

SECOND ACP-EEC CONVENTION OF LOMÉ

(signed on 31 October 1979)

**COMPILATION
OF TEXTS**

— VIII —

1 January 1983 — 31 December 1983



ACP-EEC Council of Ministers
Brussels

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- ⁽¹⁾ See Decision No 1/83/CCD, p. 177 of this Compilation.
⁽²⁾ Although it was adopted in 1984, this Regulation applies to Decision No 2/83 (see p. 183), and is therefore included in this Compilation.
⁽³⁾ Although it was adopted in 1984, this Regulation applies to the 1983/1984 year, and is therefore included in this Compilation. See also pp. 121, 129 and 137 of this Compilation.

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- (1) Although it was adopted in 1984, this Regulation applies to the 1983/1984 year, and is therefore included in this Compilation. See also pp. 121, 129 and 137 of this Compilation.
- (2) Although published in 1984, this information is included in this Compilation because it refers to the 1983/1984 sugar year.

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(1) This Decision, which was taken at the end of 1982, was not included in the 1982 Compilation, and is therefore included here.

(2) See also p. 191 of this Compilation.

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I. - ACP-EEC ACTS

1. ACTS OF THE COUNCIL OF MINISTERS

DECISION No 1/83 OF THE ACP-EEC COUNCIL OF MINISTERS
of 1 February 1983

appointing members, at Ministerial level,
of the ACP-EEC Committee
provided for by Article 108(6)
of the Second ACP-EEC Convention

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the Second ACP-EEC Convention, signed at Lomé on
31 October 1979, and in particular Article 108(6) thereof,

Having regard to Decision No 7/81 of the ACP-EEC Council of Ministers
of 10 April 1981 adopting the Rules of Procedure of the ACP-EEC
Committee provided for in Article 108(6) of the Second ACP-EEC
Convention, hereinafter referred to as "the Committee", and in
particular Article 1(1) and (2) thereof,

Having regard to Decision No 10/81 of the ACP-EEC Council of
Ministers of 10 April 1981 delegating powers to the ACP-EEC Committee
of Ambassadors, as amended by Decision No 7/82 of the ACP-EEC Council
of Ministers,

Whereas the ACP-EEC Council of Ministers is required to appoint each year the representatives of the Community and of the ACP States within the Committee meeting at Ministerial level; whereas it is required to appoint a Minister for each of the Member States, a member of the Commission and eleven Ministers of the ACP States,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be appointed members of the Committee meeting at Ministerial level:

A. Representatives of the Community

(a) Member States

1. Belgium : the Minister for Development Co-operation, Brussels
2. Denmark : the Minister for Foreign Affairs, Copenhagen
3. Germany : the Federal Minister for Economic Co-operation, Bonn
4. Greece : the Minister for Foreign Affairs, Athens
5. France : the Minister for External Relations, Paris
6. Ireland : the Minister for Foreign Affairs, Dublin
7. Italy : the Minister for Foreign Affairs, Rome
8. Luxembourg : the Minister for Foreign Affairs, Luxembourg
9. Netherlands : the Minister for Foreign Affairs, the Hague
10. United Kingdom: the Minister of State; Foreign and Commonwealth Office, London

(b) Commission

The Commission member responsible for development,
Brussels.

B. Representatives of the ACP States

- | | |
|---------------|--|
| 1. Cameroon | : the Vice-Minister for Economic Affairs and Planning, Yaoundé |
| 2. Fiji | : the Minister of Agriculture and Fisheries, Suva |
| 3. Ghana | : the Minister of Finance and Economic Planning, Accra |
| 4. Grenada | : the Minister of Finance, St. George's |
| 5. Jamaica | : the Minister of Finance, Kingston |
| 6. Mali | : the Minister for Foreign Affairs and International Co-operation, Bamako |
| 7. Mauritius | : the Minister of Agriculture, Natural Resources and Environment, Port-Louis |
| 8. Rwanda | : the Minister for Planning, Kigali |
| 9. Sudan | : the Minister of National Planning, Khartoum |
| 10. Swaziland | : the Minister of Commerce, Industry, Mines and Tourism, Mbabane |
| 11. Zimbabwe | : the Minister for Economic Planning and Development, Harare |

Article 2

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addì
Gedaan te Brussel,

1. 11. 1983

For AVS-EØF Ministerrådets vegne
Für den AKP-EWG-Ministerrat
Γιά το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ
For the ACP-EEC Council of Ministers
Pour le Conseil des Ministres ACP-CEE
Per il Consiglio dei Ministri ACP-CEE
Voor de ACS-EEG-Raad van Ministers

På AVS-EØF-Ambassadørudvalgets vegne
Im Namen des AKP-EWG-Botschafterausschusses
Γιά την Επιτροπή των Πρόσθετων ΑΚΕ-ΕΟΚ
For the ACP-EEC Committee of Ambassadors
Par le Comité des Ambassadeurs ACP-CEE
Per il Comitato degli Ambasciatori ACP-CEE
Voor het ACS-EEG-Comité van Ambassadeurs

Formanden
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

G. POENSGEN

**DECISION No 2/83 OF THE ACP-EEC COUNCIL OF MINISTERS
of 20 May 1983**

**replacing the European Unit of Account by the ECU
in Protocol No 1
concerning the definition of the concept of
"originating products" and methods of administrative
co-operation annexed to the second ACP-EEC Convention**

THE ACP-EEC COUNCIL OF MINISTERS,

**Having regard to the second ACP-EEC Convention signed at Lomé
on 31 October 1979, and in particular Article 11(2) thereof,**

Whereas in Protocol No 1 concerning the definition of the concept of "originating products" and methods of administrative co-operation annexed to the said Convention, the European Unit of Account is used as the common value basis for determining when forms EUR. 2 may be used instead of movement certificates EUR. 1 and when no documentary evidence of origin is required;

Whereas from 1 January 1981 the European Communities replaced the European Unit of Account by the ECU;

Whereas the expression "European Unit of Account" should therefore be replaced by "ECU" in Protocol No 1,

HAS DECIDED AS FOLLOWS:

Article 1

The term "European Unit of Account" in Article 6(1) and Article 16(2) of Protocol No 1 shall be replaced by the term "ECU" in all cases.

Article 2

The ACP States, the Member States and the Community shall be required, each for its own part, to take the necessary steps to implement this Decision.

Article 3

This Decision shall enter into force on 20 May 1983.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addì
Gedaan te Brussel,

20. V. 1983

På AVS-EØF Ministerrådets vegne
Im Namen des AKP-EWG Ministerrates
Γιό τό Συμβούλιο τών Υπουργών ΑΚΕ-ΕΟΚ
For the ACP-EEC Council of Ministers
Par le Conseil des Ministres ACP-CEE
Per il Consiglio dei Ministri ACP-CEE
Voor het ACS-EEG Raad van Ministers

Formand
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Mosese QIONIBARAVI

DECISION No 3/83 OF THE ACP-EEC COUNCIL OF MINISTERS
OF 20 MAY 1983

delegating to the
Committee of Ambassadors
authority in relation to the transfers
to be made in respect of 1982 under the system
of stabilization of export earnings

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the ACP-EEC Convention signed at Lomé on 31 October 1979, hereinafter called "the second Convention", and in particular Articles 169 and 187 thereof,

Whereas the Commission was not yet able to submit a final report on the transfer total for 1982 at the meeting of the ACP-EEC Council of Ministers on 19 and 20 May 1983 and it is therefore appropriate to delegate to the Committee of Ambassadors the authority to take appropriate decisions on this subject;

Whereas it is also appropriate to delegate to the Committee of Ambassadors the authority to take the decisions provided for in Article 21(4) of the ACP-EEC Convention of Lomé signed on 28 February 1975, hereinafter called "the first Convention", in connection with a possible replenishment of the STABEX resources for the 1975, 1976 and 1977 years of application,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Council of Ministers hereby delegates to the Committee of Ambassadors the authority to take appropriate decisions in respect of the 1982 year of application.

Article 2

The ACP-EEC Council of Ministers hereby delegates to the Committee of Ambassadors the authority provided for in Article 21(4) of the first Convention in respect of the 1975, 1976 and 1977 years of application.

Article 3

This Decision shall enter into force on 20 May 1983.

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the necessary steps to implement this Decision.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addi'
Gedaan te Brussel,

20. V. 1983

På AVS-EØF Ministerrådets vegne
Im Namen des AKP-EWG Ministerrates
Γιὰ τὸ Συμβούλιο τῶν Ὑπουργῶν ΑΚΕ-ΕΟΚ
For the ACP-EEC Council of Ministers
Par le Conseil des Ministres ACP-CEE
Per il Consiglio dei Ministri ACP-CEE
Voor het ACS-EEG Raad van Ministers

Formand
Der Präsident
Ὁ Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Mosese QIONIBARAVI

DECISION No 4/83 OF THE ACP-EEC COUNCIL OF MINISTERS
OF 20 MAY 1983

delegating to the
Committee of Ambassadors authority
in relation to the request by Niger
for the application of the STABEX system
to niébé

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the ACP-EEC Convention signed at Lomé on
31 October 1979, hereinafter called "the second Convention",
and in particular Article 169 thereof,

Whereas the Republic of Niger has submitted a request for the
inclusion of niébé in the list of products in Article 25 of
the second Convention and for the application of Article 27
to its exports of this product;

Whereas the ACP-EEC Council of Ministers was unable to adopt
a position on this request at its meeting on 19 and 20 May 1983;
whereas it is therefore necessary to delegate to the Committee
of Ambassadors the authority to take a decision on this subject,
if appropriate,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Council of Ministers hereby delegates to the Committee of Ambassadors the authority provided for in Articles 26 and 27 of the second Convention in respect of the request by the Republic of Niger that the system be applied to its exports of niébé.

Article 2

This Decision shall enter into force on 20 May 1983.

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the necessary steps to implement this Decision.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addì
Gedaan te Brussel,

20. V. 1983

På AVS-EØF Ministerrådets vegne
Im Namen des AKP-EWG Ministerrates
Γιά τό Συμβούλιο τών Υπουργών ΑΚΕ-ΕΟΚ
For the ACP-EEC Council of Ministers
Par le Conseil des Ministres ACP-CEE
Per il Consiglio dei Ministri ACP-CEE
Voor het ACS-EEG Raad van Ministers

Formand
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Mosese QIONIBARAVI

DECISION No 5/83 OF THE ACP-EEC COUNCIL OF MINISTERS
of 20 May 1983

on the examination of the method for
calculating STABEX transfers

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the second ACP-EEC Convention signed at
Lomé on 31 October 1979 (hereinafter referred to as "the
Convention"), and in particular Article 169 thereof,

Whereas at its 7th meeting, held in Libreville on 13 and 14 May 1982, the ACP-EEC Council of Ministers instructed the Committee of Ambassadors to carry out, in accordance with the letter and spirit of the Convention, a detailed examination of the STABEX system;

Whereas at its special session on STABEX held in Brussels on 19 May 1983 the ACP-EEC Council of Ministers took note of a report drawn up by a working party of ACP-EEC experts on the method for calculating STABEX transfers;

Whereas examination of this matter should be continued,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Council of Ministers hereby instructs the ACP-EEC Committee of Ambassadors to continue its examination of the method of calculating STABEX transfers and to submit a report to it at its next meeting.

Article 2

The ACP States, the Member States and the Community shall, each to the extent to which it is concerned, take the measures necessary to implement this Decision.

Article 3

This Decision shall enter into force on the day on which it is adopted.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addì
Gedaan te Brussel,

20. V. 1983

På AVS-EØF Ministerrådets vegne
Im Namen des AKP-EWG Ministerrates
Γιά τό Συμβούλιο τών Υπουργών ΑΚΕ-ΕΟΚ
For the ACP-EEC Council of Ministers
Par le Conseil des Ministres ACP-CEE
Per il Consiglio dei Ministri ACP-CEE
Voor het ACS-EEG Raad van Ministers

Formand
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Mosese QIONIBARAVI

RESOLUTION No 1/83
OF THE ACP-EEC COUNCIL OF MINISTERS
of 1. II. 1983
concerning integrated rural development

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the Second ACP-EEC Convention, signed at Lomé on 31 October 1979, and in particular Title VI on agricultural co-operation,

Having regard to the Resolution of the ACP-EEC Council of Ministers of 9 May 1980 on financial and technical co-operation,

Having regard to Decision No 8/81 of the ACP-EEC Council of Ministers of 10 April 1981 delegating powers to the ACP-EEC Committee of Ambassadors for the purpose of adopting the Resolution of the ACP-EEC Council of Ministers concerning agricultural development,

After examining the report drawn up after the meeting of ACP-EEC experts on the ex-post evaluation of integrated rural development projects carried out with the aid of the EDF in certain ACP States,

1. TAKES NOTE of the sectoral "basic principles" which emerge from the ACP-EEC experts' deliberations on the ex-post evaluation of integrated rural development projects carried out with the aid of the first three EDFs;
2. REQUESTS the Commission to proceed jointly with the ACP States to an evaluation of projects financed by the EDF concerning the entire rural sector for the various regions of the ACP Group;
3. INVITES the ACP-EEC partners in financial and technical co-operation to ensure that the relevant provisions of Title VI of the Second ACP-EEC Convention, particularly those of Articles 83 and 84, are duly applied;
4. RECOMMENDS that the relevant departments of the ACP-EEC partners take account, firstly, of these "basic principles" and, secondly, of the particular and specific conditions obtaining in the region where projects for integrated rural development are envisaged;
5. TAKES UPON ITSELF the task of reporting to the ACP-EEC Council of Ministers and of making recommendations on the evaluation of rural development projects before the end of 1984.

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Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
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[1. II. 1983

For AVS-EØF Ministerrådets vegne
Für den AKP-EWG-Ministerrat
Γιά το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ
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På AVS-EØF-Ambassørudvalgets vegne
Im Namen des AKP-EWG-Botschafterausschusses
Γιά την Επιτροπή των Πρέσβων ΑΚΕ-ΕΟΚ
For the ACP-EEC Committee of Ambassadors
Par le Comité des Ambassadeurs ACP-CEE
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Voor het ACS-EEG-Comité van Ambassadeurs

Formanden
Der Präsident
Ο Πρόεδρος
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Il Presidente
De Voorzitter

G. POENSGEN

RESOLUTION No 2/83 BY THE ACP-EEC COUNCIL OF MINISTERS
of 20 May 1983
on financial and technical co-operation

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the Second ACP-EEC Convention, signed at Lomé on 31 October 1979 (hereinafter referred to as the "Convention"), and in particular Article 108(6) and Article 119 thereof,

Having regard to the Report and the Draft Resolution submitted by the Article 108 Committee,

Aware of the need to implement the entirety of the Resolution on financial and technical co-operation, adopted by the ACP-EEC Council of Ministers at Libreville on 14 May 1982,

HEREBY ADOPTS THE FOLLOWING RESOLUTION:

I. GENERAL

Council takes note of the report presented by the Commission according to Article 119 of the Convention and appreciates the quality of the information provided.

However, in order to facilitate the work of the Article 108 Committee, Council invites the Commission for the future:

- (a) to accelerate the submission of its reports, and present them in any case not later than the end of July following the year under review,
- (b) to cover more fully the points on which special attention was paid during the discussions of the Article 108 Committee and, the resolution passed,
- (c) to provide statistical data on disbursements related to the various types of financing and the sectorial aspects of the co-operation.

In addition, Council invites both parties to illustrate the discussions of the Article 108 Committee by including in separate papers or reports concrete examples of difficulties encountered in the implementation of financial and technical co-operation.

II. APPLICATION OF CERTAIN SPECIFIC PROVISIONS OF THE CONVENTION

1. Least developed, landlocked and island ACP States

Council reaffirms the need for special treatment to be accorded to the least developed ACP States, and for special measures in favour of the landlocked and island ACP States.

Council recalls that in order to help these countries overcome the specific difficulties with which they are faced, special provisions, inspired by this spirit, exist in the Convention.

Council notes the efforts already made in this regard by the Community and invites the relevant ACP-EEC institutions to examine as soon as possible the real impact of these measures and to submit to Council proposals regarding these measures in order to ensure the effective implementation of the most flexible and efficient way and means by the Convention.

2. Regional co-operation

Council refers to point II.2 of its Resolution of 14 May 1982 on financial and technical co-operation and reiterates its support of the desire of the ACP States to strengthen regional co-operation, given that this is basic to their development.

Council further notes that in order to achieve the objective laid down in the Convention, the increase in resources should be matched by a closer co-operation between the ACP States and the Community in the practical implementation of regional projects.

Council therefore calls on both parties to identify and implement projects which make a real contribution towards solving development problems common to a number of ACP countries.

3. Co-financing

Council welcomes the emphasis put in the Convention on the use of co-financing which makes it possible to mobilize the additional financial flows needed to carry out some large scale projects.

Council recommends that preference be given to joint financing as far as possible, especially where resources from various donors are put together in a single fund, and further recommends the simplification of the administrative procedures for the implementation of the projects concerned.

Council welcomes the initiative of the Commission in harmonizing its co-financing procedures with the World Bank and the Arab Funds, and invites it to extend its efforts in the same direction as regards other donors.

4. Micro-projects

Council refers to point II.3 of its Resolution of 14 May 1982 on financial and technical co-operation to the effect that both parties attach great importance to micro-projects.

Council draws attention to the improved procedure introduced in this respect, whereby the Commission's approval is based on annual programmes setting out the types of projects to be carried out, leaving approval of the actual projects to the Commission Delegate as and when these projects are ripe for implementation.

Council hopes that this procedure will certainly increase the effectiveness of the system and hopes that micro-projects might be prepared, carried out and followed through under the best possible conditions.

III. ACCELERATION AND IMPROVEMENT OF THE IMPLEMENTATION OF
FINANCIAL AND TECHNICAL CO-OPERATION

1. Programming

Council notes that the principle of Article 110 of the Convention was not achieved, the projected average rate of commitment being 14,8% while the actual overall commitment rate amounted to 12,1% of the funds available.

Council therefore mandates the Article 108 Committee to look at the reasons of the gap between projections and actual performance, and, where appropriate, propose to the competent authorities the necessary measures to remedy the situation.

2. Identification and preparation of projects

Council agrees on the need for increased assistance to help the ACP States, particularly the least developed countries, to define and prepare projects or action programmes for submission for Community financing.

3. Drafting and signature of financing agreements

Council calls on both parties to take the necessary measures so that financing agreements, the conclusion of which influences the actual implementation of the projects or action programmes, are drafted and signed as soon as possible.

4. Preparation of tender dossiers: awarding and signing of contracts

Council recommends that the ACP States ensure that the tender dossiers are prepared within the time-limits laid down, and calls on both parties to ensure that the procedures for awarding and signing contracts do not result in unnecessary delays.

5. Payment and accounting procedures

Council notes that as regards disbursements the rate in the first year of the Convention constitutes apparently an improvement over the rate of disbursement in the first year of the first Lomé Convention (191 MECU or 4,1% of the overall 5th EDF appropriations as compared to 97 MECU or 3,5% of the 4th EDF appropriations).

Council, however, mandates the Article 108 Committee to further analyse the situation in order to appreciate whether these figures necessarily signify, in real terms, an improved performance in implementation of projects and programmes since the first year of the first Lomé Convention covered only 9 months whereas that of the Convention was for a period of 12 months.

Council recommends that both parties take measures designed to ensure a speedy payment system by seeing to it that formalities and administrative procedures are reduced to the minimum compatible with the sound financial management of the projects.

Council also urges the ACP States to endeavour, when administering advance payments, to provide, within the time-limits laid down, the supporting payment documents needed to renew advance funds set up to cater for the projects concerned.

Council further draws the attention of the ACP States to the new favourable provisions adopted by the Community which allow contractors from ACP States to obtain, subject to the provision of proof of the external use of the funds, payment in the Member States' currencies required to carry out those contracts which they are performing.

6. Follow-up, completion and start-up

Council recommends that the ACP States take all useful measures, if necessary with the support of the Community, to set up within the time-limits laid down the administrative, technical or financial structures essential for the starting up of the projects or action programmes.

7. Operation and maintenance of projects

Recognizing that many ACP States have difficulties in undertaking immediately the financial responsibility for projects operation and maintenance, Council strongly recommends that more attention be given to maintenance possibilities as from the design phase, in terms of finance, import requirements, necessary expertise, and of institutional limitations.

8. Appropriate technology and adjustment of projects to local circumstances

In noting that most investments have a high import component and are foreign-firm oriented, thus limiting the benefits for the local economy in terms of local value added, Council therefore recommends that the EDF should take fully into consideration the benefits for the local economy which would result from increasing the local economy which would result from increasing the local content and from involving local design and construction companies and the need for adjusting the imported techniques to the environmental and cultural milieu of the ACP countries.

IV. SECTORS OF INTERVENTION

1. Energy

Council recalls the Resolution of the ACP Council of July 1980 calling for the comprehensive collation of data on the energy potential and requirements of the ACP States with a view to providing guidelines for furthering intra-ACP co-operation in this field.

In noting that this work has not yet been done due to a lack of funds, Council welcomes the possibility of the Community to finance such studies (preferably at a regional level) in accordance with Article 76 of the Convention.

2. Industrialization

Council underlines the importance of Title V of the Convention and of the common declarations in Annexes X and XI to the Final Act.

Recalling point III.1 of its Resolution of 14 May 1982 on financial and technical co-operation, Council looks forward with great interest to the outcome of the work of the Committee on Industrial Co-operation.

3. Rural development

Council draws attention to the problems of stock-farming, particularly those relating to deficiencies in price-fixing measures for meat and their effects on animal care and nutrition.

Council, therefore, in referring to point III.2 of its Resolution of 14 May 1982 on financial and technical co-operation, again stresses that prices for agricultural products paid to producers are one of the factors for the success of projects aimed at increasing production capacities and therefore further stresses that it is desirable that the ACP States benefit from all necessary support from the Community.

To ensure the viability of integrated rural development schemes, and to improve their performance under the Convention, Council strongly recommends that:

- the projects must be framed on the basis of a precise evaluation of the resources and constraints at the traditional farm level;
- technical solutions chosen must be simple and consistent; special attention must be given to the problem of maintaining the means of production;

- the project must involve the local population in the works or indeed in the expense, where possible, and must offer a guarantee of benefit to the local population.

4. Training

Taking account of the importance of training in all aspects of development, Council stresses the increasing necessity to offer a wider variety of EDF instruments as a package, and that infrastructure, equipment, technical assistance, recurrent costs, fellowships and training programmes should be offered for financing and should be managed in an integrated way.

For this reason, Council recommends that a great effort be made, supported by institutional and administrative measures within the Community and the recipient ACP Governments, to ensure the explicit inclusion of training projects in EDF investment schemes.

Finally, Council recognizes that the issue of training calls for a real dialogue between the Community and the ACP States in order to evolve a coherent and overall policy which will enable the ACP States to work out criteria for action.

5. Transport projects

In recognizing that the regular and satisfactory maintenance of transport infrastructures must remain a matter of constant concern to both parties, in order to ensure a balance between the building of new infrastructures and the maintenance of existing ones, Council recommends that special efforts be made, if necessary with Community support, to improve the administrative and material capacity of the national maintenance services, in particular by taking measures to provide training and suitable equipment.

6. Water supply and sanitation

Council notes with satisfaction the considerable improvements in the planning and realization of water supply and sanitation projects since the basic principles drawn from the assessment work in this sector were adopted, and therefore requests the parties to continue to take the maximum account of the basic principles, which constitute an invaluable guide for action.

7. Education and health

Council refers to point II.4 of its Resolution of 14 May 1982 on financial and technical co-operation, in particular subparagraphs (a) and (c) concerning the choice of projects and the technologies to be applied.

Council therefore requests the parties to ensure that the architectural design of hospital and educational centres is fully adapted to meet local conditions and that attention be given to the need to match technical installations in the management and maintenance capacities of the staff involved, and in particular, to the social and cultural development of the rural communities.

Council wishes further to draw attention to the need for integrated programmes in order to promote the social and cultural development of the rural communities in accordance with Article 83(2)(e) of the Convention.

8. Technical co-operation

Council recalls its Resolution of 9 May 1980 on financial and technical co-operation and the three broad aspects of quantity, quality and cost, under which technical assistance must be reviewed.

Council mandates the Article 108 Committee to undertake an in-depth review of this important question, taking into consideration the study being carried out by the Commission relating to the evaluation of technical assistance.

9. Trade promotion

Council draws attention to the fact that, despite the wider provisions of the Convention covering possibility of assistance from the production stage up to the final stage of distribution, many ACP States still limit their trade promotion activities to participation in trade fairs though trade fairs clearly represent the final stage in the marketing process.

Council therefore urges ACP States to evolve more innovative methods of trade promotion based on a clearly determined trade policy and also on a competitive production capacity, and urges the Community to support such measures.

V. FUTURE PROGRAMME OF WORK FOR ARTICLE 108 COMMITTEE

In addition to its normal programme, defined by Article 108 of the Convention, Council mandates the Article 108 Committee to undertake an in-depth review of:

1. Issues of procedure

- (a) Programming: reasons for the gap between target and actual commitment, including statistical analysis of projects presented, rejected or modified, in order to ensure improved implementation of Article 110 of the Convention;
- (b) Disbursements: analysis of the breakdown of statistical data, with a view to ensuring an improved presentation of these data in the annual Commission report in accordance with Article 119 of the Convention.

2. Sectoral issues

- (a) Rural projects: identification of the sociological and cultural difficulties resulting from the implementation of rural projects, and in particular the resettlement and land ownership problems;

- (b) Training: development of a coherent and overall training policy, based on an examination of ACP States' development needs;

- (c) Technical co-operation: in-depth review of the cost and quality of technical assistance, taking into consideration among other assessments the Commission's study on evaluation of such assistance, in order to improve the implementation of the relevant sections of the Convention.

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20. V. 1983

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Γιά τό Συμβούλιο τών Υπουργών ΑΚΕ-ΕΟΚ
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(s.) Mosese QIONIBARAVI

DECLARATION ON THE IMPLEMENTATION OF ARTICLE 13
OF THE LOMÉ CONVENTION RELATING TO SAFEGUARD MEASURES (*)

1. The Contracting Parties to the Lomé Convention agree that every endeavour should be made to avoid recourse being had to the safeguard measures provided for under Article 12.
2. Both parties are guided by the conviction that the implementation of Article 13(4) and (5) would enable them to recognize, at an early stage, problems which could arise and, taking account of all relevant factors, avoid as far as possible recourse to measures which the Community would prefer not to adopt vis-à-vis its preferential trading partners.
3. Both parties acknowledge the need for implementation of the mechanism of advance information provided for under Article 13(4), whose objective is to limit, in the case of sensitive products (*), the risks of sudden unforeseen recourse to safeguard measures. These arrangements will enable the maintenance of a regular flow of trade information and the simultaneous implementation of regular consultation procedures. Thus the two parties will be in a position to follow closely the evolutionary trends in the sensitive sectors and detect problems which could arise.
4. The following two procedures result from this:

(a) The Statistical Surveillance Mechanism

Without prejudice to internal arrangements that the Community may apply to control its imports, Article 13(4) of the second Lomé Convention provides for the institution of a mechanism intended to ensure statistical surveillance of certain ACP exports to the Community and thus facilitate the examination of occurrences such as to cause market disturbances.

(*) See also p. 63 of this Compilation.

This mechanism, whose sole objective is to facilitate the exchange of information between the parties, should apply solely to products which the Community considers, insofar as it is concerned, as sensitive.

The implementation of this mechanism will be the object of a joint agreement on the basis of data to be furnished by the Community and with the help of statistical information to be communicated by the ACP States to the Commission at the latter's request.

For the effective implementation of this mechanism, it is necessary that the ACP States concerned provide the Commission, as far as possible on a monthly basis, with statistics relating to their exports to the Community and to each of its Member States of products considered by the Community as sensitive.

(b) A procedure for regular consultations

The Statistical Surveillance Mechanism mentioned above will enable the two parties better to follow the trends in trade likely to cause concern. On the basis of this information, and in accordance with Article 13(5), the Community and the ACP States will have the possibility of holding periodical consultations in order to ensure that the objectives of this Article are fulfilled. These consultations will take place at the request of either party.

5. Paragraphs 1, 2 and 3 of Article 13 relating to safeguard measures have already been, insofar as the Community is concerned, the object of a Council implementing Regulation (Regulation (EEC) No 1470/80) following the request of the ACP States for the advance implementation of the provisions of the second Lomé Convention relating to the safeguard clause. If the conditions of application of safeguard measures (Article 12) are fulfilled, it would be the responsibility of the Community, in accordance with Article 13(1) relating to prior consultations concerning the application of safeguard measures, to enter immediately into consultations with the ACP States concerned by providing them with all the information necessary for those consultations, especially the necessary data from which to

determine to what extent imports from an ACP State or ACP States of a specific product have caused serious disturbances in a sector of the economy of the Community or of one or more of its Member States.

6. If no other arrangement has been concluded in the meanwhile with the ACP State(s) concerned, the competent authorities of the Community may, at the end of the twenty-one day period provided for in respect of those consultations, take the appropriate measures for the implementation of Article 12 of the Convention. These measures shall be communicated immediately to the ACP States and become immediately applicable.
7. This procedure would apply without prejudice to measures which could be taken in the event of special factors within the meaning of Article 13(3) of the Convention. In this case all relevant information will be supplied promptly to the ACP States.
8. In any case, the interests of the least-developed, landlocked and island ACP States will receive particular attention, in accordance with Article 15 of the Lomé Convention.
9. The ACP States and the Community are convinced that the implementation of the provisions of the Lomé Convention as well as those of the present declaration, are likely to promote, while taking into account the mutual interests of the partners, the attainment of the objectives of the Convention in respect of trade co-operation.

COMMUNITY STATEMENT
TO BE INCLUDED IN THE
MINUTES OF THE ACP-EEC COUNCIL OF MINISTERS (*)

While reaffirming its commitment to the provisions of Article 13(1), (2) and (3), the Community considers that the proposed procedures do not stand in the way of specific consultations and discussions to examine specific problems with the ACP State or States concerned.

The Community states that it is willing to undertake discussions or informal consultations at the request of either party.

(*) See also p. 59 of this Compilation.

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(s.) Mosese QIONIBARAVI

I. - ACP-EEC ACTS

2. ACTS OF THE COMMITTEE OF AMBASSADORS

DECISION No 1/83
OF THE ACP-EEC COMMITTEE OF AMBASSADORS
of 8 June 1983

on the rules of operation of the Technical Centre for
Agricultural and Rural Co-operation (*)

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the Second ACP-EEC Convention, signed at Lomé
on 31 October 1979 (hereinafter referred to as "the Convention"),
and in particular Article 88(4)(d) thereof,

(*) See also pp. 75 to 111 of this Compilation.

Whereas it is for the ACP-EEC Committee of Ambassadors to lay down the rules of operation of the Technical Centre for Agricultural and Rural Co-operation,

HAS DECIDED AS FOLLOWS:

Article 1

1. The Technical Centre for Agricultural and Rural Co-operation set up by Article 88 of the Convention (hereinafter referred to as "the Centre") shall enjoy in each of the States which are Parties to the Convention the most extensive legal capacity accorded to legal persons.
2. The Centre shall be non-profit-making.
3. The Centre currently has its seat in Wageningen (Netherlands) with a branch office in Brussels.

Article 2

1. The functions of the Centre, as set out in Article 88 of the Convention, shall be as follows:
 - (a) to ensure, in particular when requested by the ACP States, the dissemination of scientific and technical information relating to particular questions of agricultural development raised by those States;
 - (b) to direct to the bodies qualified to deal with them the ACP States' requests in respect of specific techniques or their adaptation in the field of agriculture;

- (c) to help make scientific publications on agricultural matters available to the ACP States' agronomic research institutions and provide them with access to data banks;
- (d) to facilitate the flow of information on the programming of agronomic research in accordance with priority development requirements;
- (e) to bring about meetings between research workers, planners and development personnel so as to improve the exchange of experience gained on matters relating to specific ecological zones and particular topics;
- (f) to foster the exchange of information and the results of field work between the bodies specializing in the various aspects of tropical agriculture and the rural community;
- (g) to help facilitate the adaptation of available information to the needs of extension work and development;
- (h) to facilitate access by the ACP States' training and extension personnel to the information they need to carry out their tasks;
- (i) to direct requests for specific training to the relevant existing bodies;
- (j) in general, to help facilitate access by the ACP States to the results of work by national, regional and international bodies, particularly those located in the Community and in the ACP States, technically qualified in agricultural and rural development matters and to maintain contact with those bodies.

2. In order to determine appropriate solutions to the problems encountered by the ACP States, in particular for the purpose of improving their access to information, technical innovations and research in the field of rural development, the Centre shall arrange meetings of delegates from the ACP States' and Member States' organizations specializing in applied agronomic research relating in particular to tropical agriculture and/or questions of agricultural and rural development, such organizations having been approved by the ACP-EEC Committee of Ambassadors or the Subcommittee for Co-operation on Agricultural and Rural Development, hereinafter referred to as the "Subcommittee".
3. In implementation of this Decision special priority shall be accorded to the specific problems and difficulties of certain ACP States in their agricultural and rural development.

Article 3

1. The activities of the Centre shall be guided, supervised and controlled by the ACP-EEC Committee of Ambassadors and by the Subcommittee in accordance with Article 88(4)(a) of the Convention and paragraph (e) of the Joint Declaration on Title VI of the Convention.
2. The activities of the Centre shall be conducted in close co-operation with the institutions and bodies referred to in the Convention or in the declarations annexed thereto, in accordance with Article 88(1) of the Convention and calling on the assistance, as appropriate, of regional and international institutions, particularly those located in the Community and in the ACP States dealing with agricultural and rural development matters.

Article 4

1. The Centre shall be headed by a Director appointed by the ACP-EEC Committee of Ambassadors.

The Co-Chairmen of the ACP-EEC Committee of Ambassadors shall be authorized by the Committee to sign the Director's contract. This contract shall be drawn up and administered in accordance with the conditions of employment of the staff of the Centre. The ACP-EEC Committee of Ambassadors shall have the power to take any decision which may prove necessary with regard to the Director of the Centre, after receiving the opinion of the Subcommittee.

2. The Director shall be the legal representative of the Centre.
3. The Director shall submit to the Subcommittee for approval the annual work programme of the Centre, drawn up in accordance with the tasks set out in Article 2.
4. The Director shall keep the Subcommittee regularly informed of the activities of the Centre.
5. The Director shall each year draw up a general report on the activities of the Centre and shall submit it to the Subcommittee and the ACP-EEC Committee of Ambassadors.
6. The Director shall be responsible for the organization and management of the Centre.

Article 5

On a proposal from the Subcommittee, the ACP-EEC Committee of Ambassadors shall adopt the conditions of employment of the staff of the Centre.

Article 6

The budget provisions applicable to the Centre, and in particular those concerning the procedure for adopting the budget, shall be laid down in the Decision of the ACP-EEC Committee of Ambassadors adopting the Financial Regulation of the Centre.

Article 7

Protocol No 3 on Privileges and Immunities annexed to the Convention shall apply to the Centre.

Article 8

Article 188 of the Convention shall apply to the Centre.

Article 9

The ACP States, the Member States and the Community shall, each to the extent it is concerned, take the measures necessary to implement this Decision.

Article 10

This Decision shall enter into force on the date of its adoption.

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8. VI. 1983

På AVS-EØF-Ambassadornivalgets vegne
Im Namen des AKP-EWG-Botschafterausschusses
Γιό την Επιτροπή των Πρόσθεων ΑΚΕ-ΕΟΚ
For the ACP-EEC Committee of Ambassadors
Par le Comité des Ambassadeurs ACP-CEE
Per il Comitato degli Ambasciatori ACP-CEE
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De Voorzitter

(s.) Ghebray BERHANE

**DECISION No 2/83
OF THE ACP-EEC COMMITTEE OF AMBASSADORS
of 8 June 1983**

**adopting the Financial Regulation of the
Technical Centre for Agricultural and Rural Co-operation (*)**

THE ACP-EEC COMMITTEE OF AMBASSADORS,

**Having regard to the Second ACP-EEC Convention, signed at Lomé
on 31 October 1979 (hereinafter referred to as "the Convention"),
and in particular Article 88(4)(d) thereof,**

(*) See also pp. 67, 89, 107 and 111 of this Compilation.

Whereas it is for the ACP-EEC Committee of Ambassadors to determine the procedure for adopting the budget and other budget provisions of the Technical Centre for Agricultural and Rural Co-operation (hereinafter referred to as "the Centre"),

HAS DECIDED AS FOLLOWS:

I. GENERAL PRINCIPLES

Article 1

1. All items of revenue and expenditure of the Centre shall be included in estimates to be drawn up for each financial year and shall be shown in the budget.
2. The revenue and expenditure shown in the budget shall be in balance.

Article 2

The budget shall be drawn up in ECU as defined by the Council of the European Communities.

Article 3

Revenue shall include the contribution by the European Development Fund, and income from other sources available to the Centre.

Article 4

1. The estimates of expenditure shall include recurrent capital and intervention expenditure.
2. The financial year shall run from 1 January to 31 December of each year.

Expenditure entered in the budget shall be authorized for a period of one financial year. However, the Director of the Centre (hereinafter referred to as "the Director") shall be authorized to carry forward appropriations which have been committed and not yet paid as at 31 December to the following financial year only.

Exceptionally, such appropriation may be carried forward for another financial year with the permission of the ACP-EEC Committee of Ambassadors.

Appropriations which are carried over to the following financial year shall be entered separately in the accounts for the current financial year.

3. If, at the beginning of a financial year, the budget has not yet been adopted, the Director may incur expenditure on a monthly basis, provided that such expenditure does not exceed one-twelfth of the appropriations entered under this title in the budget for the previous financial year and that this arrangement does not have the effect of placing at his disposal appropriations in excess of one-twelfth of those provided for in the draft Budget.

II. PREPARATION OF THE BUDGET

Article 5

1. On the basis of the annual work programme of the Centre; the Director shall draw up a preliminary draft annual budget for the Centre which he shall submit to the Subcommittee for Co-operation on Agricultural and Rural Development (hereinafter referred to as "the Subcommittee") not later than 1 July of the year prior to that of its implementation.

2. The budget shall include a schedule for the paying in of revenue.

The dates for the payment of the contribution to be made by the European Development Fund shall be fixed by agreement with the Commission of the European Communities (hereinafter referred to as "the Commission").

3. The budget shall be subdivided into titles, chapters, articles and items according to the nature or purpose of the revenue or expenditure.

Article 6

The draft budget, drawn up as far as possible within the framework of multiannual estimates, shall be finalized by the Subcommittee. It shall be forwarded to the Commission, which shall initiate the Community procedures in force as regards the contribution requested from the European Development Fund. The budget shall be finally adopted by the ACP-EEC Committee of Ambassadors in the light of the decision taken on the contribution from the Fund.

Article 7

Where necessary the Director may submit a draft supplementary or amending budget, which shall be submitted, examined, established and finally adopted in the same form and according to the same procedure as the budget of which it amends the estimates.

III. IMPLEMENTATION OF THE BUDGET

Article 8

1. The Director shall ensure that the budget is implemented on his own responsibility and within the limit of the appropriations allocated. He shall report to the Subcommittee on the administration of the budget.

2. The Director must apply the budget appropriations in accordance with the principles of economy and sound financial management.

Article 9

No revenue or expenditure may be effected unless charged to the appropriate article of the budget.

No expenditure may be committed in excess of the appropriations authorized for the financial year concerned or of the authorizations granted in respect of subsequent financial years.

No expenditure shall be authorized in excess of the limit of the appropriations allocated. Revenue shall be entered separately and shall not be set off against any expenditure.

Article 10

Transfers from one chapter to another shall be decided on by the Subcommittee.

Transfers from one article to another within a chapter shall be decided on by the Director, who shall inform the Subcommittee accordingly.

Article 11

The revenue of the Centre shall be paid into one or more accounts opened in the name of the Centre.

IV. ADMINISTRATION OF THE BUDGET

Article 12

1. The budget of the Centre shall be administered in accordance with the principle that authorizing officers and accounting officers fulfil separate functions. The appropriations shall be administered by the authorizing officer, who alone shall have the power to enter into commitments regarding expenditure, establish sums due to be collected and issue revenue and payment orders.
2. Collection and payment operations shall be carried out by the accounting officer.
3. The authorizing officer may not exercise the functions of accounting officer.

Article 13

1. All measures which may give rise to expenditure payable by the Centre must be preceded by a commitment on the part of the authorizing officer.
2. Current expenditure may be covered by a provisional commitment.
3. An account shall be kept of commitments and authorizations.

Article 14

1. The purpose of clearance of expenditure by the authorizing officer shall be:
 - (a) to verify the existence of the rights of the creditor;
 - (b) to determine or verify the existence and the amount of the debt;
 - (c) to verify the conditions under which payment becomes due.
2. Clearance of any expenditure shall be subject to the submission of supporting documents showing the creditor's claim and, where appropriate, the service rendered.

Article 15

1. Authorization shall be the act whereby the authorizing officer, by the issue of a payment order, authorizes the accounting officer to pay an item of expenditure which he has cleared.
2. The payment order shall be accompanied by the original supporting documents, which shall bear or be accompanied by the approval of the authorizing officer confirming that the amounts to be paid are correct and that the supplies have been received or that the service ~~has~~ been performed.
3. Copies of the supporting documents, certified as true copies by the authorizing officer, may, in some cases, be accepted in place of the originals.

Article 16

1. Payment shall be the final act whereby the Centre is discharged of its obligations towards its creditors.
2. Payment shall be made by the accounting officer within the limits of the funds available.

In the event of an error of substance or of the validity of the discharge being contested or of failure to comply with the procedures prescribed by this Financial Regulation, the accounting officer must suspend payment.

3. Payments shall as a general rule be effected through a bank or post office giro account.

4. Cheques and post office or bank transfer orders shall bear two signatures, one of which must be that of the accounting officer.

5. A receipt shall be obtained in respect of cash payments.

6. The conversion rates to be used for the calculation in ECU of payments to be made or of revenue to be collected shall be those in force on the first working day of the month of the effective date of such operations. This date shall correspond to that on which the account/accounts of the Centre was/were debited or credited.

Article 17

1. The Director shall be the authorizing officer for the appropriations entered in the budget of the Centre.

2. The Director may delegate his powers to an agent under his authority. Each decision to delegate powers shall state the duration and extent of the mandate.

Article 18

Revenue collection and payments effecting expenditure shall be effected by the accounting officer, who shall alone be empowered to manage funds and assets. He shall be responsible for their care.

Article 19

1. The recovery of any sum due to the Centre shall give rise to the issue, by the authorizing officer, of a revenue order.
2. The accounting officer shall assume responsibility for revenue orders forwarded to him by the authorizing officer.
3. A receipt shall be issued in respect of all cash payments made to the accounting officer.

V. AUDITORS

Article 20

The Subcommittee shall appoint on a joint basis two auditors who shall carry out their duties jointly.

The task of the auditors shall be to audit the books and the cash of the Centre, to verify that the inventories and balance sheets have been drawn up in a regular manner and in good faith and to ensure that the information given regarding the accounts of the Centre is correct.

The purpose of the audit, which shall be based on records and, if necessary, performed on the spot, shall be to establish that all revenue has been received and all expenditure incurred in a lawful and regular manner and that the financial management has been sound.

After the close of each financial year, the auditors shall draw up a report to the Subcommittee on the execution of their task.

On the basis of this report and the balance sheet for the financial year, the Subcommittee shall give the Director a discharge in respect of the implementation of the budget.

VI. GENERAL PROVISIONS

Article 21

Contracts relating to purchases of supplies, equipment and movable property, the provision of services, or works shall be concluded following an invitation to tender.

However, they may be concluded by direct agreement:

- (a) where the amount of the contract does not exceed 2 500 ECU;
- (b) where, because of the extremely urgent nature of the supplies, services or works concerned there is no time to use the tendering procedure, provided that prior approval has been obtained from the Chairman of the Subcommittee;
- (c) exceptionally, where the nature or specialized character of the operation necessitates recourse to specific equipment or to a specific expert, and provided the Chairman of the Subcommittee has given prior approval.

Article 22

1. A permanent quantitative inventory shall be kept of all movable and immovable property belonging to the Centre.

Only movable property whose value is 10 ECU or more shall be entered in the inventory.

The inventory number shall be entered on each invoice before the latter is paid.

2. The sale of movable property and equipment of a unit purchase value in excess of 500 ECU shall be suitably advertised.

3. A record signed by both the Director of the Centre and the person responsible for the equipment shall be drawn up whenever any property or article in the inventory is disposed of, scrapped or is missing on account of loss, theft, or any other reason.

Article 23

1. The accounts shall be kept in ECU, by the double entry method, on a calendar year basis. They shall show all revenue and expenditure between 1 January and 31 December of each year and shall include the supporting documents.

2. Entries shall be made on the basis of an accounting system comprising a nomenclature of budgetary items which makes a clear distinction between the accounts enabling the balance sheet to be drawn up and those enabling the revenue and expenditure accounts to be drawn up. These entries shall be recorded in books or on cards enabling a general monthly balance to be drawn up.

3. Each quarter a statement shall be drawn up and sent to the Subcommittee showing the situation relating to the current budget and the expenditure effected.

4. The balance sheet and the revenue and expenditure account shall be submitted to the Subcommittee in ECU not later than 31 March of the following year.

Article 24

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 25

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addì
Gedaan te Brussel,

8. VI. 1983

På AVS-EØF-Ambassadørernes vegne
Im Namen des AKP-EWG-Botschafterausschusses
Γιὰ τὴν Ἐπιτροπὴ τῶν Πρέσβων ΑΚΕ-ΕΟΚ
For the ACP-EEC Committee of Ambassadors
Par le Comité des Ambassadeurs ACP-CEE
Per il Comitato degli Ambasciatori ACP-CEE
Voor het ACS-EEG-Comité van Ambassadeurs

Formand
Der Präsident
Ὁ Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Chebray BERHANE

DECISION No 3/83
OF THE COMMITTEE OF AMBASSADORS
of 8 June 1983

laying down the conditions of employment of the staff of the
Technical Centre for Agricultural and Rural Co-operation (*)

THE ACP-FEC COMMITTEE OF AMBASSADORS,

Having regard to the Second ACP-FEC Convention, signed at Lomé
on 31 October 1979 (hereinafter referred to as "the Convention"),
and in particular Article 88 thereof,

Having regard to Decision No 1/83 of the ACP-FEC Committee of
Ambassadors of 8 June 1983, laying down the rules of operation
of the Technical Centre for Agricultural and Rural Co-operation
(hereinafter referred to as "the Centre"), and in particular
Article 5 thereof,

(*) See also pp. 67, 75, 107 and 111 of this Compilation.

Whereas the conditions of employment of the staff of the Centre should be laid down;

Whereas these conditions of employment should also apply to the Director of the Centre, who is appointed by the Committee of Ambassadors, (hereinafter referred to as "the Committee") pursuant to Article 4(1) of Decision No 1/83 of the Committee;

Whereas steps should be taken to ensure the proper functioning of the Centre and to determine the conditions under which Protocol No 3 to the Convention, on privileges and immunities, can be applied to certain staff of the Centre;

Whereas, as provided for in the said Protocol No 3, the staff of the Centre shall enjoy the customary privileges, immunities and facilities in the territory of the Member States and of the ACP States, in particular whilst carrying out their duties; whereas these privileges, immunities and facilities must be treated as comparable to those of similar institutions operating under like conditions,

HAS DECIDED AS FOLLOWS:

TITLE I
GENERAL PROVISIONS

Article 1

1. This Decision lays down the conditions of employment applicable to:

- the Director of the Centre;
- the staff of the Centre;
- the local staff of the Centre.

2. For the purposes of this Decision, persons engaged either to perform advisory duties which require university education or equivalent professional experience or to perform executive duties which require higher or full secondary level education or equivalent professional experience shall be regarded as staff.

3. Staff engaged according to local practice to perform manual or service duties not specified in Article 3 of this decision shall be regarded as local staff.

TITLE II
STAFF
CHAPTER I
PROVISIONS CONCERNING RECRUITMENT
Article 2

1. Staff shall be appointed by the Director for a specified period which may not exceed the duration of the Convention.

2. The Director shall furnish the Subcommittee for Co-operation on Agricultural and Rural Development (hereinafter referred to as "the Subcommittee") with advance information on all important matters relating to the recruitment of staff.

Such matters include vacancies, mode of advertisement, applications received and the method and basis of selection of the candidates.

3. The Director shall inform the Subcommittee of the decisions which he has taken regarding the recruitment of staff.

Article 3

1. Staff shall be divided into categories corresponding to the duties to be performed.

2. The relationship between the categories, basic posts and remuneration will be laid down in a subsequent Decision of the Committee.

Article 4

Decisions appointing staff shall specify the duties to be performed by them and the remuneration to which they are entitled.

CHAPTER 2

Rights and obligations

Article 5

Staff shall carry out their duties and conduct themselves solely with the interests of the Centre in mind; they shall neither seek nor take instructions from any Government, authority, organization or person outside the Centre.

They shall not without the permission of the Director accept from any Government or from any other source outside the Centre any honour, decoration, favour, gift or payment of any kind whatever, except for services rendered either before engagement or during leave for military or other national service and in respect of such service.

Article 6

Staff shall abstain from any action, and in particular any public expression of opinion, which may reflect adversely on their position.

They may not engage in an outside activity, whether gainful or not, that is incompatible with the efficient performance of their duties or likely to be detrimental to the interests of the Centre.

Article 7

If the spouse of a staff member is in gainful employment, the staff member shall inform the Director thereof.

Should the nature of the employment prove to be incompatible with that of the staff member and if the latter is unable to give an undertaking that it will cease within a specific period, the Director shall, after obtaining the opinion of the Chairman of the Subcommittee and of the spokesman for the delegation providing the next Chairman, decide whether the staff member is to continue in his post.

Article 8

Any staff member who in the performance of his duties is called upon to decide on a matter in the handling or outcome of which he has a personal interest such as to impair his independence shall inform the Director thereof, and the latter, if necessary, shall transmit this information to the Subcommittee.

Article 9

After leaving the service, staff shall be expected to behave with integrity and discretion as regards the acceptance of certain appointments or benefits.

Article 10

Staff shall exercise the greatest discretion with regard to all facts and information coming to their knowledge in the course of or in connection with the performance of their duties; they shall not in any manner whatsoever disclose to any unauthorized natural or legal person any document or information not already made public. They shall continue to be bound by this obligation after leaving the service.

Staff shall not, whether alone or together with others, publish or cause to be published, without the permission of the Director, any matter dealing with the work of the Centre. Permission shall be refused only where the proposed publication is liable to prejudice the interests of the Centre.

All rights deriving from work done by staff in the performance of their duties shall be the property of the Centre.

Article 11

Staff shall reside either in the place where they are employed or at no greater distance therefrom than is compatible with the proper performance of their duties.

Article 12

Whatever his rank, a staff member shall assist and tender advice to his superiors; he shall be responsible for the performance of the duties assigned to him.

A staff member in charge of any branch of the service shall be responsible to his superiors in respect of the authority conferred on him and for the carrying out of instructions given by him. The responsibility of his subordinates shall in no way release him from his own responsibilities.

A staff member who receives instructions which he considers to be irregular or likely to give rise to serious difficulties shall inform his immediate superior of his opinion, if necessary in writing. If he then receives written confirmation of the instructions from his superior, he shall carry them out unless they constitute a breach of law.

Article 13

A staff member may be required to make good, in whole or in part, any damage suffered by the Centre as a result of serious misconduct on his part in the course of or in connection with the performance of his duties. Any decision taken by the Director in this regard shall be supported by reasons.

Article 14

The Centre shall compensate any staff member for damage suffered as a result of threats, insulting or defamatory acts or utterances, or any attack against person or property to which he or a member of his family is subject by reason of his position or duties, insofar as he did not either intentionally or through grave negligence cause the damage and has been unable to obtain compensation from the person who caused it

Article 15

Staff shall be entitled to exercise the right of association, which they are recognized to possess by the Centre. They may be members of trade unions and professional organizations.

CHAPTER 3
Conditions of engagement
Article 16

1. Recruitment of staff shall be directed to securing for the Centre the services of persons of the highest standard of ability, efficiency and integrity.

Staff shall be selected without references to race, creed or sex.

2. A staff member may be appointed only on condition that:

- (a) he is a national of one of the States signatory to the Convention save where an exception is authorized by the Subcommittee;
- (b) he enjoys his full rights as a citizen in his country of origin;
- (c) he has fulfilled any obligations imposed on him by the laws concerning military service;
- (d) he produces the guarantees required for the performance of similar duties in his country of origin. Verification of these guarantees will be by the procedure proper to each country of origin.

3. Before being engaged, a staff member shall be medically examined by a medical practitioner appointed by the Centre.

Article 17

A staff member shall be required to serve a probationary period, the length of which shall depend on his category, but which may not in any case exceed six months.

During or at the end of the probationary period, the employment of a staff member who has not proved satisfactory may be terminated by the Director. In the former case, the staff member shall be paid, in lieu of notice, one month's salary or one third of his basic salary for each complete month worked on probation, whichever is the greater.

CHAPTER 4

Working conditions

Article 18

Staff shall at all times be at the disposal of the Centre. However, the length of the working week shall be fixed by the Director, who shall inform the Subcommittee thereof.

Article 19

Staff may not be required to work overtime except in cases of urgency or exceptional pressure of work; night work and all work on Sundays or public holidays may be authorized only in accordance with the procedure laid down by the Director.

Article 20

Staff shall be entitled to annual leave of not less than twenty-four working days nor more than thirty working days per calendar year, in accordance with rules to be laid down by the Director. This annual leave may wholly or partially be carried over to the following year, depending on the requirements of the service.

Apart from this annual leave, a staff member may exceptionally at his request be granted by the Director special leave of very short duration with full pay, for example, in the event of exceptional domestic circumstances.

Article 21

All female members of staff shall, in addition to the leave provided for in Article 20, be entitled, on production of a medical certificate to leave with full pay starting six weeks before the expected date of confinement shown in the certificate and ending eight weeks after the date of confinement; such leave shall not be for less than fourteen weeks.

Article 22

A staff member who provides evidence of incapacity to perform his duties because of sickness or accident shall automatically be entitled to paid sick leave within the limits set by detailed rules to be established by the Director.

Article 23

Except in case of sickness or accident, a staff member may not be absent without prior permission from his immediate superior. Without prejudice to any disciplinary measures that may apply, any unauthorized absence which is duly established shall be deducted from the annual leave of the staff member concerned. If he has used up his annual leave, he shall forfeit his remuneration for an equivalent period.

Article 24

In exceptional circumstances the Director may grant a staff member, at the latter's request, unpaid leave on compelling personal grounds. The Director shall determine the length of such leave, which shall not exceed one quarter of the length of time already worked by the staff member concerned or three months, whichever is the shorter.

The length of the period of leave referred to in the preceding paragraph shall not count for the purposes of applying the second paragraph of Article 27.

Article 25

The list of public holidays shall be drawn up by the Director.

Article 26

A staff member who is recalled to serve in the armed forces shall be placed on leave with full remuneration, for a period equal to the length of time worked by him, up to a maximum of three months. At the end of this period he shall, for the remainder of his service in the armed forces and up to a maximum of half the length of time worked by him, receive compensation equal to one third of his basic salary. At the end of this further period he shall be placed on unpaid leave.

However, the payments provided for in the preceding paragraph shall be reduced by the amount of service pay received by the staff member concerned during the relevant period.

CHAPTER 5

Remuneration and reimbursement of expenses

Article 27

A staff member shall be entitled to the remuneration carried by his category.

Staff members who have two years' seniority in the Centre shall receive an increase of 6% of their initial salaries during the period covered by the Convention.

The Subcommittee may decide, on a proposal from the Director, to adjust the remuneration laid down in Article 3 in order to take account of trends in the cost of living and in purchasing power.

Article 28

A staff member shall be entitled to reimbursement of expenses incurred by him on taking up appointment or leaving the service.

A staff member shall also be entitled to reimbursement of expenses incurred by him in the course of or in connection with the performance of his duties.

The conditions governing reimbursement shall be determined by the Director. The latter will bring these conditions to the notice of the Subcommittee.

Article 29

If a staff member dies during his term of employment, the Centre shall make to his dependants a total payment equivalent to three months' full remuneration at the rate at which the staff member was being paid at the time of his death.

In the event of the death of a staff member, the spouse and dependent children shall be entitled to payment or reimbursement of their travel expenses and the cost of transport for their own and the deceased's personal effects and baggage.

In the event of the death of a staff member, of his spouse or of one of his dependent children, the Centre shall bear the costs involved in transporting the body to the staff member's place of origin.

Without prejudice to any other Article, the Centre shall also bear the cost of return travel for a member of the family of the deceased to accompany the body to the deceased's country of origin.

CHAPTER 6

Recovery of overpayment

Article 30

Any sum overpaid shall be recovered. The Director shall lay down the arrangements for such recovery.

CHAPTER 7
Termination of employment
Article 31

Apart from cessation on death or dismissal at the end of the probationary period, employment shall cease:

- (a) on the date stated in the instrument of appointment;
- (b) at the end of the period of notice specified in the instrument of appointment which must contain a clause giving the staff member or the Centre the option to terminate earlier. Such period of notice shall be not more than three months;
- (c) not later than the date of expiry of the Convention.

If the Director, acting in the name of the Centre, terminates the employment, the staff member shall be entitled to compensation equal to one third of his basic salary for the period between the date when his employment ends and the date when his engagement was due to terminate. Such compensation may not, however, be equal to more than six months' basic salary.

Article 32

1. Employment may be terminated without notice on disciplinary grounds in serious cases of failure of staff to comply with their obligations, whether intentionally or through negligence on their part. The decision taken in this matter, on the advice of the Chairman of the Subcommittee and the spokesman of the delegation providing the next Chairman, must set out the grounds on which it is based, after the person concerned has had an opportunity to submit his defence. The Director must inform the Subcommittee of this decision.

2. In the case referred to in paragraph 1 the Director may decide to withhold from the person concerned all or part of the compensation provided for in Article 31.

TITLE III

THE DIRECTOR

Article 33

1. The provisions laying down rights and obligations for staff shall apply mutatis mutandis to the Director.

2. Where, in the context of the conditions of employment laid down in the Decision, it is provided that the Director shall take decisions with respect to the staff and local staff, the Subcommittee shall take such decisions with respect to the Director.

Similarly, where it is provided that the staff and local staff shall give information to the Director, the Director shall give such information to the Subcommittee.

TITLE IV

Arrangements as regards taxation, social security and jurisdiction

Article 34

The Director and the staff of the Centre and, to the extent necessary, members of their families, shall, as regards social security schemes, be subject to the law of the State in whose territory the Centre has its headquarters, unless they opt for the application of the law of the State to whose law they were last subject or the law of the State of which they are nationals or for the application of any other scheme defined in the context of the Headquarters Agreement. However, this right of option may be exercised once only and must be exercised within the six months following the date of appointment; it shall take effect on the date of entry into service.

Article 35

1. The Director and the staff of the Centre shall be liable to a tax for the benefit of the Centre on salaries, wages and emoluments paid by the Centre.

The conditions and procedures for applying this tax will be laid down in a subsequent Decision of the Committee.

2. Tax shall be collected by the Centre by means of deduction at source. The proceeds of the tax shall be entered as revenue in the budget of the Centre.

3. The persons referred to in paragraph 1 shall be exempt from national tax on salaries, wages and emoluments paid by the Centre.

Article 36

1. In the event of a dispute between the Director or the staff of the Centre on the one hand and the Centre on the other, the dispute shall be brought to the attention of the Subcommittee, which, with a view to seeking a solution, shall examine it in accordance with the arrangements and procedures which it shall lay down.

The Subcommittee may appoint a mediator.

2. If the Subcommittee or the mediator, as the case may be, is unable to reach a solution acceptable to the parties to the dispute within two months of its notification or, as the case may be, of the appointment of the mediator, either party may initiate arbitration proceedings. To this end one party shall inform the other of the nomination of an arbitrator. The other party shall then be required to nominate a second arbitrator within one month. The two arbitrators shall choose a third arbitrator.

3. The decisions taken by the arbitration body shall be binding on the parties and, to the extent necessary, shall be rendered enforceable for the relevant authorities of the Member States of the Community or the ACP States and for the institutions and bodies set up under the Convention.

4. The disputes referred to in paragraph 1 may not be subject to any other method of settlement.

TITLE V

LOCAL STAFF

Article 37

With the exception of Articles 3, 16, 20, 21, 22, 23, 24, 26 and 31, Title II shall apply mutatis mutandis to local staff.

Article 38

The conditions of employment of local staff and in particular:

- (a) the manner of their engagement and termination of their contract;
- (b) their leave, and
- (c) their grading and remuneration,

shall be determined by the Director in accordance with current rules and practice in the place where they are to perform their duties.

Article 39

The Centre shall cover the employer's share of the social security contributions required under current regulations in the place where the local staff are to perform their duties.

TITLE VI

FINAL PROVISIONS

Article 40

Any member of the staff or the local staff may submit to the Director a request that he take a decision relating to him. The Director must notify the person concerned of his decision supported by reasons, within one month following the date on which the request was made.

Article 41

The ACP States, the Member States and the Community shall, each to the extent to which it is concerned, take the measures necessary to implement this Decision.

Article 42

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addi
Gedaan te Brussel,

8. VI. 1983

På AVS-EØF-Ambassadørudvalgets vegne
Im Namen des AKP-EWG-Botschafterausschusses
Γιά τήν Έπιτροπή των Πρέσβων ΑΚΕ-ΕΟΚ
For the ACP-EEC Committee of Ambassadors
Par le Comité des Ambassadeurs ACP-CEE
Per il Comitato degli Ambasciatori ACP-CEE
Voor het ACS-EEG-Comité van Ambassadeurs

Formand
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Ghebray BERHANE

DECISION No 4/83 OF THE ACP-EEC COMMITTEE OF AMBASSADORS
of 8 June 1983

on the appointment of the Director of the Technical Centre
for Agricultural and Rural Co-operation (*)

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the second ACP-EEC Convention signed at
Lomé on 31 October 1979, hereinafter referred to as the
"Convention", and in particular Article 88(4)(b) thereof,

Having regard to Decision No 1/83 of the ACP-EEC Committee
of Ambassadors on the rules of operation of the Technical
Centre for Agricultural and Rural Co-operation, hereinafter
referred to as "the Centre" and in particular Articles 4 and 8
thereof,

(*) See also pp. 67, 75, 89 and 111 of this Compilation.

Whereas the ACP-EEC Committee of Ambassadors should appoint the Director of the Centre;

Whereas the ACP States have submitted to that end the nomination of Mr Daniel ASSOUMOU MBA, and whereas the ACP-EEC Council of Ministers, at its eighth meeting, taking into account the agreed arrangements in connection with the Centre, recorded its agreement to the said nomination;

Whereas the Decision on the rules of operation of the Centre fixes the conditions subject to which the contract of the Director is drawn up, signed and administered,

HAS DECIDED AS FOLLOWS:

Article 1

Mr Daniel ASSOUMOU MBA, of Cameroon nationality, is hereby appointed the Director of the Technical Centre for Agricultural and Rural Co-operation, until the expiry of the Convention.

Article 2

The contract of the Director shall be drawn up, signed and administered in accordance with the conditions set out in Article 4 of Decision No 1/83 of the ACP-EEC Committee of Ambassadors on the rules of operation of the Centre.

Article 3

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 4

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addi
Gedaan te Brussel,

8. VI. 1983

På AVS-EØF-Ambassadøruivalgets vegne
Im Namen des AKP-EWG-Botschafterausschusses
Γιό τήν Επιτροπή τών Πρόσθεων ΑΚΕ-ΕΟΚ
For the ACP-EEC Committee of Ambassadors
Par le Comité des Ambassadeurs ACP-CEE
Per il Comitato degli Ambasciatori ACP-CEE
Voor het ACS-EEG-Comité van Ambassadeurs

Formand
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

(s.) Ghebray BERHANE

DECISION No 5/83
OF THE ACP-EEC COMMITTEE OF AMBASSADORS
of 16 December 1983 (*)

supplementing the Decision
laying down the conditions of employment of the staff
of the Technical Centre for Agricultural and Rural Co-operation
(remuneration and tax arrangements)

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the second ACP-EEC Convention, signed at Lomé
on 31 October 1979, and in particular Article 88 thereof,

Having regard to Decision No 1/83 of the ACP-EEC Committee of
Ambassadors of 8 June 1983 laying down the rules of operation
of the Technical Centre for Agricultural and Rural Co-operation
(hereinafter referred to as "the Centre"), and in particular
Article 5 thereof,

(*) See also pp. 67 to 107 of this Compilation.

Whereas Article 3(2) of Decision No 3/83 of the ACP-EEC Committee of Ambassadors of 8 June 1983 laying down the conditions of employment of the staff of the Centre provides that the relationship between the categories, basic posts and remuneration of the staff will be laid down in a subsequent Decision of the Committee;

Whereas Article 35(1) of Decision No 3/83 provides that the conditions and procedures for applying tax will also be laid down in a subsequent Decision of the Committee;

Whereas, as regards the remuneration of the Director and the Adviser-Assistant to the Director of the Centre, the arrangements established between the Community and the ACP States should be applied and, as regards the remuneration of the other staff and the tax arrangements applicable to the staff of the Centre the provisions adopted in regard to the ACP-EEC Centre for Industrial Development should be reproduced as far as possible,

HAS DECIDED AS FOLLOWS:

Article 1

1. The relationship between the categories, basic posts and remuneration, referred to in Article 3(2) of Decision No 3/83 of the ACP-EEC Committee of Ambassadors, is laid down, as at 1 January 1983, in the following table:

	Category	Basic post	Monthly remuneration BF (Gross)		
			(a)	(b)	(c)
I Directorate		Director	274 710		
		Assistant Adviser to the Director	242 450		
II Adminis- trative staff	3 A	Technical adviser	198 090	209 783	221 475
	3 B	Technical adviser	174 704	185 709	198 090
	4 A	Officer assigned special duties	151 318	162 323	174 704
	4 B	Officer assigned special duties	126 103	138 938	151 318
III Adminis- trative assistants	5 A	Assistant	92 855	103 860	115 552
	5 B	Executive Secretary	51 071	57 123	63 555

2. Staff shall be graded according to qualifications and professional experience.

3. Remuneration shall be paid in the currency of the State in which the recipients are required to perform their main duties, after deduction of the tax calculated in accordance with Article 4 and applying the official exchange rate between the currency of that State and the Belgian franc obtaining on the first working day of July.

Article 2

The Subcommittee may decide, acting on a proposal from the Director, to adjust the remuneration laid down in Article 1 to take account of changes in the cost-of-living index, in purchasing power in the country of employment and in exchange rates.

Article 3

This Decision shall enter into force on the day of its adoption.

It shall apply as from 8 June 1983.

Article 4

The conditions and procedures for applying the tax for the benefit of the Centre, as referred to in Article 35 of Decision No 3/83 of the ACP-EEC Committee of Ambassadors, are laid down in the Annex.

Article 5

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Done at Brussels, 16 December 1983

For the ACP-EEC Committee of Ambassadors
The Chairman

N. DIMADIS

Conditions and procedure for applying the tax
for the benefit of the Technical Centre
for Agricultural and Rural Co-operation

1. The Director, the Assistant Adviser to the Director and the staff of the Centre, excluding local staff, shall be liable to the tax for the benefit of the Centre.

The tax shall be payable each month on salaries and emoluments of any kind paid by the Centre to each person liable.

However, monies and allowances, whether lump sums or not, which represent compensation for expenses incurred in the performance of official duties, shall be excluded from the basic taxable amount.

2. Family allowances and social benefits shall be deducted from the basic taxable amount.

3. An abatement of 10% for occupational and personal expenses shall be made from the amount obtained by applying paragraphs 1 and 2.

An additional abatement equivalent to twice the amount of the allowance for a dependent child paid to the person liable shall be made for each child or person dependent on the person liable.

Sums paid by persons liable on account of the social legislation to which they are subject shall be deducted from the basic taxable amount.

4. The tax shall be calculated on the taxable amount obtained by applying paragraph 3, disregarding any amount not exceeding 803 Bfrs and by applying the rate of:

8	% to amounts between	803 and 14 178 Bfrs
10	% to amounts between	14 179 and 19 528 Bfrs
12,50%	to amounts between	19 529 and 22 380 Bfrs
15	% to amounts between	22 381 and 25 413 Bfrs
17,50%	to amounts between	25 414 and 28 265 Bfrs
20	% to amounts between	28 266 and 31 030 Bfrs
22,50%	to amounts between	31 031 and 33 883 Bfrs
25	% to amounts between	33 884 and 36 648 Bfrs
27,50%	to amounts between	36 649 and 39 500 Bfrs
30	% to amounts between	39 501 and 42 265 Bfrs
32,50%	to amounts between	42 266 and 45 118 Bfrs
35	% to amounts between	45 119 and 47 883 Bfrs
40	% to amounts between	47 884 and 50 735 Bfrs
45	% to amounts over	50 735 Bfrs

A weighting of 2 137,488 shall be applied to the above amounts.

The amount of tax shall be rounded down to the lower unit.

5. By way of derogation from paragraphs 3 and 4, sums paid as compensation for overtime shall be taxed at the rate which, in the month preceding that of payment, was applied to the highest portion of the taxable amount of the employee's remuneration.

Payments made on account of termination of service shall be taxed, after applying the abatements laid down in the first two subparagraphs of paragraph 3, at a rate equal to two thirds of the ratio existing at the time of the last salary payment, between:

- the amount of tax payable and
- the basic taxable amount as defined in paragraphs 1, 2 and 3.

6. When the taxable payment covers a period of less than one month, the rate of the tax due shall be that which is applicable to the corresponding monthly payment.

When the taxable payment covers a period of more than one month, the tax shall be calculated as if this payment had been spread evenly over the months to which it relates.

Corrective payments not related to the month during which they are paid shall be subject to the tax to which they would have been subject had they been made at the proper time.

7. The Committee shall adopt any necessary provisions concerning the application of the arrangements laid down in this Annex.

The Director of the Centre shall ensure that these arrangements are applied.

Where necessary he shall refer by analogy to the relevant arrangements applicable to officials of the European Communities and in particular to Council Regulation (EEC, Euratom, ECSC) No 260/68 of 29 February 1968 laying down the conditions and procedure for applying the tax for the benefit of the European Communities, as last amended by Regulation (Euratom, ECSC, EEC) No 913/78.

1. - ACP-EEC ACTS

3. AGREEMENTS BETWEEN THE EEC AND THE ACP STATES

AGREEMENT
IN THE FORM OF AN EXCHANGE OF LETTERS
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY
AND BARBADOS, BELIZE, THE PEOPLE'S REPUBLIC OF THE CONGO,
FIJI, THE CO-OPERATIVE REPUBLIC OF GUYANA, JAMAICA,
THE REPUBLIC OF KENYA, THE DEMOCRATIC REPUBLIC OF MADAGASCAR,
THE REPUBLIC OF MALAWI, MAURITIUS, THE REPUBLIC OF SURINAME,
THE KINGDOM OF SWAZILAND, THE UNITED REPUBLIC OF TANZANIA,
TRINIDAD AND TOBAGO, THE REPUBLIC OF UGANDA,
THE REPUBLIC OF ZIMBABWE AND THE REPUBLIC OF THE IVORY COAST
ON THE ACCESSION OF THE LAST-MENTIONED COUNTRY TO
PROTOCOL No 7 ON ACP SUGAR ANNEXED TO THE
SECOND ACP-EEC CONVENTION (1)

Letter No 1

Brussels, 29 March 1984

Sirs,

The African, Caribbean and Pacific Group of States referred to in Protocol No 7 on ACP sugar annexed to the Second ACP-EEC Convention, the Republic of the Ivory Coast and the European Economic Community have agreed on the following.

The Republic of the Ivory Coast is hereby included in Article 3(1) of the said Protocol with effect from 1 July 1983 with an immediate agreed quantity of 2 000 metric tons (white value).

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the abovementioned ACP States and the Community.

(1) This Agreement was not signed until 29 March 1984. However, it applies to the 1983/1984 marketing year and accordingly appears in this Compilation, as does its implementing regulation (see page 227). See also p. 137 of this Compilation.

Modtag, ærede herrer, forsikringen om min mest udmærkede højagtelse.

Genehmigen Sie, sehr geehrte Herren, den Ausdruck meiner ausgezeichnetsten Hochachtung.

Παρακαλώ δεχθείτε, Κύριοι, τη διαβεβαίωση της υψηλότες εκτιμήσεώς μου.

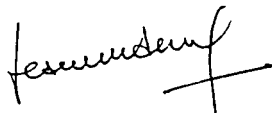

Please, accept, Sirs, the assurance of my highest consideration.

Je vous prie d'agr eer, Messieurs, l'assurance de ma plus haute consid eration.

Vogliate gradire, Signori, i sensi della mia pi  alta considerazione.

Ik verzoek U, Mijne Heren, de verzekering van mijn bijzondere hoogachting te willen aanvaarden.

P  vegne R det for De europ iske F llesskaber
Im Namen des Rates der Europ ischen Gemeinschaften
ΕΕ ον ματος του Συμβουλίου των Ευρωπαϊκών Κοινοτήτων
On behalf of the Council of the European Communities
Au nom du Conseil des Communaut es europ ennes
A nome del Consiglio delle Comunit  Europee
Namens de Raad van de Europese Gemeenschappen



Letter No 2

Brussels, 29 March 1984

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

"The African, Caribbean and Pacific Group of States referred to in Protocol No 7 on ACP sugar annexed to the Second ACP-EEC Convention, the Republic of the Ivory Coast and the European Economic Community have agreed on the following.

The Republic of the Ivory Coast is hereby included in Article 3(1) of the said Protocol with effect from 1 July 1983 with an immediate agreed quantity of 2 000 metric tons (white value).

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the abovementioned ACP States and the Community."

I have the honour to confirm the agreement of the Governments of the ACP States referred to in your letter with the contents thereof.

Please accept, Sir, the assurance of my highest consideration.

Veillez agréer, Monsieur le Président, l'assurance de ma plus haute considération.

Modtag, hr. Formand, forsikringen om min mest udmærkede højjagtelse.

Genehmigen Sie, Herr Präsident, den Ausdruck meiner ausgezeichnetsten Hochachtung.

Παρακαλώ δεχθείτε, Κύριε Πρόεδρε, τη διαβεβαίωση της άφοιτης εκτίμησής μου.

Voglia gradire, Signor Presidente, i sensi della mia più alta considerazione.

Gelieve, Mijnheer de Voorzitter, de verzekering van mijn bijzondere hoogachting te aanvaarden.

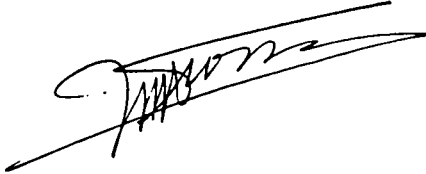
For the Government of Barbados

Orwig Jackson

For the Government of Belize

Randolph Cartier

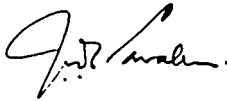
Pour le Gouvernement de la République populaire du Congo



Pour le Gouvernement de la République de Côte d'Ivoire

Tobez

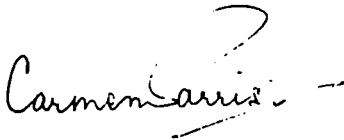
For the Government of Fiji



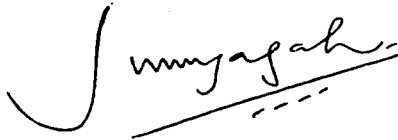
For the Government of the Co-operative Republic of Guyana



For the Government of Jamaica



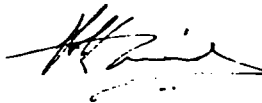
For the Government of the Republic of Kenya

A handwritten signature in black ink, appearing to read "J. Mwangi". The signature is written in a cursive style and is underlined with a solid line and a dashed line below it.

Pour le Gouvernement de la République démocratique de Madagascar

A handwritten signature in black ink, appearing to read "Jeanne". The signature is written in a cursive style.

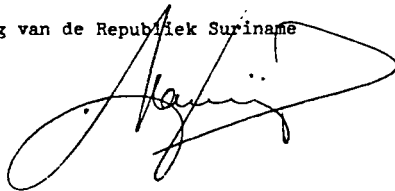
For the Government of the Republic of Malawi

A handwritten signature in black ink, appearing to read "K. Banda". The signature is written in a cursive style and is underlined with a solid line and a dashed line below it.

Pour le Gouvernement de l'Ile Maurice

A handwritten signature in black ink, appearing to read "A. J. Boon". The signature is written in a cursive style and is underlined with a solid line and a dashed line below it.

Namens de Regering van de Republiek Suriname

A handwritten signature in black ink, appearing to read "A. J. Boon". The signature is written in a cursive style and is underlined with a solid line and a dashed line below it.

For the Government of the Kingdom of Swaziland

Henk Mbuli

For the Government of the United Republic of Tanzania

E. A. Mulye

For the Government of Trinidad and Tobago

M. J. ...

For the Government of the Republic of Uganda

E. ...

For the Government of the Republic of Zimbabwe

...

AGREEMENT
IN THE FORM OF AN EXCHANGE OF LETTERS
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY
AND BARBADOS, BELIZE, THE PEOPLE'S REPUBLIC OF THE CONGO,
FIJI, THE COOPERATIVE REPUBLIC OF GUYANA,
JAMAICA, THE REPUBLIC OF KENYA,
THE DEMOCRATIC REPUBLIC OF MADAGASCAR,
THE REPUBLIC OF MALAWI, MAURITIUS,
THE REPUBLIC OF SURINAME,
THE KINGDOM OF SWAZILAND, THE UNITED REPUBLIC OF TANZANIA,
TRINIDAD AND TOBAGO,
THE REPUBLIC OF UGANDA, THE REPUBLIC OF ZIMBABWE
AND SAINT CHRISTOPHER AND NEVIS
ON THE ACCESSION OF THE LAST-MENTIONED COUNTRY TO
PROTOCOL No 7
ON ACP SUGAR ANNEXED TO THE SECOND ACP-EEC CONVENTION ⁽¹⁾

Letter No 1

Brussels, 29 March 1984

Sirs,

The representatives of the ACP States referred to in Protocol No 7 on ACP sugar annexed to the Second ACP-EEC Convention and of the Commission on behalf of the European Economic Community, have agreed on the following:

Saint Christopher and Nevis is hereby included in Article 3(1) of the said Protocol with an agreed quantity of 14 800 tonnes with effect from the day on which it accedes to the Second ACP-EEC Convention.

Up to this date, the provisions of Annex IV to Council Decision 80/1186/EEC of 16 December 1980 on the association of the overseas countries and territories with the European Economic Community shall remain applicable.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the abovementioned ACP States and the Community.

⁽¹⁾ This Agreement was not signed until 29 March 1984. However, it applies to the 1983/1984 marketing year and accordingly appears in this Compilation, as does its implementing regulation (see page 225). See also p. 137 of this Compilation.

Letter No 2

Brussels, 29 March 1984

Sirs,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

"The representatives of the ACP States referred to in Protocol No 7 on ACP sugar annexed to the Second ACP-EEC Convention and of the Commission on behalf of the European Economic Community, have agreed on the following:

Saint Christopher and Nevis is hereby included in Article 3(1) of the said Protocol with an agreed quantity of 14 800 tonnes with effect from the day on which it accedes to the Second ACP-EEC Convention.

Up to this date, the provisions of Annex IV to Council Decision 80/1186/EEC of 16 December 1980 on the association of the overseas countries and territories with the European Economic Community shall remain applicable.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the abovementioned ACP States and the Community."

I have the honour to confirm that the Governments of the ACP States referred to in your letter are in agreement with the contents thereof.

Please accept, Sir, the assurance of my highest consideration.

Veillez agréer, Monsieur le Président, l'assurance de ma plus haute considération.

Modtag, hr. Formand, forsikringen om min mest udmerkede højagtelse.

Genehmigen Sie, Herr Präsident, den Ausdruck meiner ausgezeichnetsten Hochachtung.

Παρακαλώ δεχθείτε, Κύριε Πρόεδρε, τη διαβεβαίωση της υψηλότερης εκτίμησής μου.

Voglia gradire, Signor Presidente, i sensi della mia più alta considerazione.

Gelieve, Mijnheer de Voorzitter, de verzekering van mijn bijzondere hoogachting te aanvaarden.

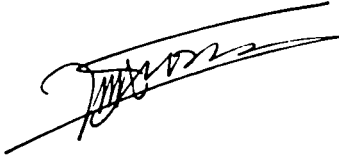
For the Government of Barbados

Onno Jackson

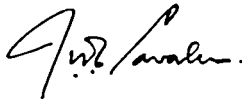
For the Government of Belize

Luís Felipe Cordeiro

Pour le Gouvernement de la République populaire du Congo



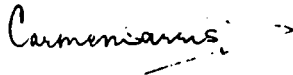
For the Government of Fiji



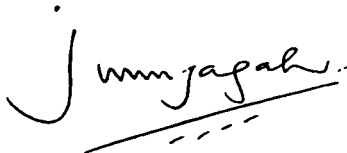
For the Government of the Co-operative Republic of Guyana



For the Government of Jamaica



For the Government of the Republic of Kenya



Pour le Gouvernement de la République démocratique de Madagascar

Handwritten signature

For the Government of the Republic of Malawi

Handwritten signature

Pour le Gouvernement de l'Ile Maurice

Handwritten signature

For the Government of Saint Christopher and Nevis

Handwritten signature

Namens de Regering van de Republiek Suriname

Handwritten signature

For the Government of the Kingdom of Swaziland

Kenneth Mbuli

For the Government of the United Republic of Tanzania

H. A. M. M. M. M.

For the Government of Trinidad and Tobago

M. J. M. M.

For the Government of the Republic of Uganda

S. M. M.

For the Government of the Republic of Zimbabwe

M. M. M.

AGREEMENT
IN THE FORM OF AN EXCHANGE OF LETTERS
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY
AND BARBADOS, BELIZE, THE PEOPLE'S REPUBLIC OF THE CONGO,
FIJI, THE COOPERATIVE REPUBLIC OF GUYANA,
JAMAICA, THE REPUBLIC OF KENYA, THE DEMOCRATIC
REPUBLIC OF MADAGASCAR, THE REPUBLIC OF MALAWI,
MAURITIUS, THE REPUBLIC OF SURINAME, THE KINGDOM
OF SWAZILAND, THE UNITED REPUBLIC OF TANZANIA,
TRINIDAD AND TOBAGO, THE REPUBLIC OF UGANDA
AND THE REPUBLIC OF ZIMBABWE ON THE GUARANTEED PRICES
FOR CANE SUGAR FOR THE 1983/1984 DELIVERY PERIOD⁽¹⁾

Letter No 1

Brussels, 29 March 1984

Sirs,

The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the second ACP-EEC Convention, and of the Commission on behalf of the European Economic Community, have agreed, pursuant to the provisions of the said Protocol, to submit to their competent authorities for approval, to be the subject of an exchange of letters between the ACP States concerned and the Community, the following:

For the period 1 July 1983 to 30 June 1984 the guaranteed prices referred to in Article 5(4) of the Sugar Protocol shall, for the purpose of intervention within the terms of Article 6 of that Protocol, be:

- a) for raw sugar : 44.34 ECU per 100 kilograms
- b) for white sugar: 54.68 ECU per 100 kilograms

These prices shall refer to sugar of standard quality as defined in Community legislation, unpacked, c.i.f. free out European ports of the Community. The introduction of these prices in no way prejudices the respective positions of the Contracting Parties in respect of the principles appertaining to the determination of the guaranteed prices.

⁽¹⁾ This Agreement was not signed until 29 March 1984. However, it applies to the 1983/1984 marketing year and accordingly appears in this Compilation, as does its implementing regulation (see page 226).

Although retroactivity is not provided for in respect of the 1983/1984 prices, it is agreed that this year's decision does not prejudice the position of the ACP States in relation to retroactivity in any future negotiation in accordance with Article 4(3) of Protocol 7 annexed to the second ACP-EEC Convention.

It was noted that, in the view of the ACP States, the problem of ocean freight costs remained an outstanding and pressing matter which required urgent consideration and resolution.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the abovementioned ACP States and the Community.

Modtag, ærede herrer, forsikringen om min mest udmærkede højagtelse.

Genehmigen Sie, sehr geehrte Herren, den Ausdruck meiner ausgezeichnetsten Hochachtung.

Παρακαλώ δεχθείτε, Κύριοι, τη διαβεβαίωση της υψηλότες εκτίμησής μου.

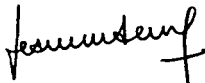
Please, accept, Sirs, the assurance of my highest consideration.

Je vous prie d'agréer, Messieurs, l'assurance de ma plus haute considération.

Vogliate gradire, Signori, i sensi della mia più alta considerazione.

Ik verzoek U, Mijne Heren, de verzekering van mijn bijzondere hoogachting te willen aanvaarden.

På vegne Rådet for De europæiske Fællesskaber
Im Namen des Rates der Europäischen Gemeinschaften
ΕΕ ονόματος του Συμβουλίου των Ευρωπαϊκών Κοινοτήτων
On behalf of the Council of the European Communities
Au nom du Conseil des Communautés européennes
A nome del Consiglio delle Comunità Europee
Namens de Raad van de Europese Gemeenschappen



Letter No 2

Brussels, 29 March 1984

Sirs,

I have the honour to acknowledge receipt of your letter of today which reads as follows:

"The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the second ACP-EEC Convention, and of the Commission on behalf of the European Economic Community, have agreed, pursuant to the provisions of the said Protocol, to submit to their competent authorities for approval, to be the subject of an exchange of letters between the ACP States concerned and the Community, the following:

For the period 1 July 1983 to 30 June 1984 the guaranteed prices referred to in Article 5(4) of the Sugar Protocol shall, for the purpose of intervention within the terms of Article 6 of that Protocol, be:

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These prices shall refer to sugar of standard quality as defined in Community legislation, unpacked, c.i.f. free out European ports of the Community. The introduction of these prices in no way prejudices the respective positions of the Contracting Parties in respect of the principles appertaining to the determination of the guaranteed prices.

Although retroactivity is not provided for in respect of the 1983/1984 prices, it is agreed that this year's decision does not prejudice the position of the ACP States in relation to retroactivity in any future negotiation in accordance with Article 4(3) of Protocol 7 annexed to the second ACP-EEC Convention.

It was noted that, in the view of the ACP States, the problem of ocean freight costs remained an outstanding and pressing matter which required urgent consideration and resolution.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the abovementioned ACP States and the Community."

I have the honour to confirm the agreement of the Governments of the ACP States referred to in this letter with the foregoing.

Please accept, Sir, the assurance of my highest consideration.

Veillez agréer, Monsieur le Président, l'assurance de ma plus haute considération.

Modtag, hr. Formand, forsikringen om min mest udmerkede højagtelse.

Genehmigen Sie, Herr Präsident, den Ausdruck meiner ausgezeichnetsten Hochachtung.

Παρακαλώ δεχθείτε, Κύριε Πρόεδρε, τη διαβεβαίωση της υψηλότερης εκτίμησής μου.

Voglia gradire, Signor Presidente, i sensi della mia più alta considerazione.

Believe, Mijnheer de Voorzitter, de verzekering van mijn bijzondere hoogachting te aanvaarden.

For the Government of Barbados

Oliver Jackman

For the Government of Belize

Rudolph Corill

Pour le Gouvernement de la République populaire du Congo

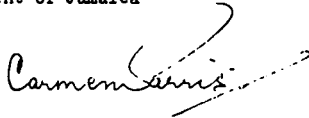
For the Government of Fiji

Just Luvale

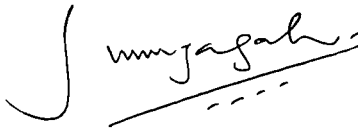
For the Government of the Co-operative Republic of Guyana



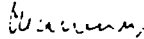
For the Government of Jamaica



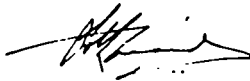
For the Government of the Republic of Kenya



Pour le Gouvernement de la République démocratique de Madagascar



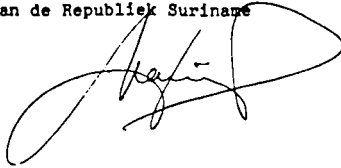
For the Government of the Republic of Malawi



Pour le Gouvernement de l'Ile Maurice



Namens de Regering van de Republiek Suriname



For the Government of the Kingdom of Swaziland

Kenneth Mbuli

For the Government of the United Republic of Tanzania

G. O. Mbuli

For the Government of Trinidad and Tobago

M. J. John

For the Government of the Republic of Uganda

M. M. M. M. M.

For the Government of the Republic of Zimbabwe

M. M. M.

I. - ACP-EEC ACTS

4. ACTS OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION

DECISION No 1/83/CIC
OF THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION
of 4 November 1983

on the appointment of the Members
of the Advisory Council of the
Centre for Industrial Development

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the second ACP-EEC Convention, signed at Lomé on 31 October 1979, hereinafter referred to as the "Convention", and in particular Article 81(4) thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of Ministers of 10 April 1981 laying down the Statutes and rules of operation of the Centre for Industrial Development, and in particular Article 6(2) thereof,

Whereas the Convention provides in Article S1(3) and (4) for an Advisory Council whose task is to advise and assist the Centre in the programming and development of its industrial activities and which is composed of persons with considerable industrial experience, especially in the manufacturing sector, who are chosen, in a personal capacity and on the basis of their qualifications, from nationals of the States party to the Convention;

Whereas it falls to the Committee to appoint the sixteen Members of the Advisory Council for a two-year period, limited, however, by the date of expiry of the Convention.

HAS DECIDED AS FOLLOWS:

Sole Article

The following are hereby appointed members of the Advisory Council of the Centre for Industrial Development with effect from 7 May 1983 until the date of expiry of the Convention.

Mr ANGLES D'AURIAC Bruno
Mr DE JONGE W.A.
Mr DELEPORTRIE Michel
Mr ESSONO Fabien Owono
Mr HUMPHREY Errol
Mr KARIMANI R. Constantine
Mr MAKONI Z.C.I.
Mr MCGARVEY A.
Mr PEARCE Eustace
Mr ROBERT André
Mr SHEEHY Morgan
Mr SIEBEL Ulf
Mr SORE Lazaré
Mr ST JOHN Maurice
Mr TAUMOEPEAU-TUPOU S.T.
Mr TRONTI Angelo

Done at Brussels, 4 November 1983

For the ACP-EEC Committee on
Industrial Co-operation
The Chairman

(s.) N. DIMADIS

DECISION No 2/83/CIC
OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION

of
19. XII. 1983

adopting the budget of the Centre
for Industrial Development
(financial year 1984)

THE COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the second ACP-EEC Convention, signed at Lomé on 31 October 1979, and in particular Article 81(5) thereof,

Having regard to Decision No 5/81 of the ACP-EEC Council of Ministers of 10 April 1981 laying down the Statutes and rules of operation of the Centre for Industrial Development, hereinafter referred to as the "Centre", and in particular Articles 6 and 8 thereof,

Having regard to Decision No 3/81/CIC of the Committee on Industrial Co-operation of 2 September 1981 adopting the Financial Regulation of the Centre, and in particular Articles 1 to 6 thereof,

Whereas by a letter dated 8 September 1983 the Director of the Centre submitted to the Committee a preliminary draft annual budget (financial year 1984), and a programme of work (1984) for the Centre, together with the opinion of the Advisory Council; whereas the Director subsequently proposed certain amendments to the preliminary draft;

Whereas the Committee examined, in the light of the opinion of the Advisory Council, this preliminary draft, as amended, which it was decided to adopt together with the programme of work and on which the Community and the ACP States agreed;

Whereas the draft budget of the Centre was adopted by the Committee on 4 November 1983 and has been forwarded to the Commission, which initiated the Community procedures in force as regards the contribution requested from the European Development Fund, on the basis of the separate allocation up to a ceiling of 25 million ECU provided for this purpose;

Whereas on **19. XII. 1983** the competent Community authority took the financing decision on the contribution requested from the European Development Fund;

Whereas the budget shall be deemed to be finally adopted at the last mentioned date,

HAS DECIDED AS FOLLOWS:

Sole Article

The budget of the Centre for the financial year 1984, as contained in the Annex hereto, is hereby finally adopted.

Done at Brussels, **19. XII. 1983**

For the ACP-EEC Committee on Industrial Co-operation
The President

(s.) N. DIMADIS

CID DRAFT WORK PROGRAMME FOR 1984

CID DRAFT BUDGET FOR 1984

WORK PROGRAMME 1984BUDGET 1984 (ECU)STAFF EXPENDITURE (Title I)STAFF (Chapter 11)Salaries (Art.111)

The staff force, as authorized by the CIC, is :

- Director/Deputy Director
- 5 Technical Advisers 3A
- 7 Technical Advisers 3B
- 2 Special Duty Officers 4A
- 5 Special Duty Officers 4B
- 8 Assistants 5A
- 9 Secretaries 5B
- 1 Driver (local)
- 1 Messenger (local)

Total : 40

Temporary aid for storekeeping and operating the office machinery, approved by the CIC in the 1983 budget because of the increase in the Centre's activities, has proved to be necessary to ensure the smooth running of the office. It will also be required in 1984, still on a temporary basis.

TITLE I - STAFF EXPENDITUREChapter 11 - STAFFArt.111 - Salaries

- Existing staff (1,668,409/1,736,115)

- Temporary staff (58,000/62,000)

<u>APPROPRIATIONS</u>	
<u>1983</u>	<u>1984</u>

1,726,409M	1,798,115
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* Including rise in cost of living up to 31.12.83
(following a decision by the CIC).

		APPROPRIATIONS	
		<u>1983</u>	<u>1984</u>
<u>Provision for adjustment in the salaries (Art.112)</u>	<u>Art.112 - Provision for adjustment in the salaries</u>	94,629	70,005
<p>A rise in the cost of living is expected for 1984. A provision has therefore been included in the budget to take account of it as well as of the trend in purchasing power. Final decision to be taken by the CIC (Art.27,third paragraph,decision No 2/81/CIC).</p>	<p>- Adjustment for 1.1.84 up to 31.12.84 (following a decision by the CIC).</p>		
	<u>Art.113 - Social charges</u>	691,994	728,048
	<u>Art.114 - Allowances</u>	100,800	142,240
<u>Allowances (Art. 114)</u>	<p>- Education (49,000/55,440)</p> <p>- Transport (1,800/ 1,800)</p> <p>- Installation PM PM</p> <p>- Re-installation PM PM</p> <p>- Periodic home leave (50,000/85,000)</p> <p>- Miscellaneous PM PM</p>		
<p>These include in particular :</p> <p>- Education allowance (original ceiling fixed by the CIC in 1977 has been adjusted to take into account inflation, in accordance with 1983 Budget approved by the CIC).</p> <p>- Periodic home leave : amounts in 1983 Budget were only estimated, while figures for 1984 are based on actual number of dependent children.</p>			
<u>Training & development of staff (Art. 115)</u>	<u>Art.115 - Training & development of staff</u>	12,000	8,000
<p>The CID has to ensure a supplementary training of the staff members in various fields (e.g. computers, documentation, fluency in languages, etc.). This development of staff's skills, started in the first year of Lomé II, is continuing.</p>			
	<u>Art.116 - Social expenses</u>		PM
	TOTAL Chapter 11	<u>2,625,832</u>	<u>2,746,408</u>
	TOTAL TITLE I	<u>2,625,832</u>	<u>2,746,408</u>

The appropriations of Chapter 11 proposed for 1984 are lower than the forecast included in the 5-year plan (2,857,680), due to the reduction

APPROPRIATIONS
1983 1984

BUILDING, EQUIPMENT & MISCELLANEOUS EXPENDITURE (TITLE 2) TITLE 2 - BUILDING, EQUIPMENT & MISCELLANEOUS EXPENDITURE

The amounts foreseen for building, equipment and miscellaneous expenditures are based on realistic estimates. The rate of inflation taken into account for 1984 is 8%.

RENTAL OF BUILDING & INCIDENTAL EXPENDITURE (Chapter 21) Chapter 21 - RENTAL OF BUILDING & INCIDENTAL EXPENDITURE

Rent (Art.211)

Art.211 - Rent

118,000 125,000

Art.212 - Incidental expenditure
 (Utilities, Insurance, etc.)

60,000 65,000

TOTAL Chapter 21

178,000 190,000

MOVABLE PROPERTY & INCIDENTAL EXPENDITURE (Chapter 22) Chapter 22 - MOVABLE PROPERTY & INCIDENTAL EXPENDITURE

Purchase office machinery & furniture (Art.221)

Art.221 - Purchase office machinery & furniture

6,000 6,000

As a good part of CID's equipment is more than 5/6 years old, there is a risk of breakdown during the year and replacement might be necessary.

- Provision for unforeseeable purchases

Rental furniture & equipment (Art.222)

Art.222 - Rental furniture & equipment

21,000 30,000

The rent of the IBM photocopier and the small computer for the accounting section takes into account inflation as well as the cost of extending the computer for use by other divisions.

(ANNEX)

Maintenance furniture and equipment (Art.223)

Cost of maintenance of existing equipment may increase in 1984, due to the material being old and to the increase in the cost of spare parts.

Transport equipment, maintenance, repairs, use (Art. 224)

As a new office car has been bought in 1983, repair costs should decrease.

Art.223 - Maintenance furniture and equipment

Art.224 - Transport equipment, maintenance, repairs, use

TOTAL Chapter 22

APPROPRIATIONS	
<u>1983</u>	<u>1984</u>
19,500	25,000
10,000	5,000
<u>56,500</u>	<u>66,000</u>

		APPROPRIATIONS	
		1983	1984
<u>CURRENT ADMINISTRATIVE OPERATIONS (Chapter 23)</u>	Chapter 23 - <u>CURRENT ADMINISTRATIVE OPERATIONS</u>		
<u>Stationery & office supplies (Art. 231)</u>	Art.231 - <u>Stationery & office supplies</u>	22,500	25,000
Due to increase of activities, the amount of writing paper and all office supplies increased significantly in 1983. Consequently a budgetary provision for an increase has been included in 1984.			
<u>Postal charges & telecommunications (Art.232)</u>	Art.232 - <u>Postal charges & telecommunications</u>	84,500	94,500
Control and cost reducing procedures have been adopted for use of telephone, telex and cable which may limit the increase of expenses to about 7%.	- Postage (11,500/19,500) - Rent of equipment (7,000/ 9,500) - Telephone, telex & telegraph (60,000/65,500)		
<u>Losses on exchange rate (Art.233)</u>	Art.233 - <u>Losses on exchange rate</u>		7,000
An amount of 25,000 ECU appears on the CID balance sheet as at 31.12.82 for accumulated losses due to variations in exchange rates during the period 1.1.77/31.12.82. At the request of the Auditors, a provision of 7,000 ECU has been forecast for 1984 in order to write off this amount gradually.			
<u>Other operating expenditures (Art.235)</u>	Art.235 - <u>Other operating expenditures</u>	17,500	19,000
These expenses include : the use of the computer; additional software for calculating the salaries and to meet the needs of the other Divisions (information, studies, etc.); legal advice.	- Translation costs (2,500/ 4,000) - Miscellaneous administrative expenses (15,000/15,000)		
	TOTAL Chapter 23	<u>124,500</u>	<u>145,500</u>

ANNEX 7

MISSION EXPENSES, REPRESENTATION & ENTERTAINMENT EXPENDITURE (Chapter 24)

General duty travel expenses (Art.241) (Europe & ACP countries)

Mission expenditures unrelated to projects and other specific interventions have been maintained at the same level as the previous year.

General representation & entertainment expenses (Art.242)

In spite of inflation, official entertainment expenses have not been increased for two years.

Chapter 24 - MISSION EXPENSES, REPRESENTATION & ENTERTAINMENT EXPENDITURE

Art.241 - General duty travel expenses (Europe & ACP countries)

Art.242 - General representation & entertainment expenses

TOTAL Chapter 24

TOTAL TITLE 2

APPROPRIATIONS
1983 1984

20,000 20,000

15,000 15,000

35,000 35,000

324,000 436,500

APPROPRIATIONS
1983 1984

PROGRAMMES (TITLE 3)

TITLE 3 - PROGRAMMES

INDUSTRIAL PROMOTION (Chapter 31)

Chapter 31 - INDUSTRIAL PROMOTION

CID antennae field activities in ACP States :
promotion of industrial contacts (Art.311)

Art.311 - CID antennae field activities in ACP
States :
Promotion of industrial contacts

190,000 160,000

In 1984, emphasis will also be placed on using more ACP consultant antennae who will be involved in the substantiation and follow-up of project proposals receiving CID assistance, while institutional antennae will be responsible for coordinating CID activities in each ACP country.

- 14 ACP private antennae with annual fees of 5,000 ECU each : 14 x 5,000
- Provisions for out-of-pocket expenses of 40 institutional antennae at the rate of 1,000 ECU per antenna
40 x 1,000
- Substantiation and follow-up of preliminary requests for assistance : 50,000

Identification and substantiation of industrial production projects (Art. 312)

Art.312 - Identification and substantiation of industrial production projects.

180,000 210,000

Identification and substantiation of potential industrial production projects based on surveys that may have been undertaken by other agencies, and identification of project sponsors who are interested and financially capable of undertaking such projects.

- Industrial potential surveys of 6 Least Developed Countries at 20,000 ECU per country : 6 x 20,000
- Preliminary evaluations of 30 project proposals at rate of 3,000 ECU per proposal : 30 x 3,000

Attendance at seminars, symposia, etc. (Art.313)

Art.313 - Attendance at seminars, symposia, etc.

18,000 20,000

CID participation and assistance to ACP parties in events organized by others have been considered for 1984.

- 4 interventions at 5,000 ECU per intervention : 4 x 5,000

		APPROPRIATIONS	
		1983	1984
<u>CID antennae field activities in EEC (Art.314)</u>	<u>Art.314 - CID antennae field activities in EEC</u>	75,000	52,500
In 1984, emphasis will be placed on Project Workshops (3 in number) particularly designed to present ACP projects in sectors of interest to each EEC country. (In 1983, there were 2 promotional meetings and 5 workshops.) There will be a wider use of consultants in order to facilitate the identification of investors with a serious interest in a specific project. Consultants' fees, however, have been reduced from 2,500 ECU to 1,500 ECU per project.	- 3 Project Workshops in three EEC countries based on sectors of interest at 5,000 per workshop : 3 x 5,000		
	- Fees of consultants for the identification of prospective investors for 25 project proposals at 1,500 per project : 25 x 1,500		
<u>Travel incentive scheme & advice towards joint ventures for ACP & EEC industrialists including members of Chambers of Commerce & promotional agencies (Art.315)</u>	<u>Art.315 - Travel incentive scheme & advice towards joint ventures for ACP & EEC industrialists including members of Chambers of Commerce & promotional agencies</u>	180,000	190,000
The Centre proposes that the application of this assistance be broadened to include the travel costs of ACP entrepreneurs who come to Europe for market prospecting, selection of technology and similar industrial prospecting related to specific projects. The Centre also proposes that travel assistance be available on a selective basis to EEC prospective investors whose travel to ACP countries will advance the progress of a specific project being considered with an ACP promoter. The Centre also plans to assist Chambers of Commerce and Promotional Agencies.	- 40 ACP industrialists to visit Europe at 3,000 ECU per person : 40 x 3,000		
	- Investment Promotional Missions and contacts with ACP States : 20 x 2,000		
	- Assistance to Chambers of Commerce and Promotional Agencies ; 6 interventions at 5,000 ECU per intervention : 6 x 5,000		
		<hr/>	<hr/>
	T O T A L Chapter 31	643,000	632,500

		APPROPRIATIONS	
		1983	1984
<u>NEW INVESTMENTS IN PRODUCTIVE UNDERTAKINGS, STUDIES, ASSISTANCE, PUBLIC RELATIONS (Chapter 32)</u>	Chapter 32 - <u>NEW INVESTMENTS IN PRODUCTIVE UNDERTAKINGS, STUDIES, ASSISTANCE, PUBLIC RELATIONS</u>		
<u>Feasibility studies, market and financial analysis (including planning of Industrial Development Enterprises) (Art. 321)</u>	Art. 321 - <u>Feasibility studies, market and financial analysis (including planning of Industrial Development Enterprises)</u>	495,000	500,000
<p>These studies cover new or existing enterprises and will be undertaken to support ACP requests for project evaluations. Joint ventures with partners committed to sharing study costs will be promoted to ensure project implementation after positive results of studies. As the concept of Engineering and Development Enterprises becomes better known, more requests will be expected. This is the development of specific engineering/rural/island enterprises where a central manufacturing facility supplies tools, parts, repair/maintenance and engineering and other essential services to smaller 'satellite' facilities. A total of 30 interventions is planned.</p>	- A total of 30 studies varying as to CID contribution (30-80 % of total study costs) from some 6,000 to 40,000 ECU, with heavier contributions for Least Developed States.		
<u>Assistance with actual implementation of Industrial Enterprises (Art. 323)</u>	Art. 323 - <u>Assistance with actual implementation of Industrial Enterprises</u>	264,000	380,000
<p>This covers start-up assistance for new or diversification of existing enterprises. Project visits and discussions are used to generate requests and will be stepped up in 1984, e.g. for management/technical assistance, study evaluations, negotiations for joint venture agreement, short-term expertise, market development assistance, negotiation of equipment supply contracts, equipment evaluation (new or used).</p>	- ± 30 interventions are planned, averaging 13,000 ECU each.		

Publications and press relations (Art.324)

This covers the editing of all CIO publications, e.g. Annual Report, brochures, "Industrial Opportunities", and the overall public relations aspect of the CIO.

Art.324 - Publications and press relations

58,000 60,000

TOTAL Chapter 32

817,000 940,000

TECHNICAL OPERATIONS & SERVICES (Chapter 33)

Chapter 33 - TECHNICAL OPERATIONS
& SERVICES

Assistance with expansion or rehabilitation
of ACP industries (Art.331)

Art.331 - Assistance with expansion
or rehabilitation of ACP
industries

340,000	387,000
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Increasing emphasis is being placed by ACP states on the need for rehabilitation of industries. As well as providing expert consultancies to assess companies' needs (30 interventions), it is intended, wherever possible, to provide follow-up assistance with technical management advice, and other essential inputs towards implementation (6 interventions in projects not involving new financial EEC partner).

- 30 consultancies and
6 interventions

Development of industrial profiles based
on proven adapted technologies (Art.332)

Art.332 - Development of industrial profiles
based on proven adapted technologies

72,000	75,000
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Further profiles will be added to the CID's inventory in those areas of adapted technology which have high priority in ACP States, such as agro and wood industries. In addition, 3 adapted technology development projects (pilot projects) are expected to be implemented under this Article.

- New profiles and 3 pilot projects

Implementation of selected enterprises
based on adapted technologies (Art.333)

Art.333 - Implementation of selected enterprises
based on adapted technologies

108,000	140,000
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The demand for projects to be implemented along the lines of the CID's published adapted technologies continues to grow, and suitable profiles will be implemented under this Article. 5 projects with substantial CID input are expected to be implemented.

- Implementation of 5 projects

		APPROPRIATIONS	
		<u>1983</u>	<u>1984</u>
<u>Training to help ACP industries (Art.334)</u>	Art.334 - <u>Training to help ACP industries</u>	335,000	360,000
<p>The in-plant technical training of ACP key workers is an important and growing area of the CID assistance programmes. This training is carried out in EEC industrial companies, in ACP firms or, in very exceptional cases, elsewhere. Further extension of this service is planned to meet the growing demand. 45 interventions are proposed, including some group training in ACP countries.</p>			
<u>Documentation, Library and Computer Services (Art.335)</u>	Art.335 - <u>Documentation, Library and Computer Services</u>	41,000	49,000
<p>The computerisation of the CID's project records and other data, started in 1983, will be completed in 1984. Information, library and documentation services will continue to be provided for the benefit of ACP industries and of the CID's own operations.</p>			
	TOTAL Chapter 33	896,000	1,011,000

	APPROPRIATIONS	
	<u>1983</u>	<u>1984</u>
<u>COMMON EXPENSES DIRECTLY RELATED TO INTERVENTIONS</u> (Chapter 34)	<u>Chapter 34 - COMMON EXPENSES DIRECTLY RELATED TO INTERVENTIONS</u>	
<u>Travel expenses in connection with specific interventions (Art.341)</u>	<u>Art.341 - Travel expenses in connection with specific interventions</u>	124,000 195,000
As in 1983, travel activity will place emphasis on follow-up missions to countries already visited. Some of the missions planned and budgeted in 1982 were only effected in 1983; this means that the funds available for travel in '83 are actually ECU 160,000	(Promotion in ACP countries, EEC liaison, missions related to project implementation, technical operations and other actions)	
<u>Promotion attaché programme (Art.342)</u>	<u>Art.342 - Promotion attaché programme</u>	77,000 78,500
The reinforced programme for in-CID training of ACP promotion officers has proved to be useful for coordination and follow-up in ACP countries. It is proposed to invite two groups of five each from ACP countries, as done in the previous year.	(Travel, lodging, daily allowance, insurance, etc.)	
<u>Industrial sector specialized meetings (Art.343)</u>	<u>Art.343 - Industrial sector specialized meetings</u>	180,000 110,000
One meeting is foreseen for Eastern and Southern African countries, possibly in the agro food sector.		
	TOTAL Chapter 34	<u>381,000</u> <u>383,500</u>

SUMMARY OF APPROPRIATIONS

	APPROPRIATIONS	
	<u>1983</u>	<u>1984</u>
<u>TITLES 1 & 2</u>		
<u>Administration expenditure</u>	3,019,832	3,182,908
Title 1	(2,625,832/ 2,746,408)	
Title 2	(394,000/ 436,500)	
<u>TITLE 3</u>		
<u>Programme expenditure</u>	2,787,000	3,048,500
<u>GRAND TOTAL EXPENDITURE</u>	<u>5,806,832</u>	6,209,908
	REVENUE	
	<u>1983</u>	<u>1984</u>
a) Contribution from the European Development Fund	5,568,159	6,039,908
b) Revenue (estimates), in particular tax on salaries	238,673	170,000
- tax on salaries	(168,673/ 140,000)	
- other revenues	(70,000/ 30,000)	
<u>GRAND TOTAL REVENUE</u>	<u>5,806,832</u>	6,209,908

DECISION No 3/83/CIC
OF THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION
of 23 December 1983

on the adjustment of the remuneration
laid down in Article 3 of Decision No 2/81/CIC
laying down the conditions of employment of the staff
of the Centre for Industrial Development

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the second ACP-FEC Convention signed at Lomé
on 31 October 1979, and in particular Article 81(2) thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of
Ministers of 10 April 1981 laying down the Statutes and rules
of operation of the Centre for Industrial Development,
and in particular Article 7 thereof,

Having regard to Decision No 2/81/CIC of the Committee on
Industrial Co-operation of 2 September 1981 laying down the
conditions of employment of the staff of the Centre, and in
particular the third subparagraph of Article 27 thereof,

Whereas, under the third subparagraph of Article 27 of Decision No 2/81/CIC, the Committee may decide, on a proposal from the Centre's Director, to adjust the remuneration laid down in Article 3 thereof in order to take account of trends in the cost of living and in purchasing power;

Whereas adjustments were made by Decision No 2/82/CIC and No 5/82/CIC;

Whereas the Centre's Director has submitted proposals for adjustments to take account of the trend in the cost of living in Brussels during the period 1 March 1982 to 31 December 1982;

Whereas, in order to take account of trends both in the cost of living in Brussels, which is the seat of the Centre, and in the purchasing power of civil servants, the remuneration of the staff of the Centre should, in the light of the adjustments which took place earlier, be increased by 2,58% with effect from 1 September 1982 and 1,44% with effect from 1 January 1983,

HAS DECIDED AS FOLLOWS:

Article 1

1. With effect from 1 September 1982 the remuneration laid down in Article 3 of Decision No 2/81/CIC shall be increased by 12,92%.
2. With effect from 1 January 1983 the remuneration laid down in Article 3 of Decision No 2/81/CIC shall be increased by 14,54%.

Article 2

This Decision shall enter into force on the day of its adoption.

Done at Brussels, 23 December 1983
For the ACP-EEC Committee on Industrial
Co-operation
The Chairman

N. DIMADIS

I. ACP-EEC ACTS

5. ACTS OF THE CUSTOMS CO-OPERATION COMMITTEE

DECISION No 1/83 OF THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE
of **23. VI. 1983**

derogating from the definition of the concept of
"originating products" to take account of
the special situation of Malawi and Kenya
with regard to certain items of fishing tackle
(fishing flies) (*)

THE CUSTOMS CO-OPERATION COMMITTEE,

Having regard to the Second ACP-EEC Convention signed at
Lomé on 31 October 1979 (hereinafter referred to as "the
Convention"),

(*) See implementing Regulation No 2212/83, p. 220 of this
Compilation.

Whereas Article 30 of Protocol No 1 to the Convention, concerning the definition of the concept of "originating products" and methods of administrative co-operation, provides that derogations from the rules of origin may be adopted by the Customs Co-operation Committee, where the development of existing industries or the creation of new industries justifies them;

Whereas the African, Caribbean and Pacific States (ACP) have requested a derogation from the definition set out in Protocol No 1 for items of fishing tackle manufactured in Malawi and Kenya;

Whereas Malawi and Kenya have from 1 January 1981 to 31 December 1981 benefitted from a derogation from the said definition for fishing tackle thereby allowing the use of non-originating hooks in the production of fishing flies;

Whereas Malawi and Kenya have tried to make use of the possibilities offered by the cumulation system on origin to obtain originating hooks; whereas by using these possibilities only part of the hooks needed for the production of fishing flies can be met;

Whereas Malawi is one of the least developed ACP States and also a landlocked ACP State; whereas, pursuant to Article 30 of Protocol No 1, the examination of a request for a derogation should particularly take into account these two elements;

Whereas any deflection of trade should be avoided; whereas this can be achieved by fixing a maximum percentage of non-originating products incorporated in the finished product;

Whereas in these circumstances a temporary derogation from the definition of the concept of originating products should be accorded to Malawi and Kenya,

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from Protocol No 1 to the Convention, items of fishing tackle manufactured in Malawi or Kenya, falling within heading No ex 97.07 of the Common Customs Tariff ("fishing flies"), shall be considered as originating in Malawi or Kenya provided that the value of the non-originating fish hooks used for their manufacture and falling within heading No ex 97.07 of the Common Customs Tariff does not exceed 25% of the value of the finished product.

Article 2

The competent authorities of the Republic of Malawi and the Republic of Kenya shall forward to the Commission every three months a statement of the quantities in respect of which EUR 1 movement certificates have been issued pursuant to this Decision.

Article 3

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 4

This Decision shall enter into force on the day of its adoption. It shall apply from 1 May 1983 to 28 February 1985.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Έγινε στις Βρυξέλλες, στις
Done at Brussels,
Fait à Bruxelles, le
Fatto a Bruxelles, addi
Gedaan te Brussel,

23. VI. 1983

På Toldsamarbejdsudvalgets vegne
Im Namen des Ausschusses für Zusammenarbeit im Zollwesen
Από την Έπιτροπή Τελωνειακής Συνεργασίας
For the Customs Co-operation Committee
Par le Comité de Coopération douanière
Per il Comitato di cooperazione doganale
Voor het Comité voor douanesamenwerking

Formand
Der Präsident
Ο Πρόεδρος
The President
Le président
Il Presidente
De Voorzitter

s.) F. KLEIN

(s.) Ahmed Killy
ULD CHEIKH SIDIA

DECISION No 2/83 OF THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE
of **21. XII. 1983**

derogating from the definition of the concept
of "originating products" to take account of the
special situation of Mauritius with regard to
certain items of fishing tackle (*)

THE CUSTOMS CO-OPERATION COMMITTEE,

Having regard to the Second ACP-EEC Convention signed at Lomé
on 31 October 1979 (hereinafter referred to as "the Convention"),

(*) See implementing Regulation No 153/84, p. 222 of this
Compilation.

Whereas Article 30 of Protocol 1 to the Convention, concerning the definition of the concept of "originating products" and methods of administrative co-operation, makes provision for derogations to be made from the rules of origin by the Customs Co-operation Committee, in particular to facilitate the development of existing industries or the creation of new industries;

Whereas the African, Caribbean and Pacific States (ACP) have requested a derogation from the definition set out in Protocol 1 for items of fishing tackle falling within heading ex 97.07 of the Common Customs Tariff (assembled fishing lines including tackle) manufactured in Mauritius;

Whereas non-originating products (hooks) are used in the manufacture of the said items of fishing tackle; whereas however Mauritius makes use of the possibilities offered by the cumulation system on origin to obtain the other products used in the manufacture of the finished product;

Whereas any deflection of trade should be avoided; whereas this can be achieved by fixing a maximum percentage of non-originating products used in the manufacture of the finished product;

Whereas in these circumstances a temporary derogation from the definition of the concept of originating products should be accorded to Mauritius;

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from Protocol 1 to the Convention, assembled fishing lines including tackle manufactured in Mauritius, falling within heading No ex 97.07 of the Common Customs Tariff shall be considered as originating in Mauritius, provided that the value of the non-originating fish hooks used for their manufacture and falling within heading No ex 97.07 of the Common Customs Tariff does not exceed 25% of the value of the finished product.

Article 2

The competent authorities of Mauritius shall forward to the Commission every three months a statement of the quantities in respect of which movement certificates EUR.1 have been issued pursuant to this Decision.

Article 3

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 4

This Decision shall enter into force on the day of its adoption.

It shall apply from 1 January 1984 to 28 February 1985.

Done at Brussels, 21 December 1983

For the ACP-EEC Customs Co-operation Council
The Chairmen

P. IPU PEIPUL

(s.) F. KLEIN

Ahmed K.O. Cheick SIDIA

II. - ACCESSIONS

In 1983, ONLY ST. CHRISTOPHER AND NEVIS requested accession (on 11 October) to the second ACP-EEC Convention of Lomé, but as its instrument of ratification was not deposited until 5 March 1984, there were no accessions to the Convention in 1983.

III. - COMMUNITY ACTS RELATING TO
THE APPLICATION OF THE LOME CONVENTION

A. ACCESSIONS

COUNCIL REGULATION (EEC) No 2092/83

of 25 July 1983

amending Regulation (EEC) No 435/80 as regards the lists of ACP States and countries and territories (Antigua-and-Barbuda, Belize, Vanuatu) (*)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 435/80 of 18 February 1980 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories (1), as last amended by Regulation (EEC) No 3019/81 (2), and in particular Article 1 (3) thereof,

Having regard to the proposal from the Commission,

Whereas Belize, Antigua and the New Hebrides, which appear in the list of countries and territories in Annex II to Regulation (EEC) No 435/80 have gained independence under the names, respectively, of Belize, Antigua-and-Barbuda and the Republic of Vanuatu; whereas the said States acceded to the second ACP-EEC Convention on 5 March 1982, 30 July 1982 and 18 March 1981 respectively, thereby becoming ACP States;

Whereas the lists appearing in Annexes I and II of Regulation (EEC) No 435/80 should be adapted,

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

Done at Brussels, 25 July 1983.

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 435/80 is hereby amended as follows:

1. The following entries shall be added to Annex I:

Antigua-and-Barbuda, Belize, Vanuatu.

2. In Annex II:

— in point 3, the entries 'Belize' and 'Antigua', and

— point 4

shall be deleted.

Article 2

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

C. SIMITIS

(1) OJ No L 55, 28. 2. 1980, p. 4.

(2) OJ No L 302, 23. 10. 1981, p. 4.

(*) See also p. 237 of this Compilation.

III. - COMMUNITY ACTS RELATING TO
THE APPLICATION OF THE LOME CONVENTION

B. TRADE

COUNCIL REGULATION (EEC) No 1808/83

of 30 June 1983

extending the arrangements applicable to trade between Greece and the ACP States (*)

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 Second
ACP-EEC Convention consequent upon the accession
of the Hellenic Republic to the European Economic
Community was signed on 8 October 1981;

Whereas, pending the entry into force of that Protocol,
the Community should, in the light thereof, extend
autonomously from 1 July 1983 the arrangements

applicable to trade between Greece and the ACP States
as established by Regulation (EEC) No 439/81⁽¹⁾, as
last extended by Regulation (EEC) No 3551/82⁽²⁾,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 July until 30 September 1983, the arrange-
ments applicable to trade between Greece and the
ACP States shall be those resulting from the Annex to
Regulation (EEC) No 439/81.

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, 30 June 1983.

For the Council

The President

H.-W. LAUTENSCHLAGER

⁽¹⁾ OJ No L 53, 27. 2. 1981, p. 19.

⁽²⁾ OJ No L 373, 31. 12. 1982, p. 2.

(*) See also pp. 196, 197 and 198 of this
Compilation.

COUNCIL REGULATION (EEC) No 2695/83

of 26 September 1983

extending the arrangements applicable to trade between Greece and the African, Caribbean and Pacific States (*)

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 Second ACP-EEC Convention consequent on the accession of the Hellenic Republic to the European Economic Community was signed on 8 October 1981;

Whereas, pending the entry into force of that Protocol, the Community should, in the light thereof, extend autonomously, from 1 October 1983, the arrangements applicable to trade between Greece and the African, Caribbean and Pacific States, as provided for by Regu-

lation (EEC) No 439/81 (1), as last extended by Regulation (EEC) No 1808/83 (2),

HAS ADOPTED THIS REGULATION:

Article 1

From 1 October 1983 until the date of entry into force of the Additional Protocol to the Second ACP-EEC Convention consequent on the accession of the Hellenic Republic to the European Economic Community, but until 28 February 1985 at the latest, the arrangements applicable to trade between Greece and the African, Caribbean and Pacific States shall be those resulting from the Annex to Regulation (EEC) No 439/81.

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, 26 September 1983.

For the Council
The President
C. SIMITIS

(1) OJ No L 53, 27. 2. 1981, p. 19.

(2) OJ No L 177, 1. 7. 1983, p. 4.

(*) See also pp. 195, 197 and 198 of this compilation.

**DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE
MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY
MEETING WITHIN THE COUNCIL**

of 30 June 1983

extending the period of validity of the provisional arrangements applicable to
trade between Greece and the ACP States for products covered by that
Community (*)

(83/327/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF
THE MEMBER STATES OF THE EUROPEAN COAL
AND STEEL COMMUNITY MEETING WITHIN THE
COUNCIL,

Whereas the Member States have concluded among
themselves the Treaty establishing the European Coal
and Steel Community;

Whereas a Protocol to the Agreement between the
Member States of the European Coal and Steel
Community and the ACP States following the acces-
sion of the Hellenic Republic to the Community was
signed on 8 October 1981;

Whereas, pending the entry into force of that Protocol,
the Community should, in the light thereof, extend
autonomously from 1 July 1983 the provisional
arrangements applicable to trade between Greece and
the ACP States as established for the products covered
by that Community by Decision 81/57/ECSC (1), as
last extended by Decision 82/882/ECSC (2);

In agreement with the Commission,

HAS DECIDED AS FOLLOWS:

Article 1

The provisional arrangements laid down in Decision
81/57/ECSC for trade between Greece and the ACP
States shall remain in force from 1 July until 30
September 1983.

Article 2

Member States shall take the measures necessary to
implement this Decision.

Done at Brussels, 30 June 1983.

The President

H.-W. LAUTENSCHLAGER

(1) OJ No L 53, 27. 2. 1981, p. 65.

(2) OJ No L 373, 31. 12. 1982, p. 82.

(*) See also pp. 195, 196 and 198 of this Compilation.

COUNCIL

DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY MEETING WITHIN THE COUNCIL

of 26 September 1983

extending the period of validity of the provisional arrangements applicable to trade between Greece and the African, Caribbean and Pacific States for products covered by that Community (*)

(83/485/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY MEETING WITHIN THE COUNCIL,

Whereas the Member States have concluded among themselves the Treaty establishing the European Coal and Steel Community;

Whereas a Protocol to the Agreement between the Member States of the European Coal and Steel Community and the African, Caribbean and Pacific States consequent on the accession of the Hellenic Republic to the Community was signed on 8 October 1981;

Whereas, pending the entry into force of that Protocol, the Community should, in the light thereof, extend autonomously, from 1 October 1983, the provisional arrangements applicable to trade between Greece and the African, Caribbean and Pacific States, as established for the products covered by the European Coal and Steel Community by Decision 81/57/ECSC (1), as last extended by Decision 83/327/ECSC (2);

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

The provisional arrangements laid down in Decision 81/57/ECSC for trade between Greece and the ACP States shall remain in force until the date of entry into force of the Protocol to the Agreement between the Member States of the European Coal and Steel Community and the ACP States consequent on the accession of the Hellenic Republic to the Community, which was signed on 8 October 1981, but at the latest until 28 February 1985.

Article 2

Member States shall take the measures necessary to implement this Decision.

Done at Brussels, 26 September 1983.

The President

C. SIMITIS

(1) OJ No L 53, 27. 2. 1981, p. 65.

(2) OJ No L 177, 1. 7. 1983, p. 7.

(*) See also pp. 195, 196 and 197 of this Compilation.

COMMISSION REGULATION (EEC) No 2823/83
of 10 October 1983

establishing ceilings and Community surveillance for imports of carrots and onions, falling within heading No ex 07.01 of the Common Customs Tariff and originating in the African, Caribbean and Pacific States (1984)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 435/80 of 18 February 1980 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories (*), as amended by Regulation (EEC) No 3486/80 (**), and in particular Article 23 thereof,

Whereas Article 14 of Regulation (EEC) No 435/80 stipulates that, for the period 1 January to 31 March, carrots, falling within subheading ex 07.01 G II of the Common Customs Tariff, and, for the period 15 February to 15 May, onions, falling within subheading ex 07.01 H of the Common Customs Tariff and originating in the African, Caribbean and Pacific States, are subject on importation into the Community to the reduced rates of duty of 10,2 and 4,8 % respectively; whereas such reduction of duties applies only to imports up to ceilings above which the customs duties actually applicable to third countries are reintroduced;

Whereas the application of ceilings requires the Community to be regularly informed of the trend of imports of the relevant products originating in these countries; whereas imports should, therefore, be made subject to a system of surveillance;

Whereas this objective may be achieved by means of an administrative procedure based on offsetting imports of the products in question against the ceilings at Community level as and when these products are entered with customs authorities for free circulation; whereas this administrative procedure must make provision for the possible reintroduction of customs tariff duties as soon as the ceilings are reached at Community level;

Whereas this administrative procedure requires close and particularly swift cooperation between the Member States and the Commission; whereas the

latter must, in particular, be able to follow the progress of quantities charged against the ceilings and keep the Member States informed; whereas this cooperation has to be particularly close since the Commission must be able to take the appropriate measures to reintroduce customs tariff duties if one of the ceilings is reached;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

1. Imports of the products, originating in the African, Caribbean and Pacific States, which are listed in the Annex shall be subject to ceilings and to Community surveillance.

The products referred to in the first subparagraph, their tariff headings, the customs duties applicable, the periods of validity and the levels of the ceilings are set out in the said Annex.

2. Quantities shall be charged against the ceilings as and when products are entered with customs authorities for free circulation, accompanied by a movement certificate.

Products may be charged against a ceiling only if the movement certificate is submitted before the date on which customs duties are reintroduced.

The extent to which a ceiling is used up shall be determined at Community level on the basis of the imports charged against it, as defined in the preceding subparagraphs.

Member States shall inform the Commission, at the intervals and within the time limits specified in paragraph 4, of imports effected in accordance with the above procedures.

3. As soon as a ceiling has been reached, the Commission shall adopt a Regulation reintroducing, until the end of its period of validity, the customs duties applicable to third countries.

(*) OJ No L 55, 28. 2. 1980, p. 4.

(**) OJ No L 365, 31. 12. 1980, p. 2.

In the case of such a reintroduction, Greece introduces the levying of the duties which it applies to third countries at the date in question.

4. Member States shall send the Commission statements of the quantities charged for periods of 10 days, to be forwarded within five clear days of the end of each 10-day period.

Article 2

The Commission shall take all appropriate measures, in close cooperation with the Member States, to ensure the implementation of this Regulation.

Article 3

This Regulation shall enter into force on 1 January 1984.

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

Done at Brussels, 10 October 1983.

For the Commission
Karl-Heinz NARJES
Member of the Commission

ANNEX

Order No	CCT heading No	Description	Customs duty applicable	Level of ceiling (tonnes)
	07.01	Vegetables, fresh or chilled :		
		G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots :		
		ex II. Carrots and turnips :		
ACP 1		— Carrots, from 1 January to 31 March 1984	10,2 %	500
		ex H. Onions, shallots and garlic :		
ACP 2		— Onions, from 15 February to 15 May 1984	4,8 %	500

COMMISSION REGULATION (EEC) No 2824/83

of 10 October 1983

opening, allocating and providing for the administration of a Community tariff quota for fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States (1983/84)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 435/80 of 18 February 1980 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories ⁽¹⁾, as amended by Regulation (EEC) No 3486/80 ⁽²⁾, and in particular Article 23 thereof,

Whereas Article 14 of Council Regulation (EEC) No 435/80 provides for the opening by the Community of a Community tariff quota of 2 000 tonnes of fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States; whereas the quota period runs from 15 November to 30 April; whereas the customs duty applicable to the quota is set at 4,4 %, with a minimum charge of 0,8 ECU per 100 kilograms net weight; whereas, accordingly, a Community tariff quota of 2 000 tonnes should be opened for the period in question;

Whereas it is necessary, in particular, to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rates laid down for that quota to all imports of the products concerned into all Member States, until the quota has been used up; whereas, however, since the period of application of the quota is very short, it seems possible to avoid allocating it among the Member States, without prejudice to the drawing against the quota volume of such quantities as they may need, in the conditions and according to the procedure specified in Article 1(2); whereas this method of management requires close cooperation between the Member States and the Commission; whereas the latter must, in particular, be able to monitor the rate at which the quota is used up and inform the Member States thereof;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of

Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the shares allocated to that economic union may be carried out by any one of its members;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 15 November 1983 to 30 April 1984 a Community tariff quota of 2 000 tonnes shall be opened in the Community for fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States.

Within this tariff quota, the Common Customs Tariff duty applicable to the products shall be suspended at 4,4 % with a minimum charge of 0,8 ECU per 100 kilograms net weight.

Within this tariff quota, Greece shall apply duties calculated in accordance with the relevant provisions in the 1979 Act of Accession.

2. If an importer notifies an imminent importation of the product in question in a Member State and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to these requirements to the extent that the available balance of the reserve permits this.

3. The shares drawn pursuant to paragraph 2 shall be valid until the end of the quota period.

Article 2

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1(2) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Each Member State shall ensure that importers of the said goods have free access to the quota so long as the residual balance of the quota volume allows this.

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.

⁽²⁾ OJ No L 365, 31. 12. 1980, p. 2.

3. Member States shall charge imports of the said goods against their shares as and when the goods are entered for free circulation.

4. The extent to which the quota has been exhausted shall be determined on the basis of the imports charged in accordance with paragraph 3.

Article 3

At the request of the Commission, Member States shall inform it of imports actually charged against the quota.

Article 4

The Member States and the Commission shall collaborate closely in order to ensure that this Regulation is complied with.

Article 5

This Regulation shall enter into force on 15 November 1983.

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

Done at Brussels, 10 October 1983.

For the Commission

Karl-Heinz NARJES

Member of the Commission

COUNCIL REGULATION (EEC) No 1624/83

of 14 June 1983

opening, allocating and providing for the administration of a Community tariff quota for rum, arrack and tafia, falling within subheading 22.09 C I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States (ACP) (1983/84)

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 Protocol 5 annexed to the Second ACP-EEC Convention, signed at Lomé on 31 October 1979 (1), provides that products originating in the ACP States which fall within subheading 22.09 C I of the Common Customs Tariff shall, until the entry into force of a common organization of the market in spirits, be allowed into the Community free of customs duties under conditions such as to permit the development of traditional trade flows between the ACP States and the Community and between the Member States; whereas the Community shall fix each year the quantities which may be imported free of customs duties on the basis of the largest quantities imported annually from the ACP States into the Community in the past three years for which statistics are available, increased by an annual growth rate of 40 % on the market of the United Kingdom and 18 % on the other markets of the Community;

Whereas, having regard to the levels reached by imports of the products concerned into the Community and the Member States during the past three years for which statistics are available, the size of the tariff quota for the period 1 July 1983 to 30 June 1984 should be fixed at 189 077 hectolitres of pure alcohol;

Whereas, during the past three years for which statistics are available, the corresponding imports by each of the Member States represent the following percentages of the imports into the Community from the countries in question of the products concerned:

Member State	1980	1981	1982
Benelux	11,00	4,28	5,03
Denmark	1,35	1,52	1,71
Germany	23,77	29,50	25,74
Greece	0,03	0,03	0,25
France	2,90	2,05	2,11
Ireland	1,46	1,98	2,00
Italy	0,29	0,25	0,29
United Kingdom	59,20	60,39	62,87

Whereas, in view of these factors of market forecasts for the products in question and of the estimates submitted by certain Member States, quota shares may be fixed approximately at the following percentages:

Benelux	6,97
Denmark	1,33
Germany	26,28
Greece	0,09
France	3,38
Ireland	1,80
Italy	0,27
United Kingdom	60,68

Whereas an arrangement for using the Community tariff quota based on an allocation between the United Kingdom on the one hand and the other Member States on the other would seem likely to reconcile the application of the growth rates provided for in Protocol 5 with the uninterrupted application of the duty-free entry arrangements in respect of the said quota to all imports of the products concerned into the Member States until the quota is exhausted; whereas, in order to reflect as closely as possible the actual trends on the markets in the products concerned, allocation of the Community tariff quota among Member States should be made in accordance with the requirements of the Member States; whereas, in this case, the tariff quota should be allocated among

(1) OJ No L 347, 22. 12. 1980, p. 141.

the Member States on the basis of the largest quantities imported annually into each Member State during the past three years and taking into account the above-mentioned growth rates;

Whereas measures should be laid down to ensure that Protocol 5 is implemented under conditions such as to permit the development of traditional trade flows between the ACP States and the Community and between the Member States;

Whereas, owing to the special character of the products in question and their sensitivity on Community markets, exceptional provision should be made for a method of use based on a single division among Member States;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any measure concerning the administration of the share allocated to that economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 July 1983 to 30 June 1984, rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the ACP States, shall be imported duty free into the Community within the limits of a Community tariff quota of 189 077 hectolitres of pure alcohol.

2. Within the limit of its share, as indicated in Article 2, the Hellenic Republic shall apply customs duties calculated in accordance with the relevant provisions of the 1979 Act of Accession and of Regulation (EEC) no 439/81 (1).

Article 2

1. The tariff quota referred to in Article 1 shall be divided into two instalments. A first instalment of 114 730 hectolitres of pure alcohol shall be for United Kingdom consumption. A second instalment of 74 347 hectolitres of pure alcohol shall be allocated among the other Member States.

2. The shares of each of the Member States to which the second instalment is allocated pursuant to paragraph 1 shall consist of the following quantities:

	(hectolitres of pure alcohol)
Benelux	13 180
Denmark	2 897
Germany	49 690
Greece	170
France	4 500
Ireland	3 400
Italy	510

Article 3

1. Member States shall manage the shares allocated to them in accordance with their own arrangements.

2. The extent to which the Member States have used up their shares shall be determined on the basis of the imports of the products in question, originating in the ACP States, entered for customs clearance under declarations for free circulation.

Article 4

1. Member States shall inform the Commission each month of imports actually charged against the tariff quota.

2. The United Kingdom shall take the steps necessary to ensure that the quantities imported from the ACP States under the conditions laid down in Articles 1 and 2 are restricted to those meeting its domestic consumption requirements.

3. The Commission shall regularly inform the Member States of the extent to which the tariff quota has been used up.

4. Where necessary, consultations may be held at the request of a Member State or on the initiative of the Commission.

Article 5

The Commission shall take all necessary measures, in close cooperation with the Member States, to ensure the implementation of this Regulation.

Article 6

Council Regulation (EEC) No 1470/80 of 9 June 1980 on the safeguard measures provided for in the Second ACP-EEC Convention (2) shall apply in respect of the products covered by this Regulation.

Article 7

This Regulation shall enter into force on 1 July 1983.

(1) OJ No L 53, 27. 2. 1981, p. 19.

(2) OJ No L 147, 13. 6. 1980, p. 4.

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

Done at Luxembourg, 14 June 1983.

For the Council

The President

L. KIECHLE

COMMISSION REGULATION (EEC) No 762/83

of 29 March 1983

fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 435/80
of 18 February 1980 on the arrangements applicable to
agricultural products and certain goods resulting from
the processing of agricultural products originating in
the African, Caribbean and Pacific States or in the
overseas countries and territories ⁽¹⁾, as last amended by
Regulation (EEC) No 3019/81 ⁽²⁾, and in particular
Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 435/80
provides for a 90 % reduction in the import duties on
beef and veal; whereas the amount of this reduction
must be calculated in conformity with Article 4 of

Commission Regulation (EEC) No 486/80 ⁽³⁾, as
amended by Regulation (EEC) No 2377/80 ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts by which import duties on beef and veal
are to be reduced pursuant to Article 4 (1) of Regula-
tion (EEC) No 435/80 shall, in respect of importations
during the second quarter of 1983, be as shown in the
Annex hereto.

Article 2

This Regulation shall enter into force on 1 April 1983.

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

Done at Brussels, 29 March 1983.

For the Commission
Paul DALSAGER
Member of the Commission

⁽¹⁾ OJ No L 55, 29. 2. 1980, p. 4.
⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.

⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.
⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

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

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Δασμολογίου CCT heading No Numero du tarif douanier commun Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Fluz/100 kg	Danmark DKr./100 kg	Deutschland DM/100 kg	Ελλάς Δορ./100 γρ	France FF/100 kg	Irland £ Ir/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	3 912,12	762,17	253,80	6 305,33	543,68	62,690	116 807	265,09	56,537
02.01 A II a) 1	7 433,11	1 448,14	482,22	11 980,21	1 032,99	119,111	221 936	503,68	107,420
02.01 A II a) 2	5 946,40	1 158,50	385,78	9 584,05	826,39	95,288	177 547	402,93	85,937
02.01 A II a) 3	8 919,68	1 737,77	578,66	14 376,21	1 239,60	142,933	266 323	604,40	128,904
02.01 A II a) 4 aa)	11 288,69	2 151,84	659,62	18 978,12	1 645,00	181,690	339 036	711,45	162,309
02.01 A II a) 4 bb)	12 822,63	2 474,59	795,77	21 055,56	1 819,79	205,869	383 837	842,34	184,895
02.01 A II b) 1	6 867,45	1 335,65	442,04	11 106,04	958,03	110,084	205 141	462,78	99,206
02.01 A II b) 2	5 493,92	1 068,53	353,63	8 884,87	766,42	88,068	164 113	370,22	79,365
02.01 A II b) 3	8 584,30	1 669,57	552,55	13 882,50	1 197,54	137,606	256 426	578,48	124,007
02.01 A II b) 4 aa)	10 424,81	1 985,37	606,38	17 555,54	1 522,00	167,818	313 167	654,99	149,856
02.01 A II b) 4 bb) 11	8 584,30	1 669,57	552,55	13 882,50	1 197,54	137,606	256 426	578,48	124,007
02.01 A II b) 4 bb) 22 (*)	8 584,30	1 669,57	552,55	13 882,50	1 197,54	137,606	256 426	578,48	124,007
02.01 A II b) 4 bb) 33	11 895,07	2 285,17	722,26	19 704,27	1 704,86	191,152	356 505	769,68	171,338
02.06 C I a) 1	11 288,69	2 151,84	659,62	18 978,12	1 645,00	181,690	339 036	711,45	162,309
02.06 C I a) 2	12 867,54	2 468,00	775,18	21 381,36	1 850,67	206,847	385 820	828,09	185,276
16.02 B III b) 1 aa)	12 867,54	2 468,00	775,18	21 381,36	1 850,67	206,847	385 820	828,09	185,276

(*) Ηενάρσει under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.

(*) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

(*) Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομίσεως πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπομένων παρά των αρμοδίων αρχών.

(*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

(*) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

(*) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

(*) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

COMMISSION DECISION

of 10 May 1983

on the list of establishments in the Republic of Botswana approved for the purposes of importing fresh meat into the Community

(83/243/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries⁽¹⁾, as last amended by Directive 83/91/EEC⁽²⁾, and in particular Articles 4 (1) and 18 (1) (a) and (b) thereof,

Whereas establishments in third countries cannot be authorized to export fresh meat to the Community unless they satisfy the general and special conditions laid down in Directive 72/462/EEC;

Whereas Botswana has proposed, in accordance with Article 4 (3) of Directive 72/462/EEC, one establishment authorized to export to the Community;

Whereas a Community on-the-spot visit has shown that the hygiene standards of this establishment are sufficient and it may therefore be approved in accordance with Article 4 (1) of the said Directive, for the importation of fresh meat into the Community;

Whereas it should be recalled that imports of fresh meat are also subject to other Community veterinary legislation, particularly as regards health protection requirements;

Whereas the conditions of importation of fresh meat from the establishment appearing in the Annex to this Decision remain subject to provisions laid down elsewhere and to the general provisions of the Treaty; whereas, in particular, the importation from third countries and the re-exportation to other Member States of certain categories of meat, such as meat weighing less than three kilograms, or meat containing residues of certain substances which are not yet covered by harmonized Community rules, remain

subject to the health legislation of the importing Member State;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

1. The establishment in Botswana appearing in the Annex is hereby approved for the import of fresh meat into the Community pursuant to the said Annex.

2. Imports from the establishment referred to in paragraph 1 shall remain subject to the Community veterinary provisions laid down elsewhere, and, in particular those concerning health protection requirements.

Article 2

Member States shall prohibit imports of fresh meat coming from establishments other than the one appearing in the Annex.

Article 3

This Decision shall apply from 1 June 1983.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 10 May 1983.

For the Commission

Paul DALSGER

Member of the Commission

⁽¹⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽²⁾ OJ No L 59, 5. 3. 1983, p. 34.

ANNEX

LIST OF ESTABLISHMENTS

Establishment No	Establishment	Address
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BOVINE MEAT

Slaughterhouses and cutting premises

1	Botswana Meat Commission	Lobatse
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COMMISSION REGULATION (EEC) No 1260/83
of 20 May 1983

derogating from Regulation (EEC) No 486/80 as regards the calculation of the amount of the reduction of import duties for beef and veal products from the African, Caribbean and Pacific States for the period beginning 23 May 1983

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 435/80 of 18 February 1980 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories⁽¹⁾, as amended by Regulation (EEC) No 3019/81⁽²⁾, and in particular Article 23 thereof,

Whereas Article 4 (1) of Commission Regulation (EEC) No 486/80⁽³⁾, as amended by Regulation (EEC) No 2377/80⁽⁴⁾, stipulates that the amount of the reduction of the import duties referred to in Article 4 (1) of Regulation (EEC) No 435/80 shall be calculated taking into account the levies and the monetary compensatory amounts that are valid during the week preceding that in which the quarter for which the amount of the reduction is calculated commences;

Whereas it is appropriate to derogate from the rules concerning the quarterly fixing and the reference period for the calculation of that amount, especially in occasion of a change of the orientation price; whereas it is important to take into account the levies and monetary compensatory amounts calculated on the basis of the new price;

Whereas the orientation price is modified from 23 May 1983 in accordance with Council Regulation (EEC) No 1213/83⁽⁵⁾;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

By way of derogation from Article 4 (1) of Regulation (EEC) No 486/80, the amount of the reduction of import duties for beef and veal products originating in the African, Caribbean and Pacific States, as referred to in Article 4 (1) of Regulation (EEC) No 435/80, shall be fixed for the period beginning 23 May 1983 and calculated on the basis of the levies and monetary compensatory amounts applicable from that date.

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 23 May 1983.

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

Done at Brussels, 20 May 1983.

For the Commission

Poul DALSGER

Member of the Commission

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.
⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.
⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.
⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

⁽⁵⁾ OJ No L 132, 21. 5. 1983, p. 12.

COMMISSION REGULATION (EEC) No 1268/83
of 20 May 1983

fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 435/80 of 18 February 1980 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories⁽¹⁾, as amended by Regulation (EEC) No 3019/81⁽²⁾, and in particular Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 435/80 provides for a 90 % reduction in the import duties on beef and veal; whereas the amount of this reduction must be calculated in conformity with Article 4 of Commission Regulation (EEC) No 486/80⁽³⁾, as amended by Regulation (EEC) No 2377/80⁽⁴⁾; whereas, however, pursuant to Commission Regulation

(EEC) No 1260/83⁽⁵⁾, the levies and compensatory amounts used for calculating that reduction are to be those in force on 23 May 1983,

HAS ADOPTED THIS REGULATION :

Article 1

The amounts by which import duties on beef and veal are to be reduced pursuant to Article 4 (1) of Regulation (EEC) No 435/80 shall, in respect of importations from 23 May to 30 June 1983 be as shown in the Annex hereto.

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 23 May 1983.

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

Done at Brussels, 20 May 1983.

For the Commission

Poul DALSGER

Member of the Commission

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.

⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.

⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.

⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

⁽⁵⁾ See page 48 of this Official Journal.

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

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Δασμολογίου CCT heading No Numero du tarif douanier commun Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Fluz/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάς Δρχ./100 χγρ	France FF/100 kg	Island £ Iri/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	4 568,82	851,89	270,78	7 954,97	654,85	73,832	138 096	286,60	64,748
02.01 A II a) 1	8 680,73	1 618,58	514,48	15 114,39	1 244,21	140,280	262 382	544,54	123,021
02.01 A II a) 2	6 944,59	1 294,87	411,58	12 091,53	995,37	112,224	209 905	435,63	98,417
02.01 A II a) 3	10 416,91	1 942,30	617,37	18 137,33	1 493,06	168,335	314 859	653,45	147,625
02.01 A II a) 4 aa)	13 021,16	2 411,34	722,23	22 671,69	1 923,68	210,420	393 574	785,24	180,185
02.01 A II a) 4 bb)	14 894,33	2 768,94	858,17	25 933,17	2 163,27	240,690	450 192	918,65	208,921
02.01 A II b) 1	7 281,05	1 487,41	470,89	13 896,14	1 146,38	128,973	241 232	492,29	112,919
02.01 A II b) 2	6 384,86	1 189,93	376,71	11 116,95	917,10	103,178	192 987	399,43	90,336
02.01 A II b) 3	9 976,33	1 859,27	588,62	17 370,21	1 432,97	161,216	301 541	624,11	141,150
02.01 A II b) 4 aa)	11 971,61	2 216,41	662,33	20 844,28	1 770,59	193,460	361 850	720,87	165,513
02.01 A II b) 4 bb) 11	9 976,33	1 859,27	588,62	17 370,21	1 432,97	161,216	301 541	624,11	141,150
02.01 A II b) 4 bb) 22 (*)	9 276,33	1 859,27	588,62	17 370,21	1 432,97	161,216	301 541	624,11	141,150
02.01 A II b) 4 bb) 33	13 727,43	2 548,49	780,38	23 901,42	2 006,02	221,833	414 922	839,94	191,625
02.06 C I a) 1	13 021,16	2 411,34	722,23	22 671,69	1 923,68	210,420	393 574	785,24	180,185
02.06 C I a) 2	14 894,33	2 763,59	842,18	25 933,17	2 181,81	240,690	450 192	908,44	207,516
16.02 B III b) 1 aa)	14 894,33	2 763,59	842,18	25 933,17	2 181,81	240,690	450 192	908,44	207,516

(*) Ηενφόρση under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.
(*) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

(*) Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομίσεως πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπόμενους παρά των αρμοδίων αρχών.

(*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

(*) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

(*) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

(*) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

COMMISSION REGULATION (EEC) No 1799/83
of 30 June 1983

fixing the amounts by which import duties on beef and veal originating in the
African, Caribbean and Pacific States are to be reduced

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Commission Regulation (EEC) No 486/80⁽¹⁾, as
amended by Regulation (EEC) No 2377/80⁽²⁾,

Having regard to the Treaty establishing the European
Economic Community,

HAS ADOPTED THIS REGULATION:

Article 1

Having regard to Council Regulation (EEC) No 435/80
of 18 February 1980 on the arrangements applicable to
agricultural products and certain goods resulting from
the processing of agricultural products originating in
the African, Caribbean and Pacific States or in the
overseas countries and territories⁽³⁾, as last amended by
Regulation (EEC) No 3019/81⁽⁴⁾, and in particular
Article 4 thereof,

The amounts by which import duties on beef and veal
are to be reduced pursuant to Article 4 (1) of Regula-
tion (EEC) No 435/80 shall, in respect of importations
during the third quarter of 1983, be as shown in the
Annex hereto.

Article 2

Whereas Article 4 (1) of Regulation (EEC) No 435/80
provides for a 90 % reduction in the import duties on
beef and veal; whereas the amount of this reduction
must be calculated in conformity with Article 4 of

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 1 July 1983.

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

Done at Brussels, 30 June 1983.

For the Commission
Poul DALSGER
Member of the Commission

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.
⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.

⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.
⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

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

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κώδικς του Κοινού Δασμολογίου CCT heading No Número do tarif douanier commun Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/F/ux/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 γρ	France FF/100 kg	Irland £ Id/100 kg	Italia Lit/100 kg	Niederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	4 623,88	851,89	270,78	8 036,55	654,85	74,732	138 096	286,60	65,253
02.01 A II a) 1	8 785,33	1 618,58	514,48	15 269,32	1 244,21	141,989	262 382	544,54	123,980
02.01 A II a) 2	7 028,27	1 294,87	411,58	12 215,48	995,37	113,592	269 905	435,63	99,184
02.01 A II a) 3	10 542,43	1 942,30	617,37	18 323,31	1 493,06	170,388	314 859	653,45	148,775
02.01 A II a) 4 aa)	13 178,06	2 411,34	722,23	22 562,89	1 923,68	212,985	393 574	785,24	179,511
02.01 A II a) 4 bb)	15 073,80	2 768,94	858,17	26 029,71	2 163,27	243,624	450 192	918,65	209,518
02.01 A II b) 1	8 077,21	1 487,41	470,89	14 024,04	1 146,38	130,544	241 232	499,29	113,711
02.01 A II b) 2	6 461,79	1 189,93	376,71	11 219,24	917,10	104,436	192 987	399,43	90,969
02.01 A II b) 3	10 096,54	1 859,27	588,62	17 530,05	1 432,97	163,181	301 541	624,11	142,139
02.01 A II b) 4 aa)	12 115,86	2 216,41	662,33	20 732,56	1 770,59	195,818	361 850	720,87	164,822
02.01 A II b) 4 bb) 11	10 096,54	1 859,27	588,62	17 530,05	1 432,97	163,181	301 541	624,11	142,139
02.01 A II b) 4 bb) 22 (1)	10 096,54	1 859,27	588,62	17 530,05	1 432,97	163,181	301 541	624,11	142,139
02.01 A II b) 4 bb) 33	13 892,84	2 548,49	780,38	23 917,57	2 006,02	224,537	414 922	839,94	191,725
02.06 C I a) 1	13 178,06	2 411,34	722,23	22 562,89	1 923,68	212,985	393 574	785,24	179,511
02.06 C I a) 2	15 073,80	2 763,59	842,18	25 919,37	2 181,81	243,624	450 192	908,44	207,430
16.02 B III b) 1 aa)	15 073,80	2 763,59	842,18	25 919,37	2 181,81	243,624	450 192	908,44	207,430

- (1) Ηενförsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.
- (1) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.
- (1) Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομίσεως πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπομένων παρά των αρμοδίων αρχών.
- (1) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.
- (1) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.
- (1) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.
- (1) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

COMMISSION REGULATION (EEC) No 2749/83

of 29 September 1983

fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 435/80 of 18 February 1980 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories ⁽¹⁾, as last amended by Regulation (EEC) No 3019/81 ⁽²⁾, and in particular Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 435/80 provides for a 90 % reduction in the import duties on beef and veal; whereas the amount of this reduction must be calculated in conformity with Article 4 of

Commission Regulation (EEC) No 486/80 ⁽³⁾, as amended by Regulation (EEC) No 2377/80 ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts by which import duties on beef and veal are to be reduced pursuant to Article 4 (1) of Regulation (EEC) No 435/80 shall, in respect of importations during the fourth quarter of 1983, be as shown in the Annex hereto.

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 1 October 1983.

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

Done at Brussels, 29 September 1983.

For the Commission
Poul DALSGER
Member of the Commission

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.
⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.

⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.
⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

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

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Δασμολογίου CCT heading No Numéro du tarif douanier commun Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Flux/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 χγρ	France FF/100 kg	Irland £ Ir/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	4 623,88	851,89	270,78	7 917,89	654,85	74,732	138 096	286,60	66,054
02.01 A II a) 1	8 785,33	1 618,58	514,48	15 043,96	1 244,21	141,989	262 382	544,54	125,503
02.01 A II a) 2	7 028,27	1 294,87	411,58	12 053,14	995,37	113,592	209 905	435,63	100,402
02.01 A II a) 3	10 542,43	1 942,30	617,37	18 052,84	1 493,06	170,388	314 859	653,45	150,604
02.01 A II a) 4 aa)	13 178,06	2 411,34	722,23	22 721,11	1 923,68	212,985	393 574	785,24	178,441
02.01 A II a) 4 bb)	15 073,80	2 768,94	858,17	25 889,28	2 163,27	243,624	450 192	918,65	210,467
02.01 A II b) 1	8 077,21	1 487,41	470,89	13 838,00	1 146,38	130,544	241 232	499,29	114,968
02.01 A II b) 2	6 461,79	1 189,93	376,71	11 070,44	917,10	104,436	192 987	399,43	91,975
02.01 A II b) 3	10 096,54	1 859,27	588,62	17 297,59	1 432,97	163,181	301 541	624,11	143,710
02.01 A II b) 4 aa)	12 115,86	2 216,41	662,33	20 895,04	1 770,59	195,818	361 650	720,87	163,724
02.01 A II b) 4 bb) 11	10 096,54	1 859,27	588,62	17 297,59	1 432,97	163,181	301 541	624,11	143,710
02.01 A II b) 4 bb) 22 (*)	10 096,54	1 859,27	588,62	17 297,59	1 432,97	163,181	301 541	624,11	143,710
02.01 A II b) 4 bb) 33	13 892,84	2 548,49	780,38	23 894,10	2 006,02	224,537	414 922	839,94	191,885
02.06 C I a) 1	13 178,06	2 411,34	722,23	22 721,11	1 923,68	212,985	393 574	785,24	178,441
02.06 C I a) 2	15 073,80	2 763,59	842,18	25 939,41	2 181,81	243,624	450 192	908,44	207,294
16.02 B III b) 1 aa)	15 073,80	2 763,59	842,18	25 939,41	2 181,81	243,624	450 192	908,44	207,294

(*) Hønføsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.

(†) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

(‡) Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομίσεως πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπομένου παρά των αρμοδίων αρχών.

(§) Entry under this sub-heading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

(¶) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

(||) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

(∞) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarde, en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

COMMISSION REGULATION (EEC) No 3615/83
of 20 December 1983

on the quantities in respect of beef and veal products originating in Botswana,
Kenya, Madagascar and Swaziland to be imported during 1984

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 435/80
of 18 February 1980 on the arrangements applicable to
agricultural products and certain goods resulting from
the processing of agricultural products originating in
the African, Caribbean and Pacific States or in the
overseas countries and territories ⁽¹⁾, as last amended by
Regulation (EEC) No 3019/81 ⁽²⁾, and in particular
Article 23 thereof,

Having regard to Commission Regulation (EEC) No
486/80 of 28 February 1980 laying down detailed rules
for the application in beef and veal of Regulation
(EEC) No 435/80 ⁽³⁾, as amended by Regulation (EEC)
No 2377/80 ⁽⁴⁾, and in particular Article 2 (3) thereof,

Whereas Regulation (EEC) No 435/80 provides for the
possibility of issuing import licences for beef and veal
products;

Whereas the quantities in respect of which it will be
possible to apply for licences from 1 January 1984
should be fixed,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for licences may be submitted, in accordance with Article 2 (4) of Regulation (EEC) No 486/80 during the first 10 days of January 1984 in respect of the following quantities of boned beef and veal:

Botswana:	18 916 tonnes
Kenya:	142 tonnes
Madagascar:	7 579 tonnes
Swaziland:	3 363 tonnes

Article 2

This Regulation shall enter into force on 1 January 1984.

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

Done at Brussels, 20 December 1983.

For the Commission

Poul DALSGER

Member of the Commission

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.

⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.

⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.

⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 3.

**COMMISSION REGULATION (EEC) No 3674/83
of 22 December 1983**

**fixing the amounts by which import duties on beef and veal originating in the
African, Caribbean and Pacific States are to be reduced**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 435/80
of 18 February 1980 on the arrangements applicable to
agricultural products and certain goods resulting from
the processing of agricultural products originating in
the African, Caribbean and Pacific States or in the
overseas countries and territories⁽¹⁾, as last amended by
Regulation (EEC) No 3019/81⁽²⁾, and in particular
Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 435/80
provides for a 90 % reduction in the import duties on
beef and veal; whereas the amount of this reduction
must be calculated in conformity with Article 4 of

Commission Regulation (EEC) No 486/80⁽³⁾, as
amended by Regulation (EEC) No 2377/80⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts by which import duties on beef and veal
are to be reduced pursuant to Article 4 (1) of Regula-
tion (EEC) No 435/80 shall, in respect of importations
during the first quarter of 1984 be as shown in the
Annex hereto.

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 1 January 1984.

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

Done at Brussels, 22 December 1983.

For the Commission
Poul DALSGER
Member of the Commission

⁽¹⁾ OJ No L 55, 28. 2. 1980, p. 4.
⁽²⁾ OJ No L 302, 23. 10. 1981, p. 4.

⁽³⁾ OJ No L 56, 29. 2. 1980, p. 22.
⁽⁴⁾ OJ No L 241, 13. 9. 1980, p. 5.

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

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Διοικητικού CCT heading No Numero du tarif douanier commun Numero della tariffa doganale comune Nr van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Fluz/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 στρ	France FF/100 kg	Irland £ IU/100 kg	Italia Lit/100 kg	Niederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	4 623,88	851,89	270,78	7 843,79	654,85	74,732	138 096	286,60	65,966
02.01 A II a) 1	8 785,33	1 618,58	514,48	14 903,08	1 244,21	141,989	262 382	544,54	125,334
02.01 A II a) 2	7 028,27	1 294,87	411,58	11 922,46	995,37	113,592	209 905	435,63	100,267
02.01 A II a) 3	10 542,43	1 942,30	617,37	17 883,77	1 493,06	170,388	314 859	653,45	150,401
02.01 A II a) 4 aa)	13 178,06	2 411,34	722,23	22 820,04	1 923,68	212,985	393 574	785,24	178,561
02.01 A II a) 4 bb)	15 073,80	2 768,94	858,17	25 801,52	2 163,27	243,624	450 192	918,65	210,362
02.01 A II b) 1	8 077,21	1 487,41	470,89	13 721,72	1 146,38	130,544	241 232	499,29	114,828
02.01 A II b) 2	6 461,79	1 189,43	376,71	10 977,43	917,10	104,436	192 987	399,43	91,863
02.01 A II b) 3	10 096,54	1 859,27	588,62	17 152,24	1 432,97	163,181	301 541	624,11	143,536
02.01 A II b) 4 aa)	12 115,86	2 216,41	662,33	20 996,57	1 770,59	195,818	361 850	720,87	163,845
02.01 A II b) 4 bb) 11	10 096,54	1 859,27	588,62	17 152,24	1 432,97	163,181	301 541	624,11	143,536
02.01 A II b) 4 bb) 22 (*)	10 096,54	1 859,27	588,62	17 152,24	1 432,97	163,181	301 541	624,11	143,536
02.01 A II b) 4 bb) 33	13 892,84	2 548,49	780,38	21 879,39	2 006,02	224,537	414 922	839,94	191,867
02.06 C 1 a) 1	13 178,06	2 411,34	722,23	22 820,04	1 923,68	212,985	393 574	785,24	178,561
02.06 C 1 a) 2	15 073,80	2 768,94	842,18	25 952,00	2 181,81	243,624	450 192	908,44	207,310
16.02 B III b) 1 aa)	15 073,80	2 768,94	842,18	25 952,00	2 181,81	243,624	450 192	908,44	207,310

- (*) Η εισαγωγή υπό την παρούσα θέση εξαρτάται εκ της δημοσίευσης πιστοποιητικού εκδήλωσης καθ' όριον προδιαγραφών από των αρμοδίων αρχών.
 (*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.
 (*) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.
 (*) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.
 (*) Inleding onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

COMMISSION REGULATION (EEC) No 2212/83

of 29 July 1983

implementing Decision No 1/83 of the ACP-EEC Customs Cooperation Committee derogating from the definition of the concept of 'originating products' to take into account the special situation of Malawi and Kenya with regard to certain items of fishing tackle (fishing flies)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Decision No 81/968/EEC of 24 November 1981 on the application of derogations from the definition of originating products under the Second ACP-EEC Convention (1),

Whereas the ACP-EEC Customs Cooperation Committee set up under the Second ACP-EEC Convention, signed at Lomé on 31 October 1979, adopted pursuant to Articles 28 (3) and 30 (1) of Protocol 1 to that Convention, Decision No 1/83;

Whereas it is necessary in accordance with Article 33 of the said Protocol 1 to take the measures required to implement that Decision,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/83 of the ACP-EEC Customs Cooperation Committee annexed to this Regulation shall apply in the Community.

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 from 1 May 1983 until 28 February 1985.

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

Done at Brussels, 29 July 1983.

For the Commission
Karl-Heinz NARJES
Member of the Commission

(1) OJ No L 354, 9. 12. 1981, p. 30.

COUNCIL REGULATION (EEC) No 3150/83

of 4 November 1983

revising the amounts for the documentary requirements in Protocol 1 concerning the definition of the concept of 'originating products' and methods of administrative cooperation to the Second ACP-EEC Convention

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Protocol 1 concerning the definition of the concept of 'originating products' and methods of administrative cooperation⁽¹⁾ to the Second ACP-EEC Convention, and in particular Article 6 thereof,

Having regard to the proposal from the Commission,

Whereas Article 6 (1), point (d) of Protocol 1 provides that the Community may, where necessary, revise the amounts for determining when forms EUR 2 may be used instead of movement certificates EUR 1 or when no documentary evidence of origin is required as laid down in Article 16 of the said Protocol; whereas the amounts in question were most recently revised by Regulation (EEC) No 2821/81⁽²⁾;

Whereas as a consequence of the automatic change, which takes place every two years, of the base date provided for in the second sentence of Article 6 (1), point (c) of the Protocol, the effective value of the limits expressed in the national currencies concerned, which correspond to the amounts laid down in

Articles 6 and 16 of the Protocol, would be reduced; whereas in order to offset such a reduction it is necessary to increase these amounts,

HAS ADOPTED THIS REGULATION:

Article 1

Protocol 1 to the Second ACP-EEC Convention is hereby amended as follows:

- the amount laid down in Article 6 (1), point (b) is hereby increased to 2 000 ECU,
- the amounts laid down in Article 16 (2) are hereby increased to 140 ECU and 400 ECU respectively.

Article 2

Regulation (EEC) No 2821/81 is hereby repealed.

Article 3

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

It shall apply from 1 May 1983.

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

Done at Brussels, 4 November 1983.

For the Council

The President

C. VAITSOS

⁽¹⁾ OJ No L 347, 22. 12. 1980, p. 73.

⁽²⁾ OJ No L 277, 1. 10. 1981, p. 3.

**COMMISSION REGULATION (EEC) No 153/84
of 20 January 1984**

implementing Decision No 2/83 of the ACP-EEC Customs Cooperation Committee derogating from the definition of the concept of 'originating products' to take into account the special situation of Mauritius with regard to certain items of fishing tackle

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Decision No 81/968/EEC of
24 November 1981 on the application of derogations
from the definition of originating products under the
Second ACP-EEC Convention (1),

Whereas the ACP-EEC Customs Cooperation
Committee set up under the Second ACP-EEC
Convention, signed at Lomé on 31 October 1979,
adopted pursuant to Articles 28 (3) and 30 (1) of
Protocol 1 to that Convention, Decision No 2/83;

Whereas it is necessary in accordance with Article 33
of the said Protocol 1 to take the measures required to
implement that Decision,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 2/83 of the ACP-EEC Customs Coopera-
tion Committee annexed to this Regulation shall apply
in the Community.

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 from 1 January 1984 until 28 February
1985.

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

Done at Brussels, 20 January 1984.

For the Commission
Karl-Heinz NARJES
Member of the Commission

(1) OJ No L 354, 9. 12. 1981, p. 30.

**III. - COMMUNITY ACTS RELATING TO
THE APPLICATION OF THE LOME CONVENTION**

C. SUGAR

COUNCIL REGULATION (EEC) No 1763/84
of 19 June 1984 (*)

on the conclusion of an Agreement in the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda, the Republic of Zimbabwe and Saint Christopher and Nevis on the accession of the last-mentioned country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention (**)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION :

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 Declaration 2 in the Annex to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention (¹) provides that Saint Christopher and Nevis shall benefit from treatment identical to that provided for in the said Protocol in respect of a quantity of 14 800 tonnes;

Whereas Saint Christopher and Nevis attained independence on 19 September 1983 and has asked to accede to the Second ACP-EEC Convention as well as to Protocol 7;

Whereas the implementation of Protocol 7 is carried out within the framework of the common organization of the market in sugar;

Whereas it is appropriate to approve an Agreement in the form of an exchange of letters between the European Economic Community, the States referred to in Protocol 7 and Saint Christopher and Nevis on the accession of that country to Protocol 7,

Article 1

An Agreement in the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda, the Republic of Zimbabwe and Saint Christopher and Nevis on the accession of the last-mentioned country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Regulation.

Article 2

The President of the Council is hereby authorized to designate the person empowered to sign the Agreement in order to bind the Community.

Article 3

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

(¹) OJ No L 347, 22. 12. 1980, p. 1.

(*) Although it was adopted in 1984, this Regulation applies to the 1983/1984 year, and is therefore included in this Compilation.

(**) See also p. 129 of this Compilation.

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

Done at Luxembourg, 19 June 1984.

For the Council
The President
C. CHEYSSON

COUNCIL REGULATION (EEC) No 1764/84
of 19 June 1984 (*)

on the conclusion of an Agreement in the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda, the Republic of Zimbabwe and the Republic of the Ivory Coast on the accession of the last-mentioned country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention (**)

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

HAS ADOPTED THIS REGULATION :

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 Joint Declaration in the Annex to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention (1) provides that any request from an ACP State Contracting Party to the Convention not specifically referred to in that Protocol to participate in its provisions shall be examined ;

Whereas the Republic of the Ivory Coast is an ACP State Contracting Party to the said Convention ; whereas the Ivory Coast has asked to participate in the provisions of the said Protocol ;

Whereas the ACP States concerned have supported the Ivory Coast's request to accede to the said Protocol ;

Whereas it is appropriate to approve an Agreement in the form of an exchange of letters between the European Economic Community, the States referred to in the said Protocol and the Republic of the Ivory Coast on the accession of the Ivory Coast to the said Protocol,

Article 1

An Agreement in the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda, the Republic of Zimbabwe, and the Republic of the Ivory Coast on the accession of the last-mentioned country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention is hereby approved on behalf of the Community.

The text of the Agreement is attached to this Regulation.

Article 2

The President of the Council is hereby authorized to designate the person empowered to sign the Agreement in order to bind the Community.

Article 3

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 Luxembourg, 19 June 1984.

For the Council
The President
C. CHEYSSON

(1) OJ No L 347, 22. 12. 1980, p. 2.

(*) Although it was adopted in 1984, this Regulation applies to the 1983/1984 year, and is therefore included in this Compilation.

(**) See also p. 121 of this Compilation.

COUNCIL REGULATION (EEC) No 68/84
of 9 January 1984 (*)

on the conclusion of an Agreement in the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda and the Republic of Zimbabwe on the guaranteed prices for cane sugar for the 1983/84 delivery period (**)

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Protocol 7 on ACP sugar, hereinafter referred to as 'the Protocol', annexed to the Second ACP-EEC Convention⁽¹⁾, and in particular Article 5 (4) thereof,

Having regard to the proposal from the Commission,

Whereas the Protocol, in accordance with Article 1 (2) thereof, is implemented within the framework of the management of the common organization of the sugar market;

Whereas it is appropriate to approve an Agreement in the form of an exchange of letters between the European Economic Community and the States referred to in the Protocol, on the guaranteed prices for cane sugar for the 1983/84 delivery period,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and

Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda and the Republic of Zimbabwe on the guaranteed prices for cane sugar for the 1983/84 delivery period is hereby approved by the Community.

The text of the said Agreement is attached to this Regulation.

Article 2

The President of the Council is hereby authorized to designate the person empowered to sign the Agreement in order to bind the Community.

Article 3

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, 9 January 1984.

For the Council

The President

M. ROCARD

(1) OJ No L 347, 22. 12. 1980, p. 1.

(*) Although it was adopted in 1984, this Regulation applies to the 1983/1984 year, and is therefore included in this Compilation.

(**) See also p. 137 of this Compilation.

Information concerning the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the ACP States referred to in Protocol 7 on sugar annexed to the Second ACP-EEC Convention, on the guaranteed prices for cane sugar for the 1983/84 delivery period (*)

The Agreement in the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda and the Republic of Zimbabwe on the guaranteed prices for cane sugar for the 1983/84 delivery period, approved by Council Regulation (EEC) No 68/84 of 9 January 1984 (1) was signed on 29 March 1984.

(1) OJ No L 10, 13, 1. 1984, p. 2.

III. - COMMUNITY ACTS RELATING TO
THE APPLICATION OF THE LOME CONVENTION

D. FINANCIAL AND TECHNICAL CO-OPERATION

COUNCIL DECISION
of 17. XII. 1982

on the financing by the European Development Fund
of a project relating to the assumption,
by the fifth EDF, of expenditure originally intended
to be the Senegalese Government's contribution to
three projects financed by the
fourth and fifth EDFs (*)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community,

Having regard to the second ACP-EEC Convention ⁽¹⁾, signed at
Lomé on 31 October 1979, and in particular Article 113 thereof,

Having regard to the Internal Agreement of 1979 on the financing
and administration of Community aid ⁽²⁾, as last amended by
Decision 82/609/EEC ⁽³⁾, and in particular Article 19 thereof,

Having regard to the financing proposal from the Commission,

⁽¹⁾ OJ No L 347, 22.12.1980, p. 1.

⁽²⁾ OJ No L 347, 22.12.1980, p. 210.

⁽³⁾ OJ No L 247, 23. 8.1982, p. 30.

(*) This decision, which was taken at the end of 1982, was not
included in the 1982 Compilation, and is therefore
included here.

Whereas the European Development Fund Committee did not deliver a favourable opinion on project No SE/519/82 at its meetings on 18 May, 22 June and 6 July 1982;

Whereas present circumstances are such that it would not be appropriate to hold the Senegalese Government to its commitment to make a financial contribution of its own to the execution of the three original projects (further development of stock-farming in the savannah forest area; construction and fitting-out of the Ecole Nationale des Infirmiers et Infirmières d'Etat; promotion of craft industries);

Whereas the provisions of the second ACP-EEC Convention allow for the three original projects to be financed in full by the EDF;

Whereas the a posteriori assumption of the contribution which the Senegalese Government had originally undertaken to make does not constitute a precedent for similar cases which might arise in future,

HAS DECIDED AS FOLLOWS:

Sole Article

1. The project described below is hereby approved:

Registration No	Title	Financing authorized as a grant
SE/519/82	Assumption, by the fifth EDF, of expenditure originally intended to be the Senegalese Government's contribution to three projects financed by the fourth and fifth EDFs	1,985,000 ECU

2. Commitment authorizations for a total sum of 1,985,000 ECU are hereby accorded.

3. The Chief Authorizing Officer of the European Development Fund is hereby instructed to make any adaptation arrangements and commitment decisions that prove necessary to ensure the smooth execution of the approved project under the best economic and technical conditions.

Done at Brussels, 17. XII. 1982

For the Council
The President

(s.) H, CHRISTOPHERSEN

Certified true copy
For the Secretary-General

A. DUBOIS
Director-General

COUNCIL DECISION
of 28 March 1983

on the financing by the European Development Fund
of a project for the supply of pharmaceutical
and medical products to Madagascar

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community,

Having regard to the second ACP-EEC Convention ⁽¹⁾ signed at Lomé
on 31 October 1979, and in particular Article 113 thereof,

Having regard to the 1979 Internal Agreement on the financing
and administration of Community aid ⁽²⁾, as last amended by
Decision 82/609/EEC ⁽³⁾, and in particular Article 19 thereof,

Having regard to the financing proposal from the Commission,

⁽¹⁾ OJ No L 347, 22.12.1980, p. 1.

⁽²⁾ OJ No L 347, 22.12.1980, p. 210.

⁽³⁾ OJ No L 247, 23. 8.1982, p. 30.

Whereas the EDF Committee did not deliver a favourable opinion on project No MA/507/81 at its meetings on 17 November 1981 and 16 February and 6 July 1982;

Whereas this project comes within the framework of the Malagasy Government's programme for the overhaul of the health service; whereas the counterpart funds from the sale of the pharmaceutical and medical products will be allocated only for the rehabilitation of a health project under the 4th EDF, which has the same aim,

HAS DECIDED AS FOLLOWS:

Sole Article

1. The project described below is hereby approved:

Registration No	Title	Financing authorized as a grant under the fifth EDF
MA/507/81	Supply of pharmaceutical and medical products and analysis of industrial sector rehabilitation	2 165 000 ECU

2. Commitment authorizations for a total sum of 2 165 000 ECU are hereby accorded.

3. The Chief Authorizing Officer of the European Development Fund is hereby instructed to make any adaptation arrangements and commitment decisions that prove necessary to ensure the smooth execution of the approved project under the best economic and technic conditions.

Done at Brussels, 28 March 1983

For the Council
The President

COUNCIL DECISION

of 25 July 1983

adjusting the amounts made available to the European Development Fund (1979) for the ACP States and for the overseas countries and territories (Antigua-and-Barbuda and Belize) (*)

(83/369/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the 1979 Internal Agreement on the financing and administration of Community aid (1), hereinafter referred to as the 'Internal Agreement', as amended by Decision 81/558/EEC (2) and Internal Agreement 82/608/EEC (3), and in particular Article 1 (4) thereof,

Having regard to the proposal from the Commission,

Whereas Antigua and Belize, which were formerly associated with the Community under Council Decision 80/1186/EEC of 16 December 1980 on the association of the overseas countries and territories with the European Economic Community (4), gained independence under the names of Antigua-and-Barbuda and Belize respectively and acceded to the second ACP-EEC Convention;

Whereas, in accordance with Article 1 (4) of the Internal Agreement, the amounts laid down for the overseas countries and territories in Article 1 (3) (b) of the said Agreement should be reduced and the amounts laid down for the ACP States in Article 1 (3) (a) should be correspondingly increased;

Whereas account should be taken of Decision 81/558/EEC, adopted between the signature and the

entry into force of Internal Agreement 82/608/EEC, and each of the amounts laid down in Article 1 (3) (a) first and third lines of the Internal Agreement should be increased by 10 million ECU,

HAS DECIDED AS FOLLOWS:

Article 1

Article 1 (3) of the Internal Agreement is hereby replaced by the following:

'3. The amount stated in paragraph 2 shall be allocated as follows:

- (a) 4 645,2 million ECU for the ACP States, comprising:
 - 2 997,7 million ECU in the form of grants,
 - 524,5 million ECU in the form of special loans,
 - 284 million ECU in the form of risk capital,
 - 557 million ECU in the form of transfers pursuant to Title II, Chapter 1 of the Convention,
 - 282 million ECU in the form of the special financing facility pursuant to Title III, Chapter 1 of the Convention;

(1) OJ No L 347, 22. 12. 1980, p. 210.

(2) OJ No L 203, 23. 7. 1981, p. 47.

(3) OJ No L 247, 23. 8. 1982, p. 26.

(4) OJ No L 361, 31. 12. 1980, p. 1.

(*) See also p. 191 of this Compilation.

(b) 66,8 million ECU for the countries and territories, comprising:

- 39,3 million ECU in the form of grants,
- 20,5 million ECU in the form of special loans,
- 7 million ECU in the form of risk capital,
- (for the record) in the form of the special financing facility pursuant to the provisions of the Decision relating to mining products;

(c) 9 million ECU in the form of transfers for the countries and territories, pursuant to those provisions of the Decision which concern the system for stabilizing export earnings.

Article 2

This Decision shall apply from 1 July 1983.

Done at Brussels, 25 July 1983.

For the Council

The President

C. SIMITIS

IV. - OTHER ACTS CONCERNING SIGNATORY COUNTRIES
TO THE LOME CONVENTION

COMMISSION DECISION

of 16 June 1983

accepting undertakings given in connection with the anti-dumping proceeding concerning imports of low carbon ferro-chromium originating in South Africa, Sweden, Turkey and Zimbabwe, and terminating that proceeding

(83/306/EEC)

THE COMMISSION 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⁾, as amended by Regulation (EEC) No 1580/82⁽²⁾, and in particular Article 10 thereof,

After consultations within the Advisory Committee as provided for by that Regulation,

Whereas :

A. Procedure

- (1) In November 1982, the Commission was asked by the Fachverband Ferrolegerungen Stahl und Leichtmetallveredler e.V., acting on behalf of a producer established in Germany representing the bulk of Community production of low carbon ferro-chromium, to review the undertakings accepted by the Commission in 1978 in the context of the anti-dumping proceeding in respect of South Africa and Sweden. The Commission also received at the same time a complaint made on behalf of the same Community producer concerning imports originating in Turkey and Zimbabwe. The request for a review and the complaint contained sufficient evidence that dumping was being practised and that material injury was being caused thereby. This evidence was sufficient to justify the initiation of an investigation and the Commission therefore announced, by a notice published in the *Official Journal of the European Communities*⁽³⁾, a review of the price undertakings accepted by the Commission in 1978 in the course of the anti-dumping proceeding concerning imports of low carbon ferro-chromium falling within subheading 73.02 ex E I of the Common Customs Tariff (NIMEXE code ex 73.02-52), originating in South Africa and Sweden, and the initiation of a new

anti-dumping proceeding concerning imports of this same product originating in Turkey and Zimbabwe and commenced its investigation.

- (2) The Commission officially so advised the exporters and importers known to be concerned as well as the representatives of the exporting countries and the complainant and gave the parties directly concerned an opportunity to make known their views in writing and at an oral hearing.
- (3) All the exporters and the majority of the importers known to be concerned took the opportunity to make known their views in writing; the exporters and a number of importers requested and were granted an oral hearing.
- (4) The authorized agent of the Turkish producer/exporter Etibank asked to meet the main Community producer to compare their viewpoints; the Commission was prepared to accede to this request but the Community producer refused to take part in a meeting and it was therefore not possible to organize a comparison of the respective viewpoints.
- (5) Certain Community purchasers of the product in question made known their views in writing and asked to be heard by the Commission, which acceded to their requests.
- (6) The Commission sought and verified all the information it deemed to be necessary for the purposes of a preliminary determination of dumping and carried out inspections at the premises of the following :
- the Community producer :
Elektrowerk Weisweiler, Düsseldorf, Germany,
 - non-Community producers/exporters :
 - Ferrolegeringar Trollhätteverken AB, Stockholm, Sweden,
 - Middelburg Steel and Alloys Holdings (PTY) Ltd, Sandton, South Africa,
 - Zimbabwe Alloys Ltd, Harare, Zimbabwe,
 - the importer :
Société Anonyme des Minerais, Luxembourg, acting on behalf of the Turkish producer/exporter Etibank.

(¹) OJ No L 339, 31. 12. 1979, p. 1.

(²) OJ No L 178, 22. 6. 1982, p. 9.

(³) OJ No C 338, 24. 12. 1982, p. 26.

- (7) The investigation into the dumping practices covered the period December 1981 to November 1982.

B. Normal Value

- (8) In order to establish the normal value for the Turkish and Zimbabwean exporters, the Commission had to take account of the fact that the sales of the like product effected by the Turkish and Zimbabwean exporters on their respective domestic markets do not permit of a valid comparison as the quantities involved are insufficient; in addition, the investigation in South Africa and Sweden revealed that the prices of like products sold by the exporters on their domestic markets had, over a significant period and in respect of substantial quantities, been less than all costs, both fixed and variable, ordinarily incurred in their production. The Commission therefore decided that the normal value for the four exporters concerned should be established on the basis of the constructed value.

- (9) The constructed values were established by taking, for the undertakings concerned, the total costs of the materials and manufacture, plus general costs, and adding a profit margin of 4 %, which was considered reasonable in the light of the results achieved by the undertakings in profitable years.

C. Export prices

- (10) The export prices were determined on the basis of the prices actually paid or to be paid for the products sold for export to the Community.

D. Comparison

- (11) In comparing normal value with export prices, the Commission made allowance, where necessary, for differences affecting the comparability of the prices and, in particular, differences in payment and delivery terms.
- (12) All the comparisons were made at the ex-works stage.

E. Margins

- (13) The above preliminary examination established that dumping was being practised by the four countries concerned, the margin of dumping being equal to the amount by which the normal value established exceeded the export price to the Community.
- (14) The margins thus established vary from 7,2 to 31,7 % depending on the exporting country.

F. Injury

- (15) With regard to the injury caused by the dumped imports, the evidence available to the Commission shows that imports into the Community of low carbon ferro-chromium originating in South

Africa, Sweden, Turkey and Zimbabwe rose from 17 166 tonnes in 1979 to 23 167 tonnes in 1982, which represents an increase from 21 to 39 % in the market share held by the countries concerned over the same period.

- (16) the selling prices of these imported products were below the prices required by the Community producer to cover its costs and ensure a reasonable profit.
- (17) With regard to the impact on the situation of the main Community producer, the facts available to the Commission show that the production of the complainant Community producer remained stable during the period under consideration, while its sales of low carbon ferro-chromium fell by 11 % between 1979 and 1982; the stocks of the Community producer, although relatively variable, therefore showed a substantial upward trend.
- (18) The profitability of the Community producer of the product in question, which was positive in 1980, became negative in 1981 and fell by a further 89 % in 1982, putting the undertaking, which can no longer meet its financial commitments, in an untenable situation despite its attempts to reduce costs.
- (19) The employment figures for the Community producer of the product in question show a 14 % drop in the workforce between 1980 and 1982; a continuation increase in dumped imports from the exporting countries will entail a serious danger of a further 15 % reduction in the number of workers employed at present.
- (20) The Commission has also examined the injury caused by other factors, such as the drop in global consumption of the product in question, which, in index terms, fell from 100 in 1979 to 73 in 1982; nevertheless, it has been established that this decline hit Community production harder than the dumped imports and the prices at which the products in question are offered for sale in the Community have caused the Commission to conclude that the effects of the dumped imports of low carbon ferro-chromium originating in South Africa, Sweden, Turkey and Zimbabwe, taken in isolation, must be considered as a source of material injury to the Community producer concerned.

G. Interest of the Community

- (21) The main Community users of low carbon ferro-chromium have maintained that the introduction of protective measures was not in the interests of the Community given that this would increase appreciably their costs and would consequently make them less competitive; however, in view of the particularly difficult financial situation which the Community producer must face as regards the production and sale of the product concerned and in order to prevent the closure of its plant, which

would make the Community dependent to a large extent on external suppliers, and in view of the relatively minor impact of an increase in the price of this product on the costs of the consuming industry, the Commission has nevertheless concluded that it is in the Community's interests to take such measures.

H. Undertakings

- (22) The exporters concerned were informed of the main findings of the preliminary investigation and submitted their comments; undertakings were subsequently offered by Middelburg Steel and Alloys Holdings (PTY) Ltd, Ferrolegeringar Trollhätteverken AB, Etibank, and Zimbabwe Alloys Ltd, in respect of their exports of low carbon ferro-chromium to the Community.
- (23) The undertakings will have the effect of raising prices for imports into the Community to the level which the Commission, after comparing the weighted average of the prices and costs of the Community producer with the costs and special marketing terms of the various importers, considers necessary to eliminate the injury; the increases in question are lower than the dumping margins.
- (24) In these circumstances, the undertakings offered are considered acceptable and the proceeding may therefore be terminated without imposition of anti-dumping duties.
- (25) No objection was raised by the Advisory Committee to this solution,

HAS DECIDED AS FOLLOWS:

Article 1

The undertakings given by Middelburg Steel and Alloys Holdings (PTY) Ltd, Ferrolegeringar Trollhätteverken AB, Etibank and Zimbabwe Alloys Ltd, in the context of the anti-dumping proceeding concerning imports of low carbon ferro-chromium falling within subheading 73.02 ex E 1 of the Common Customs Tariff (NIMEXE code ex 73.02-52), originating in South Africa, Sweden, Turkey and Zimbabwe are hereby accepted.

Article 2

The anti-dumping proceeding concerning imports of low carbon ferro-chromium originating in South Africa, Sweden, Turkey and Zimbabwe is hereby terminated.

Done at Brussels, 16 June 1983.

For the Commission
Wilhelm HAFERKAMP
Vice-President

European Communities – Council

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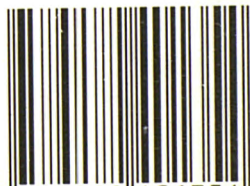
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