

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 39 final

Brussels, 8 February 1982

Proposal for a
COUNCIL DECISION

authorizing extension or tacit renewal of certain
trade agreements concluded between the Member States
and third countries

(submitted to the Council by the Commission)

COM(82) 39 final

EXPLANATORY MEMORANDUM

1. In implementation of Article 3 of the Council Decision of 16 December 1969 (1) on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on negotiation of Community agreements, the Commission proposes to the Council that the Member States should be authorized to extend, expressly or tacitly, the trade agreements annexed to the attached proposal for a Council decision. The agreements in question constitute the first batch for 1982 and expire or are due to be terminated between 1 February and 30 April 1982.

The prior consultation specified in Article 2 of this Decision was executed by written procedure. The outcome was the recognition on 25 January 1982 that the conditions under which the agreements could be extended for a further year had been fulfilled.

2. The Commission considers it appropriate to point out, moreover, that the proposals for authorizing the Member States to renew or extend, expressly or tacitly, certain agreements in this batch for a further one-year period are by no means indicative of any position it might adopt next time these agreements come up for renewal.

(1) OJ N° L 326 of 29.12.1969, p. 39.

PROPOSAL FOR A
COUNCIL DECISION

authorizing extension or tacit renewal of certain
trade agreements concluded between the Member States
and third countries

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 Decision 69/494/EEC of 16 December 1969 on the
progressive standardization of agreements concerning commercial relations
between Member States and third countries and, on the negotiation of Community
agreements (1), and in particular Article 3 thereof;

Having regard to the proposal from the Commission;

Whereas extension or tacit renewal beyond the end of the transitional
period was last authorized in the case of the Agreements and Protocols
listed in the Annex by Council Decision 81/216/EEC (2);

Whereas the Member States concerned have, with a view to avoiding disruption
of their commercial relations with the third countries concerned based on
agreement, requested authorization to extend or renew the abovementioned
Agreements;

Whereas, however, most of the areas covered by these national agreements
are henceforth the subject of Community agreements; whereas in this
situation there should be authorization for the maintenance of national
agreements only for those areas not covered by Community agreements;
whereas in addition, such authorization should not, therefore, adversely
affect the obligation incumbent upon the Member States to avoid and, where
appropriate, to eliminate any incompatibility between such agreements
and the provisions of Community law;

Whereas the provisions of the instruments to be either prolonged or
renewed should not furthermore, during the period under consideration,
constitute an obstacle to the implementation of the common commercial
policy;

(1) OJ N° L 326 of 29.12.1969, p. 39
(2) OJ N° L 101 of 11.04.1981, p. 27.

Whereas the Member States concerned have declared that the extension or tacit renewal of these agreements would neither constitute an obstacle to the opening of Community negotiations with the third countries concerned and the transfer of the commercial substance thereof to Community agreements nor, during the period under consideration, hinder the adoption of the measures necessary to complete the standardization of the import arrangements applied by the Member States;

Whereas at the conclusion of the consultations provided for in Article 2 of Decision 69/494/EEC it was established, as the aforesaid declarations by the Member States concerned confirm, that the provisions of the agreements to be prolonged or renewed would not, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas, in these circumstances, the agreements concerned may be either extended or tacitly renewed for a limited period,

HAS ADOPTED THIS DECISION:

Article 1

The Trade Agreements and Protocols between Member States and third countries listed in the Annex hereto may be extended or tacitly renewed up to the dates indicated for each of them for those areas not covered by agreements between the Community and the third countries concerned and in so far as their provisions are not contrary to existing common policies.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse eller stilhende videreførelse	
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung oder stillschweigender Verlängerung	
Κράτος Μέλος	Τρίτη Χώρα	Φύση και ημερομηνία της συμφωνίας	Ήλωση της διάρκειας ή της ανανewοπισης ή της ανανewοπισης	
Member State	Third country	Type and date of Agreement	Prolonged or tacitly renewed until	
État membre	Pays tiers	Nature et date de l'accord	Échéance après prorogation ou tacite reconduction	
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo la proroga o il tacito rinnovo	
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na al dan niet stilzwijgende verlenging	
BENELUX	Honduras	Handelsakkoord	30. 1. 1959	27. 5. 1983
	Joegoslavië	Handelsakkoord	18. 6. 1958	30. 6. 1983
	Marokko	Handelsakkoord	5. 8. 1958	30. 6. 1983
DANMARK	Indonesien	Handelsaftale	9. 9. 1952	30. 6. 1983
	Madagaskar	Handelsaftale	10. 12. 1965	25. 6. 1983
	Marokko	Handelsaftale	26. 7. 1961	30. 6. 1983
	Senegal	Handelsaftale	11. 4. 1962	10. 7. 1983
	Spanien	Handelsaftale	1. 7. 1960	30. 6. 1983
	Tunesien	Handelsaftale	8. 6. 1960	31. 5. 1983
DEUTSCHLAND	Afghanistan	Handelsabkommen	31. 1. 1958	31. 5. 1983
	Island	Handelsabkommen	20. 5. 1954	30. 6. 1983
	Jugoslawien	Handelsabkommen	11. 6. 1952	30. 6. 1983
		Protokoll	16. 7. 1964	
	Philippinen	Handelsabkommen	28. 2. 1964	12. 8. 1983
Türkei	Abkommen über Warenverkehr	16. 2. 1952	30. 6. 1983	
ΕΛΛΑΣ	Ίρην	Έμπορικη Συμφωνία	3. 2. 1976	3. 2. 1983
	Τυνησια	Έμπορικη Συμφωνία	2. 3. 1960	2. 3. 1983
	Ίορδανία	Έμπορικη Συμφωνία	27. 2. 1977	27. 2. 1983
	Συρία	Έμπορικη Συμφωνία	27. 5. 1969	27. 5. 1983
	Μαλίτι	Έμπορικη Συμφωνία	14. 4. 1976	14. 4. 1983
FRANCE	RAI. (république arabe d'Égypte)	Accord commercial	10. 7. 1964	10. 7. 1983
ITALIA	Austria	Accordo commerciale	19. 6. 1949	30. 6. 1983
		Scambio di lettere	14. 11. 1961	
	Colombia	Modus vivendi	19. 6. 1952	19. 6. 1983
	Somalia	Accordo commerciale e di cooperazione economica e tecnica	1. 7. 1960	30. 6. 1983
	Spagna	Accordo commerciale	28. 6. 1960	8. 6. 1983
		Processo verbale	1. 4. 1967	
Turchia	Accordo commerciale	24. 1. 1952	31. 5. 1983	

J.O. No L 101/28 du 11.4.1981