The President

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