

COMMISSION OF THE EUROPEAN COMMUNITIES

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Brussels, 3 November 1981

Proposal for a
COUNCIL REGULATION (EEC)
amending Regulation (EEC) No 2761/81 imposing a definitive anti-dumping
duty on o-xylene (orthoxylene) originating in Puerto Rico and the United
States of America

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

In May 1981 the Commission imposed a provisional anti-dumping duty of 14.47 % on imports of o-xylene (ortho-xylene) originating in Puerto Rico and the United States of America. The Council confirmed this duty as definitive in Regulation (EEC) 2761/81 of 25 September 1981. Article 2 of Regulation (EEC) 2761/81 set out the rates at which the amounts secured by way of provisional duty should be definitively collected. However, the rate for the Commonwealth Oil Refinery Company Inc. which had a provisional duty of 4.43 % was inadvertently omitted from this Article which should therefore, be amended so that the correct amount applicable to that company will be definitively collected.

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2761/81 imposing a definitive
anti-dumping duty on ^(orthoxylyene) ~~o-xylene~~ originating in Puerto Rico and the
United States of America

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3017/79 of 20 December 1979 on protection against
dumped or subsidized imports from countries not
members of the European Economic Community⁽¹⁾,
and in particular Article 12 thereof,

Having regard to the Commission proposal submitted
after consultation within the Advisory Committee set
up under the said Regulation,

Whereas, by Regulation (EEC) No 1411/81⁽²⁾, the
Commission imposed a provisional anti-dumping
duty of 14.47 % on imports of *o*-xylene (orthoxylyene)
originating in Puerto Rico and the United States of
America; whereas the Council, by Regulation (EEC)

No 2761/81⁽³⁾, rendered this duty definitive,

Whereas the amounts secured by way of provisional duty pursuant to Regulation
(EEC) No 1411/81, were to be definitively collected at rates set out in
Article 2 of Regulation (EEC) No 2761/81;

Whereas imports from the Commonwealth Oil Refinery Company Inc. (CORCO) were
subject to a provisional duty of 4.43 %, which amount should be collected;
whereas this was not specified in Article 2 of Regulation (EEC) No 2761/81, which
should therefore be amended to take account of the situation of the Common-
wealth Oil Refinery Co. Inc.,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EEC) No 2761/81 is hereby replaced by the following:

(1) O. J. No L 339, 31.12.1979, p. 1

(2) OJ No L 141, 27.05.1981, p. 29

(3) OJ No L 270, 25.09.1981, p. 1

"Article 2"

The amounts secured by way of provisional duty pursuant to Regulation (EEC) No 1411/81 shall be definitively collected at the rate of:

- 3.40 % for imports from Exxon Chemical International Supply SA,
- 4.43 % for imports from the Commonwealth Oil Refinery Company Inc.,
- 5.15 % for imports from Tenneco Oil Company,
- 10.73 % for imports from Sun. Petroleum Products Co.,
- 14.47 % in respect of all other imports. "

Article 2

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities. It shall apply with effect from 25 September 1981.

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

Done at Brussels,

For the Council

