

Collection
of the Agreements
concluded by the
European Communities

Volume 9

1979

EUROPEAN COMMUNITIES

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ABBREVIATIONS

- ECSC** European Coal and Steel Community
(Treaty of Paris, signed 18.4.1951)
Member States: the Kingdom of Belgium, the Federal Republic of Germany, the French Republic, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands
- EEC** European Economic Community
(Treaty of Rome, signed 25.3.1957)
Member States: the Kingdom of Belgium, the Federal Republic of Germany, the French Republic, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands
- Euratom or EAEC** European Atomic Energy Community
(Treaty of Rome, signed 25.3.1957)
Member States: the Kingdom of Belgium, the Federal Republic of Germany, the French Republic, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands
- *
- By the Treaty of Brussels of 22 January 1972, the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland became members of the European Communities
- *
- AASM** Associated African States and Madagascar
- ACP** African, Caribbean and Pacific States
- COST** European Cooperation in the Field of Scientific and Technical Research

EAC	East African Community before 1976:
ESTAF	East African Federation
GATT	General Agreement on Tariffs and Trade
IAEA	International Atomic Energy Agency
IDA	International Development Association
IEA	International Energy Agency
ILO	International Labour Organization
MFA	Arrangement regarding International Trade in Textiles (Multifibre Arrangement)
OECD	Organization for Economic Cooperation and Development
OJ	Official Journal of the European Communities
OJ ECSC	Official Journal of the European Coal and Steel Community
UNRWA	United Nations Relief and Works Agency for Palestine Refugees in the Near-East
d. ⁽¹⁾	deposit of instruments of ratification, acceptance, approval, etc.
e. ⁽¹⁾	exchange of instruments of ratification, acceptance, approval, etc.
n. ⁽¹⁾	notification of instruments of ratification, acceptance, approval, etc.

⁽¹⁾ Where the column 'Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.' is left blank, this means that the agreement in question makes no provision on the matter.

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PART ONE

**Bilateral agreements
concluded by the
European Economic Community**

CHAPTER I

European countries

Agreement
between the EEC and the Republic of Austria

AGREEMENT

in the form of an exchange of letters ⁽¹⁾ amending the Agreement between the European Economic Community and the Republic of Austria ⁽²⁾

COUNCIL REGULATION (EEC) No 2451/78

of 19 September 1978

concerning the conclusion of the Agreement in the form of an exchange of letters amending the Agreement between the European Economic Community and the Republic of Austria for the purpose of adjusting certain tariff specifications

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 recommendation from the Commission,

Whereas in consequence of the amendments resulting from the recommendation of 18 June 1976 of the Customs Cooperation Council and of certain autonomous changes to the Common Customs Tariff and the Austrian Customs Tariff, certain tariff specifications in the Agreement between the European Economic Community and the Republic of Austria should be adjusted;

(1) OJ No L 302, 28.10.1978.

(2) This Agreement appears in Volume 1, page 5.

Whereas, moreover, it is necessary to amend the Agreement referred to above in order to establish a simplified procedure for adjusting tariff specifications in the event of further amendments to the tariffs of the Contracting Parties,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters amending the Agreement between the European Economic Community and the Republic of Austria 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 third day following its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 1 January 1978.

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

Done at Brussels, 19 September 1978.

For the Council
The President
H. D. GENSCHER

AGREEMENT

**in the form of an exchange of letters amending the Agreement between
the European Economic Community and the Republic of Austria**

Letter No 1

Brussels,.....

Your Excellency,

As a result of the implementation with effect from 1 January 1978 of the recommendation of the Customs Cooperation Council of 18 June 1976 concerning the amendment of the nomenclature for the classification of goods in customs tariffs, and of certain autonomous changes to the Common Customs Tariff and the Austrian Customs Tariff, adjustments should be made to the nomenclature of certain tariff specifications in the Agreement between the European Economic Community and the Republic of Austria signed on 22 July 1972.

Moreover, in order to simplify the procedure to be followed in future for adjusting tariff specifications in the event of further amendments to the Customs Tariff of one or other of the Contracting Parties, an Article 12a should be inserted in the Agreement.

The amendments referred to above are annexed.

I have the honour to confirm the agreement of the Community to the amendments in question and I would propose that they enter into force with effect from 1 January 1978.

I should be obliged if you would confirm the agreement of your Government to the foregoing.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Brussels,.....

Sir,

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

'As a result of the implementation with effect from 1 January 1978 of the recommendation of the Customs Cooperation Council of 18 June 1976 concerning the amendment of the nomenclature for the classification of goods in customs tariffs, and of certain autonomous changes to the Common Customs Tariff and the Austrian Customs Tariff, adjustments should be made to the nomenclature of certain tariff specifications in the Agreement between the European Economic Community and the Republic of Austria signed on 22 July 1972.

Moreover, in order to simplify the procedure to be followed in future for adjusting tariff specifications in the event of further amendments to the Customs Tariff of one or other of the Contracting Parties, an Article 12a should be inserted in the Agreement.

The amendments referred to above are annexed.

I have the honour to confirm the agreement of the Community to the amendments in question and I would propose that they enter into force with effect from 1 January 1978.

I should be obliged if you would confirm the agreement of your Government to the foregoing.'

I am able to confirm the agreement of my Government to the foregoing pending ratification.

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

*On behalf of the Government of
the Republic of Austria*

ANNEX

AMENDMENTS TO BE MADE TO THE AGREEMENT BETWEEN THE EUROPEAN ECONOMIC COMMUNITY AND THE REPUBLIC OF AUSTRIA

I. The following Article 12a shall be inserted after Article 12:

In the event of amendments to the customs tariff nomenclature of one or both of the Contracting Parties for products referred to in the Agreement, the Joint Committee may adapt the tariff nomenclature of those products in the Agreement to conform with such amendments having due regard to the principle that the advantages resulting from the Agreement should be maintained.

II. From 1 January 1978, Article 1(1), (2) and (3) of Protocol 1 shall be amended as follows:

1. Customs duties on imports into the Community as originally constituted of products falling within Chapter 48 or 49 of the Common Customs Tariff shall be progressively abolished in accordance with the following timetable:

Timetable	Products falling within heading or subheading Nos 48.01 C II, 48.01 F, 48.07 C, 48.13 or 48.15 B	Other products
	Rates of duty applicable – percentage	Percentage of basic duties applicable
1 January 1978	8	65
1 January 1979	6	50
1 January 1980	6	50
1 January 1981	4	35
1 January 1982	4	35
1 January 1983	2	20
1 January 1984	0	0

2. Customs duties on imports into Ireland of products referred to in paragraph 1 shall be progressively abolished in accordance with the following timetable:

Timetable	Percentage of basic duties applicable
1 January 1978	20
1 January 1979	15
1 January 1980	15
1 January 1981	10
1 January 1982	10
1 January 1983	5
1 January 1984	0

3. By way of derogation from Article 3 of the Agreement, Denmark and the United Kingdom shall apply the following customs duties to imports of products referred to in paragraph 1 which originate in Austria:

Timetable	Products falling within heading or subheading Nos 48.01 C II, 48.01 F, 48.07 C, 48.13 or 48.15 B	Other products
	Rates of duty applicable – percentage	Percentage of Common Customs Tariff duty applicable
1 January 1978	8	65
1 January 1979	6	50
1 January 1980	6	50
1 January 1981	4	35
1 January 1982	4	35
1 January 1983	2	20
1 January 1984	0	0

III. From 1 January 1978, the table in Article 2(2) of Protocol 1 shall be amended as follows:

CCT heading No	Description
56.01 to 81.03	} (unchanged)
81.04	
	B. (unchanged)
	C. (unchanged) ..
	D. Chromium:
	I. Unwrought; waste and scrap: .
	b) Other
	II. Other
	E. to R. (unchanged)

IV. From 1 January 1978, the nomenclature of Annex A to Protocol 1 shall be amended as follows:

CCT heading No	Description
Chapter 48	(unchanged)
48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets:
	C. (unchanged)
	ex II. (unchanged)
	ex F. Other:
	— Bible paper, manifold (thin typing) paper; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5%
	— Printing paper and writing paper, containing mechanical wood pulp, excluding copying tissue
	— Other, excluding cellulose wadding, tissues, fluting paper for corrugated paperboard and sulphite paper for wrapping purposes
	— Other paper
	— Other paperboard

CCT heading No	Description
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets: C. Other: — Coated printing or writing paper — Other
48.15	(unchanged)
ex Chapter 48	Other products falling within Chapter 48, excluding products falling within subheading 48.01 A
ex Chapter 49	(unchanged)

- V. From 1 January 1978, the nomenclature of Annex B to Protocol 1 shall be amended as follows:

CCT heading No	Description
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets: C. Other: — Coated printing or writing paper — Other

VI. From 1 January 1978, the nomenclature of Annex C to Protocol 1 shall be amended as follows:

CCT heading No	Description
48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets: C. (unchanged) ex II. (unchanged) ex F. Other: — Bible paper, manifold (thin typing) paper; other printing paper and other writing paper, not containing mechanical wood pulp or in which mechanical wood pulp does not represent more than 5% — Printing paper and writing paper, containing mechanical wood pulp, excluding copying tissue — Other, excluding cellulose wadding, tissue, fluting paper for corrugated paperboard and sulphite paper for wrapping purposes
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets: C. Other: — Coated printing or writing paper — Other
48.15 to 76.01	} (unchanged)

VII. From 1 January 1978, the nomenclature of Annex D to Protocol 1 shall be amended as follows:

Austrian Customs Tariff heading No	Description
48.01 A I a) to 48.03 A	} (unchanged)
ex 48.07 B	Transfer paper

Austrian Customs Tariff heading No	Description
ex 48.07 D	Indigo paper
ex 48.07 I	Photographic paper, not sensitized; shellac paper
48.08	(unchanged)
48.11 C	(unchanged)
ex 48.13	(unchanged)
48.15 B	(unchanged)
48.21 C	(unchanged)

VIII. From 1 January 1978, the nomenclature of Annex E to Protocol 1 shall be amended as follows:

Austrian Customs Tariff heading No	Description
48.01	<p>Paper and paperboard (including cellulose wadding), in rolls or sheets:</p> <p>A. Machine-made paper (excluding articles falling within subheading 48.01 C):</p> <ul style="list-style-type: none"> — Printing paper and writing paper, not containing mechanical wood pulp, falling within subheading 48.01 A 8 — Other products falling within subheading 48.01 A <p>B. Machine-made paperboard (excluding articles falling within subheading 48.01 C):</p> <p>2. Paperboard made mechanically sheet by sheet (imitation hand-made paperboard)</p>
48.04	(unchanged)
48.05	(unchanged)
48.07	<p>Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets:</p> <p>ex I. Coated printing paper and writing paper, coated printing paperboard and writing paperboard</p>
48.15	(unchanged)
ex Chapter 48	Other products falling within Chapter 48
ex Chapter 49	(unchanged)

IX. From 1 January 1978, the nomenclature of Annex F to Protocol 1 shall be amended as follows:

Austrian Customs Tariff heading No	Description
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets

X. From 1 January 1978, the nomenclature of Annex G to Protocol 1 shall be amended as follows:

Austrian Customs Tariff heading No	Description
48.01	<p>Paper and paperboard (including cellulose wadding), in rolls or sheets:</p> <p>A. Machine-made paper (excluding articles falling within subheading 48.01 C):</p> <ul style="list-style-type: none"> — Printing paper and writing paper, not containing mechanical wood pulp, falling within subheading 48.01 A 8 — Other products falling within subheading 48.01 A <p>B. Machine-made paperboard (excluding articles falling within subheading 48.01 C):</p> <ol style="list-style-type: none"> 2. Paperboard made mechanically sheet by sheet (imitation hand-made paperboard)
48.04	(unchanged)
48.05	(unchanged)
48.07	<p>Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets:</p> <p>ex I. Coated printing paper and writing paper, coated printing paperboard and writing paperboard</p>
48.15	(unchanged)
73.15	(unchanged)
76.01	(unchanged)

XI. From 1 January 1978, Table I in Protocol 2 shall be amended as follows:

EUROPEAN ECONOMIC COMMUNITY

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
15.10 to 18.06	} (unchanged)	(unchanged)	(unchanged)
19.02	Malt extract; preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa: A. Malt extract B. Other	8% + vc 11% + vc	vc vc
19.03 to 19.05	} (unchanged)	(unchanged)	(unchanged)
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products: A. Crispbread B. Matzos C. Communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products D. Other	9% + vc with a max. of 24% + adf 6% + vc with a max. of 20% + adf 7% + vc 14% + vc	vc vc vc vc
19.08	(unchanged)	(unchanged)	(unchanged)

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
21.02	<p>Extracts, essences or concentrates, of coffee, tea or maté and preparations with a basis of those extracts, essences or concentrates: roasted chicory and other roasted coffee substitutes and extracts, essences and concentrates thereof:</p> <p>C. Roasted chicory and other roasted coffee substitutes: II. Other</p> <p>D. Extracts, essences and concentrates of roasted chicory and other roasted coffee substitutes: II. Other</p>	<p>8% + vc</p> <p>14% + vc</p>	<p>vc</p> <p>vc</p>
21.04 to 21.06	} (unchanged)	(unchanged)	(unchanged)
21.07	<p>Food preparations not elsewhere specified or included:</p> <p>A. (unchanged)</p> <p>B. (unchanged)</p> <p>C. (unchanged)</p> <p>D. (unchanged)</p> <p>E. (unchanged)</p> <p>G. Other:</p> <p>I. Containing no milkfats or containing less than 1.5% by weight of such fats:</p> <p>a) Containing no sucrose or containing less than 5% by weight of sucrose (including invert sugar expressed as sucrose):</p> <p>ex 1. Containing no starch or containing less than 5% by weight of starch: — Hydrolysates of proteins; autolysates of yeast</p> <p>2. Containing by weight of starch 5% or more</p>	<p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>20%</p> <p>13% + vc</p>	<p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>(unchanged)</p> <p>6%</p> <p>vc</p>

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
21.07 (cont'd)	b) Containing 5% or more but less than 15% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	c) Containing 15% or more but less than 30% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	d) Containing 30% or more but less than 50% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	e) Containing 50% or more but less than 85% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	f) Containing 85% or more by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	II. Containing 1.5% or more but less than 6% by weight of milkfats	13% + vc	vc
	III. Containing 6% or more but less than 12% by weight of milkfats	13% + vc	vc
	IV. Containing 12% or more but less than 18% by weight of milkfats	13% + vc	vc
	V. Containing 18% or more but less than 26% by weight of milkfats	13% + vc	vc

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
21.07 (cont'd)	VI. Containing 26% or more but less than 45% by weight of milkfats:		
	— In immediate packings of a net capacity of 1 kg or less	13% + vc	vc
	— Other	13% + vc	6% + vc
	VII. Containing 45% or more but less than 65% by weight of milkfats:		
	— In immediate packings of a net capacity of 1 kg or less	13% + vc	vc
	— Other	13% + vc	6% + vc
	VIII. Containing 65% or more but less than 85% by weight of milkfats:		
	— In immediate packings of a net capacity of 1 kg or less	13% + vc	vc
	— Other	13% + vc	6% + vc
	IX. Containing 85% or more by weight of milkfats:		
— In immediate packings of a net capacity of 1 kg or less	13% + vc	vc	
— Other	13% + vc	6% + vc	
22.02 to 39.06	} (unchanged)	(unchanged)	(unchanged)

XII. From 1 January 1978 Table II in Protocol 2 shall be amended as follows:

AUSTRIA

Austrian Customs Tariff heading No	Description	Basic duties	Duty applicable on 1 July 1977
15.10 to 18.06	} (unchanged)	(unchanged)	(unchanged)
19.02	Malt extract; preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa:		
	A. Malt extract	8% + vc	vc
	B. Other	10% + vc	vc
19.03 to 19.05	} (unchanged)	(unchanged)	(unchanged)
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:		
	A. Permanent bread, packed, sliced bread and ships' biscuits	11% + vc	vc
	B. Cachets of a kind suitable for pharmaceutical use	7% + vc	vc
	C. Communion wafers, sealing wafers, rice paper and similar products	7% + vc	vc
	D. Other	11% + vc	vc
19.08	(unchanged)	(unchanged)	(unchanged)
ex 21.02 C	Roasted coffee substitutes and extracts, essences and concentrates thereof, excluding roasted chicory, not mixed with other substances or extracts, essences and concentrates thereof	14% + vc	vc

Austrian Customs Tariff heading No	Description	Basic duties	Duty applicable on 1 July 1977
21.04 to 21.06 A 3	(unchanged)	(unchanged)	(unchanged)
ex 21.07	Food preparations not elsewhere specified or included; excluding sugar syrops containing added flavouring or colouring matter:		
	— Cereals in grain or ear form, pre- cooked or otherwise prepared	13% + vc	vc
	— Ravioli, macaroni, spaghetti and similar products	13% + vc	vc
	— Ice-cream (not including ice-cream powder) and other ices	13% + vc	vc
	— Prepared yoghurt; prepared milk, in powder form, for use as infant food or dietetic or culinary purposes	13% + vc	vc
	— Other:		
	— Containing 1.5% or more by weight of milkfats or 5% or more by weight of sugar (expressed as invert sugar) or 5% or more by weight of starch	13% + vc	vc
	— Hydrolysates of proteins; autoly- sates of yeast	30% with a min. of A. Sch. 280.00 per 100 kg	14% with a min. of A. Sch. 130.00 per 100 kg
22.02 to 35.06	(unchanged)	(unchanged)	(unchanged)
ex 35.07 C	Prepared enzymes, containing 1.5% or more by weight of milkfats or 5% or more by weight of sugar (expressed as invert sugar) or 5% or more by weight of starch	13% + vc	vc
ex 38.19 C 2 to ex 39.06 C	(unchanged)	(unchanged)	(unchanged)

AGREEMENT

BETWEEN THE EUROPEAN ECONOMIC COMMUNITY AND THE REPUBLIC OF AUSTRIA (1)

DECISIONS OF THE EEC-AUSTRIA JOINT COMMITTEE

taken in the framework of the Agreement between the European Economic Community and the Republic of Austria and amending the text thereof

Joint Committee Decision No 1/78 of 5 December 1978 replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation (2) (3)

(1) This Agreement appears in Volume 1, page 5.

(2) OJ No L 376, 30.12.1978.

(3) Identical Decisions have been taken in the framework of the Agreements between the EEC and

- the Republic of Finland (Council Regulation (EEC) No 3166/78),
- the Republic of Iceland (Council Regulation (EEC) No 3167/78),
- the Kingdom of Norway (Council Regulation (EEC) No 3168/78),
- the Portuguese Republic (Council Regulation (EEC) No 3169/78),
- the Kingdom of Sweden (Council Regulation (EEC) No 3170/78)
- the Swiss Confederation (Council Regulation (EEC) No 3171/78).

COUNCIL REGULATION (EEC) No 3165/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Austria Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Austria ⁽¹⁾ was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Austria Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Austria Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

(1) This Agreement appears in Volume 1, page 5.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

For the Council
The President
H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 5 December 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Austria, signed in Brussels on 22 July 1972,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof.

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Austria, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Austria, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 5 December 1978.

For the Joint Committee
The Chairman
P. DUCHATEAU

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters ⁽¹⁾ amending the Agreement between the European Economic Community and the Republic of Austria⁽²⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EEC	12.6.1979	—	12.6.1979 ⁽³⁾	indefinite
AUSTRIA				

(1) OJ No L 302, 28.10.1978.

(2) This Agreement appears in Volume 1, page 5.

(3) Applicable from 1.1.1978.

Agreements
between the EEC and the Portuguese Republic

EXCHANGE OF LETTERS ⁽¹⁾

relating to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic ⁽²⁾

COUNCIL REGULATION (EEC) No 2607/78

of 30 October 1978

concerning the conclusion of the exchange of letters relating to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic

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 recommendation from the Commission,

Having regard to the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972,

Whereas the provisions of the exchange of letters of 20 December 1972 relating to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic should be extended and the exchange of letters to this effect should be concluded,

⁽¹⁾ OJ No L 315, 9.11.1978.

⁽²⁾ This Agreement appears in Volume 1, page 747.

HAS ADOPTED THIS REGULATION:

Article 1

The exchange of letters relating to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic is hereby approved on behalf of the Community.

The text of the exchange of letters is annexed to this Regulation.

Article 2

The President of the Council is hereby authorized to designate the person empowered to sign the exchange of letters, 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, 30 October 1978.

For the Council
The President
J. ERTL

EXCHANGE OF LETTERS

relating to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic

Letter No 1

Brussels,

Sir,

Pursuant to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972, I have the honour to inform you that Portugal agrees to the extension to 31 October 1979 of the detailed arrangements contained in the exchange of letters of 20 December 1972 between Portugal and the Community relating to the conditions in accordance with which prepared and preserved sardines falling within subheading 16.04 D of the Common Customs Tariff are imported into the Community.

The Government of Portugal undertakes, moreover, to ensure that the prices charged on imports into the Community from 1 November 1978 shall not be less than the prices set in the Annex and also to prevent any deflection of trade.

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

For the Government of Portugal

ANNEX

Size		Net weight		Semi-gross weight less packaging	Capacity	Coefficients	Minimum prices customs duties included in u.a. per carton of 100 tins	
Trade specifications	Total height mm	ounces	grams	grams	cubic cm		Community:	
							in olive oil	in another sauce
<i>Rectangular bottom:</i>								
$\frac{1}{8}$ club	20	2	56	95	53	0.60	11.70	10.80
$\frac{1}{4}$ club	25	2 $\frac{1}{2}$	80	120	75	0.70	13.65	12.60
$\frac{1}{4}$ reduced	18	2 $\frac{1}{2}$	74	130	73	0.77	15.02	13.86
$\frac{1}{8}$ club	30	3 $\frac{1}{2}$	90	140	93	0.80	15.60	14.40
$\frac{1}{4}$ special	25	3 $\frac{1}{2}$	90	140	90	0.85	16.58	15.30
$\frac{1}{8}$ low plat	24	3 $\frac{1}{2}$	95	145	96	0.90	17.55	16.20
$\frac{1}{4}$ club	30	4 $\frac{1}{2}$	125	190	125	} 1.00	19.50	17.00
$\frac{1}{8}$ P 25				176	125			
$\frac{1}{4}$ usual	22	3 $\frac{1}{2}$	105	180	106			
$\frac{1}{8}$ (club 30)				188	130			

$\frac{1}{4}$ usual	24	4 $\frac{1}{2}$	125	195	125	}	1-10	21-45	19-80
$\frac{1}{4}$ usual	30	5 $\frac{1}{2}$	150	240	169				
$\frac{1}{4}$ club	40	6 $\frac{1}{2}$	175	250	178	}	1-30	25-35	23-40
$\frac{1}{4}$ P 30				250	187				
$\frac{1}{4}$ American	30	7	200	300	207		1-60	31-20	28-80
$\frac{1}{4}$ usual	40	9 $\frac{1}{2}$	260	326	250	}			
$\frac{1}{4}$ P				337	250			1-80	35-10
$\frac{1}{4}$ club long	40	8 $\frac{1}{2}$	248	320	241				
$\frac{1}{4}$ low	30	9 $\frac{1}{2}$	260	370	245		2-20	42-90	39-60
$\frac{1}{4}$ usual long	40	11 $\frac{1}{2}$	325	423	313		2-50	48-75	45-00
$\frac{1}{4}$ usual	48	11	310	390	297		2-60	50-70	46-80
$\frac{1}{4}$ large	40	11 $\frac{1}{2}$	325	460	330	}			
$\frac{1}{4}$ P				476	375			2-70	52-65
$\frac{1}{4}$				902	750	}			
$\frac{1}{4}$	80	27 $\frac{1}{2}$	780	950	771			4-65	90-68
<i>Oval bottom:</i>									
$\frac{1}{4}$ oval	40	15	425	555	452		3-40	66-30	61-20

Letter No 2

Brussels,.....

Your Excellency,

I hereby acknowledge receipt of your letter of today, worded as follows:

'Pursuant to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972, I have the honour to inform you that Portugal agrees to the extension to 31 October 1979 of the detailed arrangements contained in the exchange of letters of 20 December 1972 between Portugal and the Community relating to the conditions in accordance with which prepared and preserved sardines falling within subheading 16.04 D of the Common Customs Tariff are imported into the Community.

The Government of Portugal undertakes, moreover, to ensure that the prices charged on imports into the Community from 1 November 1978 shall not be less than the prices set in the Annex and also to prevent any deflection of trade.'

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

*On behalf of the Council of
the European Communities*

ANNEX

Size		Net weight		Semi-gross weight less packaging	Capacity	Coefficients	Minimum prices customs duties included in u.a. per carton of 100 tins	
Trade specifications	Total height mm	ounces	grams	grams	cubic cm		Community:	
							in olive oil	in another sauce
<i>Rectangular bottom:</i>								
$\frac{1}{16}$ club	20	2	56	95	53	0.60	11.70	10.80
$\frac{1}{8}$ club	25	2 $\frac{1}{2}$	80	120	75	0.70	13.65	12.60
$\frac{1}{4}$ reduced	18	2 $\frac{1}{2}$	74	130	73	0.77	15.02	13.86
$\frac{1}{8}$ club	30	3 $\frac{1}{2}$	90	140	93	0.80	15.60	14.40
$\frac{1}{4}$ special	25	3 $\frac{1}{2}$	90	140	90	0.85	16.58	15.30
$\frac{1}{8}$ low plat	24	3 $\frac{1}{2}$	95	145	96	0.90	17.55	16.20
$\frac{1}{4}$ club	30	4 $\frac{1}{4}$	125	190	125	} 1.00	19.50	17.00
$\frac{1}{8}$ P 25				176	125			
$\frac{1}{4}$ usual	22	3 $\frac{1}{2}$	105	180	106			
$\frac{1}{8}$ (club 30)				188	130			

$\frac{1}{2}$ usual	24	4 $\frac{1}{8}$	125	195	125	}	1-10	21-45	19-80	
$\frac{1}{2}$ usual	30	5 $\frac{1}{4}$	150	240	169		}	1-30	25-35	23-40
$\frac{1}{2}$ club	40	6 $\frac{1}{4}$	175	250	178					
$\frac{1}{2}$ P 30				250	187					
$\frac{1}{2}$ American	30	7	200	300	207	}	1-60	31-20	28-80	
$\frac{1}{2}$ usual	40	9 $\frac{1}{4}$	260	326	250		}	1-80	35-10	32-40
$\frac{1}{2}$ P				337	250					
$\frac{1}{2}$ club long	40	8 $\frac{1}{2}$	248	320	241					
$\frac{1}{2}$ low	30	9 $\frac{1}{4}$	260	370	245	}	2-20	42-90	39-60	
$\frac{1}{2}$ usual long	40	11 $\frac{1}{2}$	325	423	313		2-50	48-75	45-00	
$\frac{1}{2}$ usual	48	11	310	390	297	}	2-60	50-70	46-80	
$\frac{1}{2}$ large	40	11 $\frac{1}{2}$	325	460	330		}	2-70	52-65	48-60
$\frac{1}{2}$ P				476	375					
$\frac{1}{2}$				902	750	}	4-65	90-68	83-70	
$\frac{1}{2}$	80	27 $\frac{1}{2}$	780	950	771					
<i>Oval bottom:</i>										
$\frac{1}{2}$ oval	40	15	425	555	452		3-40	66-30	61-20	

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Portuguese Republic regarding prepared or preserved tomatoes falling within subheading 20.02 C of the Common Customs Tariff ⁽¹⁾

COUNCIL REGULATION (EEC) No 2882/78

of 5 December 1978

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the Portuguese Republic regarding prepared or preserved tomatoes falling within subheading 20.02 C of the Common Customs Tariff

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 recommendation from the Commission,

Whereas it is necessary to conclude the Agreement in the form of an exchange of letters between the European Economic Community and the Portuguese Republic regarding prepared or preserved tomatoes falling within subheading 20.02 C of the Common Customs Tariff,

⁽¹⁾ OJ No L 344, 8.12.1978.

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the Portuguese Republic regarding prepared or preserved tomatoes falling within subheading 20.02 C of the Common Customs Tariff 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 appoint the person empowered to sign the Agreement for the purpose of binding 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, 5 December 1978.

For the Council
The President
M. LAHNSTEIN

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Portuguese Republic regarding prepared or preserved tomatoes falling within subheading 20.02 C of the Common Customs Tariff

Letter No 1

Brussels,

Sir,

I have the honour to refer to Article 3 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972 and to the exchange of letters of 5 December 1975.

I have the honour to inform you that for 1979 the Community is ready to renew the volume agreed for the preceding year. Accordingly, the Portuguese Government undertakes to adopt the necessary measures in order that the quantities of tomatoes that have been prepared or preserved otherwise than by vinegar or acetic acid, falling within subheading 20.02 C of the Common Customs Tariff, supplied to the Community in 1979, do not exceed 90 000 tonnes.

I should be grateful if you would kindly confirm the agreement of your Government to the contents of this letter.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Brussels,.....

Sir,

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

'I have the honour to refer to Article 3 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972 and to the exchange of letters of 5 December 1975.

I have the honour to inform you that for 1979 the Community is ready to renew the volume agreed for the preceding year. Accordingly, the Portuguese Government undertakes to adopt the necessary measures in order that the quantities of tomatoes that have been prepared or preserved otherwise than by vinegar or acetic acid, falling within subheading 20.02 C of the Common Customs Tariff, supplied to the Community in 1979, do not exceed 90 000 tonnes.

I should be grateful if you would kindly confirm the agreement of your Government to the contents of this letter.'

I have the honour to confirm the agreement of my Government to the contents of that letter.

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

*For the Government of
The Portuguese Republic*

AGREEMENT

in the form of an exchange of letters ⁽¹⁾ amending the Agreement between the European Economic Community and the Portuguese Republic ⁽²⁾

COUNCIL REGULATION (EEC) No 2453/78

of 19 September 1978

concerning the conclusion of the Agreement in the form of an exchange of letters amending the Agreement between the European Economic Community and the Portuguese Republic for the purpose of adjusting certain tariff specifications

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 recommendation from the Commission,

Whereas in consequence of the amendments resulting from the recommendation of 18 June 1976 of the Customs Cooperation Council and of certain autonomous changes to the Common Customs Tariff and the Portuguese Customs Tariff certain tariff specifications in the Agreement between the European Economic Community and the Portuguese Republic should be adjusted;

⁽¹⁾ OJ No L 302, 28.10.1978.

⁽²⁾ This Agreement appears in Volume 1, page 747.

Whereas, moreover, it is necessary to amend the Agreement referred to above in order to establish a simplified procedure for adjusting tariff specifications in the event of further amendments to the tariffs of the Contracting Parties,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters amending the Agreement between the European Economic Community and the Portuguese Republic 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 third day following its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 1 January 1978.

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

Done at Brussels, 19 September 1978.

For the Council
The President
H.-D. GENSCHER

AGREEMENT

**in the form of an exchange of letters amending the Agreement between
the European Economic Community and the Portuguese Republic**

Letter No 1

Brussels,.....

Your Excellency,

As a result of the implementation with effect from 1 January 1978 of the recommendation of the Customs Cooperation Council of 18 June 1976 concerning the amendment of the nomenclature for the classification of goods in customs tariffs, and of certain autonomous changes to the Common Customs Tariff and the Portuguese Customs Tariff, adjustments should be made to the nomenclature of certain tariff specifications in the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972.

Moreover, in order to simplify the procedure to be followed in future for adjusting tariff specifications in the event of further amendments to the Customs Tariff of one or other of the Contracting Parties, an Article 13a should be inserted in the Agreement.

The amendments referred to above are annexed.

I have the honour to confirm the agreement of the Community to the amendments in question and I would propose that they enter into force with effect from 1 January 1978.

I should be obliged if you would confirm the agreement of your Government to the foregoing.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Brussels,

Sir,

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

'As a result of the implementation with effect from 1 January 1978 of the recommendation of the Customs Cooperation Council of 18 June 1976 concerning the amendment of the nomenclature for the classification of goods in customs tariffs, and of certain autonomous changes to the Common Customs Tariff and the Portuguese Customs Tariff, adjustments should be made to the nomenclature of certain tariff specifications in the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972.

Moreover, in order to simplify the procedure to be followed in future for adjusting tariff specifications in the event of further amendments to the Customs Tariff of one or other of the Contracting Parties, an Article 13a should be inserted in the Agreement.

The amendments referred to above are annexed.

I have the honour to confirm the agreement of the Community to the amendments in question and I would propose that they enter into force with effect from 1 January 1978.

I should be obliged if you would confirm the agreement of your Government to the foregoing.'

I am able to confirm the agreement of my Government to the foregoing.

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

*On behalf of the Government of
The Portuguese Republic*

ANNEX

**AMENDMENTS TO BE MADE TO THE AGREEMENT BETWEEN
THE EUROPEAN ECONOMIC COMMUNITY AND THE
PORTUGUESE REPUBLIC**

I. The following Article 13a shall be inserted after Article 13:

In the event of amendments to the customs tariff nomenclature of one or both of the Contracting Parties for products referred to in the Agreement, the Joint Committee may adapt the tariff nomenclature for those products in the Agreement to conform with such amendments having due regard to the principle that the advantages resulting from the Agreement should be maintained.

II. From 1 January 1978, List C in Annex II to the Agreement shall be amended as follows:

Portuguese Customs Tariff heading No	Description	Rates of duty applicable from 1. 1. 1972 (in Portuguese escudos)	Fiscal element (in Portuguese escudos)
27.09 to ex 92.07	} (unchanged)	(unchanged)	(unchanged)
92.11	Gramophones, dictating machines and other sound recorders or reproducers, including record-players and tape decks, with or without soundheads; television image and sound recorders or reproducers:		
03	Not specified	60.00	60.00
92.13 to 98.04	} (unchanged)	(unchanged)	(unchanged)

III. From 1 January 1978, Annex III to the Agreement shall be amended as follows:

Portuguese Customs Tariff heading No	Description	Basic duty (in Portuguese escudos)
28.38 to 39.02	} (unchanged)	(unchanged)
41.02		
	Bovine cattle leather (including buffalo leather) and equine leather, except leather falling within heading No 41.06 or 41.08:	
03	Semi-tanned chromed, wet (wet blues)	1 00
05	Not specified	60 00
42.04 and 56.01	} (unchanged)	(unchanged)

IV. From 1 January 1978, Article 1 (1), (2) and (3) of Protocol 1 shall be amended as follows:

1. Customs duties on imports into the Community as originally constituted of products falling within Chapter 48 or 49 of the Common Customs Tariff shall be progressively abolished in accordance with the following timetable:

Timetable	Products falling within heading or subheading Nos 48.01 C II, 48.01 F, 48.07 C, 48.13 or 48.15 B	Other products
	Rates of duty applicable — percentage	Percentage of basic duties applicable
1 January 1978	8	65
1 January 1979	6	50
1 January 1980	6	50
1 January 1981	4	35
1 January 1982	4	35
1 January 1983	2	20
1 January 1984	0	0

2. Customs duties on imports into Ireland of products referred to in paragraph 1 shall be progressively abolished in accordance with the following timetable:

Timetable	Percentage of basic duties applicable
1 January 1978	20
1 January 1979	15
1 January 1980	15
1 January 1981	10
1 January 1982	10
1 January 1983	5
1 January 1984	0

3. By way of derogation from Article 3 of the Agreement, Denmark and the United Kingdom shall apply the following customs duties to imports of products referred to in paragraph 1 which originate in Portugal:

Timetable	Products falling within heading or subheading Nos 48.01 C II, 48.01 F, 48.07 C, 48.13 or 48.15 B Rates of duty applicable — percentage	Other products Percentage of Common Customs Tariff duties applicable
1 January 1978	8	65
1 January 1979	6	50
1 January 1980	6	50
1 January 1981	4	35
1 January 1982	4	35
1 January 1983	2	20
1 January 1984	0	0

- V. From 1 January 1978, the nomenclature of the tables in Article 1 (4) of Protocol 1 shall be amended as follows:

UNITED KINGDOM

CCT heading No	Description
48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets: C. (unchanged) ex II. (unchanged) F. Other
48.05 to 49.11	} (unchanged)

DENMARK

CCT heading No	Description
48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets: C. (unchanged) ex II. (unchanged) ex F. Other: — Bible paper, manifold (thin typing) paper; other printing paper and writing paper containing not more than 5% of mechanical wood pulp — Paper and paperboard consisting of two or more layers of different composition (duplex, triplex, multiplex, etc.)
ex Chapter 48	Paper and paperboard, articles of paper pulp, of paper or of paperboard, with the exception of: — Products falling within subheading 48.01 A (newsprint) — Kraft liner falling within subheading ex 48.01 C II — Products falling within subheading ex 48.01 F
49.03 to 49.11	} (unchanged)

- VI. From 1 January 1978, heading No 59.09 (Textile fabrics coated or impregnated with oil or preparations with a basis of drying oil) shall be deleted from Annex C to Protocol 1.
- VII. From 1 January 1978, the nomenclature of List A in Annex D to Protocol 1 shall be amended as follows:

Portuguese Customs Tariff heading No	Description
25.01 to 28.27	} (unchanged)
28.28	Hydrazine and hydroxylamine and their inorganic salts; other inorganic bases and metallic oxides, hydroxides and peroxides:
02	Not specified
28.31	Hypochlorites; commercial calcium hypochlorite; chlorites; hypobromites:
	Hypochlorites; commercial calcium hypochlorite; chlorites:
01	Calcium hypochlorite, including commercial calcium hypochlorite
02	Not specified
28.38 to 28.47	} (unchanged)
28.48	Other salts and peroxysalts of inorganic acids, but not including azides:
02	Not specified
28.54	(unchanged)
28.56	Carbides, whether or not chemically defined:
01	Calcium carbide
28.58	Other inorganic compounds (including distilled and conductivity water and water of similar purity); liquid air (whether or not rare gases have been removed); compressed air; amalgams, other than amalgams of precious metals:
02	Not specified
29.01 and 29.02	} (unchanged)

Portuguese Customs Tariff heading No	Description
29.21	Other esters of mineral acids (excluding halides) and their salts, and their halogenated, sulphonated, nitrated or nitrosated derivatives:
01	Nitroglycerine
29.35 to 31.05	} (unchanged)
32.01	Tanning extracts of vegetable origin; tannins (tannic acids), including water-extracted gall-nut tannin, and their salts, ethers, esters and other derivatives:
01	Tanning extracts of vegetable origin
32.03 to 32.07	} (unchanged)
32.09	Varnishes and lacquers; distempers; prepared water pigments of the kind used for finishing leather; paints and enamels, pigments in linseed oil, white spirit, spirits of turpentine, varnish or other paint or enamel media; stamping foils; dyes or other colouring matter in forms or packings of a kind sold by retail; solutions as defined by Note 4 to this Chapter:
	Stamping foils:
03	Of gold or gold alloys
04	Varnishes
05	Not specified
32.11 to 32.13	} (unchanged)
33.06	Perfumery, cosmetics and toilet preparations; aqueous distillates and aqueous solutions of essential oils including such products suitable for medicinal uses:
	Perfumery, cosmetics and toilet preparations:
03	Preparations for deodorizing premises, unscented
04	Not specified
34.01 to 36.03	} (unchanged)
36.04	Safety fuses; detonating fuses; percussion and detonating caps; igniters; detonators:
01	Safety fuses; detonating fuses

Portuguese Customs Tariff heading No	Description
36.04 (cont'd)	Percussion and detonating caps; igniters; detonators:
02	For mining purposes
03	Not specified
36.05	(unchanged)
36.08	Ferro-cerium and other pyrophoric alloys in all forms; articles of combustible materials:
	Ferro-cerium and other pyrophoric alloys:
01	Lighter flints, whether or not in small rods or bars
	Other combustible preparations and products:
03	Tinder
04	Not specified
37.03	(unchanged)
38.03	Activated carbon; activated natural mineral products; animal black, including spent animal black:
01	Activated carbon
38.11	Disinfectants, insecticides, fungicides, rat poisons, herbicides, anti-sprouting products, plant-growth regulators and similar products, put up in forms or packings for sale by retail or as preparations or articles (for example, sulphur-treated bands, wicks and candles, fly-papers):
02	Not specified
ex 38.12 and 38.18	} (unchanged)
38.19	Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included:
03	Insulating materials for electrical uses
04	Heat-insulating preparations
ex 10	Not specified, excluding products of sorbitol cracking
39.01 to 39.05	} (unchanged)

Portuguese Customs Tariff heading No	Description
39.07	Articles of materials of the kinds described in heading Nos 39.01 to 39.06: Floor coverings:
03	Cellular
05	Fans and hand screens, non-mechanical, with mounts of plastic materials; frames and handles therefor and parts of such frames and handles, of any material except precious metals
06	Corset busks and similar supports for articles of apparel or clothing accessories
07	Articles not specified, printed or not
40.05 to 40.16	} (unchanged)
41.02	Bovine cattle leather (including buffalo leather) and equine leather, except leather falling within heading No 41.06 or 41.08:
02	Sole leather
(a) 05	Not specified
41.04	Goat- and kid-skin leather, except leather falling within heading No 41.06 or 41.08:
02	Not specified
41.05	Other kinds of leather, except leather falling within heading No 41.06 or 41.08:
02	Not specified
41.06 to 44.05	} (unchanged)
44.09	Hoopwood; split poles; piles, pickets and stakes of wood, pointed but not sawn lengthwise; chipwood; drawn wood; pulpwood in chips or particles; wood shavings of a kind suitable for use in the manufacture of vinegar or for the clarification of liquids; wooden sticks, roughly trimmed but not turned, bent or otherwise worked, suitable for the manufacture of walking-sticks, umbrella handles, tool handles or the like:
02	Not specified
44.12 to 44.20	} (unchanged)

(a) Temporary suspension of 50% of duties.

Portuguese Customs Tariff heading No	Description
44.22	Casks, barrels, vats, tubs, buckets and other coopers' products and parts thereof, of wood, including staves:
01	Riven staves of wood, not further prepared than sawn on one principal surface; sawn staves of wood, of which at least one principal surface has been cylindrically sawn, not further prepared than sawn
44.23 to 44.27	} (unchanged)
44.28	Other articles of wood:
01	Cut wood, scored or not, for the manufacture of match boxes
02	Blinds, cut to size or in pieces
03	Wood paving blocks, for paving streets
04	Match splints
05	Wooden pegs or pins for footwear
	Other articles:
06	Carved, veneered, turned, moulded, waxed, polished or pointed
07	Inlaid, lacquered, gilt, with appliqué-work of fine wood, or ornamented with metal or other materials
08	Not specified
48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets:
	Machine-made:
01	Blotting paper
02	Newsprint, weighing from 20 to 30 grams per square metre and imported for printing newspapers
04	Ordinary printing paper, of any colour, of the ordinary newsprint type, weighing from 45 to 72 grams per square metre, not put up in reels
05	Paper of any quality, other than that specified in sub-headings 48.01.02, 48.01.03 and 48.01.04, for printing books or reviews
06	Tissue paper
08	Cigarette paper, in reels, imported into the continental territory of the Republic by firms legally authorized to process tobacco on an industrial scale
ex 09	Products not falling within the conditions of the Note to this heading
ex 10	Products not falling within the conditions of the Note to this heading

Portuguese Customs Tariff heading No	Description
48.01 (<i>cont'd</i>)	
11	Paperboard, not specified
15	Hand-made
48.03 to 48.05	} (unchanged)
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter falling within Chapter 49), in rolls or sheets:
	Paper, card and paperboard, ruled, lined or squared, but not otherwise printed:
	Paper:
03	Not specified
04	Card and paperboard
	Not specified:
	Paper:
06	Gummed paper
08	Carbon and similar paper
ex 09	Products not falling within the conditions of the Note to this heading
10	Card
11	All products under this heading excluding latex-impregnated paperboard
48.10 to 48.15	} (unchanged)
48.16	Boxes, bags and other packing containers, of paper or paperboard; box files, letter trays and similar articles, of paper or paperboard, of a kind commonly used in offices, shops and the like:
	Boxes, bags and other packing containers:
01	Printed
	Unprinted or, when excluded from the preceding sub-heading, printed:
	Of paper:
02	Boxes or drums
03	Bags
04	Other packagings
	Of card or paperboard:
05	Boxes or drums

Portuguese Customs Tariff heading No	Description
48.16 (cont'd)	
06	Other packagings
	Box files, letter trays and similar articles, of paper or paper-board, of a kind commonly used in offices, shops and the like:
07	Printed
08	Unprinted
48.18 to 48.20	} (unchanged)
48.21	
	Other articles of paper pulp, paper, paperboard or cellulose wadding:
03	Fans and hand screens, non-mechanical with mounts of paper; frames and handles therefor and parts of such frames and handles, of any material except precious metals:
	Not specified:
	Of paper pulp or cellulose wadding:
04	For packaging purposes
05	For other purposes
	Of paper:
06	Printed
07	Unprinted
	Of card or paperboard:
08	Printed
09	Unprinted
49.01 to 49.11	} (unchanged)
50.09	
	Woven fabrics of silk, of noil or other waste silk
01	Woven fabrics of silk or of waste silk other than noil
02	Woven fabrics of noil silk
51.01 to 53.11	} (unchanged)
53.12	
	Woven fabrics of horsehair or of other coarse animal hair:
01	Woven fabrics of coarse animal hair other than horsehair
02	Woven fabrics of horsehair
54.03 to 56.06	} (unchanged)

Portuguese Customs Tariff heading No	Description
57.07	Yarn of other vegetable textile fibres; paper yarn: Yarn of true hemp: Not put up for retail sale:
01	Single
02	Multiple or cabled
	Put up for retail sale:
03	Up to No 16
04	Higher than No 16
57.11	Woven fabrics of other vegetable textile fibres; woven fabrics of paper yarn: Woven fabrics of true hemp:
01	Packing and wrapping cloth and sacking
02	Canvas, unbleached or bleached, of a maximum width of 62 cm, with dyed or undyed guide threads, weighing more than 650 grams per square metre
	Not specified:
03	Unbleached
04	Bleached
05	Dyed
	Woven fabrics of other vegetable textile fibres:
06	Packing and wrapping cloth and sacking
	Not specified:
07	Unbleached
08	Bleached
09	Dyed
58.04 to 59.08	} (unchanged)
59.10 to 61.07	} (unchanged)
61.10	(unchanged)
61.11	Made up accessories for articles of apparel (for example, dress shields, shoulder and other pads, belts, muffs, sleeve protectors, pocke'ts): Collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments:

Portuguese Customs Tariff heading No	Description
61.11 (cont'd)	
01	Of silk
02	Of man-made textile fibres
03	Of wood or other animal hair
	Of other fibres:
04	Composed wholly or partly of open-weave fabrics, or embroidered fabrics
05	Not specified
	Other accessories, not specified:
06	Of silk or man-made textile fibres
62.04	(unchanged)
62.05	Other made up textile articles (including dress patterns):
01	Fans and hand screens, non-mechanical, with mounts of woven fabric: frames and handles therefor and parts of such frames and handles, of any material except precious metals
	Not specified:
02	Of silk or man-made textile fibres
03	Of other fibres
63.01 to 66.03	} (unchanged)
67.01	Skins and other parts of birds with their feathers or down, feathers, parts of feathers, down, and articles thereof (other than goods falling within heading No 05.07 and worked quills and scapes):
	Skins with their feathers:
03	Assembled for the manufacture of articles or in the form of finished or unfinished articles
04	Fans and hand-screens, non-mechanical, of ornamental feathers; frames and handles therefor and parts of such frames and handles of any material except precious metal
05	Feather dusters
06	Not specified
67.02	(unchanged)
67.03	Human hair, dressed, thinned, bleached or otherwise worked; wool, other animal hair and other textile materials, prepared for use in making wigs and the like

Portuguese Customs Tariff heading No	Description
67.04	Wigs, false beards, eyebrows and eyelashes, switches and the like, of human or animal hair or of textiles; other articles of human hair including hair-nets
68.04	Hand polishing stones, whetstones, oilstones, hones and the like, and millstones, grindstones, grinding wheels and the like (including grinding, sharpening, polishing, truing and cutting wheels, heads, discs and points), of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery, with or without cores, shanks, sockets, axles and the like, of other materials, but without frameworks; segments and other finished parts of such stones and wheels, of natural stone agglomerated (or not), of agglomerated natural or artificial abrasives, or of pottery:
	Hand polishing stones, whetstones, oilstones, hones and the like:
01	Of artificial materials
	Not specified:
	For other purposes:
04	Of artificial materials
68.08 to 69.14	} (unchanged)
70.03	Glass in balls, rods and tubes, unworked (not being optical glass):
	Other glass:
03	Not specified
70.04 to 71.10	} (unchanged)
71.12	Articles of jewellery and parts thereof, of precious metal or rolled precious metal:
01	Fans and hand screens, non-mechanical; frames and handles therefor and parts of such frames and handles, of any material
	Other articles:
02	Of platinum or platinum group metals
03	Of gold
04	Of silver
	Of rolled precious metal:
05	Of rolled platinum or platinum group metals
06	Of rolled gold
07	Of rolled silver

Portuguese Customs Tariff heading No	Description
71.13 to 73.26	} (unchanged)
73.27	
01	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials:
02	Of wire of up to 5 mm in cross-section
02	Not specified
03	Expanded metal
03	For use in concrete and reinforced-concrete buildings
73.29 to 73.37	} (unchanged)
73.38	
02	Pressure cookers for cooking directly by steam
03	Iron or steel wool; pot scourers and scouring and polishing pads, gloves and the like
73.40	Other articles of iron or steel:
01	Of wire of up to 5 mm in cross-section
02	Balls of a diameter of up to 100 mm, small cylinders and tups for crushers or grinding mills
03	Balls, not specified, for crushers or grinding mills
04	Boot protectors
05	Belt fasteners of the clipper type
06	Belt fasteners of the alligator type
07	Corset busks and similar supports for articles of apparel or clothing accessories, of steel
08	Other articles:
08	Of cast iron, cast steel or malleable cast iron:
08	Planed, varnished, enamelled, painted, polished, threaded or tapped, turned or clad with plastic materials or base metal
09	Not specified

Portuguese Customs Tariff heading No	Description
73.40 (cont'd)	Of welded, rolled or wrought iron or steel:
10	Planed, varnished, enamelled, painted, polished, threaded or tapped, turned or clad with plastic materials or base metal
11	Not specified
74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire:
	Bars and rods of square cross-section:
ex 01	Of a maximum width of 120 mm and a minimum thickness of 1.50 mm, other than of copper alloys containing more than 10% by weight of nickel
ex 02	Not specified, other than of copper alloys containing more than 10% by weight of nickel
ex 03	Bars and rods of other than square cross-section, and angles, shapes and sections, other than of copper alloys containing more than 10% by weight of nickel
ex 04	Wire, other than of copper alloys containing more than 10% by weight of nickel
74.04	Wrought plates, sheets and strip, of copper, of a thickness exceeding 0.15 mm:
ex 01	Of a maximum width of 120 mm and a minimum thickness of 1.50 mm and with a width/thickness ratio of 30 or less, other than of copper alloys containing more than 10% by weight of nickel
ex 02	Not specified, other than of copper alloys containing more than 10% by weight of nickel
74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm:
ex 01	Of a thickness of 0.05 mm or less, other than of copper alloys containing more than 10% by weight of nickel
ex 02	Of a thickness exceeding 0.05 mm but not exceeding 0.15 mm, other than of copper alloys containing more than 10% by weight of nickel
74.07	(unchanged)
ex 74.08	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of copper, other than of copper alloys containing more than 10% by weight of nickel

Portuguese Customs Tariff heading No	Description
ex 74.10	Stranded wire, cables, cordage, ropes, plaited bands and the like, of copper wire, but excluding insulated electric wires and cables, other than of copper alloys containing more than 10% by weight of nickel
74.11	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands), of copper wire; expanded metal, of copper:
	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials:
01	Endless bands for use on machinery or plant
02	Not specified
03	Expanded metal
74.15	Nails, tacks, staples, hook-nails, spiked cramps, studs, spikes and drawing pins, of copper, or of iron or steel with heads of copper; bolts and nuts (including bolt ends and screw studs), whether or not threaded or tapped, and screws (including screw hooks and screw rings), of copper; rivets, cotters, cotter-pins, washers and spring washers, of copper:
	Nails, tacks, staples, hook-nails, spiked cramps, studs, spikes and drawing pins:
01	For drawing boards and offices
02	For other purposes
	Other articles
03	Threaded bolts and screws (including washers and nuts when fitted therewith)
ex 04	Not specified, other than of copper alloys containing more than 10% by weight of nickel
74.19	Other articles of copper:
01	Pins, hooks, buckles, scarf-rings, hairpins, other than ornamental, thimbles and fittings for belts, corsets and braces
	Reservoirs, tanks, vats and similar containers, for any material (other than compressed or liquefied gas), of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment:
02	Of a capacity exceeding 3 000 litres and intended for use in industry for manufactures of any kind

Portuguese Customs Tariff heading No	Description
74.19 (cont'd)	
03	Not specified
	Chain and parts thereof:
04	Key chains
	Not specified:
05	With links of a length or an external diameter of up to 30 mm
07	Other articles
76.02 to 76.11	} (unchanged)
76.16	Other articles of aluminium:
02	Gauze, cloth, grill, netting, reinforcing fabric and similar materials, of wire
04	Nails, screws, bolts and similarly shaped articles, whether or not threaded, including washers and nuts when fitted to the screws and bolts
06	Other articles
78.02 to 79.04	} (unchanged)
79.06 to 82.08	} (unchanged)
82.09	Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06, and blades therefor:
	Knives with cutting blades, serrated or not, including pruning knives:
01	For arts and crafts
	Knife blades, including blades for pruning knives:
04	For arts and crafts
05	Not specified
82.12 to 83.05	} (unchanged)
83.06	Statuettes and other ornaments of a kind used indoors, of base metal; photograph, picture and similar frames, of base metal; mirrors of base metal:
03	Not specified

Portuguese Customs Tariff heading No	Description
83.07 to 83.08	} (unchanged)
83.09	Clasps, frames, with clasps for handbags and the like, buckles, buckle-clasps, hooks, eyes, eyelets, and the like, of base metal, of a kind commonly used for clothing, travel goods, handbags, or other textile or leather goods; tubular rivets and bifurcated rivets, of base metal; beads and spangles, of base metal:
	Tubular rivets and bifurcated rivets:
01	Of aluminium
02	Of other metal
05	Not specified
83.11	(unchanged)
83.14 to 84.03	} (unchanged)
ex 84.05	Steam or other vapour power units, whether or not incorporating boilers:
	Parts:
03	Steam engines, including mobile engines, with self-contained boilers
84.06 to 85.10	} (unchanged)
85.11	Industrial and laboratory electric furnaces, ovens and induction and dielectric heating equipment; electric or laser-operated welding, brazing, soldering or cutting machines and apparatus:
01	Furnaces, ovens, induction and dielectric heating equipment, weighing up to 5 000 kg each
02	Not specified
03	Parts
85.12 to 85.19	} (unchanged)
85.20	Electric filament lamps and electric discharge lamps (including infra-red and ultra-violet lamps); arc lamps:
	For lighting purposes:
01	Filament lamps

Portuguese Customs Tariff heading No	Description
85.20 (cont'd) 02	Not specified
85.23 to 87.10	} (unchanged)
87.11	Invalid carriages, whether or not motorized or otherwise mechanically propelled
87.12	(unchanged)
87.13	Baby carriages and parts thereof:
01	Baby carriages
	Parts:
02	Of iron or steel
03	Of other materials
87.14 to 89.02	} (unchanged)
89.03	Light-vessels, fire-floats, dredgers of all kinds, floating cranes, and other vessels the navigability of which is subsidiary to their main function; floating docks; floating or submersible drilling or production platforms:
01	Floating docks and dredgers
02	Not specified
89.04 to 92.08	} (unchanged)
92.11	Gramophones, dictating machines and other sound recorders or reproducers, including record-players and tape decks, with or without soundheads; television image and sound recorders or reproducers:
	Television image and sound recorders or reproducers:
02	Other
92.12 to 94.04	} (unchanged)

Portuguese Customs Tariff heading No	Description
95.05	<p>Worked tortoise-shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material, and articles of those materials:</p> <p>Worked:</p> <p>02 Whalebone</p> <p>ex 03 Not specified, other than tortoise-shell, mother of pearl, bone, horn, antlers, hooves, nails, claws, beaks and coral</p> <p>Articles:</p> <p>04 Fans and hand screens, non-mechanical, of tortoise-shell, mother of pearl, ivory, bone, horn, antlers, hooves, nails, claws, or beaks only</p> <p>05 Whalebone and similar materials, for corsets, articles of apparel or clothing accessories</p> <p>Not specified:</p> <p>06 Of tortoise-shell, mother of pearl or coral</p> <p>07 Of ivory</p> <p>08 Of bone, horn, antlers, hooves, nails, claws or beaks</p> <p>09 Of whalebone</p> <p>10 Of unspecified materials</p>
95.08	<p>Worked vegetable or mineral carving material and articles of those materials; moulded or carved articles of wax, of stearin, of natural gums or natural resins (for example, copal or rosin) or of modelling pastes, and other moulded or carved articles not elsewhere specified or included; worked, unhardened gelatin (except gelatin falling within heading No 35.03) and articles of unhardened gelatin:</p> <p>Vegetable carving material (for example, corozo, nuts and hard seeds):</p> <p>02 Articles of such material</p> <p>Jet (and mineral substitutes for jet), amber, meerschaum, agglomerated amber and agglomerated meerschaum:</p> <p>04 Articles of such substances</p>

Portuguese Customs Tariff heading No	Description
95.08 (cont'd)	Other materials:
05	Unhardened gelatin, worked
07	Not specified
96.01	Brooms and brushes, consisting of twigs or other vegetable materials merely bound together and not mounted in a head (for example, besoms and whisks), with or without handles; other brooms and brushes (including brushes of a kind used as parts of machines); prepared knots and tufts for broom or brush making; paint rollers; squeegees (other than roller squeegees) and mops:
01	Brooms and brushes, consisting of twigs or other vegetable materials merely bound together and not mounted in a head (for example, besoms and whisks)
	Brushes (other than backless brushes):
	For personal use:
02	Tooth brushes
03	Not specified
	For other uses:
04	Of wire
05	Not specified
	Backless brushes:
06	For personal use
07	For other uses
08	Prepared knots and tufts for broom or brush making
09	Not specified
96.05 to 98.12	} (unchanged)
98.14 to 98.16	} (unchanged)

VIII. From 1 January 1978, the nomenclature of List B in Annex D to Protocol 1 shall be amended as follows:

Portuguese Customs Tariff heading No	Description
29.01 to 73.36	<p>(unchanged)</p> <p>Articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of iron or steel; iron or steel wool; pot scourers and scouring and polishing pads, gloves and the like, of iron or steel:</p> <p>01 Saucers, steamers, ovens, frying pans and similar utensils for cooking indirectly by steam</p> <p> Not specified:</p> <p>04 Of cast iron, cast steel or malleable cast iron</p> <p>05 Of welded, rolled or wrought iron or steel</p>
73.38	
01	
04	
05	
74.07 to 82.07	<p>(unchanged)</p> <p>Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06, and blades therefor:</p> <p> Knives with cutting blades, serrated or not, including pruning knives:</p> <p> Not specified:</p> <p>02 Gilt or silvered</p> <p>03 Other</p>
82.09	
02	
03	
82.14 and 82.15	<p>(unchanged)</p> <p>Statuettes and other ornaments of a kind used indoors, of base metal; photograph, picture and similar frames, of base metal; mirrors of base metal:</p> <p> Statuettes and other ornaments of a kind used indoors:</p> <p>01 Gilt or silvered</p> <p>02 Not specified</p>
83.06	
01	
84.01 to 90.28	<p>(unchanged)</p>
02	

IX. From 1 January 1978, Table I in Protocol 2 shall be amended as follows:

EUROPEAN ECONOMIC COMMUNITY

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
15.10 to 18.06	} (unchanged)	(unchanged)	(unchanged)
19.02	Malt extract; preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa:		
	A. Malt extract	8% + vc	vc
	B. Other	11% + vc	vc
19.03 to 19.05	} (unchanged)	(unchanged)	(unchanged)
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:		
	A. Crispbread	9% + vc with a max. of 24% + adf	vc
	B. Matzos	6% + vc with a max. of 20% + adf	vc

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
19.07 (cont'd)	C. Communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products D. Other	7% + vc 14% + vc	vc vc
19.08	(unchanged)	(unchanged)	(unchanged)
21.02	Extracts, essences or concentrates, of coffee, tea or maté and preparations with a basis of those extracts, essences or concentrates; roasted chicory and other roasted coffee substitutes and extracts, essences and concentrates thereof: C. Roasted chicory and other roasted coffee substitutes: II. Other D. Extracts, essences and concentrates of roasted chicory and other roasted coffee substitutes: II. Other	8% + vc 14% + vc	vc vc
21.04 to 21.06	} (unchanged)	(unchanged)	(unchanged)
21.07	Food preparations not elsewhere specified or included: A. (unchanged) B. (unchanged) C. (unchanged) D. (unchanged) E. (unchanged) G. Other: I. Containing no milkfats or containing less than 1.5% by weight of such fats: a) Containing no sucrose or containing less than 5% by weight of sucrose (including invert sugar expressed as sucrose): ex 1. Containing no starch or containing less than 5% by weight of starch: — Hydrolysates of proteins; autolysates of yeast	(unchanged) (unchanged) (unchanged) (unchanged) (unchanged) (unchanged) 20%	(unchanged) (unchanged) (unchanged) (unchanged) (unchanged) (unchanged) 6%

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
21.07 (cont'd)	2. Containing by weight of starch 5% or more	13% + vc	vc
	b) Containing 5% or more but less than 15% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	c) Containing 15% or more but less than 30% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	d) Containing 30% or more but less than 50% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	e) Containing 50% or more but less than 85% by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	f) Containing 85% or more by weight of sucrose (including invert sugar expressed as sucrose)	13% + vc	vc
	II. Containing 1.5% or more but less than 6% by weight of milkfats	13% + vc	vc
	III. Containing 6% or more but less than 12% by weight of milkfats	13% + vc	vc
	IV. Containing 12% or more but less than 18% by weight of milkfats	13% + vc	vc

CCT heading No	Description	Basic duties	Duty applicable on 1 July 1977
21.07 (cont'd)	V. Containing 18% or more but less than 26% by weight of milkfats	13% + vc	vc
	VI. Containing 26% or more but less than 45% by weight of milkfats: — In immediate packings of a net capacity of 1 kg or less — Other	13% + vc 13% + vc	vc 6% + vc
	VII. Containing 45% or more but less than 65% by weight of milkfats: — In immediate packings of a net capacity of 1 kg or less — Other	13% + vc 13% + vc	vc 6% + vc
	VIII. Containing 65% or more but less than 85% by weight of milkfats: — In immediate packings of a net capacity of 1 kg or less — Other	13% + vc 13% + vc	vc 6% + vc
	IX. Containing 85% or more by weight of milkfats: — In immediate packings of a net capacity of 1 kg or less — Other	13% + vc 13% + vc	vc 6% + vc
	} (unchanged)	(unchanged)	(unchanged)

- X. From 1 January 1978, Table II in Protocol 2 shall be amended as follows:

PORTUGAL

Portuguese Customs Tariff heading No	Description	Basic duty (escudos per kg)	Duty applicable on 1 July 1977 (escudos per kg)
15.10 to 18.06	} (unchanged)	(unchanged)	(unchanged)
19.02	Malt extract; preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa:		
01	Malt extract	4	3.2
02	Not specified	14	11
19.03 to 19.05	} (unchanged)	(unchanged)	(unchanged)
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit: communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:		
01	Ships' biscuits	24	12
02	Communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	24	12
03	Not specified	1.8	1.7
19.08	(unchanged)	(unchanged)	(unchanged)
21.02	Extracts, essences or concentrates, of coffee, tea or maté and preparations with a basis of those extracts, essences or concentrates; roasted chicory and other roasted coffee substitutes and extracts, essences and concentrates thereof:		

Portuguese Customs Tariff heading No	Description	Basic duty (escudos per kg)	Duty applicable on 1 July 1977 (escudos per kg)
21.02 (cont'd) ex 02	Roasted coffee substitutes; extracts, essences and concentrates thereof, excluding roasted chicory and extracts, essences and concentrates thereof	22	11
ex 21.04 to 21.06	} (unchanged)	(unchanged)	(unchanged)
21.07	Food preparations not elsewhere specified or included:		
01	Saccharin tablets containing excipients	210 (actual weight)	168 (actual weight)
	Other products:		
05	Containing added sugar	24	19
06	Not containing added sugar	110	9.5
22.02 to ex 38.12	} (unchanged)	(unchanged)	(unchanged)
38.19	Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included:		
ex 06	Foundry core binders based on synthetic resins (gross weight in tonnes)	16	0
10	Products of sorbitol cracking	12%	0
39.02 and 39.06	} (unchanged)	(unchanged)	(unchanged)

XI. From 1 January 1978, Chapter I of Protocol 5 shall be amended as follows:

In the column headed 'Portuguese Customs Tariff heading No':

— after the number 41.02.04 the number 41.02.05 should be added;

— after the number 41.06, the number 41.07 should be deleted.

XII. With effect from 1 January 1978, Chapter II of Protocol 5 shall be amended as follows:

In the column headed 'Portuguese Customs Tariff heading No':

— the numbers ex 38.10, 44.08 and 44.10 should be deleted;

— after the number 44.21 the number 44.22.01 should be added;

— after the number ex 38.08.03 the number ex 38.09.02 should be added.

XIII. From 1 January 1978, the nomenclature of the list in Article 1 of Protocol 8 shall be amended as follows:

CCT heading No	Description	Rate of reduction
02.04	(unchanged)	(unchanged)
ex 05.04	(unchanged)	(unchanged)
05.15	(unchanged)	
	ex A. Fish, crustaceans and molluscs: — Salted roes	50%
	ex B. (unchanged)	(unchanged)
08.03 to 57.01	} (unchanged)	(unchanged)

XIV. From 1 January 1978, the nomenclature of the table in Article 5 of Protocol 8 shall be amended as follows:

CCT heading No	Description	Rate of reduction
03.01 to 08.08	} (unchanged)	(unchanged)
12.08	Chicory roots, fresh or dried, whole or cut, unroasted; locust beans, fresh or dried, whether or not kibbled or ground, but not further prepared; fruit kernels and other vegetable products of a kind used primarily for human food, not falling within any other heading:	
	B. Locust beans	50%
	C. Locust bean seeds:	
	II. Other	50%

XV. From 1 January 1978, the nomenclature of the list in Article 4 (1) of the Interim Agreement between the European Economic Community and the Portuguese Republic shall be amended as follows:

CCT heading No	Description
48.01	Paper and paperboard (including cellulose wadding), in rolls or sheets:
	C. (unchanged)
	ex II. (unchanged)
	F. Other

XVI. From 1 January 1978, Annex I to the Interim Agreement between the European Economic Community and the Portuguese Republic shall be amended as follows:

Portuguese Customs Tariff heading No	Description
28.54	(unchanged)
32.09	Varnishes and lacquers; distempers; prepared water pigments of the kind used for finishing leather; paints and enamels; pigments in linseed oil, white spirit, spirits of turpentine, varnish or other paint or enamel media; stamping foils; dyes or other colouring matter in forms or packings of a kind sold by retail; solutions as defined by Note 4 to this Chapter:
04	Varnishes
05	Not specified
32.12 to 39.01	}(unchanged)
39.07	Articles of materials of the kinds described in heading Nos 39 01 to 39.06:
07	Articles not specified, printed or not
40.11 to 58.04	}(unchanged)
68.04	Hand polishing stones, whetstones, oilstones, hones and the like, and millstones, grindstones, grinding wheels and the like (including grinding, sharpening, polishing, trueing and cutting wheels, heads, discs and points), of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery, with or without cores, shanks, sockets, axles and the like of other materials, but without frameworks; segments and other finished parts of such stones and wheels, of natural stone (agglomerated or not), of agglomerated natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery:
	Not specified:
	For other purposes:
04	Of artificial materials
70.21 to 76.02	}(unchanged)
83.09	Clasps, frames, with clasps for handbags and the like, buckles, buckle-clasps, hooks, eyes, eyelets, and the like, of base metal, of a kind commonly used for clothing, travel goods, handbags, or other textile or leather goods; tubular rivets and bifurcated rivets, of base metal; beads and spangles, of base metal:
05	Not specified

Portuguese Customs Tariff heading No	Description
84.01 to 85.19	} (unchanged)
85.20	Electric filament lamps and electric discharge lamps (including infra-red and ultra-violet lamps); arc lamps:
	For lighting purposes:
01	Filament lamps
02	Not specified
85.23 to 98.12	} (unchanged)

XVII. From 1 January 1978, Annex II to the Interim Agreement between the European Economic Community and the Portuguese Republic shall be amended as follows:

Portuguese Customs Tariff heading No	Description
29.44 to 74.07	} (unchanged)
74.19	Other articles of copper:
07	Other articles
76.04 to 85.13	} (unchanged)
90.07	Photographic cameras; photographic flashlight apparatus and flashbulbs, other than discharge lamps falling within heading No 85.20:
	Apparatus, not specified:
02	Weighing up to 20 kg each
90.16 to 98.10	} (unchanged)

AGREEMENT
BETWEEN THE EUROPEAN ECONOMIC COM-
MUNITY AND THE PORTUGUESE REPUBLIC (1)

DECISIONS OF THE EEC-PORTUGAL JOINT
COMMITTEE

taken in the framework of the Agreement between the
European Economic Community and the Portuguese
Republic and amending the text thereof

*Joint Committee Decision No 1/78 of 12 December 1978 replacing the unit
of account by the European unit of account in Article 8 of Protocol 3 con-
cerning the definition of the concept of 'originating products' and methods
of administrative cooperation (2)*

(1) This Agreement appears in Volume 1, page 747.

(2) OJ No L 376, 30.12.1978.

COUNCIL REGULATION (EEC) No 3169/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Portugal Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Portugal ⁽¹⁾ was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Portugal Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Portugal Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

(1) This Agreement appears in Volume 1, page 747.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

For the Council
The President
H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 12 December 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Portugal, signed in Brussels on 22 July 1972,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof,

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Portugal, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Portugal, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 12 December 1978.

For the Joint Committee
The Chairman
P. DUCHATEAU

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the EXCHANGE OF LETTERS ⁽¹⁾ relating to Article 2 of Protocol 8 to the Agreement between the European Economic Community and the Portuguese Republic⁽²⁾

EEC	29.1.1979	—	29.1.1979 ⁽³⁾	until 31.10.1979
PORTUGAL				

— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Portuguese Republic regarding prepared or preserved tomatoes falling within subheading 20.02 C of the Common Customs Tariff ⁽⁴⁾

EEC	29.1.1979	—	29.1.1979	until 31.12.1979
PORTUGAL				

⁽¹⁾ OJ No L 315, 9.11.1978.

⁽²⁾ This Agreement appears in Volume 1, page 747.

⁽³⁾ Applicable from 1.11.1978.

⁽⁴⁾ OJ No L 344, 8.12.1978.

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the AGREEMENT in the form of an exchange of letters ⁽¹⁾ amending the Agreement between the European Economic Community and the Portuguese Republic ⁽²⁾

EEC	10.7.1979	—	10.7.1979 ⁽³⁾	indefinite
PORTUGAL				

⁽¹⁾ OJ No L 302, 28.10.1978.

⁽²⁾ This Agreement appears in Volume 1, page 747.

⁽³⁾ Applicable from 1.1.1978.

Agreement
between the EEC and the Republic of Finland

AGREEMENT

in the form of an exchange of letters ⁽¹⁾ modifying certain duty-free quotas opened for 1979 by the United Kingdom in accordance with Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland ⁽²⁾

COUNCIL REGULATION (EEC) No 2840/79

of 11 December 1979

concerning the conclusion of the Agreement in the form of an exchange of letters modifying certain duty-free quotas opened for 1979 by the United Kingdom in accordance with Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland

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 recommendation from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Finland was signed in Brussels on 5 October 1973; whereas certain duty-free quotas opened for 1979 by the United Kingdom

(1) OJ No L 322, 18.12.1979.

(2) This Agreement appears in Volume 2, page 3.

in accordance with Protocol 1 to this Agreement should be modified and the Agreement in the form of an exchange of letters negotiated to this effect approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters modifying certain duty-free quotas opened for 1979 by the United Kingdom in accordance with Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland 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 third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 11 December 1979.

For the Council
The President
G. MARCORA

AGREEMENT

in the form of an exchange of letters modifying certain duty-free quotas opened for 1979 by the United Kingdom in accordance with Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland

Letter No 1

Sir,

According to Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland, signed in Brussels on 5 October 1973, the United Kingdom has since 1 January 1974 opened tariff quotas for coated printing and writing paper (ex 48.07 C) as well as for kraft paper for large capacity sacks (ex 48.01 C II). The permissible maxima for these quotas were fixed on the basis of statistics available for the period 1968 to 1971.

Within the quota for coated printing and writing paper the United Kingdom has established a sub-quota for light-weight coated mechanical paper weighing less than 65 g/m² (LWC).

During recent years the demand for LWC has increased significantly in the United Kingdom and elsewhere. As the paper in question is at present in short supply in the Community, it is proposed that the permissible maximum for the quota which the United Kingdom may open in 1979 for coated printing and writing paper be increased by 7 571 tonnes to a total of 27 075 tonnes, it being understood that the increase will be confined to the sub-quota for LWC. As a compensation the permissible maximum for the quota for kraft paper for large capacity sacks would be decreased for 1979 by 7 571 to 41 057 tonnes. The quota for this type of paper has been under-utilized during recent years.

I should be obliged if you would inform me whether the Finnish authorities are in agreement with the above.

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

*On behalf of the Council
of the European Communities*

Letter No 2

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

'According to Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland, signed in Brussels on 5 October 1973, the United Kingdom has since 1 January 1974 opened tariff quotas for coated printing and writing paper (ex 48.07 C) as well as for kraft paper for large capacity sacks (ex 48.01 C II). The permissible maxima for these quotas were fixed on the basis of statistics available for the period 1968 to 1971.

Within the quota for coated printing and writing paper the United Kingdom has established a sub-quota for light-weight coated mechanical paper weighing less than 65 g/m² (LWC).

During recent years the demand for LWC has increased significantly in the United Kingdom and elsewhere. As the paper in question is at present in short supply in the Community, it is proposed that the permissible maximum for the quota which the United Kingdom may open in 1979 for coated printing and writing paper be increased by 7 571 tonnes to a total of 27 075 tonnes, it being understood that the increase will be confined to the sub-quota for LWC. As a compensation the permissible maximum for the quota for kraft paper for large capacity sacks would be decreased for 1979 by 7 571 to 41 057 tonnes. The quota for this type of paper has been under-utilized during recent years.

I should be obliged if you would inform me whether the Finnish authorities are in agreement with the above.'

I have the honour to inform you that the Finnish authorities are in agreement with the contents of your letter.

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

For the Republic of Finland

AGREEMENT

BETWEEN THE EUROPEAN ECONOMIC COMMUNITY AND THE REPUBLIC OF FINLAND ⁽¹⁾

DECISIONS OF THE EEC-FINLAND JOINT COMMITTEE

taken in the framework of the Agreement¹ between the European Economic Community and the Republic of Finland and amending the text thereof

Joint Committee Decision No 1/78 of 28 November 1978 replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation ⁽²⁾

(1) This Agreement appears in Volume 2, page 3.

(2) OJ No L 376, 30.12.1978.

COUNCIL REGULATION (EEC) No 3166/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Finland Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Finland ⁽¹⁾ was signed on 5 October 1973 and entered into force on 1 January 1974;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Finland Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

⁽¹⁾ This Agreement appears in Volume 2, page 3.

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Finland Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

For the Council
The President
H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 28 November 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Finland, signed in Brussels on 5 October 1973,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof,

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Finland, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Finland, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 28 November 1978.

For the Joint Committee
The Chairman
P. DUCHATEAU

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters ⁽¹⁾ modifying certain duty-free quotas opened for 1979 by the United Kingdom in accordance with Protocol 1 to the Agreement between the European Economic Community and the Republic of Finland ⁽²⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center; padding: 5px;">EEC</td> </tr> <tr> <td style="text-align: center; padding: 5px;">FINLAND</td> </tr> </table>	EEC	FINLAND	11.12.1979		11.12.1979	until 31.12.1979
EEC						
FINLAND						

(1) OJ No L 322, 18.12.1979.

(2) This Agreement appears in Volume 2, page 3.

Agreement
between the EEC and the Kingdom of Norway

AGREEMENT
BETWEEN THE EUROPEAN ECONOMIC COM-
MUNITY AND THE KINGDOM OF NORWAY ⁽¹⁾

DECISIONS OF THE EEC-NORWAY JOINT
COMMITTEE

taken in the framework of the Agreement between the
European Economic Community and the Kingdom of
Norway and amending the text thereof

*Joint Committee Decision No 1/78 of 28 November 1978 replacing the
unit of account by the European unit of account in Article 8 of Protocol 3
concerning the definition of the concept of 'originating products' and
methods of administrative cooperation ⁽²⁾*

(1) This Agreement appears in Volume 2, page 215.

(2) OJ No L 376, 30.12.1978.

COUNCIL REGULATION (EEC) No 3168/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Norway Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Kingdom of Norway ⁽¹⁾ was signed on 14 May 1973 and entered into force on 1 July 1973;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Norway Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

⁽¹⁾ This Agreement appears in Volume 2, page 215.

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Norway Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

For the Council
The President
H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 28 November 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Kingdom of Norway, signed in Brussels on 14 May 1973,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof,

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Norway, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Norway, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 28 November 1978.

For the Joint Committee
The Chairman
P. DUCHATEAU

Agreement
between the EEC and the Kingdom of Sweden

AGREEMENT

In the form of two exchanges of letters, one providing for the provisional application of the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, and one concerning the application in 1979 of that Agreement ⁽¹⁾

COUNCIL DECISION

of 20 November 1979

concerning the conclusion of the Agreement in the form of two exchanges of letters, one providing for the provisional application of the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, and one concerning the application in 1979 of that Agreement

(79/988/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 103 thereof,

Having regard to the proposal from the Commission,

(1) OJ No L 297, 24.11.1979.

Whereas an exchange of letters on the provisional application of the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea from the date of its signature was initialled on 30 March 1979;

Whereas the Community and Sweden held consultations, in accordance with the procedure provided for in the said Agreement, about the financial participation by the Community in measures taken by the Swedish Government to promote the reproduction of the Baltic Sea salmon stock in 1979;

Whereas at the conclusion of these consultations the two delegations initialled an exchange of letters providing for a contribution by the Community in 1979 of SKr 2 000 000 towards the abovementioned measures;

Whereas in order to prevent a significant deterioration in the state of the Baltic Sea salmon stock, reproduction measures have to be stepped up as soon as possible;

Whereas the Swedish authorities have already decided to step up reproduction measures in 1979, in the expectation that the Community would participate in their costs as provided for in the exchange of letters initialled by the delegations;

Whereas, on the same assumption, the Government of Sweden has also allocated to the Community a catch quota of salmon for 1979;

Whereas it is in the interest of the Community to apply for its part the Agreement and the arrangements negotiated for 1979 as soon as possible, that is, from the date of signature of the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement in the form of two exchanges of letters, one providing for the provisional application of the Agreement between the European Economic Community and the Government of Sweden on certain

measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, and one concerning the application in 1979 of that agreement, is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Decision.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement for the purpose of binding the Community.

Done at Brussels, 20 November 1979.

For the Council
The President
M. O'KENNEDY

AGREEMENT

In the form of two exchanges of letters, one providing for the provisional application of the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, and one concerning the application in 1979 of that Agreement

Brussels,.....

Sir,

In connection with the signing today of the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, I have the honour to inform you that the European Economic Community is ready to apply the Agreement on a provisional basis from today pending its entry into force in accordance with Article 4, providing that the Government of Sweden is ready to do likewise.

I would appreciate confirmation of your Government's acceptance of such provisional application.

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

*For the Council
of the European Communities*

Brussels,.....

Sir,

I have the honour to confirm receipt of your letter of today with the following content:

'In connection with the signing today of the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, I have the honour to inform you that the European Economic Community is ready to apply the Agreement on a provisional basis from today pending its entry into force in accordance with Article 4, providing that the Government of Sweden is ready to do likewise.

I would appreciate confirmation of your Government's acceptance of such provisional application.'

I hereby confirm that my Government will apply the Agreement from today on a provisional basis pending its entry into force in accordance with Article 4.

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

*For the Government
of Sweden*

Brussels,.....

Sir,

Referring to the consultations held today between a delegation of the European Economic Community and a delegation of the Swedish Government pursuant to the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, I have the honour hereby to confirm the agreement of the European Economic Community that the financial contribution for 1979 referred to in the abovementioned Agreement shall be fixed at SKr 2 000 000, which amount shall be transferred by the European Economic Community to the Swedish authorities before 15 December 1979.

I would appreciate confirmation of your Government's acceptance of this agreement.

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

*For the Council
of the European Communities*

Brussels,

Sir,

I have the honour to confirm receipt of your letter of today with the following content:

'Referring to the consultations held today between a delegation of the European Economic Community and a delegation of the Swedish Government pursuant to the Agreement between the European Economic Community and the Government of Sweden on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea, I have the honour hereby to confirm the agreement of the European Economic Community that the financial contribution for 1979 referred to in the abovementioned Agreement shall be fixed at SKr 2 000 000, which amount shall be transferred by the European Economic Community to the Swedish authorities before 15 December 1979.

I would appreciate confirmation of your Government's acceptance of this agreement.'

I hereby confirm that my Government accepts this agreement.

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

*For the Government
of Sweden*

AGREEMENT
BETWEEN THE EUROPEAN ECONOMIC COM-
MUNITY AND THE KINGDOM OF SWEDEN ⁽¹⁾

DECISIONS OF THE EEC-SWEDEN JOINT
COMMITTEE

taken in the framework of the Agreement between the
European Economic Community and the Kingdom of
Sweden and amending the text thereof

*Joint Committee Decision No 1/78 of 4 December 1978 replacing the
unit of account by the European unit of account in Article 8 of Protocol 3
concerning the definition of the concept of 'originating products' and
methods of administrative cooperation ⁽²⁾*

(1) This Agreement appears in Volume 2, page 379.

(2) OJ No L 376, 30.12.1978.

COUNCIL REGULATION (EEC) No 3170/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Sweden Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Kingdom of Sweden ⁽¹⁾ was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Sweden Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) This Agreement appears in Volume 2, page 379.

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Sweden Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

For the Council
The President
H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 4 December 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Kingdom of Sweden, signed in Brussels on 22 July 1972,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof,

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Sweden, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Sweden, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 4 December 1978.

For the Joint Committee
The Chairman
P. DUCHATEAU

INFORMATION CONCERNING

- the AGREEMENT in the form of two exchanges of letters ⁽¹⁾
- — one providing for the provisional application of the Agreement between the European Economic Community and the Government of Sweden ⁽²⁾ on certain measures for the purpose of promoting the reproduction of salmon in the Baltic Sea
- — — and one concerning the application in 1979 of that Agreement

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EEC	21.11.1979	—	21.11.1979	— — until entry into force of the Agreement
SWEDEN				— — — until 31.12.1979

⁽¹⁾ OJ No L 297, 24.11.1979.

⁽²⁾ OJ No C 209, 21.8.1979. This Agreement, which was also signed on 21.11.1979, had not yet entered into force on 31.12.1979.

Agreement
between the EEC and the Republic of Iceland

AGREEMENT

BETWEEN THE EUROPEAN ECONOMIC COMMUNITY AND THE REPUBLIC OF ICELAND ⁽¹⁾

DECISIONS OF THE EEC-ICELAND JOINT COMMITTEE

taken in the framework of the Agreement between the European Economic Community and the Republic of Iceland and amending the text thereof

Joint Committee Decision No 1/78 of 6 December 1978 replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation ⁽²⁾

(1) This Agreement appears in Volume 2, page 529.

(2) OJ No L 376, 30.12.1978.

COUNCIL REGULATION (EEC) No 3167/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Iceland Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Iceland ⁽¹⁾ was signed on 22 July 1972 and entered into force on 1 April 1973;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Iceland Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

(1) This Agreement appears in Volume 2, page 529.

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Iceland Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

*For the Council
the President*

H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 6 December 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Iceland, signed in Brussels on 22 July 1972,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof,

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Iceland, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Iceland, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 6 December 1978.

For the Joint Committee
The Chairman
P. DUCHATEAU

Agreement
between the EEC and the Swiss Confederation

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Swiss Confederation on the extension of the Community network for data transmission (Euronet) to Switzerland (1)

COUNCIL DECISION

of 16 August 1979

concerning the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the Swiss Confederation on the extension of the Community network for data transmission (Euronet) to the territory of Switzerland

(79/721/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Decision 78/887/EEC of 9 October 1978 adopting a second three-year plan of action in the field of scientific and technical information and documentation (2), and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

(1) OJ No L 214, 22.8.1979.

(2) OJ No L 311, 4.11.1978.

Whereas the Commission has, pursuant to Article 3 of Decision 78/887/EEC, negotiated an Agreement with the Swiss Confederation with a view to extending Euronet;

Whereas, therefore, that Agreement should be concluded,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the Swiss Confederation on the extension of the Community network for data transmission (Euronet) to the territory of Switzerland is hereby approved on behalf of the European Economic Community.

The text of the Agreement is annexed hereto.

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.

Done at Brussels, 16 August 1979.

For the Council
The President
M. O'KENNEDY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Swiss Confederation on the extension of the Community network for data transmission (Euronet) to Switzerland

Brussels,

Sir,

Over the past two years, considerable efforts have been made in Europe, especially by the European Communities, both in the field of data transmission by packet-switching and in the field of scientific and technical information and documentation. This is illustrated by the following, given in chronological order:

- the conclusion, on 23 November 1973, of the Agreement on the implementation of a European information network (COST project 11) between the European Atomic Energy Community, the Federal Republic of Germany, France, Italy, the Netherlands, Norway, Portugal, Sweden, Switzerland, the United Kingdom and Yugoslavia to transmit data using packet-switching technology,
- the Resolution of the Council of the European Communities of 14 January 1974 on an initial outline programme of the European Communities in the field of science and technology in which the Council stressed that third countries, especially European countries, should be given the opportunity of taking part in the project concerned whenever it was found necessary or desirable,
- The Decisions of the Council of the European Communities of 18 March 1975 and 9 October 1978 adopting three-year action plans on scientific and technical information and documentation and providing for the setting up of a telecommunications network (hereinafter called 'Euronet') to provide Community users with reliable, rapid and economic access to the scientific, technical, economic and social documentation and data available,

- the formation, by the telecommunications administrations of the Member States of the Community, of a consortium by a multi-lateral convention (hereinafter called 'the Convention'), signed on 11 December 1975, to set up and run Euronet and to instruct France to conclude a contract to this effect with the Community (hereinafter called 'the contract'), which was signed on 15 December 1975,
- the Decision of the Council of the European Communities of 9 October 1978 adopting a second three-year plan of action in the field of scientific and technical information and documentation and providing the possibility for the Community to conclude cooperation agreements with third countries participating in the European Conference of Postal and Telecommunications Administrations (CEPT).

Taking account of the above, representatives of the Swiss Federal Council and of the Commission of the European Communities met on several occasions between 1 December 1977 and 26 March 1979 to study the extension of Euronet to Switzerland so as to give Swiss users access to information services in the Community, and Community users access to information services in Switzerland. A further aim of the meetings was to carry out a joint analysis of the arrangements which would provide the information services in Switzerland or the Community with mutual access to the information sources of both Parties.

For the purpose of achieving this cooperation, I have the honour of making the following proposals:

1. Euronet shall be extended to the territory of Switzerland under an agreement between the Swiss PTT administrations and the telecommunications administrations represented in the Euronet consortium. This extension will take place under the conditions laid down for the whole network, taking into account the Convention, the contract, the addenda thereto and the new addendum to the contract which will be concluded between the Community and France with a view to Swiss participation.
2. The Swiss PTT undertaking and the telecommunications administrations of the Member States of the Community will settle jointly the

technical questions relating to the connection of the terminals and hosts, and the financial problems arising from the extension of Euronet to Switzerland.

3. The terminals installed in Switzerland or in the Community will be guaranteed, in a non-discriminatory manner and on a reciprocal basis, connection and access to Euronet within the framework of the international and national provisions in force.
4. The hosts located in Switzerland or in the Community will be guaranteed, in a non-discriminatory manner and on a reciprocal basis, the possibility of connection and access to Euronet within the framework of the international and national provisions in force.
5. Each Party shall endeavour, in a spirit of healthy and fair competition and with the aim of safeguarding the interests of the users and ensuring the efficient and economic operation of the network, to enforce — under the current provisions — the observance by the hosts connected to Euronet of a code of conduct as closely as possible in line with the joint declaration of intent given in the Annex. Swiss hosts may participate in the Euronet Host Committee.
6. The right of the Swiss PTT undertaking to use for third-party traffic all Euronet capacity not required for the scientific and technical information and documentation network is not affected, given that the principle of non-discrimination does not apply to third-party traffic.
7. Swiss experts may participate as equal partners in work to develop additional technical specifications, establish new general provisions for Euronet and to train users.
8. The Parties will take all appropriate measures to arrive at a joint solution to the problems relating to the setting up, management and possible extension of Euronet not covered by points 1 and 2. The

Parties will hold consultations through diplomatic channels for this purpose.

9. Should Euronet be extended to other States which are members of CEPT, relations both between Switzerland and the Community and those with the States in question will be subject to prior consultation through diplomatic channels.
10. The possible connection to Euronet:
 - of hosts established in the States which are members of CEPT and to which the network has not been extended,
 - of hosts established in States which are not members of CEPT,
 - of foreign networks,can be affected only with the agreement of the Parties and of the telecommunications administrations in question.
11. The Parties will inform each other regularly on the progress made in the aforementioned sphere. In particular, they will exchange, as far in advance as possible, all relevant information relating to projects to connect hosts and data bases or banks. Such exchanges of information will be made through diplomatic channels.
12. The cooperation provided for will lapse on 31 December 1983, but may be terminated before that date by either Party subject to one year's notice.

If you are able to confirm in writing your agreement to the aforesaid, the two Parties will consider this exchange of letters as a statement of their aims and of the forms of their cooperation concerning Euronet. This exchange of letters will enter into force on the date on which your reply is signed.

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

*The Swiss Ambassador
to the European Communities*

Sir,

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

'Over the past two years, considerable efforts have been made in Europe, especially by the European Communities, both in the field of data transmission by packet-switching and in the field of scientific and technical information and documentation. This is illustrated by the following, given in chronological order:

- the conclusion, on 23 November 1973, of the Agreement on the implementation of a European information network (COST project 11) between the European Atomic Energy Community, the Federal Republic of Germany, France, Italy, the Netherlands, Norway, Portugal, Sweden, Switzerland, the United Kingdom and Yugoslavia to transmit data using packet-switching technology,

- the Resolution of the Council of the European Communities of 14 January 1974 on an initial outline programme of the European Communities in the field of science and technology in which the Council stressed that third countries, especially European countries, should be given the opportunity of taking part in the project concerned whenever it was found necessary or desirable,

- the Decisions of the Council of the European Communities of 18 March 1975 and 9 October 1978 adopting three-year action plans on scientific and technical information and documentation and providing for the setting up of a telecommunications network (hereinafter called "Euronet") to provide Community users with reliable, rapid and economic access to the scientific, technical, economic and social documentation and data available,

- the formation, by the telecommunications administrations of the Member States of the Community, of a consortium by a multi-lateral convention (hereinafter called "the Convention"), signed on 11 December 1975, to set up and run Euronet and to instruct France to conclude a contract to this effect with the Community (hereinafter called "the contract"), which was signed on 15 December 1975,

- the Decision of the Council of the European Communities of 9 October 1978 adopting a second three-year plan of action in the field of scientific and technical information and documentation and providing the possibility for the Community to conclude cooperation agreements with third countries participating in the European Conference of Postal and Telecommunications Administrations (CEPT).

Taking account of the above, representatives of the Swiss Federal Council and of the Commission of the European Communities met on several occasions between 1 December 1977 and 26 March 1979 to study the extension of Euronet to Switzerland so as to give Swiss users access to information services in the Community, and Community users access to information services in Switzerland. A further aim of the meetings was to carry out a joint analysis of the arrangements which would provide the information services in Switzerland or the Community with mutual access to the information sources of both Parties.

For the purpose of achieving this cooperation, I have the honour of making the following proposals:

1. Euronet shall be extended to the territory of Switzerland under an agreement between the Swiss PTT administrations and the telecommunications administrations represented in the Euronet consortium. This extension will take place under the conditions laid down for the whole network, taking into account the Convention, the contract, the addenda thereto and the new addendum to the contract which will be concluded between the Community and France with a view to Swiss participation.

2. The Swiss PTT undertaking and the telecommunications administrations of the Member States of the Community will settle jointly the technical questions relating to the connection of the terminals and hosts, and the financial problems arising from the extension of Euronet to Switzerland.
3. The terminals installed in Switzerland or in the Community will be guaranteed, in a non-discriminatory manner and on a reciprocal basis, connection and access to Euronet within the framework of the international and national provisions in force.
4. The hosts located in Switzerland or in the Community will be guaranteed, in a non-discriminatory manner and on a reciprocal basis, the possibility of connection and access to Euronet within the framework of the international and national provisions in force.
5. Each Party shall endeavour, in a spirit of healthy and fair competition and with the aim of safeguarding the interests of the users and ensuring the efficient and economic operation of the network, to enforce — under the current provisions — the observance by the hosts connected to Euronet of a code of conduct as closely as possible in line with the joint declaration of intent given in the Annex. Swiss hosts may participate in the Euronet Host Committee.
6. The right of the Swiss PTT undertaking to use for third-party traffic all Euronet capacity not required for the scientific and technical information and documentation network is not affected, given that the principle of non-discrimination does not apply to third-party traffic.
7. Swiss experts may participate as equal partners in work to develop additional technical specifications, establish new general provisions for Euronet and to train users.

8. The Parties will take all appropriate measures to arrive at a joint solution to the problems relating to the setting up, management and possible extension of Euronet not covered by points 1 and 2. The Parties will hold consultations through diplomatic channels for this purpose.
9. Should Euronet be extended to other States which are members of CEPT, relations both between Switzerland and the Community and those with the States in question will be subject to prior consultation through diplomatic channels.
10. The possible connection to Euronet:
 - of hosts established in the States which are members of CEPT and to which the network has not been extended,
 - of hosts established in States which are not members of CEPT,
 - of foreign networks,can be affected only with the agreement of the Parties and of the telecommunications administrations in question.
11. The Parties will inform each other regularly on the progress made in the aforementioned sphere. In particular, they will exchange, as far in advance as possible, all relevant information relating to projects to connect hosts and data bases or banks. Such exchanges of information will be made through diplomatic channels.
12. The cooperation provided for will lapse on 31 December 1983, but may be terminated before that date by either Party subject to one year's notice.

If you are able to confirm in writing your agreement to the aforesaid, the two Parties will consider this exchange of letters as a statement of their aims and of the forms of their cooperation concerning Euronet. This exchange of letters will enter into force on the date on which your reply is signed.'

I have the honour to confirm that the European Economic Community is in agreement with the contents of your letter.

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

*On behalf of the Council
of the European Communities*

ANNEX

Joint declaration of intent on hosts, referred to under point 5 of the Agreement, which will be connected to Euronet

1. The host alone shall be responsible for the operation of his services via the network.
2. The host shall declare that he will not make distinctions based on nationality between the users of Euronet. If existing contracts or international agreements contain discriminatory provisions, the host will notify the competent authorities in his country and endeavour to have the provisions amended.
3. The host shall declare that he will abstain from all unfair competition. If necessary, he may be invited to provide explanations on this subject by the competent authorities in his own country within the framework of the national provisions in force.
4. The host will observe the principle of maintaining at the lowest possible level the fees relating to scientific and technical information (IST) services. He will apply this principle as far as possible in his tariff policy.
5. The host shall declare that he will participate in efforts towards a gradual harmonization of services. In particular, he will examine:
 - the application, to his information retrieval system, of the standardized instructions given in 'Euronet guidelines: standard commands for information retrieval systems',
 - the gradual harmonization of the general conditions of sale, which will be undertaken jointly,
 - the gradual rationalization of instruction manuals,
 - the simplification of access methods for users and of invoicing.

6. The host will examine the possibility of cooperating in the preparation of measures to market his services efficiently at Euronet level and to train the users of these services.
7. In order to achieve the appropriate level of cooperation within Euronet, the host may take part in the work of a committee which will meet at regular intervals, in order to express his opinion on all questions relating to the network and assist in the preparation of appropriate recommendations to the competent authorities of the States participating in Euronet. Each host will bear the costs of his representation at such meetings.
8. The host will designate to the competent authorities in his country his representative on this committee within three months following the conclusion of the agreement required for his connection to Euronet. Within the same period, he may also designate a person responsible for all other questions relating to Euronet and specify his powers.
9. Within the same period the host will provide the competent authorities in his country with a provisional description of the data bases and related services which he intends to offer. This description should follow as closely as possible the example shown in 'Euronet guidelines for cooperation between data base suppliers and host organizations'. In particular, the description will cover in detail the data bases, the services which they offer and the tariffs applicable. The competent authorities should be provided with a definitive description of these services no later than three months before the commencement of operation.
10. The host shall do all in his power to announce three months in advance any major changes to the services described and to inform the competent authorities in his country of such changes.

11. The host shall inform the competent authority in his country if he intends to use his Euronet link for purposes other than scientific and technical information.
12. In order to permit the competent authority to adapt the network to requirements, the host shall provide the competent authority at least once a year with statistics on the use of Euronet via his services, including traffic statistics, number of subscribers, etc.

AGREEMENT
BETWEEN THE EUROPEAN ECONOMIC COM-
MUNITY AND THE SWISS CONFEDERATION (1)

DECISIONS OF THE EEC-SWITZERLAND JOINT
COMMITTEE

taken in the framework of the Agreement between the
European Economic Community and the Swiss Confederation
and amending the text thereof

*Joint Committee Decision No 1/78 of 5 December 1978 replacing the
unit of account by the European unit of account in Article 8 of Protocol 3
concerning the definition of the concept of 'originating products' and
methods of administrative cooperation (2)*

(1) This Agreement appears in Volume 3, page 15.

(2) OJ No L 376, 30.12.1978.

COUNCIL REGULATION (EEC) No 3171/78

of 19 December 1978

concerning the application of Decision No 1/78 of the EEC-Switzerland Joint Committee replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Swiss Confederation ⁽¹⁾ was signed on 22 July 1972 and entered into force on 1 January 1973;

Whereas by virtue of Article 28 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, which forms an integral part of the said Agreement, the EEC-Switzerland Joint Committee has adopted Decision No 1/78 replacing the unit of account by the European unit of account in Article 8 of that Protocol;

Whereas it is necessary to apply this Decision in the Community,

⁽¹⁾ This Agreement appears in Volume 3, page 15.

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Switzerland Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1979.

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

Done at Brussels, 19 December 1978.

*For the Council
The President*

H.-D. GENSCHER

JOINT COMMITTEE DECISION No 1/78

of 5 December 1978

replacing the unit of account by the European unit of account in Article 8 of Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Swiss Confederation, signed in Brussels on 22 July 1972,

Having regard to Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol 3', and in particular Article 28 thereof,

Whereas the unit of account is no longer appropriate to the current international monetary situation; whereas it is therefore necessary to find an alternative so as to continue to have a common value basis for determining when EUR 2 forms may be used instead of EUR 1 movement certificates, and when no documentary evidence of origin is required;

Whereas the Community proposes to replace the unit of account by the European unit of account as from 1 January 1979;

Whereas it is convenient to use the European unit of account to serve as a common value basis;

Whereas for administrative and commercial reasons, the common value basis must remain fixed for periods of at least two years; whereas, therefore, the European unit of account to be used must exceptionally be fixed at a base date to be updated every two years;

Whereas it is desirable to avoid a diminution in currency terms of the common value basis in relation to the values in force,

HAS DECIDED AS FOLLOWS:

Article 1

1. The text of Article 8 (1), (2) and (3) of Protocol 3 shall be replaced by the following:

'1. Originating products within the meaning of this Protocol shall, on importation into the Community or into Switzerland, benefit from the Agreement upon submission of one of the following documents:

- (a) an EUR 1 movement certificate, hereinafter referred to as "an EUR 1 certificate", a specimen of which is given in Annex V to this Protocol, or
- (b) a form EUR 2, a specimen of which is given in Annex VI to this Protocol, for consignments consisting only of originating products, and provided the value does not exceed 2 400 European units of account per consignment.

2. The following originating products within the meaning of this Protocol shall, on importation into the Community or into Switzerland, benefit from the Agreement without it being necessary to produce either of the documents referred to in paragraph 1:

- (a) products sent as small packages to private persons, provided that the value of the products does not exceed 165 European units of account;
- (b) products forming part of travellers' personal luggage, provided that the value does not exceed 480 European units of account.

These provisions shall be applied only when such goods are not imported by way of trade and have been declared as meeting the conditions required for the application of the Agreement, and where there is no doubt as to the veracity of such declaration.

Importations which are occasional and consist solely of goods for the personal use of the recipients or travellers or their families shall not be considered as importations by way of trade if it is evident from the nature and quantity of the goods that no commercial purpose is in view.

3. Amounts in the national currency of the exporting State equivalent to the amounts expressed in European units of account shall be fixed by the exporting State and communicated to the other parties to the Agreement. When the amounts are more than the corresponding amounts fixed by the importing State, the importing State shall accept them if the goods are invoiced in the currency of the exporting State.

If the goods are invoiced in the currency of another Member State of the Community or another country mentioned in Article 2 of this Protocol, the importing State shall recognize the amount notified by the country concerned.

4. Up to and including 30 April 1981, the European unit of account to be used in any given national currency shall be the equivalent in that national currency of the European unit of account as at 30 June 1978. For each successive period of two years, it shall be the equivalent in that national currency of the European unit of account as at the first working day in October in the year immediately preceding that two-year period.'

2. Paragraphs 4 and 5 of Article 8 of Protocol 3 shall become paragraphs 5 and 6 respectively.

3. In Article 13 (2) of Protocol 3 the reference to 'Article 8 (4)' shall be replaced by a reference to 'Article 8 (5)'.

Article 2

This Decision shall enter into force on 1 January 1979.

Done at Brussels, 5 December 1978.

For the Joint Committee

The Chairman

P. DUCHATEAU

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Swiss Confederation on the extension of the Community network for data transmission (Euronet) to Switzerland ⁽¹⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center; padding: 5px;">EEC</td> </tr> <tr> <td style="text-align: center; padding: 5px;">SWITZER- LAND</td> </tr> </table>	EEC	SWITZER- LAND	28.9.1979	—	28.9.1979	until 31.12.1983
EEC						
SWITZER- LAND						

⁽¹⁾ OJ No L 214, 22.8.1979.

Agreements between the EEC and Turkey

FINANCIAL PROTOCOL
between the European Economic Community and Turkey (1)

COUNCIL DECISION

of 5 March 1979

concerning the conclusion of a Financial Protocol between the European Economic Community and Turkey

(79/281/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 238 thereof,

Having regard to the recommendation from the Commission,

Having regard to the Opinion of the European Parliament (2),

Whereas the Financial Protocol between the European Economic Community and Turkey, signed at Brussels on 12 May 1977, should be approved,

(1) OJ No L 67, 17.3.1979.

(2) OJ No C 266, 7.11.1977.

HAS DECIDED AS FOLLOWS:

Article 1

The Financial Protocol between the European Economic Community and Turkey is hereby approved on behalf of the Community.

The text of the Protocol is annexed to this Decision.

Article 2

The President of the Council shall give the notification provided for in Article 16 (1) of the Protocol.

Done at Brussels, 5 March 1979.

For the Council

The President

J. FRANÇOIS-PONCET

FINANCIAL PROTOCOL

between the European Economic Community and Turkey

HIS MAJESTY THE KING OF THE BELGIANS,

HER MAJESTY THE QUEEN OF DENMARK,

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE PRESIDENT OF THE FRENCH REPUBLIC,

THE PRESIDENT OF IRELAND,

THE PRESIDENT OF THE ITALIAN REPUBLIC,

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,

HER MAJESTY THE QUEEN OF THE NETHERLANDS,

**HER MAJESTY THE QUEEN OF THE UNITED KINGDOM OF
GREAT BRITAIN AND NORTHERN IRELAND,**

and,

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

of the one part,

THE PRESIDENT OF THE REPUBLIC OF TURKEY,

of the other part,

CONSCIOUS of the need to promote the accelerated development of the Turkish economy with a view to facilitating the pursuit of the objectives of the Agreement establishing an Association between the European Economic Community and Turkey,

HAVE DESIGNATED as their Plenipotentiaries:

HIS MAJESTY THE KING OF THE BELGIANS:

Joseph VAN DER MEULEN,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

HER MAJESTY THE QUEEN OF DENMARK:

Niels ERSBØLL
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:

Helmut SIGRIST,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE PRESIDENT OF THE FRENCH REPUBLIC:

Luc de la BARRE de NANTEUIL,
Ambassador of France,
Permanent Representative to the European Communities;

THE PRESIDENT OF IRELAND:

Brendan DILLON,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE PRESIDENT OF THE ITALIAN REPUBLIC:

Eugenio PLAJA,
Ambassador of Italy,
Permanent Representative to the European Communities;

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG:

Jean DONDELINGER,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

HER MAJESTY THE QUEEN OF THE NETHERLANDS:

J. H. LUBBERS,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

**HER MAJESTY THE QUEEN OF THE UNITED KINGDOM
OF GREAT BRITAIN AND NORTHERN IRELAND:**

David OWEN,
Secretary of State for Foreign and Commonwealth Affairs;

THE COUNCIL OF THE EUROPEAN COMMUNITIES:

David OWEN,
President-in-Office of the Council of the European Communities,
Secretary of State for Foreign and Commonwealth Affairs;

Roland de KERGORLAY,
Assistant-Director-General of the Directorate-General for External
Relations of the Commission of the European Communities;

THE PRESIDENT OF THE REPUBLIC OF TURKEY:

Ihsan Sabri ÇAGLAYANGIL,
Minister for Foreign Affairs;

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

HAVE AGREED AS FOLLOWS:

Article 1

Within the framework of the Association between the European Economic Community and Turkey, the Community shall participate on the terms set out in this Protocol in measures designed to promote, by efforts additional to those made by Turkey itself, the development of Turkey.

Article 2

1. For the purposes specified in Article 1, and for a period expiring on 31 October 1981, an aggregate amount of 310 million European units of account (EUA) may be committed as follows:

- (a) 90 million EUA in the form of loans from the European Investment Bank, hereinafter called the 'Bank', granted from its own resources;
- (b) 220 million EUA in the form of loans on special terms granted by the Bank acting on instructions from the Community.

2. Capital projects shall be eligible for financing which have been submitted to the Bank by the Turkish State or, with the latter's agreement, by an authority or by public or private undertakings having their seat or a place of business in Turkey which:

- (a) help to increase the productivity of the Turkish economy and, in particular, aim to provide Turkey with a better economic infrastructure, higher agricultural output, and modern, efficiently-run undertakings in the industrial and service sectors whether they are publicly or privately managed;
- (b) further the realization of the objectives of the Association Agreement;
- (c) are part of the Turkish Development Plan in force.

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

- (a) only individual projects may be financed;
- (b) as a general rule, capital projects which are to be carried out on Turkish territory may, in principle, be financed in all the sectors of the economy;
- (c) special consideration shall be given to projects which could serve to improve Turkey's balance of payments.

4. Examination of the eligibility of projects and the granting of loans shall be undertaken in accordance with the detailed rules, conditions and procedures laid down by the Bank's Statute.

Article 3

1. The amounts to be committed each year shall be distributed as evenly as possible throughout the period of application of this Protocol. During the initial period of application, however, a proportionately higher amount may, within reasonable limits, be committed.

2. Any funds not committed may, by the end of the period referred to in Article 2 (1), be used, until exhausted. In that case, the funds shall be used in accordance with the same arrangements as provided for in this Protocol.

Article 4

1. The loans may be granted through the intermediary of the State or appropriate Turkish bodies, on condition that they onlend the amounts to the recipients on terms decided, by agreement with the Bank, on the basis of the economic and financial characteristics of the projects for which they are intended.

2. Loans granted by the Bank from its own resources shall be subject to terms as to duration established on the basis of the economic and financial characteristics of the projects. The interest rate shall be that applied by the Bank at the time of signature of each loan contract.

3. Loans on special terms shall be granted to the Turkish State for 40 years with postponement of amortization of 10 years and at an interest rate of 2.5% per annum.

The Turkish State shall ensure that repayments by beneficiaries which are not immediately needed by the State for the amortization of loans from the Bank are used to finance capital projects within the meaning of Article 2 (2). It shall notify the Bank each year of the use of these amounts. This provision shall also apply to projects carried out under the earlier Financial Protocols.

4. Loans accorded by the Bank from its own resources shall be used primarily to finance projects showing a normal return; loans on special terms shall be used primarily to finance indirect or long-term return projects.

Article 5

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

Article 6

Aid from the Bank for the execution of projects may, with the agreement of Turkey, take the form of co-financing.

Article 7

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

Article 8

The execution, management and maintenance of schemes which are the subject of financing under this Protocol shall be the responsibility of Turkey or of the other beneficiaries referred to in Article 2 (2).

The Bank shall ensure that its financial aid is expended in accordance with the agreed allocations and to the best economic advantage.

Article 9

1. All natural and legal persons of the Republic of Turkey or of Member States of the Community may participate on equal terms in tendering procedures and other procedures for the award of contracts financed by loans.

2. Turkey shall apply to contracts awarded for the execution of projects financed under this Protocol fiscal and customs arrangements at least as favourable as that applied in respect of other international organizations.

Article 10

Turkey shall take all necessary measures to ensure that interest and all other payments due to the Bank in respect of loans granted under this Protocol are exempted from any national or local tax or levy.

Article 11

Where a loan is accorded to a beneficiary other than the Turkish State, the provision of a guarantee by the latter may be required by the Bank as a condition of the grant of the loan.

Article 12

Throughout the duration of the loans granted pursuant to this Protocol, Turkey shall undertake to make available to debtors enjoying such loans and to the guarantors of the loans the foreign currency necessary for the payment of interest, commission and other charges and for the repayment of capital.

Article 13

The results of financial cooperation may be examined within the Association Council set up by Article 6 of the Agreement establishing an Association between the European Economic Community and Turkey.

Article 14

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

Article 15

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

Article 16

1. This Protocol shall be subject to ratification, acceptance or approval in accordance with the Contracting Parties' own procedures; the Contracting Parties shall notify each other that the procedures necessary to this end have been completed.

2. This Protocol shall enter into force on the first day of the second month following the date on which the notifications provided for in paragraph 1 have been given.

Article 17

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

Til bekræftelse heraf har undertegnede befuldmægtigede underskrevet denne finansprotokol.

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

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Financial Protocol.

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

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

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

Bunum belgesi olarak, aşağıda adları yazılı tam yetkili Temsilciler bu mali protokolün altına imzalarını atmışlardır.

Udfærdiget i Bruxelles, den tolvte maj nitten hundrede og syvoghalvfjerds.

Geschehen zu Brüssel am zwölften Mai neunzehnhundertsiebenund-siebzig.

Done at Brussels on the twelfth day of May in the year one thousand nine hundred and seventy-seven.

Fait à Bruxelles, le douze mai mil neuf cent soixante-dix-sept.

Fatto a Bruxelles, addì dodici maggio millenovecentosettantasette.

Gedaan te Brussel, de twaalfde mei negentienhonderd zevenenzeventig.

Brüksel'de, on iki Mayıs bin dokuz yüz yetmiş yedi gününde yapılmıştır.

Pour Sa Majesté le roi des Belges
Voor Zijne Majesteit de Koning der Belgen

J. Van der Meulen

For Hendes Majestæt Danmarks Dronning

Lin. Eshøj

Für den Präsidenten der Bundesrepublik Deutschland

Helmut Gynne

Pour le président de la République française

Lo. d. d. d.

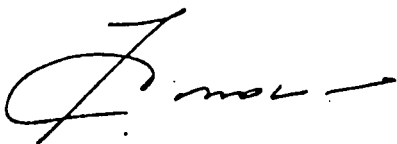
For the President of Ireland

Brendan Dillon

Per il presidente della Repubblica italiana

A handwritten signature in black ink, appearing to be 'Sgarbi'.

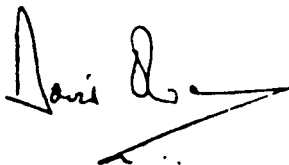
Pour Son Altesse Royale le grand-duc de Luxembourg

A handwritten signature in black ink, appearing to be 'Henri'.

Voor Hare Majesteit de Koningin der Nederlanden

A handwritten signature in black ink, appearing to be 'Beatrix'.

For Her Majesty the Queen of the United Kingdom of Great Britain
and Northern Ireland

A handwritten signature in black ink, appearing to be 'Elizabeth II'.

For Rådet for De europæiske Fællesskaber

Für den Rat der Europäischen Gemeinschaften

For the Council of the European Communities

Pour le Conseil des Communautés européennes

Per il Consiglio delle Comunità europee

Voor de Raad van de Europese Gemeenschappen



Türkiye Cumhurbaşkanı adına



ANNEX

Declaration of the European Economic Community on Article 2 of the Financial Protocol

1. The European unit of account used to express the amounts specified in Article 2 of the Financial Protocol is defined as the sum of the following amounts in the currencies of the Member States of the Community:

German mark	0·828
Pound sterling	0·0885
French franc	1·15
Italian lira	109
Dutch guilder	0·286
Belgian franc	3·66
Luxembourg franc	0·14
Danish krone	0·217
Irish pound	0·00759

2. The value of the European unit of account in any given currency is equal to the sum of the equivalent in that currency of the amounts of currency referred to in paragraph 1. It is calculated by the Commission using daily market exchange rates.

The daily rates of exchange in the various national currencies are published in the *Official Journal of the European Communities*.

AGREEMENT

in the form of an exchange of letters between the European Economic Community and Turkey fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Turkey, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

COUNCIL REGULATION (EEC) No 2921/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and Turkey fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Turkey, for the period 1 November 1979 to 31 October 1980

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 Decision No 1/77 of the EEC-Turkey Association Council of 17 May 1977 on new concessions for imports of Turkish agricultural products into the Community, and in particular Annex IV thereto,

(1) OJ No L 333, 27.12.1979.

Whereas it is necessary to approve the Agreement in the form of an exchange of letters between the European Economic Community and Turkey fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, falling within sub-heading 15.07 A I of the Common Customs Tariff and originating in Turkey, for the period 1 November 1979 to 31 October 1980,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and Turkey fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil falling within sub-heading 15.07 A I of the Common Customs Tariff and originating in Turkey, for the period 1 November 1979 to 31 October 1980, 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and Turkey fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Turkey, for the period 1 November 1979 to 31 October 1980

Letter No 1

Sir,

Annex IV to Decision No 1/77 of the EEC-Turkey Association Council of 17 May 1977 on new concessions for imports of Turkish agricultural products into the Community stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 2 of that Decision is increased, in order to take account of certain factors and of the situation on the olive oil market, by an additional amount under the same conditions and arrangements as laid down for the application of the said Article.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annex IV, the Community will take the necessary steps to fix the additional amount at 10.88 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Sir,

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

'Annex IV to Decision No 1/77 of the EEC-Turkey Association Council of 17 May 1977 on new concessions for imports of Turkish agricultural products into the Community stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 2 of that Decision is increased, in order to take account of certain factors and of the situation on the olive oil market, by an additional amount under the same conditions and arrangements as laid down for the application of the said Article.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annex IV, the Community will take the necessary steps to fix the additional amount at 10.88 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.'

I confirm the agreement of my Government to the foregoing.

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

*For the President of
the Republic of Turkey*

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the **FINANCIAL PROTOCOL** between the European Economic Community and Turkey ⁽¹⁾

EEC and Member States	12.5.1977	n. 28.3.1979	1.5.1979 ⁽²⁾	until 31.10.1981
TURKEY				

— the **AGREEMENT** in the form of an exchange of letters between the European Economic Community and Turkey fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Turkey, for the period 1 November 1979 to 31 October 1980 ⁽³⁾

EEC	30.12.1979	—	30.12.1979 ⁽⁴⁾	until 31.10.1980
TURKEY				

⁽¹⁾ OJ No L 67, 17.3.1979. In accordance with Article 15, the Protocol is annexed to the EEC-Turkey Association Agreement. (This Agreement appears in Volume 3, page 541.)

⁽²⁾ OJ No L 84, 4.4.1979.

⁽³⁾ OJ No L 333, 27.12.1979.

⁽⁴⁾ Applicable from 1.11.1979.

Agreements
between the EEC and the Republic of Cyprus

FINANCIAL PROTOCOL

between the European Economic Community and the
Republic of Cyprus ⁽¹⁾

COUNCIL REGULATION (EEC) No 2760/78

of 23 November 1978

**on the conclusion of the Financial Protocol between the European Economic
Community and the Republic of Cyprus**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community, and in particular Article 238 thereof,

Having regard to the recommendation from the Commission,

Having regard to the Opinion of the European Parliament⁽²⁾,

Whereas the Financial Protocol between the European Economic
Community and the Republic of Cyprus, signed in Brussels on 15
September 1977, should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Financial Protocol between the European Economic Community
and the Republic of Cyprus and the exchange of letters and declarations
annexed to the Final Act are hereby approved on behalf of the Com-
munity.

The texts referred to in the first paragraph are annexed to this Regulation.

(1) OJ No L 332, 29.11.1978.

(2) OJ No C 6, 9.1.1978.

Article 2

The President of the Council shall take the necessary measures for the exchange of acts provided for in Article 18 of the Financial Protocol.

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, 23 November 1978.

For the Council
The President
J. ERTL

FINANCIAL PROTOCOL

**HIS MAJESTY THE KING OF THE BELGIANS,
HER MAJESTY THE QUEEN OF DENMARK,
THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,
THE PRESIDENT OF THE FRENCH REPUBLIC,
THE PRESIDENT OF IRELAND,
THE PRESIDENT OF THE ITALIAN REPUBLIC,
HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,
HER MAJESTY THE QUEEN OF THE NETHERLANDS,
HER MAJESTY THE QUEEN OF THE UNITED KINGDOM OF
GREAT BRITAIN AND NORTHERN IRELAND,
AND THE COUNCIL OF THE EUROPEAN COMMUNITIES,**

of the one part,

AND THE PRESIDENT OF THE REPUBLIC OF CYPRUS

of the other part,

CONSCIOUS of the need to promote the development of the Cypriot economy of the one part and with a view to facilitating the pursuit of the objectives of the Agreement establishing an association between the European Economic Community and the Republic of Cyprus of the other part,

HAVE DESIGNATED AS THEIR PLENIPOTENTIARIES:

HIS MAJESTY THE KING OF THE BELGIANS:

**Joseph VAN DER MEULEN,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities:**

HER MAJESTY THE QUEEN OF DENMARK:

Gunnar RIBERHOLDT,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:

Helmut SIGRIST,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE PRESIDENT OF THE FRENCH REPUBLIC:

Luc de la BARRE de NANTEUIL,
Ambassador of France,
Permanent Representative to the European Communities;

THE PRESIDENT OF IRELAND:

Brendan DILLON,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE PRESIDENT OF THE ITALIAN REPUBLIC:

Eugenio PLAJA,
Ambassador of Italy,
Permanent Representative to the European Communities;

HIS ROYAL HIGHNESS THE GRANDDUKE OF LUXEMBOURG:

Jean DONDELINGER,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

HER MAJESTY THE QUEEN OF THE NETHERLANDS:

J. H. LUBBERS,

Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

**HER MAJESTY THE QUEEN OF THE UNITED KINGDOM OF
GREAT BRITAIN AND NORTHERN IRELAND:**

Sir Donald MAITLAND, CMG, OBE,

Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

THE COUNCIL OF THE EUROPEAN COMMUNITIES:

Joseph VAN DER MEULEN,

Ambassador Extraordinary and Plenipotentiary,
Permanent Representative of Belgium,
Chairman of the Permanent Representatives Committee;

Roland de KERGORLAY,

Assistant Director-General in the Directorate-General for External
Relations of the Commission of the European Communities;

THE PRESIDENT OF THE REPUBLIC OF CYPRUS:

Titos PHANOS,

Ambassador Extraordinary and Plenipotentiary,
Permanent Delegate to the European Economic Community,
Head of the Mission of the Republic of Cyprus;

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

HAVE AGREED AS FOLLOWS:

Article 1

The Community shall participate, within the framework of financial and technical cooperation, in the financing of projects designed to contribute to the economic and social development of Cyprus.

Article 2

1. For the purposes specified in Article 1, and for a period expiring five years after the entry into force of this Protocol, an aggregate amount of 30 million European units of account may be committed as follows:

- (a) 20 million European units of account in the form of loans from the European Investment Bank, hereinafter called 'the Bank', granted from its own resources on the terms set out in its statute;
- (b) four million European units of account in the form of loans on special terms;
- (c) six million European units of account in the form of grants.

Provision may be made for contributions to risk capital formation, to be charged against the amount shown in (b).

2. The loans referred to in paragraph 1 (a) shall generally be combined with interest rate subsidies of 2% maximum financed by means of the funds shown in paragraph 1 (c).

Article 3

1. The amount fixed in Article 2 shall be used for the financing or part-financing of projects such as:

- capital projects in the fields of production and infrastructure, aimed in particular at diversifying the economic structure of Cyprus and, especially, at promoting its industrialization and the modernization of its agriculture,
- technical cooperation as a preliminary or complement to capital projects and, as a corollary, technical cooperation schemes in the field of training.

2. Community aids shall be used to cover costs necessarily incurred in carrying out approved projects or schemes. They may not be used to cover current administrative, maintenance or operational expenditure.

Article 4

1. Capital projects shall be eligible for financing either by loans from the Bank, combined with interest rate subsidies on the terms set out in Article 2, or by loans on special terms, or by a combination of these two means.

2. Technical cooperation shall normally be financed by grants.

Article 5

1. The amounts to be committed each year for each of the various forms of aid shall be distributed as evenly as possible throughout the period of application of this Protocol. During the initial period of application, however, a proportionally higher amount may, within reasonable limits, be committed.

2. Any funds not committed by the end of the fifth year following the entry into force of the Protocol shall be used, until exhausted, in accordance with the same arrangements as provided for in this Protocol.

Article 6

1. Loans granted by the Bank from its own resources shall be subject to terms as to duration established on the basis of the economic and financial characteristics of the projects for which such loans are intended. The interest rate shall be that applied by the Bank at the time of signature of each loan contract, subject to the interest rate subsidy referred to in Article 2 (2).

2. Loans on special terms shall be granted for 40 years with a period of grace of 10 years. The interest rate shall be fixed at 1%.

3. The loans may be granted through the intermediary of the State or appropriate Cypriot public bodies, on condition that they onlend the amounts to the recipients on terms decided, by agreement with the Community, on the basis of the economic and financial characteristics of the projects.

Article 7

Aid contributed by the Community for the execution of certain projects may, with the agreement of Cyprus, take the form of co-financing in which, in particular, credit and development bodies and institutions of Cyprus, of Member States or of third States or international finance organizations would take part.

Article 8

The following shall be eligible for financial and technical cooperation:

(a) in general:

— the State of Cyprus;

(b) with the agreement of the State of Cyprus, for projects or measures approved by it:

— Cypriot official development agencies,

— private agencies working in Cyprus for economic and social development,

— undertakings, carrying on their activities in accordance with the methods of industrial and business management, which are set up as companies or firms under Cypriot law,

— groups of producers that are nationals of Cyprus, and exceptionally, where no such groups exist, the producers themselves,

— scholarship holders and trainees sent by Cyprus under the training schemes referred to in Article 3.

Article 9

1. On the entry into force of this Protocol, the Community and Cyprus shall establish by mutual agreement the specific objectives of financial and technical cooperation, by reference to the priorities set by Cyprus's development plan.

These objectives may be reviewed by mutual agreement to take account of changes in Cyprus's economic situation or in the objectives and priorities set by its development plan.

2. Within the framework established pursuant to paragraph 1, financial and technical cooperation shall apply to projects and measures drawn up by Cyprus or by other beneficiaries approved by that country.

Article 10

1. For each request for financial aid under this Protocol, a dossier shall be submitted to the Community by the beneficiary referred to in Article 8 (a) or, with the agreement of Cyprus, by those referred to in Article 8 (b).

2. The Community shall appraise the requests for financing in collaboration with the State of Cyprus and the beneficiaries, in accordance with the objectives set out in Article 9 (1), and shall inform them of the decisions taken on such requests.

Article 11

The execution, management and maintenance of schemes that are the subject of financing under this Protocol shall be the responsibility of Cyprus or the other beneficiaries referred to in Article 8 of this Protocol.

The Community shall ensure that this financial aid is expended in accordance with the agreed allocations and to the best economic advantage.

Article 12

1. As regards projects and measures financed by the Community, participation in tendering procedures and other procedures for the award of contracts shall be open, on equal terms, to all natural or legal persons of Cyprus and of the Member States.
2. To promote participation by Cypriot undertakings in the performance of works contracts, an accelerated procedure for issuing invitations to tender involving shorter time limits for the submission of tenders may be used after approval by the relevant Community body where the works in question, because of their scale, are mainly of interest to Cypriot undertakings.

This accelerated procedure may be used for invitations to tender estimated at less than 1 000 000 European units of account.

3. Where the relevant Community body considers it useful, participation by other countries in contracts financed by the Community may be authorized exceptionally on a case-by-case basis.

Participation by third countries may also be authorized on the same conditions, where the Community is financing schemes jointly with other sources of funds.

Article 13

Cyprus shall apply to contracts awarded for the execution of projects or measures financed by the Community fiscal and customs arrangements as favourable as those applied in respect of other international organizations.

Article 14

Where a loan is granted to a beneficiary other than the State of Cyprus, the provision of a guarantee by the latter or of other adequate guarantees

may be required by the Community as a condition of the grant of the loan.

Article 15

Throughout the duration of the loans granted pursuant to this Protocol, Cyprus shall undertake to make available to debtors, beneficiaries or guarantors of such loans the foreign currency necessary for the payment of interest and commission and the repayment of principal.

Article 16

The results of financial and technical cooperation shall be examined annually by the Association Council.

Article 17

This Protocol shall form an integral part of the Agreement establishing an association between the European Economic Community and the Republic of Cyprus.

Article 18

1. This Protocol shall be subject to ratification, acceptance or approval in accordance with the procedures in force in each of the signatory States and the European Economic Community. The Acts necessary for this purpose shall be exchanged at Brussels.

2. This Protocol shall enter into force on the first day of the second month following that in which the exchange of Acts referred to in paragraph 1 is carried out.

Article 19

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

Til bekræftelse heraf har undertegnede befuldmægtigede underskrevet denne finansprotokol.

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

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Financial Protocol.

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

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

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

Udfærdiget i Bruxelles, den femtende september nitten hundrede og syvoghalvfjerds.

Geschehen zu Brüssel am fünfzehnten September neunzehnhundert-siebenundsiebzig.

Done at Brussels on the fifteenth day of September in the year one thousand nine hundred and seventy-seven.

Fait à Bruxelles, le quinze septembre mil neuf cent soixante-dix-sept.

Fatto a Bruxelles, addi quindici settembre millenovecentosettantasette.

Gedaan te Brussel, de vijftiende september negentienhonderd zevenen-zeventig.

Pour Sa Majesté le roi des Belges
Voor Zijne Majesteit de Koning der Belgen

J. van der Meulen

For Hendes Majestæt Danmarks Dronning

Riisgaard

Für den Präsidenten der Bundesrepublik Deutschland

Helmuth Jäger

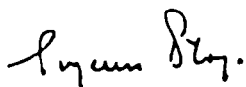
Pour le président de la République française

Luc de Senneval

For the President of Ireland

Brídín Dillia

Per il presidente della Repubblica italiana

A handwritten signature in black ink, appearing to read "Luigi Einaudi". The signature is fluid and cursive, with a large initial 'L'.

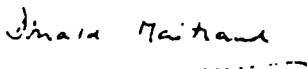
Pour Son Altesse Royale le grand-duc de Luxembourg

A handwritten signature in black ink, appearing to read "Jean". The signature is highly stylized and cursive, with a large initial 'J'.

Voor Hare Majesteit de Koningin der Nederlanden

A handwritten signature in black ink, appearing to read "Juliana". The signature is cursive and somewhat stylized, with a large initial 'J'.

For Her Majesty the Queen of the United Kingdom of Great Britain
and Northern Ireland

A handwritten signature in black ink, appearing to read "Elizabeth". The signature is cursive and somewhat stylized, with a large initial 'E'.

For Rådet for De europæiske Fællesskaber

Für den Rat der Europäischen Gemeinschaften

For the Council of the European Communities

Pour le Conseil des Communautés européennes

Per il Consiglio delle Comunità europee

Voor de Raad van de Europese Gemeenschappen

J. van der Meulen
A. S. Kyzylg.

For the President of the Republic of Cyprus

Richard Nixon

FINAL ACT

The Plenipotentiaries of:

His Majesty the King of the Belgians,

Her Majesty the Queen of Denmark,

The President of the Federal Republic of Germany,

The President of the French Republic,

The President of Ireland,

The President of the Italian Republic,

His Royal Highness the Grand Duke of Luxembourg,

Her Majesty the Queen of the Netherlands,

Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland,

and of the Council of the European Communities,

of the one part,

and of the President of the Republic of Cyprus,

of the other part,

meeting at Brussels on 15 September 1977 for the signature of the Additional Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and of the Financial Protocol:

- I. have, on signing the Additional Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus, taken note of the exchange of letters on scientific and technological cooperation and the protection of the environment;**

II. have, on signing the Financial Protocol, taken note of the following declarations:

- declaration by the European Economic Community on Article 2 of the Financial Protocol,
- declaration by the representative of the Federal Republic of Germany on the definition of German nationality,
- declaration by the representative of the Federal Republic of Germany on the application of the Financial Protocol to Berlin.

The abovementioned exchange of letters and the declarations are annexed to this Final Act.

The Plenipotentiaries have agreed that this exchange of letters and these declarations shall be subject, in the same manner as the Protocols, to any procedures that may be necessary to ensure their validity.

Udfærdiget i Bruxelles, den femtende september nitten hundrede og syvoghalvfjerds.

Geschehen zu Brüssel am fünfzehnten September neunzehnhundert-siebenundsiebzig.

Done at Brussels on the fifteenth day of September in the year one thousand nine hundred and seventy-seven.

Fait à Bruxelles, le quinze septembre mil neuf cent soixante-dix-sept.

Fatto a Bruxelles, addì quindici settembre millenovecentosettantasette.

Gedaan te Brussel, de vijftiende september negentienhonderd zevenenzeventig.

Pour Sa Majesté le roi des Belges
Voor Zijne Majesteit de Koning der Belgen

J. van der Meulen

For Hendes Majestæt Danmarks Dronning

Riisboe

Für den Präsidenten der Bundesrepublik Deutschland

Helmuth Jäger

Pour le président de la République française

Luc de Senneval

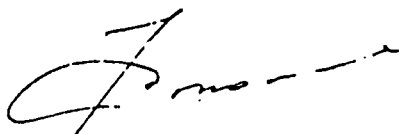
For the President of Ireland

Brídín Dillane

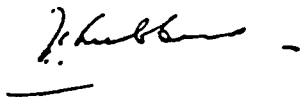
Per il presidente della Repubblica italiana

A handwritten signature in black ink, appearing to read "Luigi Einaudi". The signature is fluid and cursive, with a prominent initial "L" and a long, sweeping tail.

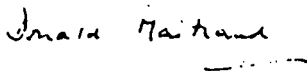
Pour Son Altesse Royale le grand-duc de Luxembourg

A handwritten signature in black ink, appearing to read "Jean". The signature is highly stylized and cursive, with a large, looped initial "J" and a long, horizontal tail.

Voor Hare Majesteit de Koningin der Nederlanden

A handwritten signature in black ink, appearing to read "Beatrix". The signature is cursive and somewhat compact, with a long horizontal line underneath it.

For Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland

A handwritten signature in black ink, appearing to read "Elizabeth II". The signature is cursive and somewhat compact, with a long horizontal line underneath it.

For Rådet for De europæiske Fællesskaber
Für den Rat der Europäischen Gemeinschaften
For the Council of the European Communities
Pour le Conseil des Communautés européennes
Per il Consiglio delle Comunità europee
Voor de Raad van de Europese Gemeenschappen

J. van der Meulen
H. S. Kuylenstierna

For the President of the Republic of Cyprus

Wilson Man

**Exchange of letters relating to scientific and technological cooperation
and the protection of the environment**

Sir,

Further to the wishes expressed by the Cypriot delegation at the negotiations which ended today in an Additional Protocol being concluded between the Community and Cyprus, I have the honour to inform you, on behalf of the Member States of the Community, that the latter are ready to examine on a case-by-case basis the possibility of Cyprus having access to the results of the research programmes carried out jointly by the Member States of the Community or by the Member States in collaboration with other third countries in the fields of science, technology and the protection of the environment.

I should be grateful if you would acknowledge receipt of this letter.

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

*Head of the delegation of the
European Economic Community*

Sir,

In your letter of today's date you inform me as follows:

'Further to the wishes expressed by the Cypriot delegation at the negotiations which ended today in an Additional Protocol being concluded between the Community and Cyprus, I have the honour to inform you, on behalf of the Member States of the Community, that the latter are ready to examine on a case-by-case basis the possibility of Cyprus having access to the results of the research programmes carried out jointly by the Member States of the Community or by the Member States in collaboration with other third countries in the fields of science, technology and the protection of the environment.

I should be grateful if you would acknowledge receipt of this letter.'

I have the honour to acknowledge receipt of your letter.

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

*Head of the delegation of the
Republic of Cyprus*

Declaration by the European Economic Community on Article 2 of the Financial Protocol

1. The European unit of account used to express the amounts specified in Article 2 of the Financial Protocol is defined as the sum of the following amounts in the currencies of the Member States of the Community:

German mark	0.828
Pound sterling	0.0885
French franc	1.15
Italian lira	109
Dutch guilder	0.286
Belgian franc	3.66
Luxembourg franc	0.14
Danish krone	0.217
Irish pound	0.00759.

2. The value of the European unit of account in any given currency is equal to the equivalent in that currency of the sum of the amounts of currency referred to in paragraph 1. It is calculated by the Commission using daily market exchange rates.

The daily values of the unit of account in the various national currencies are made available every day and are published periodically in the *Official Journal of the European Communities*.

Declaration by the representative of the Federal Republic of Germany on the definition of German nationality

Every German person, within the meaning of the basic constitutional law applying in the Federal Republic of Germany, is considered as a national of the Federal Republic of Germany.

Declaration by the representative of the Federal Republic of Germany on the application of the Financial Protocol to Berlin

The Financial Protocol shall also apply to Land Berlin provided that no statement to the contrary by the Government of the Federal Republic of Germany is addressed to the other Contracting Parties within three months of the entry into force of the Protocol.

AGREEMENT
ESTABLISHING AN ASSOCIATION BETWEEN THE
EUROPEAN ECONOMIC COMMUNITY AND THE
REPUBLIC OF CYPRUS (1)

Association Council Decision No 1/79 amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus (2) (3)

(1) This Agreement appears in Volume 3, page 721.

(2) OJ No L 271, 29.10.1979.

(3) This Protocol and the Additional Protocol to which it is annexed appears in Volume 8, page 1253 *et seq.*

COUNCIL REGULATION (EEC) No 2342/79

of 9 October 1979

on the application of EEC-Cyprus Association Council Decision No 1/79 amending the Protocol concerning the definition of the concept of originating products and methods of administrative cooperation, to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus

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 of the Commission,

Whereas the Agreement establishing an association between the European Economic Community and the Republic of Cyprus ⁽¹⁾ was signed on 19 December 1972 and entered into force on 1 June 1973;

Whereas the Additional Protocol to this Agreement ⁽²⁾ was signed in Brussels on 15 September 1977 and entered into force on 1 June 1978;

Whereas pursuant to Article 25 of the Protocol concerning the definition of the concept of originating products and methods of administrative cooperation annexed to the above Protocol and forming an integral part of the Agreement, the EEC-Cyprus Association Council has adopted Decision No 1/79 amending the Protocol as regards the rules of origin;

⁽¹⁾ This Agreement appears in Volume 3, page 721.

⁽²⁾ The Additional Protocol appears in Volume 8, page 1253.

Whereas that Decision should be made operative in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/79 of the EEC-Cyprus Association Council shall apply in the Community.

The text of the Decision is annexed to this Regulation.

Article 2

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

It shall apply from 1 July 1979.

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

Done at Luxembourg, 9 October 1979.

For the Council
The President
D. O'MALLEY

ASSOCIATION COUNCIL DECISION No 1/79

amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus

THE ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and in particular Title I thereof,

Having regard to the Protocol concerning the definition of the concept of originating products and methods of administrative cooperation, annexed to the Additional Protocol, and in particular Article 25 thereof,

Whereas it is necessary to replace the Lists A and B contained in Annexes II and III to the Protocol and to introduce a specific rule on sets as a result of the changes made to the Customs Cooperation Council Nomenclature which entered into force on 1 January 1978,

HAS DECIDED AS FOLLOWS:

Article 1

Annexes II and III to the Protocol on the definition of the concept of originating products and methods of administrative cooperation shall be replaced by the texts annexed to this Decision.

Article 2

Sets, as defined in General Rule 3 of the Customs Cooperation Council Nomenclature, shall be regarded as originating when all component

articles are originating products. Nevertheless, when a set is composed of originating and non-originating articles, the set as a whole shall be regarded as originating provided that the value of the non-originating articles does not exceed 15% of the total value of the set.

Done at Brussels

*For the Association Council
The President*

ANNEX II

LIST A

List of working or processing operations which result in a change of tariff heading without conferring the status of 'originating products' on the products undergoing such operations, or conferring this status only subject to certain conditions

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked	Salting, placing in brine, drying or smoking of meat and edible meat and edible meat offals of heading Nos 02.01 and 02.04	
03.02	Fish, dried, salted or in brine; smoked fish, whether or not cooked before or during the smoking process	Drying, salting, placing in brine; smoking of fish, whether cooked or not	
04.02	Milk and cream, preserved, concentrated or sweetened	Preserving, concentrating, or adding sugar to milk or cream of heading No 04.01	
04.03	Butter	Manufacture from milk or cream	
04.04	Cheese and curd	Manufacture from products of heading Nos 04.01 to 04.03	
07.02	Vegetables (whether or not cooked), preserved by freezing	Freezing of vegetables	

07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption	Placing in brine or in other solutions of vegetables of heading No 07.01
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder, but not further prepared	Drying, dehydration, evaporation, cutting, grinding, powdering of vegetables of heading Nos 07.01 to 07.03
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar	Freezing of fruit
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption	Placing in brine or in other solutions of fruit of heading Nos 08.01 to 08.09
08.12	Fruit, dried, other than that falling within heading Nos 08.01 to 08.05	Drying of fruit
11.01	Cereal flours	Manufacture from cereals
11.02	Cereal groats and cereal meal; other worked cereal grains (for example, rolled, flaked, polished, pearled or kibbled, but not further prepared), except rice falling within heading No 10.06; germ of cereals, whole, rolled, flaked or ground	Manufacture from cereals
11.04	Flour of the dried leguminous vegetables falling within heading No 07.05 or of the fruits falling within any heading in Chapter 8; flour and meal of sago and of roots and tubers falling within heading No 07.06	Manufacture from dried leguminous vegetables of heading No 07.05, products of heading No 07.06 or of fruit of Chapter 8

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
11.05	Flour, meal and flakes of potato	Manufacture from potatoes	
11.07	Malt, roasted or not	Manufacture from cereals	
11.08	Starches; inulin	Manufacture from cereals of Chapter 10, or from potatoes or other products of Chapter 7	
11.09	Wheat gluten, whether or not dried	Manufacture from wheat or wheat flours	
15.01	Lard, other pig fat and poultry fat, rendered or solvent-extracted	Manufacture from products of heading No 02.05	
15.02	Fats of bovine cattle, sheep or goats, unrendered; rendered or solvent-extracted fats (including 'premier jus') obtained from those unrendered fats	Manufacture from products of heading Nos 02.01 and 02.06	
15.04	Fats and oils, of fish and marine mammals, whether or not refined	Manufacture from fish or marine mammals	
15.06	Other animal oils and fats (including neat's-foot oil and fats from bones or waste)	Manufacture from products of Chapter 2	
ex 15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified, but not including chinawood oil, myrtle-wax, japan wax or oil of tung nuts, oleococca seeds or oiticica seeds; also not including oils of a kind used in machinery or mechanical appliances or for industrial purposes other than the manufacture of edible products	Manufacture from products of Chapters 7 and 12	

16.01	Sausages and the like, of meat, meat offal or animal blood	Manufacture from products of Chapter 2
16.02	Other prepared or preserved meat or meat offal	Manufacture from products of Chapter 2
16.04	Prepared or preserved fish, including caviar and caviar substitutes	Manufacture from products of Chapter 3
16.05	Crustaceans and molluscs, prepared or preserved	Manufacture from products of Chapter 3
ex 17.01	Beet sugar and cane sugar, in solid form, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
ex 17.02	Other sugars, in solid form, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
ex 17.02	Other sugars, in solid form, not flavoured or coloured; sugar syrups, not flavoured or coloured; artificial honey, whether or not mixed with natural honey; caramel	Manufacture from any product
ex 17.03	Molasses, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
17.04	Sugar confectionery, not containing cocoa	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
18.06	Chocolate and other food preparations containing cocoa	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 19.02	Malt extract	Manufacture from products of heading No 11.07	Manufacture from durum wheat
ex 19.02	Preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa	Manufacture from cereals and derivatives thereof, meat and milk, or in which the value of products of Chapter 17 used exceeds 30% of the value of the finished product	
19.03	Macaroni, spaghetti and similar products		
19.04	Tapioca and sago; tapioca and sago substitutes obtained from potato or other starches	Manufacture from potato starch	
19.05	Prepared foods obtained by the swelling or roasting of cereals or cereal products (puffed rice, corn flakes and similar products)	Manufacture from any product other than of Chapter 17 (1) or in which the value of the products of Chapter 17 used exceeds 30% of the value of the finished product	
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	Manufacture from products of Chapter 11	
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion	Manufacture from products of Chapter 11	

20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid with or without sugar, whether or not containing salt, spices or mustard	Preserving vegetables, fresh or frozen or preserved temporarily or preserved in vinegar	
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid	Preserving vegetables, fresh or frozen	
20.03	Fruit preserved by freezing, containing added sugar	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
20.04	Fruit, fruit peel and parts of plants, preserved by sugar (drained, glacé or crystallized)	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
ex 20.05	Jams, fruit jellies, marmalades, fruit purées and fruit pastes, being cooked preparations, containing added sugar	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit: A. Nuts B. Other fruits	 Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	Manufacture, without added sugar or spirit, in which the value of the constituent originating products of heading Nos 08.01, 08.05 and 12.01, represents at least 60% of the value of the finished product

(1) This rule does not apply where the use of maize of the 'Zea indurata' type or durum wheat is concerned.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 20.07	Fruit juices (including grape must), whether or not containing added sugar, but unfermented and not containing spirit	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
ex 21.02	Roasted chicory and extracts thereof	Manufacture from chicory roots, fresh or dried	
21.05	Soups and broths in liquid, solid or powder form; homogenized food preparations	Manufacture from products of heading No 20.02	
ex 21.07	Sugar syrups, flavoured or coloured	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
22.02	Lemonade, flavoured spa waters and flavoured aerated waters, and other non-alcoholic beverages, not including fruit and vegetable juices falling within heading No 20.07	Manufacture from fruit juices (1) or in which the value of products of Chapter 17 used exceeds 30% of the value of the finished product	
22.06	Vermouths, and other wines of fresh grapes flavoured with aromatic extracts	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
22.08	Ethyl alcohol or neutral spirits, undenatured, of a strength of 80° or higher; denatured spirits (including ethyl alcohol and neutral spirits) of any strength	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	

22.09	Spirits (other than those of heading No 22.08); liqueurs and other spirituous beverages; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
22.10	Vinegar and substitutes for vinegar	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
ex 23.03	Residues from the manufacture of maize starch (excluding concentrated steeping liquors), of a protein content, calculated on the dry product, exceeding 40% by weight	Manufacture from maize or maize flour	
23.04	Oil-cake and other residues (except dregs) resulting from the extraction of vegetable oils	Manufacture from various products	
23.07	Sweetened forage; other preparations of a kind used in animal feeding	Manufacture from cereals and derived products, meat, milk, sugar and molasses	
ex 24.02	Cigarettes, cigars, smoking tobacco		Manufacture from products of heading No 24.01 of which at least 70% by quantity are originating products
ex 28.38	Aluminium sulphate		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
30.03	Medicaments (including veterinary medicaments)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) This rule does not apply where fruit juices of pineapple, lime and grapefruit are concerned.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
31.05	Other fertilizers; goods of the present Chapter in tablets, lozenges and similar prepared forms or in packings of a gross weight not exceeding 10 kg		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
32.06	Colour lakes	Manufacture from materials of heading No 32.04 or 32.05 (1)	
32.07	Other colouring matter; inorganic products of a kind used as luminophores	Mixing of oxides or salts of Chapter 28 with extenders such as barium sulphate, chalk, barium carbonate and satin white (1)	
ex 33.06	Aqueous distillates and aqueous solutions of essential oils, including such products suitable for medicinal uses	Manufacture from essential oils (terpeneless or not), concretes, absolutes or resinoids (1)	
35.05	Dextrins and dextrin glues; soluble or roasted starches; starch glues		Manufacture from maize or potatoes
ex 35.07	Preparations used for clarifying beer, composed of papain and bentonite; enzymatic preparations for desizing textiles		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
37.01	Photographic plates and film in the flat, sensitized, unexposed, of any material other than paper, paper-board or cloth	Manufacture from products of heading No 37.02 (1)	
37.02	Film in rolls, sensitized, unexposed, perforated or not	Manufacture from products of heading No 37.01 (1)	

37.04	Sensitized plates and film, exposed but not developed, negative or positive	Manufacture from products of heading No 37.01 or 37.02 (1)	
38.11	Disinfectants, insecticides, fungicides, rat poisons, herbicides, anti-sprouting products, plant growth regulators and similar products, put up in forms or packings for sale by retail or as preparations or as articles (for example, sulphur-treated bands, wicks and candles, fly-papers)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.12	Prepared glazings, prepared dressings and prepared mordants, of a kind used in the textile, paper, leather or like industries		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.13	Pickling preparations for metal surfaces; fluxes and other auxiliary preparations for soldering, brazing or welding; soldering, brazing or welding powders and pastes consisting of metal and other materials; preparations of a kind used as cores or coatings for welding rods and electrodes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 38.14	Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and similar prepared additives for mineral oils, excluding prepared additives for lubricants		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
38.15	Prepared rubber accelerators		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.17	Preparations and charges for fire-extinguishers; charged fire-extinguishing grenades		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.18	Composite solvents and thinners for varnishes and similar products		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 38.19	Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included, excluding: <ul style="list-style-type: none"> — Fusel oil and dippel's oil; — Naphthenic acids and their water-insoluble salts; esters of naphthenic acids; — Sulphonaphthenic acids and their water-insoluble salts; esters of sulphonaphthenic acids; — Petroleum sulphonates, excluding petroleum sulphonates of alkali metals, of ammonium or of ethanolamines, thiophenated sulphonic acids of oils obtained from bituminous minerals, and their salts; 		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

	<ul style="list-style-type: none"> — Mixed alkylbenzenes and mixed alkylnaphthalenes; — Ion exchangers; — Catalysts; — Getters for vacuum tubes; — Refractory cements or mortars and similar compositions; — Alkaline iron oxide for the purification of gas; — Carbon (excluding that in artificial graphite of heading No 38.01) in metal-graphite or other compounds, in the form of small plates, bars or other semi-manufactures — Sorbitol other than that of heading No 29.04 — Ammoniacal gas liquors and spent oxide produced in coal gas purification 	
ex 39.02	Polymerization products	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 39.07	Articles of materials of the kinds described in heading Nos 39.01 to 39.06 with the exception of fans and hand screens, non-mechanical, frames and handles therefor and parts of such frames and handles, and corset busks and similar supports for articles of apparel or clothing accessories	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
40.05	Plates, sheets and strip, of unvulcanized natural or synthetic rubber, other than smoked sheets and crepe sheets of heading No 40.01 or 40.02; granules of unvulcanized natural or synthetic rubber compounded ready for vulcanization; unvulcanized natural or synthetic rubber, compounded before or after coagulation either with carbon black (with or without the addition of mineral oil) or with silica (with or without the addition of mineral oil), in any form, of a kind known as masterbatch		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
41.08	Patent leather and imitation patent leather; metallized leather		Varnishing or metallizing of leather of heading Nos 41.02 to 41.06 (other than skin leather of crossed Indian sheep and Indian goat or kid, not further prepared than vegetable tanned, or if otherwise prepared obviously unsuitable for immediate use in the manufacture of leather articles) in which the value of the skin leather used does not exceed 50% of the value of the finished product
43.03	Articles of furskin	Making up from furskin in plates, crosses and similar forms (heading No ex 43.02) (1)	

ex 44.21	Complete wooden packing cases, boxes, crates, drums and similar packings, excepting those made of fibreboard		Manufacture from boards not cut to size
ex 44.28	Match splints; wooden pegs or pins for footwear	Manufacture from drawn wood	
45.03	Articles of natural cork		Manufacture from products of heading No 45.01
ex 48.07	Paper and paperboard, ruled, lined, or squared, but not otherwise printed, in rolls or sheets		Manufacture from paper pulp
48.14	Writing blocks, envelopes, letter cards, plain postcards, correspondence cards; boxes, pouches, wallets and writing compendiums, of paper or paperboard, containing only an assortment of paper stationery		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
48.15	Other paper and paperboard, cut to size or shape		Manufacture from paper pulp
ex 48.16	Boxes, bags and other packing containers, of paper or paperboard		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
49.09	Picture postcards, Christmas and other picture greeting cards, printed by any process, with or without trimmings	Manufacture from products of heading No 49.11	
49.10	Calendars of any kind, of paper or paperboard, including calendar blocks	Manufacture from products of heading No 49.11	

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04(1)	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05(1)	Yarn spun from noil or other waste silk, not put up for retail sale		Manufacture from products of heading No 50.03
ex 50.07(1)	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
ex 50.07(1)	Imitation catgut of silk		Manufacture from products of heading No 50.01 or of heading No 50.03, neither carded nor combed
50.09(2)	Woven fabrics of silk, of noil or of other waste silk		Manufacture from products of heading No 50.02 or 50.03
51.01(1)	Yarn of man-made fibres (continuous), not put up for retail sale		Manufacture from chemical products or textile pulp
51.02(1)	Monofil, strip (artificial straw and the like) and imitation catgut, of man-made fibre materials		Manufacture from chemical products or textile pulp
51.03(1)	Yarn of man-made fibres (continuous), put up for retail sale		Manufacture from chemical products or textile pulp
51.04(2)	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02		Manufacture from chemical products or textile pulp

52.01(1)	Metallized yarn, being textile yarn spun with metal or covered with metal by any process	Manufacture from chemical products, from textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste, neither carded nor combed
52.02(2)	Woven fabrics of metal thread or of metallized yarn, of a kind used in articles of apparel, as furnishing fabrics or the like	Manufacture from chemical products, from textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste
53.06(1)	Yarn of carded sheep's or lambs' wool (woollen yarn), not put up for retail sale	Manufacture from products of heading No 53.01 or 53.03
53.07(1)	Yarn of combed sheep's or lambs' wool (worsted yarn), not put up for retail sale	Manufacture from products of heading No 53.01 or 53.03
53.08(1)	Yarn of fine animal hair (carded or combed), not put up for retail sale	Manufacture from raw fine animal hair of heading No 53.02

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
53.09(1)	Yarn of horsehair or of other coarse animal hair, not put up for retail sale		Manufacture from raw coarse animal hair of heading No 53.02 or from raw horsehair of heading No 05.03
53.10(1)	Yarn of sheep's or lambs' wool, of horsehair or of other animal hair (fine or coarse), put up for retail sale		Manufacture from materials of heading Nos 05.03 and 53.01 to 53.04
53.11(2)	Woven fabrics of sheep's or lambs' wool or of fine animal hair		Manufacture from materials of heading Nos 53.01 to 53.05
53.12(2)	Woven fabrics of horsehair or of other coarse animal hair		Manufacture from products of heading Nos 53.02 to 53.05 or from horsehair of heading No 05.03
54.03(1)	Flax or ramie yarn, not put up for retail sale		Manufacture either from products of heading No 54.01, neither carded nor combed, or from products of heading No 54.02
54.04(1)	Flax or ramie yarn, put up for retail sale		Manufacture from materials of heading No 54.01 or 54.02
54.05(2)	Woven fabrics of flax or of ramie		Manufacture from materials of heading No 54.01 or 54.02
55.05(1)	Cotton yarn, not put up for retail sale		Manufacture from materials of heading No 55.01 or 55.03
55.06(1)	Cotton yarn, put up for retail sale		Manufacture from materials of heading No 55.01 or 55.03
55.07(2)	Cotton gauze		Manufacture from materials of heading No 55.01, 55.03 or 55.04
55.08(2)	Terry towelling and similar terry fabrics, of cotton		Manufacture from materials of heading No 55.01, 55.03 or 55.04

55.09(2)	Other woven fabrics of cotton	Manufacture from materials of heading No 55.01, 55.03 or 55.04
56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous)	Manufacture from chemical products or textile pulp
56.03	Waste (including yarn waste and pulled or garnetted rags) of man-made fibres (continuous or discontinuous), not carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.04	Man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.05(1)	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale	Manufacture from chemical products or textile pulp

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
56.06 ⁽¹⁾	Yarn of man-made fibres (discontinuous or waste), put up for retail sale		Manufacture from chemical products or textile pulp
56.07 ⁽²⁾	Woven fabrics of man-made fibres (discontinuous or waste)		Manufacture from products of heading Nos 56.01 to 56.03
57.06 ⁽¹⁾	Yarn of jute or of other textile bast fibres of heading No 57.03		Manufacture from raw jute, jute tow or from other raw textile bast fibres of heading No 57.03
ex 57.07 ⁽¹⁾	Yarn of true hemp		Manufacture from true hemp, raw
ex 57.07 ⁽¹⁾	Yarn of other vegetable textile fibres, excluding yarn of true hemp		Manufacture from raw vegetable textile fibres of heading Nos 57.02 to 57.04
ex 57.07	Paper yarn		Manufacture from products of Chapter 47, from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste, neither carded nor combed
57.10 ⁽²⁾	Woven fabrics of jute or of other textile bast fabrics of heading No 57.03		Manufacture from raw jute, jute tow or from other raw textile bast fibres of heading No 57.03
ex 57.11 ⁽²⁾	Woven fabrics of other vegetable textile fibres		Manufacture from materials of heading No 57.01, 57.02 or 57.04 or from coir yarn of heading No 57.07
ex 57.11	Woven fabrics of paper yarn		Manufacture from paper, from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste

58.01(2) Carpets, carpeting and rugs knotted (made up or not)	Manufacture from materials of heading Nos 50.01 to 50.03, 51.01, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04
58.02(3) Other carpets, carpeting, rugs, mats and matting, and 'Kelem', 'Schumacks' and 'Karamanie' rugs and the like (made up or not)	Manufacture from materials of heading Nos 50.01 to 50.03, 51.01, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03, 57.01 to 57.04 or from coir yarn of heading No 57.07

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed product is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.
- (3) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
58.04(1)	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No 55.08 and fabrics falling within heading No 58.05)		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03, 57.01 to 57.04 or from chemical products or textile pulp
58.05(1)	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft assembled by means of an adhesive, other than goods falling within heading No 58.06		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
58.06(1)	Woven labels, badges and the like, not embroidered, in the piece, in strips or cut to shape or size		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.07(1)	Chenille yarn (including flock chenille yarn), gimped yarn (other than metallized yarn of heading No 52.01 and gimped horsehair yarn); braids and ornamental trimmings in the piece; tassels, pompons and the like		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.08(1)	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), plain		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp

58.09(1)	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), figured; hand or mechanically made lace, in the piece, in strips or in motifs	Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.10	Embroidery, in the piece, in strips or in motifs	Manufacture in which the value of the product used does not exceed 50% of the value of the finished product
59.01(1)	Wadding and articles of wadding, textile flock and dust and mill neps	Manufacture either from natural fibres or from chemical products or textile pulp
ex 59.02(1)	Felt and articles of felt, with the exception of needled felt, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp
ex 59.02(1)	Needled felt, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp or from fibre or continuous polypropylene filament of which the denomination is less than eight denier, and the value of which does not exceed 40% of the value of the finished product
59.03(1)	Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp

(1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:

- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
- to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
59.04(1)	Twine, cordage, ropes and cables, plaited or not		Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.05(1)	Nets and netting made of twine, cordage or rope, and made up fishing nets of yarn, twine, cordage or rope		Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.06(1)	Other articles made from yarn, twine, cordage, rope or cables, other than textile fabrics and articles made from such fabrics		Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.07	Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar fabrics for hat foundations and similar uses		Manufacture from yarn
59.08	Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials		Manufacture from yarn

59.10(1)	Linoleum and materials prepared on a textile base in a similar manner to linoleum, whether or not cut to shape or of a kind used as floor coverings; floor coverings consisting of a coating applied on a textile base, cut to shape or not	Manufacture either from yarn or from textile fibres
ex 59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods, with the exception of those consisting of fabric of continuous synthetic textile fibres, or of fabric composed of parallel yarns of continuous synthetic textile fibres, impregnated or covered with rubber latex, containing at least 90% by weight of textile materials and used for the manufacture of tyres or for other technical uses	Manufacture from yarn
ex 59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods, consisting of fabric of continuous synthetic textile fibres or of fabric composed of parallel yarns of continuous synthetic textile fibres, impregnated or covered with rubber latex, con-	Manufacture from chemical products

- (1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased;
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments or polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.11 (cont'd)	taining at least 90% by weight of textile materials and used for the manufacture of tyres or for other technical uses		
59.12	Textile fabrics otherwise impregnated or coated; painted canvas being theatrical scenery, studio back-cloths or the like		Manufacture from yarn
59.13 ⁽¹⁾	Elastic fabrics and trimmings (other than knitted or crocheted goods) consisting of textile materials combined with rubber threads		Manufacture from single yarn
59.15 ⁽¹⁾	Textile hosepiping and similar tubing, with or without lining armour or accessories of other materials		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
59.16 ⁽¹⁾	Transmission, conveyor or elevator belts or belting, of textile material, whether or not strengthened with metal or other material		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp

59.17(1)	Textile fabrics and textile articles, of a kind commonly used in machinery or plant		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
ex Chapter 60(1)	Knitted and crocheted goods, excluding knitted or crocheted goods obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from natural fibres, carded or combed, from materials of heading Nos 56.01 to 56.03 from chemical products or textile pulp
ex 60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (2)

(1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased;

- to 20% where the product in question is yarn made of polyurethane segmented with flexible segments of polyester, wadded or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
- to 30% where the product in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

(2) Trimmings and accessories used (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 60.03	Stockings, understockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)
ex 60.04	Under garments, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)
ex 60.05	Outer garments and other articles, knitted or crocheted not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)
ex 60.06	Other articles, knitted or crocheted, elastic or rubberized (including elastic knee-caps and elastic stockings), obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)

ex 61.01	Men's and boys' outer garments, excluding fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from yarn (1) (2)
ex 61.01	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.02	Women's, girls' and infants' outer garments, not embroidered, excluding fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from yarn (1) (2)
ex 61.02	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.02	Women's, girls' and infants' outer garments, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs	Manufacture from yarn (1) (2)
61.04	Women's, girls' and infants' under garments	Manufacture from yarn (1) (2)

(1) Trimmings and accessories (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

(2) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 61.05	Handkerchiefs, not embroidered		Manufacture from unbleached single yarn (1) (2) (3)
ex 61.05	Handkerchiefs, embroidered		Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, not embroidered		Manufacture from unbleached single yarn of natural textile fibres or discontinuous man-made fibres or their waste or from chemical products or textile pulp (1) (2)
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, embroidered		Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
61.07	Ties, bow ties and cravats		Manufacture from yarn (1) (2)
61.09	Corsets, corset-belts, suspender-belts, brassières, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabric), whether or not elastic		Manufacture from yarn (1) (2)
ex 61.10	Gloves, mittens, mitts, stockings, socks and sockettes, not being knitted or crocheted goods, excluding fire resistant equipment of cloth covered by foil of aluminized polyester		Manufacture from yarn (1) (2)

ex 61.10	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.11	Made up accessories for articles of apparel (for example, dress shields, shoulder and other pads, belts, muffs, sleeve protectors, pockets) with the exception of collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments, embroidered	Manufacture from yarn (1) (2)
ex 61.11	Collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
62.01	Travelling rugs and blankets	Manufacture from unbleached yarn of Chapters 50 to 56 (2) (3)
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles, not embroidered	Manufacture from unbleached single yarn (2) (3)
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product

(1) Trimmings and accessories used (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of the textile materials incorporated.

(2) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

(3) For products obtained from two or more textile materials, this rule does not apply to one or more of the mixed textile materials if its or their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
62.03	Sacks and bags, of a kind used for the packing of goods		Manufacture from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste (1) (2)
62.04	Tarpaulins, sails, awnings, sun-blinds, tents and camping goods		Manufacture from single unbleached yarn (1) (2)
ex 62.05	Other made up textile articles (including dress patterns) excluding fans and hand-screens, non-mechanical, frames and handles therefor and parts of such frames and handles		Manufacture in which the value of the products used does not exceed 40% of the value of the finished product
64.01	Footwear with outer soles and uppers of rubber or artificial plastic material	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
64.02	Footwear with outer soles of leather or composition leather footwear (other than footwear falling within heading No 64.01) with outer soles of rubber or artificial plastic material	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
64.03	Footwear with outer soles of wood or of cork	Manufacture, from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	

64.04	Footwear with outer soles of other materials	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
65.03	Felt hats and other felt headgear, being headgear made from the felt hoods and plateaux falling within heading No 65.01, whether or not lined or trimmed		Manufacture from textile fibres
65.05	Hats and other headgear (including hair nets), knitted or crocheted, or made up from lace, felt or other textile fabric in the piece (but not from strips), whether or not lined or trimmed		Manufacture either from yarn or from textile fibres
66.01	Umbrellas and sunshades (including walking-stick umbrellas, umbrella tents, and garden and similar umbrellas)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 70.07	Cast, rolled, drawn or blown glass (including flashed or wired glass) cut to shape other than rectangular shape, or bent or otherwise worked (for example, edge worked or engraved) whether or not surface ground or polished; multiple-walled insulating glass	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	
70.08	Safety glass consisting of toughened or laminated glass, shaped or not	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	

(1) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

(2) For products obtained from two or more textile materials, this rule does not apply to one or more of the mixed textile materials if its or their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
70.09	Glass mirrors (including rear-view mirrors), unframed, framed or backed	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
71.15	Articles consisting of, or incorporating; pearls, precious or semi-precious stones (natural, synthetic or reconstructed)		
73.07	Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel	Manufacture from products of heading No 73.06	
73.08	Iron or steel coils for re-rolling	Manufacture from products of heading No 73.07	
73.09	Universal plates of iron or steel	Manufacture from products of heading No 73.07 or 73.08	
73.10	Bars and rods (including wire rod), of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished (including precision-made); hollow mining drill steel	Manufacture from products of heading No 73.07	
73.11	Angles, shapes and sections, of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished; sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements	Manufacture from products of heading Nos 73.07 to 73.10, 73.12 or 73.13	

73.12	Hoop and strip, of iron or steel, hot-rolled or cold-rolled	Manufacture from products of heading Nos 73.07 to 73.09 or 73.13	
73.13	Sheets and plates, of iron or steel, hot-rolled or cold-rolled	Manufacture from products of heading Nos 73.07 to 73.09	
73.14	Iron or steel wire, whether or not coated, but not insulated	Manufacture from products of heading No 73.10	
73.16	Railway and tramway track construction material of iron or steel, the following: rails, check-rails, switch blades, crossings (or frogs), crossing pieces, point rods, rack rails, sleepers, fish-plates, chairs, chair wedges, sole plates (base plates), rail clips, bedplates, ties and other materials specialized for joining or fixing rails		Manufacture from products of heading No 73.06
73.18	Tubes and pipes and blanks therefor, of iron (other than of cast iron) or steel, excluding high-pressure hydro-electric conduits		Manufacture from products of heading Nos 73.06 and 73.07 or heading No 73.15 in the forms specified in heading Nos 73.06 and 73.07
74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.04	Wrought plates, sheets and strip, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.06	Copper powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.08	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.10	Stranded wire, cables, cordage, ropes, plaited bands and the like, of copper wire, but excluding insulated electric wires and cables		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.11	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands), of copper wire; expanded metal, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

74.15	Nails, tacks, staples, hook-nails, spiked cramps, studs, spikes and drawing pins, of copper, or of iron or steel with heads of copper; bolts and nuts (including bolt ends and screw studs), whether or not threaded or tapped, screws (including screw hooks and screw rings), rivets, cotters, cotter-pins and similar articles of copper; washers (including spring washers) of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.16	Springs, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.17	Cooking and heating apparatus of a kind used for domestic purposes, not electrically operated, and parts thereof, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.18	Other articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.19	Other articles of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
75.02	Wrought bars, rods, angles, shapes and sections, of nickel; nickel wire	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
75.03	Wrought plates, sheets and strip, of nickel; nickel foil; nickel powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
75.04	Tubes and pipes and blanks therefor, of nickel; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of nickel		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
75.05	Electro-plating anodes, of nickel, wrought, or unwrought including those produced by electrolysis		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
75.06	Other articles of nickel		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.03	Wrought plates, sheets and strip, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

76.04	Aluminium foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.20 mm	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.05	Aluminium powders and flakes	Manufacture in which the value of the products used does not exceed 50% of the value, of the finished product
76.06	Tubes and pipes and blanks therefor, of aluminium; hollow bars of aluminium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.07	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of aluminium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.08	Structures and parts of structures (for example, hangars and other buildings, bridges and bridge-sections, towers, lattice masts, roofs, roofing frameworks, door and window frames, balustrades, pillars and columns), of aluminium; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of aluminium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
76.09	Reservoirs, tanks, vats and similar containers, for any material (other than compressed or liquefied gas), of aluminium, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.10	Casks, drums, cans, boxes and similar containers (including rigid and collapsible tubular containers), of aluminium, of a description commonly used for the conveyance or packing of goods		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.11	Containers, of aluminium, for compressed or liquefied gas		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.12	Stranded wire, cables, cordage, ropes, plaited bands and the like, of aluminium wire, but excluding insulated electric wires and cables		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.15	Articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

76.16	Other articles of aluminium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
77.02	Wrought bars, rods, angles, shapes and sections, of magnesium; magnesium wire; wrought plates, sheets and strip, of magnesium; magnesium foil; raspings and shavings of uniform size, powders and flakes, of magnesium; tubes and pipes and blanks therefor, of magnesium; hollow bars of magnesium; other articles of magnesium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
78.02	Wrought bars, rods, angles, shapes and sections, of lead; lead wire	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.03	Wrought plates, sheets and strip, of lead	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.04	Lead foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a weight (excluding any backing) not exceeding 1.7 kg/m ² ; lead powders and flakes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.05	Tubes and pipes and blanks therefor, of lead; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets flanges and S-bends), of lead	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
78.06	Other articles of lead		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
79.02	Wrought bars, rods, angles, shapes and sections, of zinc; zinc wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.03	Wrought plates, sheets and strip, of zinc; zinc foil; zinc powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.04	Tubes and pipes and blanks therefor, of zinc; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of zinc		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.06	Other articles of zinc		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.02	Wrought bars, rods, angles, shapes and sections, of tin; tin wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.03	Wrought plates, sheets and strip, of tin		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

80.04	Tin foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a weight (excluding any backing) not exceeding 1 kg/m ² ; tin powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.05	Tubes and pipes and blanks therefor, of tin; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of tin		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
82.05	Interchangeable tools for hand tools, for machine tools or for power-operated hand tools (for example, for pressing, stamping, drilling, tapping, threading, boring, broaching, milling, cutting, turning, dressing, morticing or screw-driving), including dies for wire drawing, extrusion dies for metal, and rock drilling bits		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product ⁽¹⁾
82.06	Knives and cutting blades, for machines or for mechanical appliances		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex Chapter 84	Boilers, machinery and mechanical appliances and parts thereof, excluding refrigerators and refrigerating equipment (electrical and other) (No 84.15) and sewing machines, including furniture specially designed for sewing machines (ex No 84.41)		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
84.15	Refrigerators and refrigerating equipment (electrical and other)		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
ex 84.41	Sewing machines, including furniture specially designed for sewing machines		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used for the assembly of the head (motor excluded) are originating products, and — the thread tension, crochet and zigzag mechanisms are originating products

ex Chapter 85	Electrical machinery and equipment; parts thereof; excluding products of heading No 85.14 or 85.15	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product.
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	<p>Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that:</p> <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product (2)

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts ⁽¹⁾ used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product ⁽²⁾
Chapter 86	Railway and tramway locomotives; rolling-stock and parts thereof; railway and tramway track fixtures and fittings; traffic signalling equipment of all kinds (not electrically powered)		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
ex Chapter 87	Vehicles, other than railway or tramway rolling-stock, and parts thereof, excluding products of heading No 87.09		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
87.09	Motor-cycles, auto-cycles and cycles fitted with an auxiliary motor, with or without side-cars; side-cars of all kinds		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

ex Chapter 90	Optical, photographic, cinematographic, measuring, checking, precision, medical and surgical instruments and apparatus and parts thereof, excluding products of heading Nos 90.05, 90.07 (except electrically ignited photographic flashbulbs), 90.08, 90.12 and 90.26	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
90.05	Refracting telescopes (monocular and binocular), prismatic or not	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 90.07	Photographic cameras; photographic flashlight apparatus and flashbulbs other than discharge lamps of heading No 85.20, with the exception of electrically ignited photographic flashbulbs		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (!) used are originating products
90.08	Cinematographic cameras, projectors, sound recorders and sound reproducers; any combination of these articles		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (!) used are originating products
90.12	Compound optical microscopes, whether or not provided with means for photographing or projecting the image		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (!) used are originating products

90.26	Gas, liquid and electricity supply or production meters; calibrating meters therefor	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
ex Chapter 91	Clocks and watches and parts thereof, excluding products of heading No 91.04 or 91.08	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
91.04	Other clocks	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

⁽¹⁾ In determining the value of products, materials and parts, the following must be taken into account:

- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
- (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
91.08	Clock movements, assembled		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
ex Chapter 92	Musical instruments, sound recorders or reproducers, television image and sound recorders or reproducers; parts and accessories of such articles, excluding products of heading No 92.11		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
92.11	Gramophones, dictating machines and other sound recorders or reproducers, including record-players and tape decks, with or without soundheads; television image and sound recorders or reproducers		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts ⁽¹⁾ used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product ⁽²⁾

Chapter 93	Arms and ammunition; parts thereof	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 96.01	Other brooms and brushes (including brushes of a kind used as parts of machines); paint rollers; squeegees (other than roller squeegees) and mops	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
97.03	Other toys; working models of a kind used for recreational purposes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
98.01	Buttons and button moulds, studs, cuff-links, and press-fasteners, including snap-fasteners and press-studs, blanks and parts of such articles	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
98.08	Typewriter and similar ribbons whether or not on spools; ink-pads, with or without boxes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

ANNEX III

LIST B

List of working or processing operations which do not result in a change of tariff heading, but which do confer the status of 'originating products' on the products undergoing such operations

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
		Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances, etc. of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5% of the value of the finished product
13.02	Shellac, seed lac, stick lac and other lacs; natural gums, resins, gum-resins and balsams	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 50% of the value of the finished product
ex 15.10	Fatty alcohols	Manufacture from fatty acids
ex 17.01	Beet sugar and cane sugar, in solid form, flavoured or coloured	Manufacture from beet sugar and cane sugar in solid form without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product
ex 17.02	Lactose, glucose, maple or other sugars, in solid form, flavoured or coloured	Manufacture from other sugars in solid form without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product

ex 17.03	Molasses, flavoured or coloured	Manufacture from products without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product
ex 21.03	Prepared mustard	Manufacture from mustard flour
ex 22.09	Whisky of an alcoholic strength of less than 50°	Manufacture from alcohol deriving exclusively from the distillation of cereals and in which the value of the non-originating constituent products does not exceed 15% of the value of the finished product
ex 25.15	Marble squared by sawing, of a thickness not exceeding 25 cm	Sawing into slabs or sections, polishing, grinding and cleaning of marble, including marble not further worked than roughly split, roughly squared or squared by sawing, of a thickness exceeding 25 cm
ex 25.16	Granite, porphyry, basalt, sandstone and other monumental and building stone, squared by sawing, of a thickness not exceeding 25 cm	Sawing of granite, porphyry, basalt, sandstone and other building stone, including such stone not further worked than roughly split, roughly squared or squared by sawing, of a thickness exceeding 25 cm
ex 25.18	Calcined dolomite; agglomerated dolomite (including tarred dolomite)	Calcination of unworked dolomite
ex 25.19	Other magnesium oxide, whether or not chemically pure	Manufacture from natural magnesium carbonate (magnesite)
ex 25.32	Earth colours, calcined or powdered	Crushing and calcination or powdering of earth colours
ex Chapters 28 to 37	Products of the chemical and allied industries, excluding sulphuric anhydride (ex 28.13), calcined, crushed and powdered natural aluminium calcium phosphates, treated thermally (ex 31.03), tannins (ex 32.01), essential oils, resinoids and terpenic by-products (ex 33.01), preparations used for tenderizing meat, preparations used for clarifying beer composed of papain and bentonite and enzymatic preparations for the desizing of textiles (ex 35.07)	Working or processing in which the value of the non-originating products used does not exceed 20% of the value of the finished product
ex 28.13	Sulphuric anhydride	Manufacture from sulphur dioxide
ex 31.03	Calcined, crushed and powdered natural aluminium calcium phosphates, treated thermally	Crushing and powdering of calcined natural aluminium calcium phosphates, treated thermally
ex 32.01	Tannins (tannic acids), including water-extracted gall-nut tannin, and their salts, ethers, esters and other derivatives	Manufacture from tanning extracts of vegetable origin

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 33.01	Essential oils (terpeneless or not), concretes and absolutes; resinoids; terpenic by-products of the deterpenation of essential oils	Manufacture from concentrates of essential oils in fats, in fixed oils, or in waxes or the like, obtained by cold absorption or by maceration
ex 35.07	Preparations used for tenderizing meat, preparations used for clarifying beer, composed of papain and bentonite, enzymatic preparations for the desizing of textiles	Manufacture from enzymes or prepared enzymes of which the value does not exceed 50% of the value of the finished product
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05), spirits of sulphate turpentine, purified (ex 38.07) and wood pitch (wood tar pitch) (ex 38.09)	Working or processing in which the value of the non-originating materials used does not exceed 20% of the value of the finished product
ex 38.05	Refined tall oil	Refining of crude tall oil
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 38.09	Wood pitch (wood tar pitch)	Distillation of wood tar
ex Chapter 39	Artificial resins and plastic materials, cellulose esters and ethers; articles thereof, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20% of the value of the finished product
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 40.01	Slabs of crepe rubber for soles	Lamination of crepe sheets of natural rubber
ex 40.07	Vulcanized rubber thread and cord, textile covered	Manufacture from vulcanized rubber thread or cord, not textile covered
ex 41.01	Sheep and lamb skins without the wool	Removing wool from sheep and lamb skins in the wool

ex 41.02	Retanned bovine cattle leather (including buffalo leather) and equine leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of bovine cattle leather (including buffalo leather) and equine leather, not further prepared than tanned
ex 41.03	Retanned sheep and lamb skin leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of sheep and lamb skin leather, not further prepared than tanned
ex 41.04	Retanned goat and kid skin leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of goat and kid skin leather, not further prepared than tanned
ex 41.05	Other kinds of retanned leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of other kinds of leather, not further prepared than tanned
ex 43.02	Assembled furskins	Bleaching, dyeing, dressing, cutting and assembling of tanned or dressed furskins
ex 44.22	Casks, barrels, vats, tubs, buckets and other coopers' products and parts thereof	Manufacture from riven staves of wood, not further prepared than sawn on one principal surface; sawn staves of wood, of which at least one principal surface has been cylindrically sawn, not further prepared than sawn
ex 50.03	Silk waste, carded or combed	Carding or combing waste silk
ex 50.09 } ex 51.04 } ex 53.11 } ex 53.12 } ex 54.05 } ex 55.07 } ex 55.08 } ex 55.09 } ex 56.07 }	Printed fabrics	Printing accompanied by finishing operations (bleaching, dressing, drying, steaming, burling, mending, impregnating, sanforizing, mercerizing) of fabrics, the value of which does not exceed 47.5% of the value of the finished product
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 67.01	Feather dusters	Manufacture from feathers, parts of feathers or down
ex 68.03	Articles of slate, including articles of agglomerated slate	Manufacture of articles of slate

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 68.04	Hand polishing stones, whetstones, oilstones, hones and the like, of natural stone, of agglomerated natural or artificial abrasives, or of pottery	Cutting, adjusting and gluing of abrasive materials, which, owing to their shape, are not recognizable as being intended for hand use
ex 68.13	Articles of asbestos; articles of mixtures with a basis of asbestos or of mixtures with a basis of asbestos and magnesium carbonate	Manufacture of articles of asbestos or of mixtures with a basis of asbestos, or of mixtures with a basis of asbestos and magnesium carbonate
ex 68.15	Articles of mica, including bonded mica splittings on a support of paper or fabric	Manufacture of articles of mica
ex 70.10	Cut-glass bottles	Cutting of bottles, the value of which does not exceed 50% of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration, or similar uses	Cutting of glassware, the value of which does not exceed 50% of the value of the finished product or decoration, with the exception of silk-screen printing, carried out entirely by hand, of hand-blown glassware, the value of which does not exceed 50% of the value of the finished product
ex 70.20	Articles made from glass fibre	Manufacture from unworked glass fibre
ex 71.02	Precious and semi-precious stones, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)	Manufacture from unworked precious and semi-precious stones
ex 71.03	Synthetic or reconstructed precious or semi-precious stones, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)	Manufacture from unworked synthetic or reconstructed precious or semi-precious stones
ex 71.05	Silver and silver alloys, including silver gilt and platinum-plated silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought silver and silver alloys

ex 71.05	Silver, including silver gilt and platinum-plated silver, unwrought	Alloying or electrolytic separation of unwrought silver and silver alloys
ex 71.06	Rolled silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled silver
ex 71.07	Gold, including platinum-plated gold, semi-manufactured	Rolling, drawing, beating or grinding of unwrought gold, including platinum-plated gold
ex 71.07	Gold, including platinum-plated gold, unwrought	Alloying or electrolytic separation of unwrought gold or gold alloys
ex 71.08	Rolled gold on base metal or silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled gold on base metal or silver
ex 71.09	Platinum and other metals of the platinum group, semi-manufactured	Rolling, drawing, beating or grinding of unwrought platinum or other metals of the platinum group
ex 71.09	Platinum and other metals of the platinum group, unwrought	Alloying or electrolytic separation of unwrought platinum or other metals of the platinum group
ex 71.10	Rolled platinum or other platinum group metals, on base metal or precious metal, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled platinum or other unwrought platinum group metals, on base metal or precious metal
ex 73.15	Alloy steel and high carbon steel: — in the forms mentioned in heading Nos 73.07 to 73.13 — in the forms mentioned in heading No 73.14	Manufacture from products in the forms mentioned in heading No 73.06 Manufacture from products in the forms mentioned in heading No 73.06 or 73.07
ex 74.01	Unrefined copper (blister copper and other)	Smelting of copper matte
ex 74.01	Refined copper	Fire-refining or electrolytic refining of unrefined copper (blister copper and other), copper waste or scrap
ex 74.01	Copper alloy	Fusion and thermal treatment of refined copper, copper waste or scrap
ex 75.01	Unwrought nickel (excluding electro-plating anodes of heading No 75.05)	Refining by electrolysis, by fusion or chemically, of nickel mattes, nickel speiss and other intermediate products of nickel metallurgy
ex 75.01	Unwrought nickel, except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium, waste and scrap
76.16	Other articles of aluminium	Manufacture in which gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands) of aluminium wire, or expanded metal of aluminium are used, the value of which does not exceed 50% of the value of the finished product
ex 77.02	Other articles of magnesium	Manufacture from wrought bars, rods, angles, shapes and sections, plates, sheets and strip, wire, foil, raspings and shavings of uniform size, powders and flakes, tubes and pipes and blanks therefor, hollow bars, of magnesium, the value of which does not exceed 50% of the value of the finished product
ex 77.04	Beryllium, wrought	Rolling, drawing or grinding of unwrought beryllium the value of which does not exceed 50% of the value of the finished product
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 81.01	Tungsten, wrought	Manufacture from unwrought tungsten, the value of which does not exceed 50% of the value of the finished product
ex 81.02	Molybdenum, wrought	Manufacture from unwrought molybdenum, the value of which does not exceed 50% of the value of the finished product
ex 81.03	Tantalum, wrought	Manufacture from unwrought tantalum, the value of which does not exceed 50% of the value of the finished product
ex 81.04	Other base metals, wrought	Manufacture from other base metals, unwrought, the value of which does not exceed 50% of the value of the finished product
ex 82.09	Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06	Manufacture from knife blades

ex 83.06	Indoor ornaments made from base metals, other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30% of the value of the finished product
ex 84.05	Steam engines (including mobile engines, but not steam tractors falling within heading No 87.01 or mechanically propelled road rollers) with self-contained boilers	Working, processing or assembly in which the value of the products used does not exceed 40% of the value of the finished product
84.06	Internal combustion piston engines	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
ex 84.08	Engines and motors, excluding reaction engines and gas turbines	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
84.16	Calendering and similar rolling machines (other than metal-working and metal-rolling machines and glass-working machines) and cylinders therefor	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
ex 84.17	Machinery, plant and similar laboratory equipment, whether or not electrically heated, for the treatment of materials by a process involving a change of temperature, for wood, paper pulp, paper and paperboard manufacturing industries	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
84.31	Machinery for making or finishing cellulosic pulp, paper or paperboard	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product

⁽¹⁾ In determining the value of products, materials and parts, the following must be taken into account:

- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
- (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
84.33	Paper or paperboard cutting machines of all kinds; other machinery for making up paper pulp, paper or paperboard	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
ex 84.41	Sewing machines, including furniture specially designed for sewing machines	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: — at least 50% in value of the materials and parts (1) used for assembly of the head (motor excluded) are originating products — and the thread tension, crochet and zigzag mechanisms are originating products
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% of the materials and parts used are originating products(2)
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% of the materials and parts used are originating products (2)
87.06	Parts and accessories of the motor vehicles falling within heading No 87.01, 87.02 or 87.03	Working, processing or assembly in which the value of the materials and parts used does not exceed 15% of the value of the finished product

ex 94.01	Chairs and other seats (other than those falling within heading No 94.02), whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽³⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽³⁾
ex 95.05	Articles in tortoise shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material	Manufacture from tortoise shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material; worked
ex 95.08	Articles in vegetable carving material (for example corozo), meerschaum and amber, natural or reconstituted, jet (and mineral substitutes for jet)	Manufacture from vegetable carving material (for example corozo), meerschaum and amber, natural or reconstituted, jet (and mineral substitutes for jet); worked
ex 96.01	Brushes and brooms	Manufacture using prepared knots and tufts for broom or brush making, the value of which does not exceed 50 % of the value of the finished product
ex 98.11	Smoking pipes, pipe bowls, of wood, root or other materials	Manufacture from roughly shaped blocks

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for the non-originating transistors laid down in List A for the same tariff heading.
- (3) This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

INFORMATION CONCERNING

the FINANCIAL PROTOCOL between the European Economic Community and the Republic of Cyprus⁽¹⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EEC and Member States	15.9.1977	e. 30.11.1978	1.1.1979 ⁽²⁾	5 years (Article 2)
CYPRUS				

(1) OJ No L 332, 29.11.1978. In accordance with Article 17, the Protocol forms an integral part of the EEC-Cyprus Association Agreement. (This Agreement appears in Volume 3, page 721.)

(2) OJ No L 340, 6.12.1978.

CHAPTER II

Asian countries

Agreement
between the EEC and the Republic of India

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Republic of India on the guaranteed prices for cane sugar for 1979/80 ⁽¹⁾

COUNCIL REGULATION (EEC) No 2298/79

of 15 October 1979

on the conclusion of the Agreements in the form of exchanges of letters between the European Economic Community and Barbados, 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 also the Republic of India, on the guaranteed prices for cane sugar for 1979/80

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 recommendation from the Commission,

Whereas Protocol 3 on ACP sugar annexed to the ACP-EEC Convention of Lomé⁽²⁾, and the Agreement between the European Economic Community and the Republic of India on cane sugar⁽³⁾, are implemented in the context of the management of the common organization of the sugar market;

⁽¹⁾ OJ No L 264, 20.10.1979.

⁽²⁾ This Convention appears in Volume 6, page 1003.

⁽³⁾ This Agreement appears in Volume 4, page 41.

Whereas it is appropriate to approve the Agreements in the form of exchanges of letters between the European Economic Community and the States referred to in Protocol 3 on ACP sugar and the Republic of Suriname, and also the Republic of India, on the guaranteed prices for cane sugar for 1979/80,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of exchange of letters between the European Economic Community and Barbados, the People's Republic of the Congo, 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 and the Republic of Uganda on the guaranteed prices for cane sugar for 1979/80, and the Agreement in the form of an exchange of letters between the European Economic Community and the Republic of India on the guaranteed prices for cane sugar for 1979/80, are hereby approved on behalf of the Community⁽¹⁾.

The texts of these Agreements are annexed to this Regulation.

Article 2

The President of the Council is authorized to designate the person empowered to sign the Agreements referred to in Article 1 so as to bind the Community.

(1) The Agreements with the ACP States appear on page 497 of this volume.

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, 15 October 1979.

For the Council
The President
J. GIBBONS

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Republic of India on the guaranteed prices for cane sugar for 1979/80

Letter No 1

Brussels,

Sir,

1. The Representatives of the Republic of India and of the Commission, on behalf of the European Economic Community, have agreed within the framework of the negotiations provided for in Article 5 (4) of the Agreement between the European Economic Community and the Republic of India on cane sugar, on the following:

— for the period 1 July 1979 to 30 June 1980 the guaranteed prices referred to in Article 5 (4) of the Agreement shall, for the purpose of intervention within the terms of Article 6 of the Agreement, be:

(a) for raw sugar, 34·13 ECU per 100 kilograms,

(b) for white sugar, 42·30 ECU per 100 kilograms.

These prices, which represent an increase of 1·5% over those of the preceding year, shall refer to sugar of standard quality as defined in Community legislation, unpacked, cif European ports of the Community.

2. It is noted by the parties to the Agreement that, having regard to market conditions generally and to other relevant factors, the Republic of India strongly hoped that it would be possible to secure, in addition to the agreed guaranteed prices, a premium on Community markets during the delivery period 1979/80.

3. Although retroactivity is not provided for in respect of the 1979/80 prices, it is agreed that this year's decision does not prejudice the position of the Republic of India in relation to retroactivity in any future negotiation in accordance with Article 4 (3) of the Agreement.
4. It was noted that the Council of Ministers of the Community had not authorized the inclusion of any factor in respect of freight charges in the determination of the guaranteed prices for the delivery period 1979/80. The Republic of India reiterated its concern at the burden of these charges and requested that the subject should remain open for further consideration. The Community took note of this request.

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

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

*For the Council of
the European Communities*

Letter No 2

Brussels,

Sir,

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

1. The representatives of the Republic of India and of the Commission, on behalf of the European Economic Community, have agreed within the framework of the negotiations provided for in Article 5 (4) of the Agreement between the European Economic Community and the Republic of India on cane sugar, on the following:
 - for the period 1 July 1979 to 30 June 1980 the guaranteed prices referred to in Article 5 (4) of the Agreement shall, for the purpose of intervention within the terms of Article 6 of the Agreement, be:
 - (a) for raw sugar: 34.13 ECU per 100 kilograms,
 - (b) for white sugar: 42.30 ECU per 100 kilograms.

These prices, which represent an increase of 1.5% over those of the preceding year, shall refer to sugar of standard quality as defined in Community legislation, unpacked, cif European ports of the Community.

2. It is noted by the parties to the Agreement that, having regard to market conditions generally and to other relevant factors, the Republic of India strongly hoped that it would be possible to secure, in addition to the agreed guaranteed prices, a premium on Community markets during the delivery period 1979/80.
3. Although retroactivity is not provided for in respect of the 1979/80 prices it is agreed that this year's decision does not prejudice the

position of the Republic of India in relation to retroactivity in any future negotiation in accordance with Article 4 (3) of the Agreement.

4. It was noted that the Council of Ministers of the Community had not authorized the inclusion of any factor in respect of freight charges in the determination of the guaranteed prices for the delivery period 1979/80. The Republic of India reiterated its concern at the burden of these charges and requested that the subject should remain open for further consideration. The Community took note of this request.

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

I have the honour to confirm the agreement of my Government with the foregoing.

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

*For the Government
of the Republic of India*

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Republic of India on the guaranteed prices for cane sugar for 1979/80⁽¹⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center; padding: 5px;">EEC</td> </tr> <tr> <td style="text-align: center; padding: 5px;">INDIA</td> </tr> </table>	EEC	INDIA	15.10.1979	—	15.10.1979 ⁽²⁾	until 30.6.1980
EEC						
INDIA						

⁽¹⁾ OJ No L 264, 20.10.1979.

⁽²⁾ Applicable for the period 1.7.1979 to 30.6.1980.

Agreements
between the EEC and the State of Israel

AGREEMENT

in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1979) ⁽¹⁾

COUNCIL REGULATION (EEC) No 469/79

of 5 March 1979

concerning the conclusion of the Agreement in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1979)

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 recommendation from the Commission,

Whereas the Agreement between the European Economic Community and the State of Israel ⁽²⁾ was signed on 11 May 1975;

⁽¹⁾ OJ No L 59, 10.3.1979.

⁽²⁾ This Agreement appears in Volume 4, page 161.

Whereas the Agreement in the form of an exchange of letters relating to Article 9 of Protocol 1 to the said Agreement and concerning the import into the Community of preserved fruit salads originating in Israel should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1979) 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*.

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

Done at Brussels, 5 March 1979.

For the Council

The President

J. FRANÇOIS-PONCET

AGREEMENT

in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1979)

Letter No 1

Sir,

In pursuance of Article 9 of Protocol 1 to the Agreement concluded between the European Economic Community and the State of Israel and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads, falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Israel, I have the honour to inform you that Israel undertakes to take all necessary measures in order that the quantities supplied to the Community from 1 January to 31 December 1979 will not exceed 220 tonnes.

To this end the Government of the State of Israel declares that all exports to the Community of the products concerned will be effected exclusively by exporters whose operations are controlled by the Israeli Ministry of Commerce, Industry and Tourism.

The guarantees relating to the quantities will be met in accordance with the procedures agreed between that Ministry and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would kindly confirm the agreement of the Community with the foregoing.

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

*For the Government of
the State of Israel*

Letter No 2

Sir,

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

'In pursuance of Article 9 of Protocol 1 to the Agreement concluded between the European Economic Community and the State of Israel and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads, falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Israel, I have the honour to inform you that Israel undertakes to take all necessary measures in order that the quantities supplied to the Community from 1 January to 31 December 1979 will not exceed 220 tonnes.

To this end the Government of the State of Israel declares that all exports to the Community of the products concerned will be effected exclusively by exporters whose operations are controlled by the Israeli Ministry of Commerce, Industry and Tourism.

The guarantees relating to the quantities will be met in accordance with the procedures agreed between that Ministry and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would kindly confirm the agreement of the Community with the foregoing.'

I am able to confirm the agreement of the Community with the foregoing.

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

*On behalf of the Council of
the European Economic Communities*

AGREEMENT

in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1980) ⁽¹⁾

COUNCIL REGULATION (EEC) No 2927/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1980)

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 recommendation from the Commission,

Whereas the Agreement between the European Economic Community and the State of Israel ⁽²⁾ was signed on 11 May 1975;

(1) OJ No L 333, 27.12.1979.

(2) This Agreement appears in Volume 4, page 161.

Whereas the Agreement in the form of an exchange of letters relating to Article 9 of Protocol 1 to the said Agreement and concerning the import into the Community of preserved fruit salads originating in Israel should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1980) 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*.

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

Done at Brussels, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters relating to Article 9 of Protocol 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1980)

Letter No 1

Sir,

In pursuance of Article 9 of Protocol 1 to the Agreement concluded between the European Economic Community and the State of Israel and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Israel, I have the honour to inform you that Israel undertakes to take all necessary measures in order that the quantities supplied to the Community from 1 January to 31 December 1980 will not exceed 220 tonnes.

To this end the Government of the State of Israel declares that all exports to the Community of the products concerned will be effected exclusively by exporters whose operations are controlled by the Israeli Ministry of Commerce, Industry and Tourism.

The guarantees relating to the quantities will be met in accordance with the procedures agreed between that Ministry and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would kindly confirm the agreement of the Community with the foregoing.

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

*For the Government of
the State of Israel*

Letter No 2

Sir,

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

'In pursuance of Article 9 of Protocol 1 to the Agreement concluded between the European Economic Community and the State of Israel and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Israel, I have the honour to inform you that Israel undertakes to take all necessary measures in order that the quantities supplied to the Community from 1 January to 31 December 1980 will not exceed 220 tonnes.

To this end the Government of the State of Israel declares that all exports to the Community of the products concerned will be effected exclusively by exporters whose operations are controlled by the Israeli Ministry of Commerce, Industry and Tourism.

The guarantees relating to the quantities will be met in accordance with the procedures agreed between that Ministry and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would kindly confirm the agreement of the Community with the foregoing.'

I am able to confirm the agreement of the Community with the foregoing.

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

*On behalf of the Council of
the European Communities*

AGREEMENT
BETWEEN THE EUROPEAN ECONOMIC COM-
MUNITY AND THE STATE OF ISRAEL (1)

Joint Committee Decision No 1/78 of 13 July 1978 amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Agreement between the European Economic Community and the State of Israel (2)

(1) This Agreement appears in Volume 4, page 161.

(2) OJ No L 80, 31.3.1979.

COUNCIL REGULATION (EEC) No 560/79

of 5 March 1979

on the application of EEC-Israel Joint Committee Decision No 1/78 amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Agreement between the European Economic Community and the State of Israel

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the State of Israel ⁽¹⁾, was signed on 11 May 1975 and entered into force on 1 July 1975;

Whereas pursuant to Article 25 of the Protocol on the definition of the concept of originating products and methods of administrative cooperation, the EEC-Israel Joint Committee has adopted Decision No 1/78 amending the Protocol as regards the rules of origin;

Whereas that Decision should be made operative in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 1/78 of the EEC-Israel Joint Committee shall apply in the Community.

The text of the Decision is annexed to this Regulation.

⁽¹⁾ This Agreement appears in Volume 4, page 161.

Article 2

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

It shall apply from 1 January 1979.

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

Done at Brussels, 5 March 1979.

For the Council

The President

J. FRANÇOIS-PONCET

JOINT COMMITTEE DECISION No 1/78

of 13 July 1978

amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Agreement between the European Economic Community and the State of Israel

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the State of Israel, and in particular Title I thereof,

Having regard to the Protocol concerning the application of Article 2 (3) of the Agreement and in particular Article 25 thereof,

Whereas it is necessary to replace Lists A and B contained in Annexes II and III to the Protocol and to introduce a specific rule on sets as a result of the changes made to the Customs Cooperation Council nomenclature which entered into force on 1 January 1978,

HAS DECIDED AS FOLLOWS:

Article 1

Annexes II and III to the Protocol on the definition of the concept of originating products and methods of administrative cooperation shall be replaced by the texts annexed to this Decision.

Article 2

Sets, as defined in General Rule 3 of the Customs Cooperation Council nomenclature, shall be regarded as originating when all component

articles are originating products. Nevertheless, when a set is composed of originating and non-originating articles, the set as a whole shall be regarded as originating provided that the value of the non-originating articles does not exceed 15% of the total value of the set.

Done at Brussels, 13 July 1978.

For the Joint Committee

The President

H. ANDRESEN

ANNEX II

LIST A

List of working or processing operations which result in a change of tariff heading without conferring the status of 'originating products' on the products undergoing such operations, or conferring this status only subject to certain conditions

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked	Salting, placing in brine, drying or smoking of meat and edible meat and edible meat offals of heading Nos 02.01 and 02.04	
03.02	Fish, dried, salted or in brine; smoked fish, whether or not cooked before or during the smoking process	Drying, salting, placing in brine; smoking of fish, whether cooked or not	
04.02	Milk and cream, preserved, concentrated or sweetened	Preserving, concentrating, or adding sugar to milk or cream of heading No 04.01	
04.03	Butter	Manufacture from milk or cream	
04.04	Cheese and curd	Manufacture from products of heading Nos 04.01 to 04.03	
07.02	Vegetables (whether or not cooked), preserved by freezing	Freezing of vegetables	

07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption	Placing in brine or in other solutions of vegetables of heading No 07.01
07.04	Dried, dehydrated or evaporated vegetables, whole cut, sliced, broken or in powder, but not further prepared	Drying, dehydration, evaporation, cutting, grinding, powdering of vegetables of heading Nos 07.01 to 07.03
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar	Freezing of fruit
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption	Placing in brine or in other solutions of fruit of heading Nos 08.01 to 08.09
08.12	Fruit, dried, other than that falling within heading Nos 08.01 to 08.05	Drying of fruit
11.01	Cereal flours	Manufacture from cereals
11.02	Cereal groats and cereal meal; other worked cereal grains (for example, rolled, flaked, polished, pearled or kibbled, but not further prepared), except rice falling within heading No 10.06; germ of cereals, whole, rolled, flaked or ground	Manufacture from cereals
11.04	Flour of the dried leguminous vegetables falling within heading No 07.05 or of the fruits falling within any heading in Chapter 8; flour and meal of sago and of roots and tubers falling within heading No 07.06	Manufacture from dried leguminous vegetables of heading No 07.05, products of heading No 07.06 or of fruit of Chapter 8

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
11.05	Flour, meal and flakes of potato	Manufacture from potatoes	
11.07	Malt, roasted or not	Manufacture from cereals	
11.08	Starches; inulin	Manufacture from cereals of Chapter 10, or from potatoes or other products of Chapter 7	
11.09	Wheat gluten, whether or not dried	Manufacture from wheat or wheat flours	
15.01	Lard, other pig fat and poultry fat, rendered or solvent-extracted	Manufacture from products of heading No 02.05	
15.02	Fats of bovine cattle, sheep or goats, unrendered; rendered or solvent-extracted fats (including 'premier jus') obtained from those unrendered fats	Manufacture from products of heading Nos 02.01 and 02.06	
15.04	Fats and oils, of fish and marine mammals, whether or not refined	Manufacture from fish or marine mammals	
15.06	Other animal oils and fats (including neat's-foot oil and fats from bones or waste)	Manufacture from products of Chapter 2	
ex 15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified, but not including Chinawood oil, myrtle-wax, japan wax or oil of tung nuts, oleococca seeds or oiticica seeds; also not including oils of a kind used in machinery or mechanical appliances or for industrial purposes other than the manufacture of edible products	Manufacture from products of Chapters 7 and 12	

16.01	Sausages and the like, of meat, meat offal or animal blood	Manufacture from products of Chapter 2
16.02	Other prepared or preserved meat or meat offal	Manufacture from products of Chapter 2
16.04	Prepared or preserved fish, including caviar and caviar substitutes	Manufacture from products of Chapter 3
16.05	Crustaceans and molluscs, prepared or preserved	Manufacture from products of Chapter 3
ex 17.01	Beet sugar and cane sugar, in solid form, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
ex 17.02	Other sugars, in solid form, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
ex 17.02	Other sugars, in solid form, not flavoured or coloured; sugar syrups, not flavoured or coloured; artificial honey, whether or not mixed with natural honey; caramel	Manufacture from any product
ex 17.03	Molasses, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
17.04	Sugar confectionery, not containing cocoa	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
18.06	Chocolate and other food preparations containing cocoa	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 19 02	Malt extract	Manufacture from products of heading No 11.07	Manufacture from durum wheat
ex 19.02	Preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa	Manufacture from cereals and derivatives thereof, meat and milk, or in which the value of products of Chapter 17 used exceeds 30% of the value of the finished product	
19.03	Macaroni, spaghetti and similar products		
19.04	Tapioca and sago; tapioca and sago substitutes obtained from potato or other starches	Manufacture from potato starch	
19.05	Prepared foods obtained by the swelling or roasting of cereals or cereal products (puffed rice, cornflakes and similar products)	Manufacture from any product other than of Chapter 17 (1) or in which the value of the products of Chapter 17 used exceeds 30% of the value of the finished product	
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	Manufacture from products of Chapter 11	
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion	Manufacture from products of Chapter 11	

20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard	Preserving vegetables, fresh or frozen or preserved temporarily or preserved in vinegar	
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid	Preserving vegetables fresh or frozen	
20.03	Fruit preserved by freezing, containing added sugar	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized)	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
ex 20.05	Jams, fruit jellies, marmalades, fruit purées and fruit pastes, being cooked preparations, containing added sugar	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit: A. Nuts B. Other fruits	 Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	Manufacture, without added sugar or spirit, in which the value of the constituent originating products of heading Nos 08.01, 08.05 and 12.01, represents at least 60% of the value of the finished product

(1) This rule does not apply where the use of maize of the 'Zea indurata' type or durum wheat is concerned.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 20.07	Fruit juices (including grape must), whether or not containing added sugar, but unfermented and not containing spirit	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
ex 21.02	Roasted chicory and extracts thereof	Manufacture from chicory roots, fresh or dried	
21.05	Soups and broths in liquid, solid or powder form; homogenized food preparations	Manufacture from products of heading No 20.02	
ex 21.07	Sugar syrups, flavoured or coloured	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
22.02	Lemonade, flavoured spa waters and flavoured aerated waters, and other non-alcoholic beverages, not including fruit and vegetable juices falling within heading No 20.07	Manufacture from fruit juices (1) or in which the value of products of Chapter 17 used exceeds 30% of the value of the finished product	
22.06	Vermouths and other wines of fresh grapes flavoured with aromatic extracts	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
22.08	Ethyl alcohol or neutral spirits, undenatured, of a strength of 80° or higher; denatured spirits (including ethyl alcohol and neutral spirits) of any strength	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	

22.09	Spirits (other than those of heading No 22.08); liqueurs and other spirituous beverages; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05
22.10	Vinegar and substitutes for vinegar	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05
ex 23.03	Residues from the manufacture of maize starch (excluding concentrated steeping liquors), of a protein content, calculated on the dry product, exceeding 40% by weight	Manufacture from maize or maize flour
23.04	Oil-cake and other residues (except dregs) resulting from the extraction of vegetable oils	Manufacture from various products
23.07	Sweetened forage; other preparations of a kind used in animal feeding	Manufacture from cereals and derived products, meat, milk, sugar and molasses
ex 24.02	Cigarettes, cigars, smoking tobacco	Manufacture from products of heading No 24.01 of which at least 70% by quantity are originating products
ex 28.38	Aluminium sulphate	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
30.03	Medicaments (including veterinary medicaments)	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) This rule does not apply where fruit juices of pineapple, lime and grapefruit are concerned.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
31.05	Other fertilizers; goods of the present Chapter in tablets, lozenges and similar prepared forms or in packings of a gross weight not exceeding 10 kg		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
32.06	Colour lakes	Manufacture from materials of heading No 32.04 or 32.05 (1)	
32.07	Other colouring matter; inorganic products of a kind used as luminophores	Mixing of oxides or salts of Chapter 28 with extenders such as barium sulphate, chalk barium carbonate and satin white (1)	
ex 33.06	Aqueous distillates and aqueous solutions of essential oils, including such products suitable for medicinal uses	Manufacture from essential oils (terpeneless or not), concretes, absolutes or resinoids (1)	
35.05	Dextrins and dextrin glues; soluble or roasted starches; starch glues		Manufacture from maize or potatoes
ex 35.07	Preparations used for clarifying beer, composed of papain and bentonite; enzymatic preparations for desizing textiles		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
37.01	Photographic plates and film in the flat, sensitized, unexposed, of any material other than paper, paperboard or cloth	Manufacture from products of heading No 37.02 (1)	
37.02	Film in rolls, sensitized, unexposed, perforated or not	Manufacture from products of heading No 37.01 (1)	

37.04	Sensitized plates and film, exposed but not developed, negative or positive	Manufacture from products of heading No 37.01 or 37.02 (1)	
38.11	Disinfectants, insecticides, fungicides, rat poisons, herbicides, anti-sprouting products, plant growth regulators and similar products, put up in forms or packings for sale by retail or as preparations or as articles (for example, sulphur-treated bands, wicks and candles, fly-papers)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.12	Prepared glazings, prepared dressings and prepared mordants, of a kind used in the textile, paper, leather or like industries		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.13	Pickling preparations for metal surfaces; fluxes and other auxiliary preparations for soldering, brazing or welding; soldering, brazing or welding powders and pastes consisting of metal and other materials; preparations of a kind used as cores or coatings for welding rods and electrodes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished products
ex 38.14	Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and similar prepared additives for mineral oils, excluding prepared additives for lubricants		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
38.15	Prepared rubber accelerators		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.17	Preparations and charges for fire-extinguishers; charged fire-extinguishing grenades		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.18	Composite solvents and thinners for varnishes and similar products		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 38.19	<p>Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included, excluding:</p> <ul style="list-style-type: none"> — Fusel oil and dippel's oil; — Naphthenic acids and their water-insoluble salts; esters of naphthenic acids; — Sulphonaphthenic acids and their water-insoluble salts; esters of sulphonaphthenic acids; — Petroleum sulphonates, excluding petroleum sulphonates of alkali metals, of ammonium 		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

	<p>or of ethanolamines, thiophenated sulphonic acids of oils obtained from bituminous minerals, and their salts;</p> <ul style="list-style-type: none"> — Mixed alkylbenzenes and mixed alkyl-naphthalenes; — Ion exchangers; — Catalysts; — Getters for vacuum tubes; — Refractory cements or mortars and similar compositions; — Alkaline iron oxide for the purification of gas; — Carbon (excluding that in artificial graphite of heading No 38.01) in metal-graphite or other compounds, in the form of small plates, bars or other semi-manufactures — Sorbitol other than that of heading No 29.04 — Ammoniacal gas liquors and spent oxide produced in coal gas purification 	
ex 39.02	Polymerization products	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 39.07	Articles of materials of the kinds described in heading Nos 39.01 to 39.06 with the exception of fans and hand screens, non-mechanical, frames and handles therefor and parts of such frames and handles, and corset busks and similar supports for articles of apparel or clothing accessories	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
40.05	Plates, sheets and strip, of unvulcanized natural or synthetic rubber, other than smoked sheets and crepe sheets of heading No 40.01 or 40.02; granules of unvulcanized natural or synthetic rubber compounded ready for vulcanization; unvulcanized natural or synthetic rubber, compounded before or after coagulation either with carbon black (with or without the addition of mineral oil) or with silica (with or without the addition of mineral oil), in any form, of a kind known as masterbatch		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
41.08	Patent leather and imitation patent leather; metallized leather		Varnishing or metallizing of leather of heading Nos 41.02 to 41.06 (other than skin leather of crossed Indian sheep and Indian goat or kid, not further prepared than vegetable tanned, or if otherwise prepared obviously unsuitable for immediate use in the manufacture of leather articles) in which the value of the skin leather used does not exceed 50% of the value of the finished product
43.03	Articles of furskin	Making up from furskin in plates, crosses and similar forms (heading No ex 43.02) (1)	

ex 44.21	Complete wooden packing cases, boxes, crates, drums and similar packings, excepting those made of fibreboard		Manufacture from boards not cut to size
ex 44.28	Match splints; wooden pegs or pins for footwear	Manufacture from drawn wood	
45.03	Articles of natural cork		Manufacture from products of heading No 45.01
ex 48.07	Paper and paperboard, ruled, lined, or squared, but not otherwise printed, in rolls or sheets		Manufacture from paper pulp
48.14	Writing blocks, envelopes, letter cards, plain postcards, correspondence cards; boxes, pouches, wallets and writing compendiums, of paper or paperboard, containing only an assortment of paper stationery		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
48.15	Other paper and paperboard, cut to size or shape		Manufacture from paper pulp
ex 48.16	Boxes, bags and other packing containers, of paper or paperboard		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
49.09	Picture postcards, Christmas and other picture greeting cards, printed by any process, with or without trimmings	Manufacture from products of heading No 49.11	
49.10	Calendars of any kind, of paper or paperboard, including calendar blocks	Manufacture from products of heading No 49.11	

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04(1)	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05(1)	Yarn spun from noil or other waste silk, not put up for retail sale		Manufacture from products of heading No 50.03
ex 50.07(1)	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
ex 50.07(1)	Imitation catgut of silk		Manufacture from products of heading No 50.01 or of heading No 50.03, neither carded nor combed
50.09(2)	Woven fabrics of silk, of noil or of other waste silk		Manufacture from products of heading No 50.02 or 50.03
51.01(1)	Yarn of man-made fibres (continuous), not put up for retail sale		Manufacture from chemical products or textile pulp
51.02(1)	Monofil, strip (artificial straw and the like) and imitation catgut, of man-made fibre materials		Manufacture from chemical products or textile pulp
51.03(1)	Yarn of man-made fibres (continuous), put up for retail sale		Manufacture from chemical products or textile pulp
51.04(2)	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02		Manufacture from chemical products or textile pulp

52.01(1)	Metallized yarn, being textile yarn spun with metal or covered with metal by any process	Manufacture from chemical products, from textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste, neither carded nor combed
52.02(2)	Woven fabrics of metal thread or of metallized yarn, of a kind used in articles of apparel, as furnishing fabrics or the like	Manufacture from chemical products, from textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste
53.06(1)	Yarn of carded sheep's or lambs' wool (woollen yarn), not put up for retail sale	Manufacture from products of heading No 53.01 or 53.03
53.07(1)	Yarn of combed sheep's or lambs' wool (worsted yarn), not put up for retail sale	Manufacture from products of heading No 53.01 or 53.03
53.08(1)	Yarn of fine animal hair (carded or combed), not put up for retail sale	Manufacture from raw fine animal hair of heading No 53.02

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyester, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
53.09(1)	Yarn of horsehair or of other coarse animal hair, not put up for retail sale		Manufacture from raw coarse animal hair of heading No 53.02 or from raw horsehair of heading No 05.03
53.10(1)	Yarn of sheep's or lambs' wool, of horsehair or of other animal hair (fine or coarse), put up for retail sale		Manufacture from materials of heading Nos 05.03 and 53.01 to 53.04
53.11(2)	Woven fabrics of sheep's or lambs' wool or of fine animal hair		Manufacture from materials of heading Nos 53.01 to 53.05
53.12(2)	Woven fabrics of horsehair or of other coarse animal hair		Manufacture from products of heading Nos 53.02 to 53.05 or from horsehair of heading No 05.03
54.03(1)	Flax or ramie yarn, not put up for retail sale		Manufacture either from products of heading No 54.01, neither carded nor combed, or from products of heading No 54.02
54.04(1)	Flax or ramie yarn, put up for retail sale		Manufacture from materials of heading No 54.01 or 54.02
54.05(2)	Woven fabrics of flax or of ramie		Manufacture from materials of heading No 54.01 or 54.02
55.05(1)	Cotton yarn, not put up for retail sale		Manufacture from materials of heading No 55.01 or 55.03
55.06(1)	Cotton yarn, put up for retail sale		Manufacture from materials of heading No 55.01 or 55.03
55.07(2)	Cotton gauze		Manufacture from materials of heading No 55.01, 55.03 or 55.04
55.08(2)	Terry towelling and similar terry fabrics, of cotton		Manufacture from materials of heading No 55.01, 55.03 or 55.04

55.09(2)	Other woven fabrics of cotton	Manufacture from materials of heading No 55.01, 55.03 or 55.04
56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous)	Manufacture from chemical products or textile pulp
56.03	Waste (including yarn waste and pulled or garnetted rags) of man-made fibres (continuous or discontinuous), not carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.04	Man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.05(1)	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale	Manufacture from chemical products or textile pulp

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
56.06(1)	Yarn of man-made fibres (discontinuous or waste) put up for retail sale		Manufacture from chemical products or textile pulp
56.07(2)	Woven fabrics of man-made fibres (discontinuous or waste)		Manufacture from products of heading Nos 56.01 to 56.03
57.06(1)	Yarn of jute or of other textile bast fibres of heading No 57.03		Manufacture from raw jute, jute tow or from other raw textile bast fibres of heading No 57.03
ex 57.07(1)	Yarn of true hemp		Manufacture from true hemp, raw
ex 57.07(1)	Yarn of other vegetable textile fibres, excluding yarn of true hemp		Manufacture from raw vegetable textile fibres of heading Nos 57.02 to 57.04
ex 57.07	Paper yarn		Manufacture from products of Chapter 47, from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste, neither carded nor combed
57.10(2)	Woven fabrics of jute or of other textile bast fabrics of heading No 57.03		Manufacture from raw jute, jute tow or from other raw textile bast fibres of heading No 57.03
ex 57.11(2)	Woven fabrics of other vegetable textile fibres		Manufacture from materials of heading No 57.01, 57.02 or 57.04 or from coir yarn of heading No 57.07
ex 57.11	Woven fabrics of paper yarn		Manufacture from paper, from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste

58.01(3)	Carpets, carpeting and rugs knotted (made up or not)	Manufacture from materials of heading Nos 50.01 to 50.03, 51.01, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04
58.02(3)	Other carpets, carpeting, rugs, mats and matting, and 'Kelem', 'Schumacks' and 'Karamanie' rugs and the like (made up or not)	Manufacture from materials of heading Nos. 50.01 to 50.03, 51.01, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03, 57.01 to 57.04 or from coir yarn of heading No 57.07

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.
- (3) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
58.04 ⁽¹⁾	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No 55.08 and fabrics falling within heading No 58.05)		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03, 57.01 to 57.04 or from chemical products or textile pulp
58.05 ⁽¹⁾	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft assembled by means of an adhesive, other than goods falling within heading No 58.06		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
58.06 ⁽¹⁾	Woven labels, badges and the like, not embroidered, in the piece, in strips or cut to shape or size		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.07 ⁽¹⁾	Chenille yarn (including flock chenille yarn), gimped yarn (other than metallized yarn of heading No 52.01 and gimped horsehair yarn); braids and ornamental trimmings in the piece; tassels, pompons and the like		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.08 ⁽¹⁾	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), plain		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp

58.09(1)	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), figured; hand or mechanically made lace, in the piece, in strips or in motifs	Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.10	Embroidery, in the piece, in strips or in motifs	Manufacture in which the value of the product used does not exceed 50% of the value of the finished product
59.01(1)	Wadding and articles of wadding; textile flock and dust and mill neps	Manufacture either from natural fibres or from chemical products or textile pulp
ex 59.02(1)	Felt and articles of felt, with the exception of needled felt, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp
ex 59.02(1)	Needled felt, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp or from fibre or continuous polypropylene filament of which the denomination is less than eight denier, and the value of which does not exceed 40% of the value of the finished product
59.03(1)	Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp

- (1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

CCT heading No	Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
	Description			
59.04 ⁽¹⁾	Twine, cordage, ropes and cables, plaited or not			Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.05 ⁽¹⁾	Nets and netting made of twine, cordage or rope, and made up fishing nets of yarn, twine, cordage or rope			Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.06 ⁽¹⁾	Other articles made from yarn, twine, cordage, rope or cables, other than textile fabrics and articles made from such fabrics			Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.07	Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar fabrics for hat foundations and similar uses			Manufacture from yarn
59.08	Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials			Manufacture from yarn
59.10 ⁽¹⁾	Linoleum and materials prepared on a textile base in a similar manner to linoleum, whether or not cut to shape or of a kind used as floor coverings; floor coverings consisting of a coating applied on a textile base, cut to shape or not			Manufacture either from yarn or from textile fibres

ex 59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods, with the exception of those consisting of fabric of continuous synthetic textile fibres, or of fabric composed of parallel yarns of continuous synthetic textile fibres, impregnated or covered with rubber latex, containing at least 90% by weight of textile materials and used for the manufacture of tyres or for other technical uses	Manufacture from yarn
ex 59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods, consisting of fabric of continuous synthetic textile fibres or of fabric composed of parallel yarns of continuous synthetic textile fibres, impregnated or covered with rubber latex, containing at least 90% by weight of textile materials and used for the manufacture of tyres or for other technical uses	Manufacture from chemical products

- (1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
59.12	Textile fabrics, otherwise impregnated or coated; painted canvas being theatrical scenery, studio back-cloths or the like		Manufacture from yarn
59.13 ⁽¹⁾	Elastic fabrics and trimmings (other than knitted or crocheted goods) consisting of textile materials combined with rubber threads		Manufacture from single yarn
59.15 ⁽¹⁾	Textile hosepiping and similar tubing, with or without lining, armour or accessories of other materials		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
59.16 ⁽¹⁾	Transmission, conveyor or elevator belts or belting, of textile material, whether or not strengthened with metal or other material		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp

59.17 ⁽¹⁾	Textile fabrics and textile articles, of a kind commonly used in machinery or plant	Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
ex Chapter 60 ⁽¹⁾	Knitted and crocheted goods, excluding knitted or crocheted goods obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)	Manufacture from natural fibres, carded or combed, from materials of heading Nos 56.01 to 56.03 or from chemical products or textile pulp
ex 60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)	Manufacture from yarn ⁽²⁾

(1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:

- to 20% where the product in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
- to 30% where the product in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material, whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

(2) Trimmings and accessories used (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 60.03	Stockings, understockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn ⁽¹⁾
ex 60.04	Under garments, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn ⁽¹⁾
ex 60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn ⁽¹⁾
ex 60.06	Other articles, knitted or crocheted, elastic or rubberized (including elastic knee-caps and elastic stockings), obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn ⁽¹⁾

ex 61.01	Men's and boys' outer garments, excluding fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from yarn (1) (2)
ex 61.01	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.02	Women's, girls' and infants' outer garments, not embroidered, excluding fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from yarn (1) (2)
ex 61.02	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.02	Women's, girls' and infants' outer garments, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs	Manufacture from yarn (1) (2)
61.04	Women's, girls' and infants' under garments	Manufacture from yarn (1) (2)

(1) Trimmings and accessories used (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

(2) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 61.05	Handkerchiefs, not embroidered		Manufacture from unbleached single yarn (1) (2) (3)
ex 61.05	Handkerchiefs, embroidered		Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, not embroidered		Manufacture from unbleached single yarn of natural textile fibres or discontinuous man-made fibres or their waste or from chemical products or textile pulp (1) (2)
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, embroidered		Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
61.07	Ties, bow ties and cravats		Manufacture from yarn (1) (2)
61.09	Corsets, corset-belts, suspender-belts, brassières, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabric), whether or not elastic		Manufacture from yarn (1) (2)
ex 61.10	Gloves, mittens, mitts, stockings, socks and sockettes, not being knitted or crocheted goods, excluding fire resistant equipment of cloth covered by foil of aluminized polyester		Manufacture from yarn (1) (2)

ex 61.10	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.11	Made up accessories for articles of apparel (for example, dress shields, shoulder and other pads, belts, muffs, sleeve protectors, pockets) with the exception of collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments, embroidered	Manufacture from yarn (1) (2)
ex 61.11	Collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
62.01	Travelling rugs and blankets	Manufacture from unbleached yarn of Chapters 50 to 56 (2) (3)
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles; not embroidered	Manufacture from unbleached single yarn (2) (3)
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles; embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product

(1) Trimmings and accessories used (excluding lining and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

(2) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

(3) For products obtained from two or more textile materials, this rule does not apply to one or more of the mixed textile materials if its or their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
62.03	Sacks and bags, of a kind used for the packing of goods		Manufacture from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste ⁽¹⁾ ⁽²⁾
62.04	Tarpaulins, sails, awnings, sun-blinds, tents and camping goods		Manufacture from single unbleached yarn ⁽¹⁾ ⁽²⁾
ex 62.05	Other made up textile articles (including dress patterns) excluding fans and hand-screens, non-mechanical, frames and handles therefor and parts of such frames and handles		Manufacture in which the value of the products used does not exceed 40% of the value of the finished product
64.01	Footwear with outer soles and uppers of rubber or artificial plastic material	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
64.02	Footwear with outer soles of leather or composition leather; footwear (other than footwear falling within heading No 64.01) with outer soles of rubber or artificial plastic material	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
64.03	Footwear with outer soles of wood or of cork	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	

64.04	Footwear with outer soles of other materials	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
65.03	Felt hats and other felt headgear, being headgear made from the felt hoods and plateaux falling within heading No 65.01, whether or not lined or trimmed		Manufacture from textile fibres
65.05	Hats and other headgear (including hair nets), knitted or crocheted, or made up from lace, felt or other textile fabric in the piece (but not from strips), whether or not lined or trimmed		Manufacture either from yarn or from textile fibres
66.01	Umbrellas and sunshades (including walking-stick umbrellas, umbrella tents, and garden and similar umbrellas)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 70.07	Cast, rolled, drawn or blown glass (including flashed or wired glass) cut to shape other than rectangular shape, or bent or otherwise worked (for example, edge worked or engraved) whether or not surface ground or polished; multiple-walled insulating glass	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	
70.08	Safety glass consisting of toughened or laminated glass, shaped or not	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	

- (1) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.
- (2) For products obtained from two or more textile materials, this rule does not apply to one or more of the mixed textile materials if its or their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
70.09	Glass mirrors (including rear-view mirrors), unframed, framed or backed	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
71.15	Articles consisting of, or incorporating, pearls, precious or semi-precious stones (natural, synthetic or reconstructed)		
73.07	Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel	Manufacture from products of heading No 73.06	
73.08	Iron or steel coils for re-rolling	Manufacture from products of heading No 73.07	
73.09	Universal plates of iron or steel	Manufacture from products of heading No 73.07 or 73.08	
73.10	Bars and rods (including wire rod), of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished (including precision-made); hollow mining drill steel	Manufacture from products of heading No 73.07	
73.11	Angles, shapes and sections, of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished; sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements	Manufacture from products of heading Nos 73.07 to 73.10, 73.12, or 73.13	
73.12	Hoop and strip, of iron or steel, hot-rolled or cold-rolled	Manufacture from products of heading Nos 73.07 to 73.09 or 73.13	

73.13	Sheets and plates, of iron or steel, hot-rolled or cold-rolled	Manufacture from products of heading Nos 73.07 to 73.09	
73.14	Iron or steel wire, whether or not coated, but not insulated	Manufacture from products of heading No 73.10	
73.16	Railway and tramway track construction material of iron or steel, the following: rails, check-rails, switch blades, crossings (or frogs), crossing pieces, point rods, rack rails, sleepers, fish-plates, chairs, chair wedges, sole plates (base plates), rail clips, bed-plates, ties and other materials specialized for joining or fixing rails		Manufacture from products of heading No 73.06
73.18	Tubes and pipes and blanks therefor, of iron (other than of cast iron) or steel, excluding high-pressure hydroelectric conduits		Manufacture from products of heading Nos 73.06 and 73.07 or heading No 73.15 in the forms specified in heading Nos 73.06 and 73.07
74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.04	Wrought plates, sheets and strip, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.06	Copper powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.08	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.10	Stranded wire, cables, cordage, ropes, plaited bands and the like, of copper wire, but excluding insulated electric wires and cables		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.11	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands), of copper wire; expanded metal, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

74.15	Nails, tacks, staples, hook-nails, spiked cramps, studs, spikes and drawing pins, of copper, or of iron or steel with heads of copper; bolts and nuts (including bolt ends and screw studs), whether or not threaded or tapped, and screws (including screw hooks and screw rings), of copper; rivets, cotters, cotter-pins, washers and spring washers, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.16	Springs, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.17	Cooking and heating apparatus of a kind used for domestic purposes, not electrically operated, and parts thereof, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.18	Other articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.19	Other articles of copper	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.02	Wrought bars, rods, angles, shapes and sections, of nickel; nickel wire	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
75.03	Wrought plates, sheets and strip, of nickel; nickel foil; nickel powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.04	Tubes and pipes and blanks therefor, of nickel; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of nickel		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.05	Electro-plating anodes, of nickel, wrought or unwrought, including those produced by electrolysis		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.06	Other articles of nickel		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.03	Wrought plates, sheets and strip, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

76.04	Aluminium foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.20 mm		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.05	Aluminium powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.06	Tubes and pipes and blanks therefor, of aluminium; hollow bars of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.07	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.08	Structures and parts of structures (for example, hangars and other buildings, bridges and bridge-sections, towers, lattice masts, roofs, roofing frameworks, door and window frames, balustrades, pillars and columns), of aluminium; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

CCT heading No	Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
	Description			
76.09	Reservoirs, tanks, vats and similar containers, for any material (other than compressed or liquefied gas), of aluminium, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment			Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.10	Casks, drums, cans, boxes and similar containers (including rigid and collapsible tubular containers), of aluminium, of a description commonly used for the conveyance or packing of goods			Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.11	Containers, of aluminium, for compressed or liquefied gas			Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.12	Stranded wire, cables, cordage, ropes, plaited bands and the like, of aluminium wire, but excluding insulated electric wires and cables			Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.15	Articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of aluminium			Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.16	Other articles of aluminium			Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

77.02	Wrought bars, rods, angles, shapes and sections of magnesium; magnesium wire; wrought plates, sheets and strip, of magnesium; magnesium foil; raspings and shavings of uniform size, powders and flakes, of magnesium; tubes and pipes and blanks therefor, of magnesium; hollow bars of magnesium; other articles of magnesium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
78.02	Wrought bars, rods, angles, shapes and sections, of lead; lead wire	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.03	Wrought plates, sheets and strip, of lead	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.04	Lead foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a weight (excluding any backing) not exceeding 1.7 kg/m ² ; lead powders and flakes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.05	Tubes and pipes and blanks therefor, of lead; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets, flanges and S-bends), of lead	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
78.06	Other articles of lead		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
79.02	Wrought bars, rods, angles, shapes and sections, of zinc; zinc wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.03	Wrought plates, sheets and strip, of zinc; zinc foil; zinc powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.04	Tubes and pipes and blanks therefor, of zinc; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of zinc		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.06	Other articles of zinc		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.02	Wrought bars, rods, angles, shapes and sections, of tin; tin wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

80.03	Wrought plates, sheets and strip, of tin	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.04	Tin foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a weight (excluding any backing) not exceeding 1 kg/m ² ; tin powders and flakes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.05	Tubes and pipes and blanks therefor, of tin; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of tin	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
82.05	Interchangeable tools for hand tools, for machine tools or for power-operated hand tools (for example, for pressing, stamping, drilling, tapping, threading, boring, broaching, milling, cutting, turning, dressing, morticing or screw-driving), including dies for wire drawing, extrusion dies for metal, and rock drilling bits	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product ⁽¹⁾
82.06	Knives and cutting blades, for machines or for mechanical appliances	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product ⁽¹⁾

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex Chapter 84	Boilers, machinery and mechanical appliances and parts thereof, excluding refrigerators and refrigerating equipment (electrical and other) (No 84.15) and sewing machines, including furniture specially designed for sewing machines (ex No 84.41)		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
84.15	Refrigerators and refrigerating equipment (electrical and other)		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
ex 84.41	Sewing machines, including furniture specially designed for sewing machines		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used for the assembly of the head (motor excluded) are originating products, and — the thread tension, crochet and zigzag mechanisms are originating products

ex Chapter 85	Electrical machinery and equipment; parts thereof; excluding products of heading No 85.14 or 85.15	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	<p>Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that:</p> <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product (2)

(1) In determining the value of products, materials and parts, the following must be taken into account:

- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
- (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

(2) This percentage is not cumulative with the 40%.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product (2)
Chapter 86	Railway and tramway locomotives, rolling-stock and parts thereof; railway and tramway track fixtures and fittings; traffic signalling equipment of all kinds (not electrically powered)		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
ex Chapter 87	Vehicles, other than railway or tramway rolling-stock, and parts thereof, excluding products of heading No 87.09		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
87.09	Motor-cycles, auto-cycles and cycles fitted with an auxiliary motor, with or without side-cars; side-cars of all kinds		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products

ex Chapter 90	Optical, photographic, cinematographic, measuring, checking, precision, medical and surgical instruments and apparatus and parts thereof, excluding products of heading Nos 90.05, 90.07 (except electrically ignited photographic flashbulbs), 90.08, 90.12 and 90.26	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
90.05	Refracting telescopes (monocular and binocular), prismatic or not	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 90.07	Photographic cameras; photographic flashlight apparatus and flashbulbs other than discharge lamps of heading No 85.20, with the exception of electrically ignited photographic flashbulbs		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
90.08	Cinematographic cameras, projectors, sound recorders and sound reproducers but not including re-recorders or film editing apparatus; any combination of these articles		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
90.12	Compound optical microscopes, whether or not provided with means for photographing or projecting the image		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products

90.26	Gas, liquid and electricity supply or production meters; calibrating meters therefor	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
ex Chapter 91	Clocks and watches and parts thereof, excluding products of heading No 91.04 or 91.08	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
91.04	Other clocks	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

- ⁽¹⁾ In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
91.08	Clock movements, assembled		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% in value of the materials and parts (1) used are originating products
ex Chapter 92	Musical instruments, sound recorders or reproducers, television image and sound recorders or reproducers; parts and accessories of such articles, excluding products of heading No 92.11		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
92.11	Gramophones, dictating machines and other sound recorders or reproducers, including record-players and tape decks, with or without sound-heads; television image and sound recorders or reproducers		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product (2)

Chapter 93	Arms and ammunition; parts thereof	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 96.01	Other brooms and brushes (including brushes of a kind used as parts of machines); paint rollers; squeegees (other than roller squeegees) and mops	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
97.03	Other toys; working models of a kind used for recreational purposes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
98.01	Buttons and button moulds, studs, cuff-links, and press-fasteners, including snap-fasteners and press-studs, blanks and parts of such articles	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
98.08	Typewriter and similar ribbons, whether or not on spools; ink-pads, with or without boxes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

ANNEX III

LIST B

List of working or processing operations which do not result in a change of tariff heading, but which do confer the status of 'originating products' on the products undergoing such operations

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
		Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances, etc., of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5% of the value of the finished product
13.02	Shellac, seed lac, stick lac and other lacs; natural gums, resins, gum-resins and balsams	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 50% of the value of the finished product
ex 15.10	Fatty alcohols	Manufacture from fatty acids
ex 17.01	Beet sugar and cane sugar, in solid form, flavoured or coloured	Manufacture from beet sugar and cane sugar in solid form without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product
ex 17.02	Lactose, glucose, maple or other sugars, in solid form, flavoured or coloured	Manufacture from other sugars in solid form without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product

ex 17.03	Molasses, flavoured or coloured	Manufacture from products without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product
ex 21.03	Prepared mustard	Manufacture from mustard flour
ex 22.09	Whisky of an alcoholic strength of less than 50°	Manufacture from alcohol deriving exclusively from the distillation of cereals and in which the value of the non-originating constituent products does not exceed 15% of the value of the finished product
ex 25.15	Marble squared by sawing, of a thickness not exceeding 25 cm	Sawing into slabs or sections, polishing, grinding and cleaning of marble, including marble not further worked than roughly split, roughly squared or squared by sawing, of a thickness exceeding 25 cm
ex 25.16	Granite, porphyry, basalt, sandstone and other monumental and building stone, squared by sawing, of a thickness not exceeding 25 cm	Sawing of granite, porphyry, basalt, sandstone and other building stone, including such stone not further worked than roughly split, roughly squared or squared by sawing, of a thickness exceeding 25 cm
ex 25.18	Calcined dolomite; agglomerated dolomite (including tarred dolomite)	Calcination of unworked dolomite
ex 25.19	Other magnesium oxide, whether or not chemically pure	Manufacture from natural magnesium carbonate (magnesite)
ex 25.32	Earth colours, calcined or powdered	Crushing and calcination or powdering of earth colours
ex Chapters 28 to 37	Products of the chemical and allied industries, excluding sulphuric anhydride (ex 28.13), calcined, crushed and powdered natural aluminium calcium phosphates, treated thermally (ex 31.03), tannins (ex 32.01), essential oils, resinoids and terpenic by-products (ex 33.01), preparations used for tenderizing meat, preparations used for clarifying beer composed of papain and bentonite and enzymatic preparations for the desizing of textiles (ex 35.07)	Working or processing in which the value of the non-originating products used does not exceed 20% of the value of the finished product
ex 28.13	Sulphuric anhydride	Manufacture from sulphur dioxide
ex 31.03	Calcined, crushed and powdered natural aluminium calcium phosphates, treated thermally	Crushing and powdering of calcined natural aluminium calcium phosphates, treated thermally
ex 32.01	Tannins (tannic acids), including water-extracted gall-nut tannin, and their salts, ethers, esters and other derivatives	Manufacture from tanning extracts of vegetable origin

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 33.01	Essential oils (terpeneless or not), concretes and absolutes; resinoids; terpenic by-products of the deterpenation of essential oils	Manufacture from concentrates of essential oils in fats, in fixed oils, or in waxes or the like, obtained by cold absorption or by maceration
ex 35.07	Preparations used for tenderizing meat, preparations used for clarifying beer, composed of papain and bentonite, enzymatic preparations for the desizing of textiles	Manufacture from enzymes or prepared enzymes of which the value does not exceed 50% of the value of the finished product
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05), spirits of sulphate turpentine, purified (ex 38.07) and wood pitch (wood tar pitch) (ex 38.09)	Working or processing in which the value of the non-originating materials used does not exceed 20% of the value of the finished product
ex 38.05	Refined tall oil	Refining of crude tall oil
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 38.09	Wood pitch (wood tar pitch)	Distillation of wood tar
ex Chapter 39	Artificial resins and plastic materials, cellulose esters and ethers; articles thereof, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20% of the value of the finished product
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 40.01	Slabs of crepe rubber for soles	Lamination of crepe sheets of natural rubber
ex 40.07	Vulcanized rubber thread and cord, textile covered	Manufacture from vulcanized rubber thread or cord, not textile covered
ex 41.01	Sheepskins and lambskins without the wool	Removing wool from sheep and lamb skins in the wool

ex 41.02	Retanned bovine cattle leather (including buffalo leather) and equine leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of bovine cattle leather (including buffalo leather) and equine leather, not further prepared than tanned
ex 41.03	Retanned sheep and lamb skin leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of sheep and lamb skin leather, not further prepared than tanned
ex 41.04	Retanned goat and kid skin leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of goat and kid skin leather, not further prepared than tanned
ex 41.05	Other kinds of retanned leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of other kinds of leather, not further prepared than tanned
ex 43.02	Assembled furskins	Bleaching, dyeing, dressing, cutting and assembling of tanned or dressed furskins
ex 44.22	Casks, barrels, vats, tubs, buckets and other cooper's products and parts thereof	Manufacture from riven staves of wood, not further prepared than sawn on one principal surface; sawn staves of wood, of which at least one principal surface has been cylindrically sawn, not further prepared than sawn
ex 50.03	Silk waste carded or combed	Carding or combing waste silk
ex 50.09	Printed fabrics	Printing accompanied by finishing operations (bleaching, dressing, drying, steaming, burling, mending, impregnating, sanforizing, mercerizing) of fabrics, the value of which does not exceed 47.5% of the value of the finished product
ex 51.04		
ex 53.11		
ex 53.12		
ex 54.05		
ex 55.07		
ex 55.08		
ex 55.09		
ex 56.07		
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 67.01	Feather dusters	Manufacture from feathers, parts of feathers or down
ex 68.03	Articles of slate, including articles of agglomerated slate	Manufacture of articles of slate

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 68.04	Hand-polishing stones, whetstones, oilstones, hones and the like, of natural stone, of agglomerated natural or artificial abrasives, or of pottery	Cutting, adjusting and glueing of abrasive materials, which, owing to their shape, are not recognizable as being intended for hand use
ex 68.13	Articles of asbestos; articles of mixtures with a basis of asbestos or of mixtures with a basis of asbestos and magnesium carbonate	Manufacture of articles of asbestos or of mixtures with a basis of asbestos, or of mixtures with a basis of asbestos and magnesium carbonate
ex 68.15	Articles of mica, including bonded mica splittings on a support of paper or fabric	Manufacture of articles of mica
ex 70.10	Cut-glass bottles	Cutting of bottles, the value of which does not exceed 50% of the value of the finished product
70.13	Glassware (other than articles falling within heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration, or similar uses	Cutting of glassware, the value of which does not exceed 50% of the value of the finished product or decoration, with the exception of silk-screen printing, carried out entirely by hand, of hand-blown glassware, the value of which does not exceed 50% of the value of the finished product
ex 70.20	Articles made from glass fibre	Manufacture from unworked glass fibre
ex 71.02	Precious and semi-precious stones, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)	Manufacture from unworked precious and semi-precious stones
ex 71.03	Synthetic or reconstructed precious or semi-precious stones, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)	Manufacture from unworked synthetic or reconstructed precious or semi-precious stones
ex 71.05	Silver and silver alloys, including silver gilt and platinum-plated silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought silver and silver alloys
ex 71.05	Silver, including silver gilt and platinum-plated silver, unwrought	Alloying or electrolytic separation of unwrought silver and silver alloys

ex 71.06	Rolled silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled silver
ex 71.07	Gold, including platinum-plated gold, semi-manufactured	Rolling, drawing, beating or grinding of unwrought gold, including platinum-plated gold
ex 71.07	Gold, including platinum-plated gold, unwrought	Alloying or electrolytic separation of unwrought gold or gold alloys
ex 71.08	Rolled gold on base metal or silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled gold on base metal or silver
ex 71.09	Platinum and other metals of the platinum group, semi-manufactured	Rolling, drawing, beating or grinding of unwrought platinum or other metals of the platinum group
ex 71.09	Platinum and other metals of the platinum group, unwrought	Alloying or electrolytic separation of unwrought platinum or other metals of the platinum group
ex 71.10	Rolled platinum or other platinum group metals, on base metal or precious metal, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled platinum or other unwrought platinum group metals, on base metal or precious metal
ex 73.15	Alloy steel and high carbon steel: — in the forms mentioned in heading Nos 73.07 to 73.13 — in the forms mentioned in heading No 73.14	Manufacture from products in the forms mentioned in heading No 73.06 Manufacture from products in the forms mentioned in heading No 73.06 or 73.07
ex 74.01	Unrefined copper (blister copper and other)	Smelting of copper matte
ex 74.01	Refined copper	Fire-refining or electrolytic refining of unrefined copper (blister copper and other), copper waste or scrap
ex 74.01	Copper alloy	Fusion and thermal treatment of refined copper, copper waste or scrap
ex 75.01	Unwrought nickel (excluding electro-plating anodes of heading No 75.05)	Refining by electrolysis, by fusion or chemically, of nickel mattes, nickel speiss and other intermediate products of nickel metallurgy
ex 75.01	Unwrought nickel, except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium, waste and scrap
76.16	Other articles of aluminium	Manufacture in which gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands) of aluminium wire, or expanded metal of aluminium, are used the value of which does not exceed 50% of the value of the finished product
ex 77.02	Other articles of magnesium	Manufacture from wrought bars, rods, angles, shapes and sections, plates, sheets and strip, wire, foil, raspings and shavings of uniform size, powders and flakes, tubes and pipes and blanks therefor, hollow bars, of magnesium, the value of which does not exceed 50% of the value of the finished product
ex 77.04	Beryllium, wrought	Rolling, drawing or grinding of unwrought beryllium the value of which does not exceed 50% of the value of the finished product
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 81.01	Tungsten, wrought	Manufacture from unwrought tungsten, the value of which does not exceed 50% of the value of the finished product
ex 81.02	Molybdenum, wrought	Manufacture from unwrought molybdenum, the value of which does not exceed 50% of the value of the finished product
ex 81.03	Tantalum, wrought	Manufacture from unwrought tantalum, the value of which does not exceed 50% of the value of the finished product
ex 81.04	Other base metals, wrought	Manufacture from other base metals, unwrought, the value of which does not exceed 50% of the value of the finished product
ex 82.09	Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06	Manufacture from knife blades

ex 83.06	Indoor ornaments made from base metals, other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30% of the value of the finished product
ex 84.05	Steam engines (including mobile engines, but not steam tractors falling within heading No 87.01 or mechanically propelled road rollers) with self-contained boilers	Working, processing or assembly in which the value of the products used does not exceed 40% of the value of the finished product
84.06	Internal combustion piston engines	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
ex 84.08	Engines and motors, excluding reaction engines and gas turbines	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
84.16	Calendering and similar rolling machines (other than metal-working and metal-rolling machines and glass-working machines) and cylinders therefor	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
ex 84.17	Machinery, plant and similar laboratory equipment, whether or not electrically heated, for the treatment of materials by a process involving a change of temperature, for wood, paper pulp, paper and paperboard manufacturing industries	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
84.31	Machinery for making or finishing cellulosic pulp, paper or paperboard	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product

(1) In determining the value of products, materials and parts, the following must be taken into account:

- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
- (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
84.33	Paper or paperboard cutting machines of all kinds; other machinery for making up paper pulp, paper or paperboard	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
ex 84.41	Sewing machines, including furniture specially designed for sewing machines	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used for assembly of the head (motor excluded) are originating products — and the thread tension, crochet and zigzag mechanisms are originating products
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% of the materials and parts used are originating products (2)
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% of the materials and parts used are originating products (2)
87.06	Parts and accessories of the motor vehicles falling within heading No 87.01, 87.02 or 87.03	Working, processing or assembly in which the value of the materials and parts used does not exceed 15% of the value of the finished product

ex 94.01	Chairs and other seats (other than those falling within heading No 94.02), whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product (3)
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product (3)
ex 95.05	Articles in tortoise shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material	Manufacture from tortoise shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material; worked
ex 95.08	Articles in vegetable carving material (for example corozo), meerschaum and amber, natural or reconstituted, jet (and mineral substitutes for jet)	Manufacture from vegetable carving material (for example corozo), meerschaum and amber, natural or reconstituted, jet (and mineral substitutes for jet); worked
ex 96.01	Brushes and brooms	Manufacture using prepared knots and tufts for broom or brush making, the value of which does not exceed 50 % of the value of the finished product
ex 98.11	Smoking pipes, pipe bowls, of wood, root or other materials	Manufacture from roughly shaped blocks

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for the originating transistors laid down in List A for the same tariff heading.
- (3) This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the AGREEMENT in the form of an exchange of letters ⁽¹⁾ relating to Article 9 of Protocol No 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1979) ⁽²⁾

EEC	5.3.1979	—	5.3.1979 ⁽³⁾	until 31.12.1979
ISRAEL				

— the AGREEMENT in the form of an exchange of letters ⁽⁴⁾ relating to Article 9 of Protocol No 1 to the Agreement between the European Economic Community and the State of Israel and concerning the import into the Community of preserved fruit salads originating in Israel (1980) ⁽²⁾

EEC	28.12.1979	—	28.12.1979 ⁽⁵⁾	until 31.12.1980
ISRAEL				

⁽¹⁾ OJ No L 59, 10.3.1979.

⁽²⁾ This Agreement appears in Volume 4, page 161.

⁽³⁾ Applicable from 1.1.1979.

⁽⁴⁾ OJ No L 333, 27.12.1979.

⁽⁵⁾ Applicable from 1.1.1980.

CHAPTER III

**African, Caribbean and
Pacific States**

Agreements

The following Agreements have been concluded between the European Community and the Republic of Tunisia:

Agreements between the EEC and the Republic of Tunisia

1. Agreement on the Establishment of a Mixed Commission

1974 (L 279/1)

The Agreement on the Establishment of a Mixed Commission was signed in Tunis on 12 October 1974. It provides for the establishment of a Mixed Commission to examine and report on the progress of the implementation of the Agreement on the Establishment of a Mixed Commission.

2. Agreement on the Establishment of a Mixed Commission

The Agreement on the Establishment of a Mixed Commission was signed in Tunis on 12 October 1974. It provides for the establishment of a Mixed Commission to examine and report on the progress of the implementation of the Agreement on the Establishment of a Mixed Commission.

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AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Tunisia, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

COUNCIL REGULATION (EEC) No 2920/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Tunisia, for the period 1 November 1979 to 31 October 1980

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 Cooperation Agreement between the European Economic Community and the Republic of Tunisia ⁽²⁾, which entered into force on 1 November 1978, and in particular Annex B thereto,

(1) OJ No L 333, 27.12.1979.

(2) This Agreement appears in Volume 8, page 1953.

Having regard to the recommendation from the Commission,

Whereas it is necessary to approve the Agreement in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, falling within subheading 15.07 A I of the Common Customs Tariff and originating in Tunisia, for the period 1 November 1979 to 31 October 1980,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff and originating in Tunisia, for the period 1 November 1979 to 31 October 1980, 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Tunisia, for the period 1 November 1979 to 31 October 1980

Letter No 1

Sir,

Annex B to the Cooperation Agreement between the European Economic Community and the Republic of Tunisia stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 16 (1) (b) of the Cooperation Agreement may, in order to take account of certain factors and of the situation on the olive oil market, be increased by an additional amount under the same conditions and arrangements as laid down for the application of the above-mentioned provisions.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annexes, the Community will take the necessary steps to fix the additional amount at 12.09 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Sir,

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

'Annex B to the Cooperation Agreement between the European Economic Community and the Republic of Tunisia stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 16 (1) (b) of the Cooperation Agreement may, in order to take account of certain factors and of the situation on the olive oil market, be increased by an additional amount under the same conditions and arrangements as laid down for the application of the abovementioned provisions.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annexes, the Community will take the necessary steps to fix the additional amount at 12.09 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.'

I am able to confirm the agreement of my Government to the foregoing.

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

*For the Government of
the Republic of Tunisia*

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia concerning the import into the Community of preserved fruit salads originating in Tunisia ⁽¹⁾

COUNCIL REGULATION (EEC) No 2926/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia concerning the import into the Community of preserved fruit salads originating in Tunisia (1980)

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 recommendation from the Commission,

Whereas the Cooperation Agreement between the European Economic Community and the Republic of Tunisia ⁽²⁾ was signed on 25 April 1976 and entered into force on 1 November 1978;

Whereas the Agreement in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia

(1) OJ No L 333, 27.12.1979.

(2) This Agreement appears in Volume 8, page 1953.

concerning the import into the Community of preserved fruit salads originating in Tunisia should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia concerning the import into the Community of preserved fruit salads originating in Tunisia 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia concerning the import into the Community of preserved fruit salads originating in Tunisia

Sir,

With a view to implementing the 55% reduction in the Common Customs Tariff duties provided for in Article 19 of the Cooperation Agreement concluded between the European Economic Community and the Republic of Tunisia, and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Tunisia, I have the honour to inform you that the Tunisian Government undertakes to take all necessary measures to ensure that the quantities supplied to the Community from 1 January to 31 December 1980 do not exceed 100 tonnes.

To this end the Tunisian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the 'Office de Commerce de Tunisie' (Tunisian Board of Trade).

The guarantees relating to quantities will be met in accordance with the procedures agreed between the Tunisian Board of Trade and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.

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

For the Tunisian Government

Sir,

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

'With a view to implementing the 55% reduction in the Common Customs Tariff duties provided for in Article 19 of the Cooperation Agreement concluded between the European Economic Community and the Republic of Tunisia, and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Tunisia, I have the honour to inform you that the Tunisian Government undertakes to take all necessary measures to ensure that the quantities supplied to the Community from 1 January to 31 December 1980 do not exceed 100 tonnes.

To this end the Tunisian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the "Office de Commerce de Tunisie" (Tunisian Board of Trade).

The guarantees relating to quantities will be met in accordance with the procedures agreed between the Tunisian Board of Trade and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.'

I am able to confirm the agreement of the Community with the foregoing and consequently to state that the 55% reduction in the Common Customs Tariff duties will apply from 1 January to 31 December 1980 to the quantities of preserved fruit salads originating in Tunisia referred to in your letter.

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

*On behalf of the Council of
the European Communities*

COOPERATION AGREEMENT
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY AND THE REPUBLIC OF TUNISIA (1)

EEC-Tunisia Cooperation Council Decision No 3/78 of 12 December 1978 amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Cooperation Agreement between the European Economic Community and the Republic of Tunisia (2)

(1) This Agreement appears in Volume 8, page 1953.

(2) OJ No L 80, 31.3.1979.

COUNCIL REGULATION (EEC) No 561/79

of 5 March 1979

on the application of EEC-Tunisia Cooperation Council Decision No 3/78 amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Cooperation Agreement between the European Economic Community and the Republic of Tunisia

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 Cooperation Agreement between the European Economic Community and the Republic of Tunisia ⁽¹⁾ was signed on 25 April 1976, and entered into force on 1 January 1979;

Whereas pursuant to Article 28 of the Protocol on the definition of the concept of originating products and methods of administrative cooperation, the EEC-Tunisia Cooperation Council has adopted Decision No 3/78 amending the Protocol as regards the rules of origin;

Whereas that Decision should be made operative in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Decision No 3/78 of the EEC-Tunisia Cooperation Council shall apply in the Community.

The text of the Decision is annexed to this Regulation.

⁽¹⁾ This Agreement appears in Volume 8, page 1953.

Article 2

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

It shall apply from 1 January 1979.

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

Done at Brussels, 5 March 1979.

For the Council

The President

J. FRANÇOIS-PONCET

EEC-TUNISIA COOPERATION COUNCIL DECISION No 3/78

of 12 December 1978

amending the Protocol on the definition of the concept of originating products and methods of administrative cooperation to the Cooperation Agreement between the European Economic Community and the Republic of Tunisia

THE COOPERATION COUNCIL,

Having regard to the Cooperation Agreement between the European Economic Community and the Republic of Tunisia, and in particular Title I thereof,

Having regard to Protocol 2 on the definition of the concept of originating products and methods of administrative cooperation, and in particular Article 28 thereof,

Whereas it is necessary to replace the Lists A and B contained in Annexes II and III to the Protocol and to introduce a specific rule on sets as a result of the changes made to the Customs Cooperation Council nomenclature which entered into force on 1 January 1978,

HAS DECIDED AS FOLLOWS:

Article 1

Annexes II and III to the Protocol on the definition of the concept of originating products and methods of administrative cooperation shall be replaced by the texts annexed to this Decision.

Article 2

Sets, as defined in General Rule 3 of the Customs Cooperation Council nomenclature, shall be regarded as originating when all component

articles are originating products. Nevertheless, when a set is composed of originating and non-originating articles, the set as a whole shall be regarded as originating provided that the value of the non-originating articles does not exceed 15% of the total value of the set.

Done at Brussels, 12 December 1978.

For the Cooperation Council

The President

K. von DOHNANYI

ANNEX II

LIST A

List of working or processing operations which result in a change of tariff heading without conferring the status of 'originating products' on the products undergoing such operations, or conferring this status only subject to certain conditions

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked	Salting, placing in brine, drying or smoking of meat and edible meat and edible meat offals of heading Nos 02.01 and 02.04	
03.02	Fish, dried, salted or in brine; smoked fish, whether or not cooked before or during the smoking process	Drying, salting, placing in brine; smoking of fish, whether cooked or not	
04.02	Milk and cream, preserved, concentrated or sweetened	Preserving, concentrating, or adding sugar to milk or cream of heading No 04.01	
04.03	Butter	Manufacture from milk or cream	
04.04	Cheese and curd	Manufacture from products of heading Nos 04.01 to 04.03	
07.02	Vegetables (whether or not cooked), preserved by freezing	Freezing of vegetables	

07.03	Vegetables provisionally preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption	Placing in brine or in other solutions of vegetables of heading No 07.01
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder, but not further prepared	Drying, dehydration, evaporation, cutting, grinding, powdering of vegetables of heading Nos 07.01 to 07.03
08.10	Fruit (whether or not cooked), preserved by freezing, not containing added sugar	Freezing of fruit
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption	Placing in brine or in other solutions of fruit of heading Nos 08.01 to 08.09
08.12	Fruit, dried, other than that falling within heading Nos 08.01 to 08.05	Drying of fruit
11.01	Cereal flours	Manufacture from cereals
11.02	Cereal groats and cereal meal; other worked cereal grains (for example, rolled, flaked, polished, pearled or kibbled, but not further prepared), except rice falling within heading No 10.06; germ of cereals, whole, rolled, flaked or ground	Manufacture from cereals
11.04	Flour of the dried leguminous vegetables falling within heading No 07.05 or of the fruits falling within any heading in Chapter 8; flour and meal of sago and of roots and tubers falling within heading No 07.06	Manufacture from dried leguminous vegetables of heading No 07.05, products of heading No 07.06 or of fruit of Chapter 8

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
11.05	Flour, meal and flakes of potato	Manufacture from potatoes	
11.07	Malt, roasted or not	Manufacture from cereals	
11.08	Starches; inulin	Manufacture from cereals of Chapter 10, or from potatoes or other products of Chapter 7	
11.09	Wheat gluten, whether or not dried	Manufacture from wheat or wheat flours	
15.01	Lard, other pig fat and poultry fat, rendered or solvent-extracted	Manufacture from products of heading No 02.05	
15.02	Fats of bovine cattle, sheep or goats, unrendered; rendered or solvent-extracted fats (including 'premier jus') obtained from those unrendered fats	Manufacture from products of heading Nos 02.01 and 02.06	
15.04	Fats and oils, of fish and marine mammals, whether or not refined	Manufacture from fish or marine mammals	
15.06	Other animal oils and fats (including neat's-foot oil and fats from bones or waste)	Manufacture from products of Chapter 2	
ex 15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified, but not including chinawood oil, myrtle-wax, japan wax or oil of tung nuts, oleococca seeds or oiticica seeds: also not including oils of a kind used in machinery or mechanical appliances or for industrial purposes other than the manufacture of edible products	Manufacture from products of Chapters 7 and 12	

16.01	Sausages and the like, of meat, meat offal or animal blood	Manufacture from products of Chapter 2
16.02	Other prepared or preserved meat or meat offal	Manufacture from products of Chapter 2
16.04	Prepared or preserved fish, including caviar and caviar substitutes	Manufacture from products of Chapter 3
16.05	Crustaceans and molluscs, prepared or preserved	Manufacture from products of Chapter 3
ex 17.01	Beet sugar and cane sugar, in solid form, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
ex 17.02	Other sugars, in solid form, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
ex 17.02	Other sugars, in solid form, not flavoured or coloured; sugar syrups, not flavoured or coloured; artificial honey, whether or not mixed with natural honey; caramel	Manufacture from any product
ex 17.03	Molasses, flavoured or coloured	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
17.04	Sugar confectionery, not containing cocoa	Manufacture from other products of Chapter 17, the value of which exceeds 30% of the value of the finished product
18.06	Chocolate and other food preparations containing cocoa	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 19.02	Malt extract	Manufacture from products of heading No 11.07	Manufacture from durum wheat
ex 19.02	Preparations of flour, meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50% by weight of cocoa	Manufacture from cereals and derivatives thereof, meat and milk, or in which the value of products of Chapter 17 used exceeds 30% of the value of the finished product	
19.03	Macaroni, spaghetti and similar products		
19.04	Tapioca and sago; tapioca and sago substitutes obtained from potato or other starches	Manufacture from potato starch	
19.05	Prepared foods obtained by the swelling or roasting of cereals or cereal products (puffed rice, corn flakes and similar products)	Manufacture from any product other than of Chapter 17 ⁽¹⁾ or in which the value of the products of Chapter 17 used exceeds 30% of the value of the finished product	
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	Manufacture from products of Chapter 11	
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion	Manufacture from products of Chapter 11	

20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid with or without sugar, whether or not containing salt, spices or mustard	Preserving vegetables, fresh or frozen or preserved temporarily or preserved in vinegar	
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid	Preserving vegetables, fresh or frozen	
20.03	Fruit preserved by freezing, containing added sugar	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
20.04	Fruit, fruit peel and parts of plants, preserved by sugar (drained, glacé or crystallized)	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
ex 20.05	Jams, fruit jellies, marmalades, fruit purées and fruit pastes, being cooked preparations, containing added sugar	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit: A. Nuts B. Other fruits	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	Manufacture, without added sugar or spirit, in which the value of the constituent originating products of heading Nos 08.01, 08.05 and 12.01, represents at least 60% of the value of the finished product

(1) This rule does not apply where the use of maize of the 'Zea indurata' type or durum wheat is concerned.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 20.07	Fruit juices (including grape must), whether or not containing added sugar, but not fermented and not containing spirit	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
ex 21.02	Roasted chicory and extracts thereof	Manufacture from chicory roots, fresh or dried	
21.05	Soups and broths in liquid, solid or powder form; homogenized food preparations	Manufacture from products of heading No 20.02	
ex 21.07	Sugar syrups, flavoured or coloured	Manufacture from products of Chapter 17, the value of which exceeds 30% of the value of the finished product	
22.02	Lemonade, flavoured spa waters and flavoured aerated waters, and other non-alcoholic beverages, not including fruit and vegetable juices falling within heading No 20.07	Manufacture from fruit juices (1) or in which the value of products of Chapter 17 used exceeds 30% of the value of the finished product	
22.06	Vermouths, and other wines of fresh grapes flavoured with aromatic extracts	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
22.08	Ethyl alcohol or neutral spirits, undenatured, of a strength of 80° or higher; denatured spirits (including ethyl alcohol and neutral spirits) of any strength	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	

22.09	Spirits (other than those of heading No 22.08); liqueurs and other spirituous beverages; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
22.10	Vinegar and substitutes for vinegar	Manufacture from products of heading No 08.04, 20.07, 22.04 or 22.05	
ex 23.03	Residues from the manufacture of maize starch (excluding concentrated steeping liquors), of a protein content, calculated on the dry product, exceeding 40 % by weight	Manufacture from maize or maize flour	
23.04	Oil-cake and other residues (except dregs) resulting from the extraction of vegetable oils	Manufacture from various products	
23.07	Sweetened forage; other preparations of a kind used in animal feeding	Manufacture from cereals and derived products, meat, milk, sugar and molasses	
ex 24.02	Cigarettes, cigars, smoking tobacco		Manufacture from products of heading No 24.01 of which at least 70% by quantity are originating products
ex 28.38	Aluminium sulphate		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
30.03	Medicaments (including veterinary medicaments)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) This rule does not apply where fruit juices of pineapple, lime and grapefruit are concerned.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
31.05	Other fertilizers; goods of the present Chapter in tablets, lozenges and similar prepared forms or in packings of a gross weight not exceeding 10 kg		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
32.06	Colour lakes	Manufacture from materials of heading No 32.04 or 32.05 ⁽¹⁾	
32.07	Other colouring matter; inorganic products of a kind used as luminophores	Mixing of oxides or salts of Chapter 28 with extenders such as barium sulphate, chalk, barium carbonate and satin white ⁽¹⁾	
ex 33.06	Aqueous distillates and aqueous solutions of essential oils, including such products suitable for medicinal uses	Manufacture from essential oils (terpeneless or not), concretes, absolutes or resinoids ⁽¹⁾	
35.05	Dextrins and dextrin glues; soluble or roasted starches; starch glues		Manufacture from maize or potatoes
ex 35.07	Preparations used for clarifying beer, composed of papain and bentonite; enzymatic preparations for desizing textiles		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
37.01	Photographic plates and film in the flat, sensitized, unexposed, of any material other than paper, paper-board or cloth	Manufacture from products of heading No 37.02 ⁽¹⁾	
37.02	Film in rolls, sensitized, unexposed, perforated or not	Manufacture from products of heading No 37.01 ⁽¹⁾	

37.04	Sensitized plates and film, exposed but not developed, negative or positive	Manufacture from products of heading No 37.01 or 37.02 ⁽¹⁾	
38.11	Disinfectants, insecticides, fungicides, rat poisons, herbicides, anti-sprouting products, plant growth regulators and similar products, put up in forms or packings for sale by retail or as preparations or as articles (for example, sulphur-treated bands, wicks and candles, fly-papers)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.12	Prepared glazings, prepared dressings and prepared mordants, of a kind used in the textile, paper, leather or like industries		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.13	Pickling preparations for metal surfaces; fluxes and other auxiliary preparations for soldering, brazing or welding; soldering, brazing or welding powders and pastes consisting of metal and other materials; preparations of a kind used as cores or coatings for welding rods and electrodes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 38.14	Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and similar prepared additives for mineral oils, excluding prepared additives for lubricants		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
38.15	Prepared rubber accelerators		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.17	Preparations and charges for fire-extinguishers; charged fire-extinguishing grenades		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
38.18	Composite solvents and thinners for varnishes and similar products		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 38.19	<p>Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included, excluding:</p> <ul style="list-style-type: none"> — Fusel oil and dippel's oil; — Naphthenic acids and their water-insoluble salts; esters of naphthenic acids; — Sulphonaphthenic acids and their water-insoluble salts; esters of sulphonaphthenic acids; — Petroleum sulphonates, excluding petroleum sulphonates of alkali metals, of ammonium or of ethanolamines, thiophenated sulphonic acids of oils obtained from bituminous minerals, and their salts; 		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

	<ul style="list-style-type: none"> — Mixed alkylbenzenes and mixed alkylnaphthalenes; — Ion exchangers; — Catalysts; — Getters for vacuum tubes; — Refractory cements or mortars and similar compositions; — Alkaline iron oxide for the purification of gas; — Carbon (excluding that in artificial graphite of heading No 38.01) in metal-graphite or other compounds, in the form of small plates, bars or other semi-manufactures — Sorbitol other than that of heading No 29.04 — Ammoniacal gas liquors and spent oxide produced in coal gas purification 	
ex 39.02	Polymerization products	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 39.07	Articles of materials of the kinds described in heading Nos 39.01 to 39.06 with the exception of fans and hand screens, non-mechanical, frames and handles therefor and parts of such frames and handles, and corset busks and similar supports for articles of apparel or clothing accessories	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
40.05	Plates, sheets and strip, of unvulcanized natural or synthetic rubber, other than smoked sheets and crepe sheets of heading No 40.01 or 40.02; granules of unvulcanized natural or synthetic rubber compounded ready for vulcanization; unvulcanized natural or synthetic rubber, compounded before or after coagulation either with carbon black (with or without the addition of mineral oil) or with silica (with or without the addition of mineral oil), in any form, of a kind known as masterbatch		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
41.08	Patent leather and imitation patent leather; metallized leather		Varnishing or metallizing of leather of heading Nos 41.02 to 41.06 (other than skin leather of crossed Indian sheep and Indian goat or kid, not further prepared than vegetable tanned, or if otherwise prepared obviously unsuitable for immediate use in the manufacture of leather articles) in which the value of the skin leather used does not exceed 50% of the value of the finished product
43.03	Articles of furskin	Making up from furskin in plates, crosses and similar forms (heading No ex 43.02) (1)	

ex 44.21	Complete wooden packing cases, boxes, crates, drums and similar packings, excepting those made of fibreboard		Manufacture from boards not cut to size
ex 44.28	Match splints; wooden pegs or pins for footwear	Manufacture from drawn wood	
45.03	Articles of natural cork		Manufacture from products of heading No 45.01
ex 48.07	Paper and paperboard, ruled, lined, or squared, but not otherwise printed, in rolls or sheets		Manufacture from paper pulp
48.14	Writing blocks, envelopes, letter cards, plain postcards, correspondence cards; boxes, pouches, wallets and writing compendiums, of paper or paperboard, containing only an assortment of paper stationery		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
48.15	Other paper and paperboard, cut to size or shape		Manufacture from paper pulp
ex 48.16	Boxes, bags and other packing containers, of paper or paperboard		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
49.09	Picture postcards, Christmas and other picture greeting cards, printed by any process, with or without trimmings	Manufacture from products of heading No 49.11	
49.10	Calendars of any kind, of paper or paperboard, including calendar blocks	Manufacture from products of heading No 49.11	

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
50.04(1)	Silk yarn, other than yarn of noil or other waste silk, not put up for retail sale		Manufacture from products other than those of heading No 50.04
50.05(1)	Yarn spun from noil or other waste silk, not put up for retail sale		Manufacture from products of heading No 50.03
ex 50.07(1)	Silk yarn and yarn spun from noil or other waste silk, put up for retail sale		Manufacture from products of heading Nos 50.01 to 50.03
ex 50.07(1)	Imitation catgut of silk		Manufacture from products of heading No 50.01 or of heading No 50.03, neither carded nor combed
50.09(2)	Woven fabrics of silk, of noil or of other waste silk		Manufacture from products of heading No 50.02 or 50.03
51.01(1)	Yarn of man-made fibres (continuous), not put up for retail sale		Manufacture from chemical products or textile pulp
51.02(1)	Monofil, strip (artificial straw and the like) and imitation catgut, of man-made fibre materials		Manufacture from chemical products or textile pulp
51.03(1)	Yarn of man-made fibres (continuous), put up for retail sale		Manufacture from chemical products or textile pulp
51.04(2)	Woven fabrics of man-made fibres (continuous), including woven fabrics of monofil or strip of heading No 51.01 or 51.02		Manufacture from chemical products or textile pulp

52.01(1)	Metallized yarn, being textile yarn spun with metal or covered with metal by any process	Manufacture from chemical products, from textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste, neither carded nor combed
52.02(2)	Woven fabrics of metal thread or of metallized yarn, of a kind used in articles of apparel, as furnishing fabrics or the like	Manufacture from chemical products, from textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste
53.06(1)	Yarn of carded sheep's or lambs' wool (woollen yarn), not put up for retail sale	Manufacture from products of heading No 53.01 or 53.03
53.07(1)	Yarn of combed sheep's or lambs' wool (worsted yarn), not put up for retail sale	Manufacture from products of heading No 53.01 or 53.03
53.08(1)	Yarn of fine animal hair (carded or combed), not put up for retail sale	Manufacture from raw fine animal hair of heading No 53.02

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
53.09 ⁽¹⁾	Yarn of horsehair or of other coarse animal hair, not put up for retail sale		Manufacture from raw coarse animal hair of heading No 53.02 or from raw horsehair of heading No 05.03
53.10 ⁽¹⁾	Yarn of sheep's or lambs' wool, of horsehair or of other animal hair (fine or coarse), put up for retail sale		Manufacture from materials of heading Nos 05.03 and 53.01 to 53.04
53.11 ⁽²⁾	Woven fabrics of sheeps' or lambs' wool or of fine animal hair		Manufacture from materials of heading Nos 53.01 to 53.05
53.12 ⁽²⁾	Woven fabrics of horsehair or of other coarse animal hair		Manufacture from products of heading Nos 53.02 to 53.05 or from horsehair of heading No 05.03
54.03 ⁽¹⁾	Flax or ramie yarn, not put up for retail sale		Manufacture either from products of heading No 54.01, neither carded nor combed, or from products of heading No 54.02
54.04 ⁽¹⁾	Flax or ramie yarn, put up for retail sale		Manufacture from materials of heading No 54.01 or 54.02
54.05 ⁽²⁾	Woven fabrics of flax or of ramie		Manufacture from materials of heading No 54.01 or 54.02
55.05 ⁽¹⁾	Cotton yarn, not put up for retail sale		Manufacture from materials of heading No 55.01 or 55.03
55.06 ⁽¹⁾	Cotton yarn, put up for retail sale		Manufacture from materials of heading No 55.01 or 55.03
55.07 ⁽²⁾	Cotton gauze		Manufacture from materials of heading No 55.01, 55.03 or 55.04
55.08 ⁽²⁾	Terry towelling and similar terry fabrics, of cotton		Manufacture from materials of heading No 55.01, 55.03 or 55.04

55.09(2)	Other woven fabrics of cotton	Manufacture from materials of heading No 55.01, 55.03 or 55.04
56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous)	Manufacture from chemical products or textile pulp
56.03	Waste (including yarn waste and pulled or garnetted rags) of man-made fibres (continuous or discontinuous), not carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.04	Man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning	Manufacture from chemical products or textile pulp
56.05(1)	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale	Manufacture from chemical products or textile pulp

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed fabric is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
56.06(1)	Yarn of man-made fibres (discontinuous or waste), put up for retail sale		Manufacture from chemical products or textile pulp
56.07(2)	Woven fabrics of man-made fibres (discontinuous or waste)		Manufacture from products of heading Nos 56.01 to 56.03
57.06(1)	Yarn of jute or of other textile bast fibres of heading No 57.03		Manufacture from raw jute, jute tow or from other raw textile bast fibres of heading No 57.03
ex 57.07(1)	Yarn of true hemp		Manufacture from true hemp, raw
ex 57.07(1)	Yarn of other vegetable textile fibres, excluding yarn of true hemp		Manufacture from raw vegetable textile fibres of heading Nos 57.02 to 57.04
ex 57.07	Paper yarn		Manufacture from products of Chapter 47, from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste, neither carded nor combed
57.10(2)	Woven fabrics of jute or of other textile bast fabrics of heading No 57.03		Manufacture from raw jute, jute tow or from other raw textile bast fibres of heading No 57.03
ex 57.11(2)	Woven fabrics of other vegetable textile fibres		Manufacture from materials of heading No 57.01, 57.02 or 57.04 or from coir yarn of heading No 57.07
ex 57.11	Woven fabrics of paper yarn		Manufacture from paper, from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste

58.01 ⁽³⁾	Carpets, carpeting and rugs knotted (made up or not)	Manufacture from materials of heading Nos 50.01 to 50.03, 51.01, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04
58.02 ⁽³⁾	Other carpets, carpeting, rugs, mats and matting, and 'Kelem', 'Schumacks' and 'Karamanie' rugs and the like (made up or not)	Manufacture from materials of heading Nos 50.01 to 50.03, 51.01, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03, 57.01 to 57.04 or from coir yarn of heading No 57.07

- (1) For yarn composed of two or more textile materials, the conditions shown in the list must also be met in respect of each of the headings under which yarns of the other textile materials of which the mixed yarn is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated.
- (2) For fabrics composed of two or more textile materials, the conditions shown in this list must also be met in respect of each of the headings under which fabric of the other textile materials of which the mixed product is composed would be classified. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.
- (3) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:
- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
58.04(1)	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No 55.08 and fabrics falling within heading No 58.05)		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03, 57.01 to 57.04 or from chemical products or textile pulp
58.05(1)	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft assembled by means of an adhesive, other than goods falling within heading No 58.06		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
58.06(1)	Woven labels, badges and the like, not embroidered, in the piece, in strips or cut to shape or size		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.07(1)	Chenille yarn (including flock chenille yarn), gimped yarn (other than metallized yarn of heading No 52.01 and gimped horsehair yarn); braids and ornamental trimmings in the piece; tassels, pompons and the like		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.08(1)	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), plain		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp

58.09 ⁽¹⁾	Tulle and other net fabrics (but not including woven, knitted or crocheted fabrics), figured; hand or mechanically made lace, in the piece, in strips or in motifs	Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or from chemical products or textile pulp
58.10	Embroidery, in the piece, in strips or in motifs	Manufacture in which the value of the product used does not exceed 50% of the value of the finished product
59.01 ⁽¹⁾	Wadding and articles of wadding, textile flock and dust and mill neps	Manufacture either from natural fibres or from chemical products or textile pulp
ex 59.02 ⁽¹⁾	Felt and articles of felt, with the exception of needled felt, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp
ex 59.02 ⁽¹⁾	Needled felt, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp or from fibre or continuous polypropylene filament of which the denomination is less than eight denier, and the value of which does not exceed 40% of the value of the finished product
59.03 ⁽¹⁾	Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated	Manufacture either from natural fibres or from chemical products or textile pulp

⁽¹⁾ For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased:

- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
- to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
59.04(1)	Twine, cordage, ropes and cables, plaited or not		Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.05(1)	Nets and netting made of twine, cordage or rope, and made up fishing nets of yarn, twine, cordage or rope		Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.06(1)	Other articles made from yarn, twine, cordage, rope or cables, other than textile fabrics and articles made from such fabrics		Manufacture either from natural fibres or from chemical products or textile pulp or from coir yarn of heading No 57.07
59.07	Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar fabrics for hat foundations and similar uses		Manufacture from yarn
59.08	Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials		Manufacture from yarn

59.10 ⁽¹⁾	Linoleum and materials prepared on a textile base in a similar manner to linoleum, whether or not cut to shape or of a kind used as floor coverings; floor coverings consisting of a coating applied on a textile base, cut to shape or not	Manufacture either from yarn or from textile fibres
ex 59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods, with the exception of those consisting of fabric of continuous synthetic textile fibres, or of fabric composed of parallel yarns of continuous synthetic textile fibres, impregnated or covered with rubber latex, containing at least 90% by weight of textile materials and used for the manufacture of tyres or for other technical uses	Manufacture from yarn
ex 59.11	Rubberized textile fabrics, other than rubberized knitted or crocheted goods, consisting of fabric of continuous synthetic textile fibres or of fabric composed of parallel yarns of continuous synthetic textile fibres, impregnated or covered with rubber latex, con-	Manufacture from chemical products

(1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased;

- to 20% where the material in question is yarn made of polyurethane segmented with flexible segments or polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
- to 30% where the material in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 59.11 (cont'd)	taining at least 90% by weight of textile materials and used for the manufacture of tyres or for other technical uses		
59.12	Textile fabrics otherwise impregnated or coated; painted canvas being theatrical scenery, studio back-cloths or the like		Manufacture from yarn
59.13(1)	Elastic fabrics and trimmings (other than knitted or crocheted goods) consisting of textile materials combined with rubber threads		Manufacture from single yarn
59.15(1)	Textile hosepiping and similar tubing, with or without lining armour or accessories of other materials		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
59.16(1)	Transmission, conveyor or elevator belts or belting, of textile material, whether or not strengthened with metal or other material		Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp

59.17(1)	Textile fabrics and textile articles, of a kind commonly used in machinery or plant	Manufacture from materials of heading Nos 50.01 to 50.03, 53.01 to 53.05, 54.01, 55.01 to 55.04, 56.01 to 56.03 or 57.01 to 57.04 or from chemical products or textile pulp
ex Chapter 60(1)	Knitted and crocheted goods, excluding knitted or crocheted goods obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)	Manufacture from natural fibres, carded or combed, from materials of heading Nos 56.01 to 56.03 from chemical products or textile pulp
ex 60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)	Manufacture from yarn (2)

- (1) For products composed of two or more textile materials, the conditions shown in column 4 must be met in respect of each of the textile materials of which the mixed product is composed. This rule, however, does not apply to any one or more mixed textile materials whose weight does not exceed 10% of the total weight of textile materials incorporated. This percentage shall be increased;
- to 20% where the product in question is yarn made of polyurethane segmented with flexible segments of polyether, whether or not gimped, falling within heading Nos ex 51.01 and ex 58.07;
 - to 30% where the product in question is yarn of a width not exceeding 5 mm formed of a core consisting either of a thin strip of aluminium or of a film of artificial plastic material whether or not covered with aluminium powder, this core having been inserted and glued by means of a transparent or coloured glue between two films of artificial plastic material.
- (2) Trimmings and accessories used (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 60.03	Stockings, understockings, socks, ankle-socks, sockettes and the like, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)
ex 60.04	Under garments, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)
ex 60.05	Outer garments and other articles, knitted or crocheted, not elastic or rubberized, obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)
ex 60.06	Other articles, knitted or crocheted, elastic or rubberized (including elastic knee-caps and elastic stockings), obtained by sewing or by the assembly of pieces of knitted or crocheted goods (cut or obtained directly to shape)		Manufacture from yarn (1)

ex 61.01	Men's and boys' outer garments, excluding fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from yarn (1) (2)
ex 61.01	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.02	Women's, girls' and infants' outer garments, not embroidered, excluding fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from yarn (1) (2)
ex 61.02	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.02	Women's, girls' and infants' outer garments, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs	Manufacture from yarn (1) (2)
61.04	Women's, girls' and infants' under garments	Manufacture from yarn (1) (2)

(1) Trimmings and accessories (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of all the textile materials incorporated.

(2) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 61.05	Handkerchiefs, not embroidered		Manufacture from unbleached single yarn ⁽¹⁾ ⁽²⁾ ⁽³⁾
ex 61.05	Handkerchiefs, embroidered		Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product ⁽¹⁾
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, not embroidered		Manufacture from unbleached single yarn of natural textile fibres or discontinuous man-made fibres or their waste or from chemical products or textile pulp ⁽¹⁾ ⁽²⁾
ex 61.06	Shawls, scarves, mufflers, mantillas, veils and the like, embroidered		Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product ⁽¹⁾
61.07	Ties, bow ties and cravats		Manufacture from yarn ⁽¹⁾ ⁽²⁾
61.09	Corsets, corset-belts, suspender-belts, brassières, braces, suspenders, garters and the like (including such articles of knitted or crocheted fabric), whether or not elastic		Manufacture from yarn ⁽¹⁾ ⁽²⁾
ex 61.10	Gloves, mittens, mitts, stockings, socks and sockettes, not being knitted or crocheted goods, excluding fire resistant equipment of cloth covered by foil of aluminized polyester		Manufacture from yarn ⁽¹⁾ ⁽²⁾

ex 61.10	Fire resistant equipment of cloth covered by foil of aluminized polyester	Manufacture from uncoated cloth, the value of which does not exceed 40% of the value of the finished product (1) (2)
ex 61.11	Made up accessories for articles of apparel (for example, dress shields, shoulder and other pads, belts, muffs, sleeve protectors, pockets) with the exception of collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments, embroidered	Manufacture from yarn (1) (2)
ex 61.11	Collars, tuckers, fallals, bodice-fronts, jabots, cuffs, flounces, yokes and similar accessories and trimmings for women's and girls' garments, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product (1)
62.01	Travelling rugs and blankets	Manufacture from unbleached yarn of Chapters 50 to 56 (2) (3)
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles, not embroidered	Manufacture from unbleached single yarn (2) (3)
ex 62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles, embroidered	Manufacture from fabrics, not embroidered, the value of which does not exceed 40% of the value of the finished product

(1) Trimmings and accessories used (excluding linings and interlining) which change tariff heading do not remove the originating status of the product obtained if their weight does not exceed 10% of the total weight of the textile materials incorporated.

(2) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

(3) For products obtained from two or more textile materials, this rule does not apply to one or more of the mixed textile materials if its or their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
62.03	Sacks and bags, of a kind used for the packing of goods		Manufacture from chemical products, textile pulp or from natural textile fibres, discontinuous man-made fibres or their waste (1) (2)
62.04	Tarpaulins, sails, awnings, sun-blinds, tents and camping goods		Manufacture from single unbleached yarn (1) (2)
ex 62.05	Other made up textile articles (including dress patterns) excluding fans and hand-screens, non-mechanical, frames and handles therefor and parts of such frames and handles		Manufacture in which the value of the products used does not exceed 40% of the value of the finished product
64.01	Footwear with outer soles and uppers of rubber or artificial plastic material	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
64.02	Footwear with outer soles of leather or composition leather footwear (other than footwear falling within heading No 64.01) with outer soles of rubber or artificial plastic material	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
64.03	Footwear with outer soles of wood or of cork	Manufacture, from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	

64.04	Footwear with outer soles of other materials	Manufacture from assemblies of uppers affixed to inner soles or to other sole components, but without outer soles, of any material except metal	
65.03	Felt hats and other felt headgear, being headgear made from the felt hoods and plateaux falling within heading No 65.01, whether or not lined or trimmed		Manufacture from textile fibres
65.05	Hats and other headgear (including hair nets), knitted or crocheted, or made up from lace, felt or other textile fabric in the piece (but not from strips), whether or not lined or trimmed		Manufacture either from yarn or from textile fibres
66.01	Umbrellas and sunshades (including walking-stick umbrellas, umbrella tents, and garden and similar umbrellas)		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 70.07	Cast, rolled, drawn or blown glass (including flashed or wired glass) cut to shape other than rectangular shape, or bent or otherwise worked (for example, edge worked or engraved) whether or not surface ground or polished; multiple-walled insulating glass	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	
70.08	Safety glass consisting of toughened or laminated glass, shaped or not	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	

(1) These provisions do not apply where the products are obtained from printed fabric in accordance with the conditions shown in List B.

(2) For products obtained from two or more textile materials, this rule does not apply to one or more of the mixed textile materials if its or their weight does not exceed 10% of the total weight of all the textile materials incorporated.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
70.09	Glass mirrors (including rear-view mirrors), unframed, framed or backed	Manufacture from drawn, cast or rolled glass of heading Nos 70.04 to 70.06	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
71.15	Articles consisting of, or incorporating; pearls, precious or semi-precious stones (natural, synthetic or reconstructed)		
73.07	Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel	Manufacture from products of heading No 73.06	
73.08	Iron or steel coils for re-rolling	Manufacture from products of heading No 73.07	
73.09	Universal plates of iron or steel	Manufacture from products of heading No 73.07 or 73.08	
73.10	Bars and rods (including wire rod), of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished (including precision-made); hollow mining drill steel	Manufacture from products of heading No 73.07	
73.11	Angles, shapes and sections, of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished; sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements	Manufacture from products of heading Nos 73.07 to 73.10, 73.12 or 73.13	

73.12	Hoop and strip, of iron or steel, hot-rolled or cold-rolled	Manufacture from products of heading Nos 73.07 to 73.09 or 73.13	
73.13	Sheets and plates, of iron or steel, hot-rolled or cold-rolled	Manufacture from products of heading Nos 73.07 to 73.09	
73.14	Iron or steel wire, whether or not coated, but not insulated	Manufacture from products of heading No 73.10	
73.16	Railway and tramway track construction material of iron or steel, the following: rails, check-rails, switch blades, crossings (or frogs), crossing pieces, point rods, rack rails, sleepers, fish-plates, chairs, chair wedges, sole plates (base plates), rail clips, bedplates, ties and other materials specialized for joining or fixing rails		Manufacture from products of heading No 73.06
73.18	Tubes and pipes and blanks therefor, of iron (other than of cast iron) or steel, excluding high-pressure hydro-electric conduits		Manufacture from products of heading Nos 73.06 and 73.07 or heading No 73.15 in the forms specified in heading Nos 73.06 and 73.07
74.03	Wrought bars, rods, angles, shapes and sections, of copper; copper wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
74.04	Wrought plates, sheets and strip, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
74.05	Copper foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.06	Copper powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.08	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.10	Stranded wire, cables, cordage, ropes, plaited bands and the like, of copper wire, but excluding insulated electric wires and cables		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.11	Gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands), of copper wire; expanded metal, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)

74.15	Nails, tacks, staples, hook-nails, spiked cramps, studs, spikes and drawing pins, of copper, or of iron or steel with heads of copper; bolts and nuts (including bolt ends and screw studs), whether or not threaded or tapped, screws (including screw hooks and screw rings), rivets, cotters, cotter-pins and similar articles of copper; washers (including spring washers) of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.16	Springs, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.17	Cooking and heating apparatus of a kind used for domestic purposes, not electrically operated, and parts thereof, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.18	Other articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
74.19	Other articles of copper		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.02	Wrought bars, rods, angles, shapes and sections, of nickel; nickel wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
75.03	Wrought plates, sheets and strip, of nickel; nickel foil; nickel powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.04	Tubes and pipes and blanks therefor, of nickel; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of nickel		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.05	Electro-plating anodes, of nickel wrought, or unwrought including those produced by electrolysis		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
75.06	Other articles of nickel		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product (1)
76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.03	Wrought plates, sheets and strip, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

76.04	Aluminium foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.20 mm		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.05	Aluminium powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.06	Tubes and pipes and blanks therefor, of aluminium; hollow bars of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.07	Tube and pipe fittings (for example, joints, elbows, sockets and flanges), of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.08	Structures and parts of structures (for example, hangars and other buildings, bridges and bridge-sections, towers, lattice masts, roofs, roofing frameworks, door and window frames, balustrades, pillars and columns), of aluminium; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

(1) These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
76.09	Reservoirs, tanks, vats and similar containers, for any material (other than compressed or liquefied gas), of aluminium, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.10	Casks, drums, cans, boxes and similar containers (including rigid and collapsible tubular containers), of aluminium, of a description commonly used for the conveyance or packing of goods		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.11	Containers, of aluminium, for compressed or liquefied gas		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.12	Stranded wire, cables, cordage, ropes, plaited bands and the like, of aluminium wire, but excluding insulated electric wires and cables		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
76.15	Articles of a kind commonly used for domestic purposes, sanitary ware for indoor use, and parts of such articles and ware, of aluminium		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

76.16	Other articles of aluminium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
77.02	Wrought bars, rods, angles, shapes and sections, of magnesium; magnesium wire; wrought plates, sheets and strip, of magnesium; magnesium foil; raspings and shavings of uniform size, powders and flakes, of magnesium; tubes and pipes and blanks therefor, of magnesium; hollow bars of magnesium; other articles of magnesium	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
78.02	Wrought bars, rods, angles, shapes and sections, of lead; lead wire	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.03	Wrought plates, sheets and strip, of lead	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.04	Lead foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a weight (excluding any backing) not exceeding 1.7 kg/m ² ; lead powders and flakes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
78.05	Tubes and pipes and blanks therefor, of lead; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets, flanges and S-bends), of lead	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
78.06	Other articles of lead		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product ⁽¹⁾
79.02	Wrought bars, rods, angles, shapes and sections of zinc; zinc wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.03	Wrought plates, sheets and strip, of zinc; zinc foil; zinc powders and flakes		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.04	Tubes and pipes and blanks therefor, of zinc; hollow bars, and tube and pipe fittings (for example, joints, elbows, sockets and flanges), of zinc		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
79.06	Other articles of zinc		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.02	Wrought bars, rods, angles, shapes and sections, of tin; tin wire		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.03	Wrought plates, sheets and strip of tin		Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

80.04	Tin foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a weight (excluding any backing) not exceeding 1 kg/m ² ; tin powders and flakes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
80.05	Tubes and pipes and blanks therefor of tin; hollow bars, and tube and pipe fittings (for example joints, elbows, sockets and flanges), of tin	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
82.05	Interchangeable tools for hand tools, for machine tools or for power-operated hand tools (for example, for pressing, stamping, drilling, tapping, threading, boring, broaching, milling, cutting, turning, dressing, morticing or screw-driving), including dies for wire drawing, extrusion dies for metal, and rock drilling bits	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product ⁽¹⁾
82.06	Knives and cutting blades, for machines or for mechanical appliances	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product ⁽¹⁾

⁽¹⁾ These provisions do not apply where the products are obtained from products which have acquired the status of originating products in accordance with the conditions laid down in List B.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex Chapter 84	Boilers, machinery and mechanical appliances and parts thereof, excluding refrigerators and refrigerating equipment (electrical and other) (No 84.15) and sewing machines, including furniture specially designed for sewing machines (ex No 84.41)		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
84.15	Refrigerators and refrigerating equipment (electrical and other)		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
ex 84.41	Sewing machines, including furniture specially designed for sewing machines		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used for the assembly of the head (motor excluded) are originating products, and — the thread tension, crochet and zigzag mechanisms are originating products

ex Chapter 85	Electrical machinery and equipment; parts thereof; excluding products of heading No 85.14 or 85.15	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: — at least 50% in value of the materials and parts ⁽¹⁾ used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product ⁽²⁾

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product (2)
Chapter 86	Railway and tramway locomotives; rolling-stock and parts thereof; railway and tramway track fixtures and fittings; traffic signalling equipment of all kinds (not electrically powered)		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
ex Chapter 87	Vehicles, other than railway or tramway rolling-stock, and parts thereof, excluding products of heading No 87.09		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
87.09	Motor-cycles, auto-cycles and cycles fitted with an auxiliary motor, with or without side-cars; side-cars of all kinds		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products

ex Chapter 90	Optical, photographic, cinematographic, measuring, checking, precision, medical and surgical instruments and apparatus and parts thereof, excluding products of heading Nos 90.05, 90.07 (except electrically ignited photographic flashbulbs), 90.08, 90.12 and 90.26	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
90.05	Refracting telescopes (monocular and binocular), prismatic or not	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

(1) In determining the value of products, materials and parts, the following must be taken into account:

- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
- (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

(2) This percentage is not cumulative with the 40%.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
ex 90.07	Photographic cameras; photographic flashlight apparatus and flashbulbs other than discharge lamps of heading No 85.20, with the exception of electrically ignited photographic flashbulbs		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
90.08	Cinematographic cameras, projectors, sound recorders and sound reproducers; any combination of these articles		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
90.12	Compound optical microscopes, whether or not provided with means for photographing or projecting the image		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

90.26	Gas, liquid and electricity supply or production meters; calibrating meters therefor	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
ex Chapter 91	Clocks and watches and parts thereof, excluding products of heading No 91.04 or 91.08	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
91.04	Other clocks	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

Products obtained		Working or processing that does not confer the status of originating products	Working or processing that confers the status of originating products when the following conditions are met
CCT heading No	Description		
91.08	Clock movements, assembled		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts (1) used are originating products
ex Chapter 92	Musical instruments, sound recorders or reproducers, television image and sound recorders or reproducers; parts and accessories of such articles, excluding products of heading No 92.11		Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
92.11	Gramophones, dictating machines and other sound recorders or reproducers, including record-players and tape decks, with or without soundheads; television image and sound recorders or reproducers		Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: <ul style="list-style-type: none"> — at least 50% in value of the materials and parts (1) used are originating products, and — the value of the non-originating transistors used does not exceed 3% of the value of the finished product (2)

Chapter 93	Arms and ammunition; parts thereof	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
ex 96.01	Other brooms and brushes (including brushes of a kind used as parts of machines); paint rollers; squeegees (other than roller squeegees) and mops	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
97.03	Other toys; working models of a kind used for recreational purposes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
98.01	Buttons and button moulds, studs, cuff-links, and press-fasteners, including snap-fasteners and press-studs, blanks and parts of such articles	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product
98.08	Typewriter and similar ribbons whether or not on spools; ink-pads, with or without boxes	Manufacture in which the value of the products used does not exceed 50% of the value of the finished product

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) This percentage is not cumulative with the 40%.

ANNEX III

LIST B

List of working or processing operations which do not result in a change of tariff heading, but which do confer the status of 'originating products' on the products undergoing such operations

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
		Incorporation of non-originating materials and parts in boilers, machinery, mechanical appliances, etc. of Chapters 84 to 92, in boilers and radiators of heading No 73.37 and in the products contained in heading Nos 97.07 and 98.03 does not make such products lose their status of originating products, provided that the value of these products does not exceed 5% of the value of the finished product
13.02	Shellac, seed lac, stick lac and other lacs; natural gums, resins, gum-resins and balsams	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 50% of the value of the finished product
ex 15.10	Fatty alcohols	Manufacture from fatty acids
ex 17.01	Beet sugar and cane sugar, in solid form, flavoured or coloured	Manufacture from beet sugar and cane sugar in solid form without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product
ex 17.02	Lactose, glucose, maple or other sugars, in solid form, flavoured or coloured	Manufacture from other sugars in solid form without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product

ex 17.03	Molasses, flavoured or coloured	Manufacture from products without flavouring or colouring, the value of which does not exceed 30% of the value of the finished product
ex 21.03	Prepared mustard	Manufacture from mustard flour
ex 22.09	Whisky of an alcoholic strength of less than 50°	Manufacture from alcohol deriving exclusively from the distillation of cereals and in which the value of the non-originating constituent products does not exceed 15% of the value of the finished product
ex 25.15	Marble squared by sawing, of a thickness not exceeding 25 cm	Sawing into slabs or sections, polishing, grinding and cleaning of marble, including marble not further worked than roughly split, roughly squared or squared by sawing, of a thickness exceeding 25 cm
ex 25.16	Granite, porphyry, basalt, sandstone and other monumental and building stone, squared by sawing, of a thickness not exceeding 25 cm	Sawing of granite, porphyry, basalt, sandstone and other building stone, including such stone not further worked than roughly split, roughly squared or squared by sawing, of a thickness exceeding 25 cm
ex 25.18	Calcined dolomite; agglomerated dolomite (including tarred dolomite)	Calcination of unworked dolomite
ex 25.19	Other magnesium oxide, whether or not chemically pure	Manufacture from natural magnesium carbonate (magnesite)
ex 25.32	Earth colours, calcined or powdered	Crushing and calcination or powdering of earth colours
ex Chapters 28 to 37	Products of the chemical and allied industries, excluding sulphuric anhydride (ex 28.13), calcined, crushed and powdered natural aluminium calcium phosphates, treated thermally (ex 31.03), tannins (ex 32.01), essential oils, resinoids and terpenic by-products (ex 33.01), preparations used for tenderizing meat, preparations used for clarifying beer composed of papain and bentonite and enzymatic preparations for the desizing of textiles (ex 35.07)	Working or processing in which the value of the non-originating products used does not exceed 20% of the value of the finished product
ex 28.13	Sulphuric anhydride	Manufacture from sulphur dioxide
ex 31.03	Calcined, crushed and powdered natural aluminium calcium phosphates, treated thermally	Crushing and powdering of calcined natural aluminium calcium phosphates, treated thermally
ex 32.01	Tannins (tannic acids), including water-extracted gall-nut tannin, and their salts, ethers, esters and other derivatives	Manufacture from tanning extracts of vegetable origin

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 33.01	Essential oils (terpeneless or not), concretes and absolutes; resinoids; terpenic by-products of the deterpenation of essential oils	Manufacture from concentrates of essential oils in fats, in fixed oils, or in waxes or the like, obtained by cold absorption or by maceration
ex 35.07	Preparations used for tenderizing meat, preparations used for clarifying beer, composed of papain and bentonite, enzymatic preparations for the desizing of textiles	Manufacture from enzymes or prepared enzymes of which the value does not exceed 50% of the value of the finished product
ex Chapter 38	Miscellaneous chemical products, other than refined tall oil (ex 38.05), spirits of sulphate turpentine, purified (ex 38.07) and wood pitch (wood tar pitch) (ex 38.09)	Working or processing in which the value of the non-originating materials used does not exceed 20% of the value of the finished product
ex 38.05	Refined tall oil	Refining of crude tall oil
ex 38.07	Sulphate turpentine, purified	Purification consisting of the distillation or refining of raw sulphate turpentine
ex 38.09	Wood pitch (wood tar pitch)	Distillation of wood tar
ex Chapter 39	Artificial resins and plastic materials, cellulose esters and ethers; articles thereof, excepting films of ionomers (ex 39.02)	Working or processing in which the value of the non-originating materials used does not exceed 20% of the value of the finished product
ex 39.02	Ionomer film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex 40.01	Slabs of crepe rubber for soles	Lamination of crepe sheets of natural rubber
ex 40.07	Vulcanized rubber thread and cord, textile covered	Manufacture from vulcanized rubber thread or cord, not textile covered
ex 41.01	Sheep and lamb skins without the wool	Removing wool from sheep and lamb skins in the wool

ex 41.02	Retanned bovine cattle leather (including buffalo leather) and equine leather, prepared but not parchment-dressed, except leather, falling within heading Nos 41.06 and 41.08	Retanning of bovine cattle leather (including buffalo leather) and equine leather, not further prepared than tanned
ex 41.03	Retanned sheep and lamb skin leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of sheep and lamb skin leather, not further prepared than tanned
ex 41.04	Retanned goat and kid skin leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of goat and kid skin leather, not further prepared than tanned
ex 41.05	Other kinds of retanned leather, prepared but not parchment-dressed, except leather falling within heading Nos 41.06 and 41.08	Retanning of other kinds of leather, not further prepared than tanned
ex 43.02	Assembled furskins	Bleaching, dyeing, dressing, cutting and assembling of tanned or dressed furskins
ex 44.22	Casks, barrels, vats, tubs, buckets and other cooper's products and parts thereof	Manufacture from riven staves of wood, not further prepared than sawn on one principal surface; sawn staves of wood, of which at least one principal surface has been cylindrically sawn, not further prepared than sawn
ex 50.03	Silk waste, carded or combed	Carding or combing waste silk
ex 50.09 ex 51.04 ex 53.11 ex 53.12 ex 54.05 ex 55.07 ex 55.08 ex 55.09 ex 56.07	Printed fabrics	Printing accompanied by finishing operations (bleaching, dressing, drying, steaming, burling, mending, impregnating, sanforizing, mercerizing) of fabrics, the value of which does not exceed 47.5% of the value of the finished product
ex 59.14	Incandescent gas mantles	Manufacture from tubular gas-mantle fabric
ex 67.01	Feather dusters	Manufacture from feathers, parts of feathers or down
ex 68.03	Articles of slate, including articles of agglomerated slate	Manufacture of articles of slate

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 68.04	Hand polishing stones, whetstones, oilstones, hones and the like, of natural stone, of agglomerated natural or artificial abrasives, or of pottery	Cutting, adjusting and gluing of abrasive materials, which, owing to their shape, are not recognizable as being intended for hand use
ex 68.13	Articles of asbestos; articles of mixtures with a basis of asbestos or of mixtures with a basis of asbestos and magnesium carbonate	Manufacture of articles of asbestos or of mixtures with a basis of asbestos, or of mixtures with a basis of asbestos and magnesium carbonate
ex 68.15	Articles of mica, including bonded mica splittings on a support of paper or fabric	Manufacture of articles of mica
ex 70.10	Cut-glass bottles	Cutting of bottles, the value of which does not exceed 50% of the value of the finished product
70.13	Glassware (other than articles falling in heading No 70.19) of a kind commonly used for table, kitchen, toilet or office purposes, for indoor decoration, or similar uses	Cutting of glassware, the value of which does not exceed 50% of the value of the finished product or decoration, with the exception of silk-screen printing, carried out entirely by hand, of hand blown-glassware, the value of which does not exceed 50% of the value of the finished product
ex 70.20	Articles made from glass fibre	Manufacture from unworked glass fibre
ex 71.02	Precious and semi-precious stones, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)	Manufacture from unworked precious and semi-precious stones
ex 71.03	Synthetic or reconstructed precious or semi-precious stones, cut or otherwise worked, but not mounted, set or strung (except ungraded stones temporarily strung for convenience of transport)	Manufacture from unworked synthetic or reconstructed precious or semi-precious stones
ex 71.05	Silver and silver alloys, including silver gilt and platinum-plated silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought silver and silver alloys

ex 71.05	Silver, including silver gilt and platinum-plated silver, unwrought	Alloying or electrolytic separation of unwrought silver and silver alloys
ex 71.06	Rolled silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled silver
ex 71.07	Gold, including platinum-plated gold, semi-manufactured	Rolling, drawing, beating or grinding of unwrought gold, including platinum-plated gold
ex 71.07	Gold, including platinum-plated gold, unwrought	Alloying or electrolytic separation of unwrought gold or gold alloys
ex 71.08	Rolled gold on base metal or silver, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled gold on base metal or silver
ex 71.09	Platinum and other metals of the platinum group, semi-manufactured	Rolling, drawing, beating or grinding of unwrought platinum or other metals of the platinum group
ex 71.09	Platinum and other metals of the platinum group, unwrought	Alloying or electrolytic separation of unwrought platinum or other metals of the platinum group
ex 71.10	Rolled platinum or other platinum group metals, on base metal or precious metal, semi-manufactured	Rolling, drawing, beating or grinding of unwrought rolled platinum or other unwrought platinum group metals, on base metal or precious metal
ex 73.15	Alloy steel and high carbon steel: — in the forms mentioned in heading Nos 73.07 to 73.13 — in the forms mentioned in heading No 73.14	Manufacture from products in the forms mentioned in heading No 73.06 Manufacture from products in the forms mentioned in heading No 73.06 or 73.07
ex 74.01	Unrefined copper (blister copper and other)	Smelting of copper matte
ex 74.01	Refined copper	Fire-refining or electrolytic refining of unrefined copper (blister copper and other), copper waste or scrap
ex 74.01	Copper alloy	Fusion and thermal treatment of refined copper, copper waste or scrap
ex 75.01	Unwrought nickel (excluding electro-plating anodes of heading No 75.05)	Refining by electrolysis, by fusion or chemically, of nickel mattes, nickel speiss and other intermediate products of nickel metallurgy
ex 75.01	Unwrought nickel, except nickel alloys	Refining of waste by electrolysis, by melting or by chemical means of waste and scrap

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
ex 76.01	Unwrought aluminium	Manufacture by thermal or electrolytic treatment of unalloyed aluminium, waste and scrap
76.16	Other articles of aluminium	Manufacture in which gauze, cloth, grill, netting, fencing, reinforcing fabric and similar materials (including endless bands) of aluminium wire, or expanded metal of aluminium are used, the value of which does not exceed 50% of the value of the finished product
ex 77.02	Other articles of magnesium	Manufacture from wrought bars, rods, angles, shapes and sections, plates, sheets and strip, wire, foil, raspings and shavings of uniform size, powders and flakes, tubes and pipes and blanks therefor, hollow bars, of magnesium, the value of which does not exceed 50% of the value of the finished product
ex 77.04	Beryllium, wrought	Rolling, drawing or grinding of unwrought beryllium the value of which does not exceed 50% of the value of the finished product
ex 78.01	Refined lead	Manufacture by thermal refining from bullion lead
ex 81.01	Tungsten, wrought	Manufacture from unwrought tungsten, the value of which does not exceed 50% of the value of the finished product
ex 81.02	Molybdenum, wrought	Manufacture from unwrought molybdenum, the value of which does not exceed 50% of the value of the finished product
ex 81.03	Tantalum, wrought	Manufacture from unwrought tantalum, the value of which does not exceed 50% of the value of the finished product
ex 81.04	Other base metals, wrought	Manufacture from other base metals, unwrought, the value of which does not exceed 50% of the value of the finished product
ex 82.09	Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06	Manufacture from knife blades

ex 83.06	Indoor ornaments made from base metals, other than statuettes	Working or processing in which the value of the non-originating materials used does not exceed 30% of the value of the finished product
ex 84.05	Steam engines (including mobile engines, but not steam tractors falling within heading No 87.01 or mechanically propelled road rollers) with self-contained boilers	Working, processing or assembly in which the value of the products used does not exceed 40% of the value of the finished product
84.06	Internal combustion piston engines	Working, processing or assembly in which the value of the materials and parts used does not exceed 40% of the value of the finished product
ex 84.08	Engines and motors, excluding reaction engines and gas turbines	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that at least 50% in value of the materials and parts ⁽¹⁾ used are originating products
84.16	Calendering and similar rolling machines (other than metal-working and metal-rolling machines and glass-working machines) and cylinders therefor	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
ex 84.17	Machinery, plant and similar laboratory equipment, whether or not electrically heated, for the treatment of materials by a process involving a change of temperature, for wood, paper pulp, paper and paperboard manufacturing industries	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
84.31	Machinery for making or finishing cellulosic pulp, paper or paperboard	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product

- ⁽¹⁾ In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.

Finished products		Working or processing that confers the status of originating products
CCT heading No	Description	
84.33	Paper or paperboard cutting machines of all kinds; other machinery for making up paper pulp, paper or paperboard	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 25% of the value of the finished product
ex 84.41	Sewing machines, including furniture specially designed for sewing machines	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product, and provided that: — at least 50% in value of the materials and parts (1) used for assembly of the head (motor excluded) are originating products — and the thread tension, crochet and zigzag mechanisms are originating products
85.14	Microphones and stands therefor; loudspeakers; audio-frequency electric amplifiers	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% of the materials and parts used are originating products ⁽²⁾
85.15	Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras; radio navigational aid apparatus, radar apparatus and radio remote control apparatus	Working, processing or assembly in which the value of the non-originating materials and parts used does not exceed 40% of the value of the finished product and provided that at least 50% of the materials and parts used are originating products (2)
87.06	Parts and accessories of the motor vehicles falling within heading No 87.01, 87.02 or 87.03	Working, processing or assembly in which the value of the materials and parts used does not exceed 15% of the value of the finished product

ex 94.01	Chairs and other seats (other than those falling within heading No 94.02), whether or not convertible into beds, made of base metals	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽³⁾
ex 94.03	Other furniture of base metal	Working, processing or assembly in which unstuffed cotton cloth is used of a weight of 300 g/m ² or less in the form ready to use, of which the value does not exceed 25 % of the value of the finished product ⁽³⁾
ex 95.05	Articles in tortoise shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material	Manufacture from tortoise shell, mother of pearl, ivory, bone, horn, coral (natural or agglomerated) and other animal carving material; worked
ex 95.08	Articles in vegetable carving material (for example corozo), meerschaum and amber, natural or reconstituted, jet (and mineral substitutes for jet)	Manufacture from vegetable carving material (for example corozo), meerschaum and amber, natural or reconstituted, jet (and mineral substitutes for jet); worked
ex 96.01	Brushes and brooms	Manufacture using prepared knots and tufts for broom or brush making, the value of which does not exceed 50 % of the value of the finished product
ex 98.11	Smoking pipes, pipe bowls, of wood, root or other materials	Manufacture from roughly shaped blocks

- (1) In determining the value of products, materials and parts, the following must be taken into account:
- (a) in respect of originating products, materials and parts, the first verifiable price paid, or the price which would be paid in case of sale, for the said products on the territory of the country where working, processing or assembly is carried out;
 - (b) in respect of other products, materials and parts, the provisions of Article 4 of this Protocol determining:
 - the value of imported products,
 - the value of products of undetermined origin.
- (2) The application of this rule must not have the effect of allowing the exceeding of the percentage of 3 % for the non-originating transistors laid down in List A for the same tariff heading.
- (3) This rule does not apply when the general rule of change of tariff heading is applied to the other non-originating parts which are part of the composition of the final product.

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Tunisia, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽²⁾	until 31.10.1980
TUNISIA				

— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Republic of Tunisia concerning the import into the Community of preserved fruit salads originating in Tunisia ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽³⁾	until 31.12.1980
TUNISIA				

⁽¹⁾ OJ No L 333, 27.12.1979.

⁽²⁾ Applicable from 1.11.1979.

⁽³⁾ Applicable from 1.1.1980.

Agreements
between the EEC and the Kingdom of Morocco

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Morocco, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

COUNCIL REGULATION (EEC) No 2919/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Morocco, for the period 1 November 1979 to 31 October 1980

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 Cooperation Agreement between the European Economic Community and the Kingdom of Morocco ⁽²⁾, which entered into force on 1 November 1978, and in particular Annex B thereto,

⁽¹⁾ OJ No L 333, 27.12.1979.

⁽²⁾ This Agreement appears in Volume 8, page 2341.

Having regard to the recommendation from the Commission,

Whereas it is necessary to approve the Agreement in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, falling within subheading 15.07 A I of the Common Customs Tariff and originating in Morocco, for the period 1 November 1979 to 31 October 1980,

HAS ADOPTED THIS REGULATION:

10

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff and originating in Morocco, for the period 1 November 1979 to 31 October 1980 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Morocco, for the period 1 November 1979 to 31 October 1980

Letter No 1

Sir,

Annex B to the Cooperation Agreement between the European Economic Community and the Kingdom of Morocco stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 17 (1) (b) of the Cooperation Agreement may, in order to take account of certain factors and of the situation on the olive oil market, be increased by an additional amount under the same conditions and arrangements as laid down for the application of the abovementioned provisions.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annexes, the Community will take the necessary steps to fix the additional amount at 12.09 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Sir,

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

'Annex B to the Cooperation Agreement between the European Economic Community and the Kingdom of Morocco stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 17 (1) (b) of the Cooperation Agreement may, in order to take account of certain factors and of the situation on the olive oil market, be increased by an additional amount under the same conditions and arrangements as laid down for the application of the abovementioned provisions.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annexes, the Community will take the necessary steps to fix the additional amount at 12.09 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.'

I am able to confirm the agreement of my Government to the foregoing.

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

*For the Government of
the Kingdom of Morocco*

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco concerning the import into the Community of preserved fruit salads originating in Morocco ⁽¹⁾

COUNCIL REGULATION (EEC) No 2925/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco concerning the import into the Community of preserved fruit salads originating in Morocco (1980)

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 recommendation from the Commission,

Whereas the Cooperation Agreement between the European Economic Community and the Kingdom of Morocco ⁽²⁾ was signed on 27 April 1976 and entered into force on 1 November 1978;

Whereas the Agreement in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco

(1) OJ No L 333, 27.12.1979.

(2) This Agreement appears in Volume 8, page 2341.

concerning the import into the Community of preserved fruit salads originating in Morocco should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco concerning the import into the Community of preserved fruit salads originating in Morocco 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco concerning the import into the Community of preserved fruit salads originating in Morocco

Letter No 1

Sir,

With a view to implementing the 55% reduction in the Common Customs Tariff duties provided for in Article 20 of the Cooperation Agreement concluded between the European Economic Community and the Kingdom of Morocco, and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Morocco, I have the honour to inform you that the Moroccan Government undertakes to take all necessary measures to ensure that the quantities supplied to the Community from 1 January to 31 December 1980 do not exceed 100 tonnes.

To this end the Moroccan Government declares that all exports to the Community of the said products will be effected exclusively by the 'Office de commercialisation et d'exportation (OCE)' (marketing and exports office).

The guarantees relating to quantities will be met in accordance with the procedures agreed between the marketing and exports office and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.

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

For the Moroccan Government

Letter No 2

Sir,

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

'With a view to implementing the 55% reduction in the Common Customs Tariff duties provided for in Article 20 of the Cooperation Agreement concluded between the European Economic Community and the Kingdom of Morocco, and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Morocco, I have the honour to inform you that the Moroccan Government undertakes to take all necessary measures to ensure that the quantities supplied to the Community from 1 January to 31 December 1980 do not exceed 100 tonnes.

To this end the Moroccan Government declares that all exports to the Community of the said products will be effected exclusively by the "Office de commercialisation et d'exportation (OCE)" (marketing and exports office).

The guarantees relating to quantities will be met in accordance with the procedures agreed between the marketing and exports office and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.'

I am able to confirm the agreement of the Community with the foregoing and consequently to state that the 55% reduction in the Common Customs Tariff duties will apply from 1 January to 31 December 1980 to the quantities of preserved fruit salads originating in Morocco referred to in your letter.

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

*On behalf of the Council of
the European Communities*

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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- the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Morocco, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽²⁾	until 31.10.1980
MOROCCO				

- the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Kingdom of Morocco concerning the import into the Community of preserved fruit salads originating in Morocco ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽³⁾	until 31.12.1980
MOROCCO				

⁽¹⁾ OJ No L 333, 27.12.1979.
⁽²⁾ Applicable from 1.11.1979.
⁽³⁾ Applicable from 1.1.1980.

Agreements
between the EEC and the
People's Democratic Republic of Algeria

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Algeria, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

COUNCIL REGULATION (EEC) No 2918/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Algeria, for the period 1 November 1979 to 31 October 1980

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 Cooperation Agreement between the European Economic Community and the People's Democratic Republic of Algeria⁽²⁾, which entered into force on 1 November 1978, and in particular Annex B thereto,

(1) OJ No L 333, 27.12.1979.

(2) This Agreement appears in Volume 8, page 2559.

Having regard to the recommendation from the Commission,

Whereas it is necessary to approve the Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, falling within subheading 15.07 A I of the Common Customs Tariff and originating in Algeria, for the period 1 November 1979 to 31 October 1980,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff and originating in Algeria, for the period 1 November 1979 to 31 October 1980, 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Algeria, for the period
1 November 1979 to 31 October 1980

Letter No 1

Sir,

Annex B to the Cooperation Agreement between the European Economic Community and the People's Democratic Republic of Algeria stipulates that for untreated olive oil falling within subheading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 16 (1) (b) of the Cooperation Agreement may, in order to take account of certain factors and of the situation on the olive oil market, be increased by an additional amount under the same conditions and arrangements as laid down for the application of the abovementioned provisions.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annexes, the Community will take the necessary steps to fix the additional amount at 12.09 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.

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

*On behalf of the Council of
the European Communities*

Letter No 2

Sir,

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

'Annex B to the Cooperation Agreement between the European Economic Community and the People's Democratic Republic of Algeria stipulates that for untreated olive oil falling within sub-heading 15.07 A I of the Common Customs Tariff the amount to be deducted from the amount of the levy in accordance with Article 16 (1) (b) of the Cooperation Agreement may, in order to take account of certain factors and of the situation on the olive oil market, be increased by an additional amount under the same conditions and arrangements as laid down for the application of the abovementioned provisions.

I have the honour to inform you that, having regard to the criteria specified in the aforementioned Annexes, the Community will take the necessary steps to fix the additional amount at 12.09 ECU per 100 kilograms for the period 1 November 1979 to 31 October 1980.

I should be grateful if you would acknowledge receipt of this letter and confirm your Government's agreement to its content.'

I am able to confirm the agreement of my Government to the foregoing.

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

*For the Government of
the People's Democratic Republic of Algeria*

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the import into the Community of preserved fruit salads originating in Algeria ⁽¹⁾

COUNCIL REGULATION (EEC) No 2924/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the import into the Community of preserved fruit salads originating in Algeria (1980)

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 recommendation from the Commission,

Whereas the Cooperation Agreement between the European Economic Community and the People's Democratic Republic of Algeria ⁽²⁾ was signed on 26 April 1976 and entered into force on 1 November 1978;

(1) OJ No L 333, 27.12.1979.

(2) This Agreement appears in Volume 8, page 2559.

Whereas the Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the import into the Community of preserved fruit salads originating in Algeria should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the import into the Community of preserved fruit salads originating in Algeria 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the import into the Community of preserved fruit salads originating in Algeria

Sir,

With a view to implementing the 55% reduction in the Common Customs Tariff duties provided for in Article 19 of the Cooperation Agreement concluded between the European Economic Community and the People's Democratic Republic of Algeria, and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Algeria, I have the honour to inform you that the Algerian Government undertakes to take all necessary measures to ensure that the quantities supplied to the Community from 1 January to 31 December 1980 do not exceed 100 tonnes.

To this end the Algerian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the 'Société de gestion et de développement des industries alimentaires (Sogedia)' (society for the administration and development of the foodstuffs industries).

The guarantees relating to quantities will be met in accordance with the procedures agreed between the 'Société de gestion et de développement des industries alimentaires (Sogedia)' and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.

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

For the Algerian Government

Sir,

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

'With a view to implementing the 55% reduction in the Common Customs Tariff duties provided for in Article 19 of the Cooperation Agreement concluded between the European Economic Community and the People's Democratic Republic of Algeria, and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within sub-headings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff and originating in Algeria, I have the honour to inform you that the Algerian Government undertakes to take all necessary measures to ensure that the quantities supplied to the Community from 1 January to 31 December 1980 do not exceed 100 tonnes.

To this end the Algerian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the "Société de gestion et de développement des industries alimentaires (Sogedia)" (society for the administration and development of the foodstuffs industries).

The guarantees relating to quantities will be met in accordance with the procedures agreed between the "Société de gestion et de développement des industries alimentaires (Sogedia)" and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.'

I am able to confirm the agreement of the Community with the foregoing and consequently to state that the 55% reduction in the Common

Customs Tariff duties will apply from 1 January to 31 December 1980 to the quantities of preserved fruit salads originating in Algeria referred to in your letter.

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

*On behalf of the Council of
the European Communities*

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria on the importation into the Community of tomato concentrates originating in Algeria ⁽¹⁾

COUNCIL REGULATION (EEC) No 2928/79

of 20 December 1979

on the conclusion of the Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria on the importation into the Community of tomato concentrates originating in Algeria (1980)

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 recommendation from the Commission,

Whereas the Cooperation Agreement between the European Economic Community and the People's Democratic Republic of Algeria ⁽²⁾ was signed on 26 April 1976 and entered into force on 1 November 1978;

Whereas the Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic

⁽¹⁾ OJ No L 333, 27.12.1979.

⁽²⁾ This Agreement appears in Volume 8, page 2559.

Republic of Algeria on the importation into the Community of tomato concentrates originating in Algeria should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria on the importation into the Community of tomato concentrates originating in Algeria 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 for the purpose of binding 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, 20 December 1979.

For the Council
The President
J. TUNNEY

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria on the importation into the Community of tomato concentrates originating in Algeria

A. Letter from Algeria

Sir,

With a view to implementing the 30% reduction in the Common Customs Tariff duties provided for in Article 19 of the Cooperation Agreement concluded between the European Economic Community and the People's Democratic Republic of Algeria, and following the clarifications exchanged concerning the conditions governing imports into the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid and falling within subheading 20.02 ex C of the Common Customs Tariff and originating in Algeria, I have the honour to inform you that the Algerian Government undertakes to take all necessary measures in order that the quantities supplied to the Community from 1 January to 31 December 1980 shall not exceed 100 tonnes.

To this end the Algerian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the 'Société de gestion et de développement des industries alimentaires (Sogedia)' (society for the administration and development of the foodstuffs industries).

The guarantees relating to quantities will be met in accordance with the procedures agreed between Sogedia and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.

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

For the Algerian Government

B. Letter from the Community

Sir,

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

'With a view to implementing the 30% reduction in the Common Customs Tariff duties provided for in Article 19 of the Cooperation Agreement concluded between the European Economic Community and the People's Democratic Republic of Algeria, and following the clarifications exchanged concerning the conditions governing imports into the Community of tomato concentrates prepared or preserved otherwise than by vinegar or acetic acid and falling within subheading 20.02 ex C of the Common Customs Tariff and originating in Algeria, I have the honour to inform you that the Algerian Government undertakes to take all necessary measures in order that the quantities supplied to the Community from 1 January to 31 December 1980 shall not exceed 100 tonnes.

To this end the Algerian Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the "Société de gestion et de développement des industries alimentaires (Sogedia)" (society for the administration and development of the foodstuffs industries).

The guarantees relating to quantities will be met in accordance with the procedures agreed between Sogedia and the Directorate-General for Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.'

I am able to confirm the agreement of the Community with the foregoing and that consequently the 30% reduction in the Common Customs Tariff duties will apply to the quantities of tomato concentrates originating in Algeria referred to in your letter, from 1 January to 31 December 1980.

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

*On behalf of the Council of
the European Communities*

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria fixing the additional amount to be deducted from the levy on imports into the Community of untreated olive oil, originating in Algeria, for the period 1 November 1979 to 31 October 1980 ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽²⁾	until 31.10.1980
ALGERIA				

⁽¹⁾ OJ No L 333, 27.12.1979.

⁽²⁾ Applicable from 1.11.1979.

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria concerning the import into the Community of preserved fruit salads originating in Algeria ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽²⁾	until 31.12.1980
ALGERIA				

— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the People's Democratic Republic of Algeria on the importation into the Community of tomato concentrates originating in Algeria ⁽¹⁾

EEC	28.12.1979	—	28.12.1979 ⁽²⁾	until 31.12.1980
ALGERIA				

(1) OJ No L 333, 27.12.1979.

(2) Applicable from 1.1.1980.

Agreement
between the EEC and the Republic of Senegal

AGREEMENT

in the form of an exchange of letters ⁽¹⁾ on the provisional application of the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal and of the Protocol and the exchanges of letters relating thereto

COUNCIL DECISION

of 12 June 1979

concerning the conclusion of the Agreement in the form of an exchange of letters on the provisional application of the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal and of the Protocol and the exchanges of letters relating thereto

(79/569/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 103 thereof,

Having regard to the proposal from the Commission,

Whereas the European Economic Community and the Government of the Republic of Senegal are to sign on 15 June 1979 an Agreement on fishing off the coast of Senegal and a Protocol and exchanges of letters relating thereto;

(1) OJ No L 154, 21.6.1979.

Whereas under this Agreement and the texts relating thereto the Government of Senegal authorizes Community fishermen to fish off the coast of Senegal;

Whereas the year for fishing off the coast of Senegal is to open in the very near future and the interests of Community fishermen render imperative, in the absence of any alternative fishing prospects, that they have access to these waters; whereas it is therefore vital that the Agreement with Senegal be applied at the earliest opportunity;

Whereas for this reason the two parties have agreed on the provisional application of the Agreement and of the texts relating thereto by means of an exchange of letters to be effected on 15 June 1979;

Whereas it is appropriate that approval be given to this Agreement in the form of an exchange of letters based on Article 103 of the Treaty, pending final approval of the Agreement on the basis of Article 43 of the Treaty,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement in the form of an exchange of letters on the provisional application of the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal and of the Protocol and exchanges of letters relating thereto is hereby approved on behalf of the Community.

The text of this exchange of letters is annexed to this Decision.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement in order to bind the Community.

Done at Luxembourg, 12 June 1979.

For the Council

The President

J. FRANÇOIS-PONCET

AGREEMENT

in the form of an exchange of letters on the provisional application of the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal and of the Protocol and the exchanges of letters relating thereto

A. Letter from the Government of the Republic of Senegal

Sir,

With reference to the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal signed today between the European Economic Community and the Government of the Republic of Senegal, I have the honour to inform you that the Government of Senegal is prepared to apply the Agreement and its Protocol from this day until it enters into force in accordance with Article 18 of the Agreement and Article 6 of the Protocol, provided that the European Economic Community is prepared to do likewise.

It is understood that, in this case, the first instalment of the compensation laid down in Article 2 of the Protocol must be paid within eight weeks of today.

I should be obliged if you would confirm that the European Economic Community agrees to provisional application as indicated above.

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

*For the Government of
the Republic of Senegal*

B. Letter from the European Economic Community

Sir,

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

'With reference to the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal signed today between the European Economic Community and the Government of the Republic of Senegal, I have the honour to inform you that the Government of Senegal is prepared to apply the Agreement and its Protocol from this day until it enters into force in accordance with Article 18 of the Agreement and Article 6 of the Protocol, provided that the European Economic Community is prepared to do likewise.

It is understood that, in this case, the first instalment of the compensation laid down in Article 2 of the Protocol must be paid within eight weeks of today.

I should be obliged if you would confirm that the European Economic Community agrees to provisional application as indicated above.'

I have the honour to inform you that the Community accepts the provisional application of the Agreement and its Protocol under the conditions referred to in your letter.

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

*For the Council of
the European Communities*

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters ⁽¹⁾ on the provisional application of the Agreement between the Government of the Republic of Senegal and the European Economic Community on fishing off the coast of Senegal ⁽²⁾ and of the Protocol and the exchanges of letters relating thereto

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EEC	15.6.1979	—	15.6.1979	until entry into force of the Agreement
SENEGAL				

(1) OJ No L 154, 21.6.1979.

(2) OJ No C 180, 18.7.1979. This Agreement, which was also signed on 15.6.1979, had not yet entered into force on 31.12.1979.

AGREEMENT

between the EEC and certain ACP States

1974/100

The European Economic Community (EEC) and the following African, Caribbean and Pacific (ACP) States, namely the Bahamas, Barbados, Belize, Guyana, Jamaica, Suriname and Trinidad and Tobago, have agreed to conclude an Agreement between the EEC and certain ACP States.

The Agreement is contained in the Annex to this Decision and shall be concluded in the name of the Community.

Done at Brussels, this 15th day of July 1974.

AGREEMENT

in the form of an exchange of letters between the European Economic Community and Barbados, 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 and the Republic of Uganda, on the guaranteed prices for cane sugar for 1979/80 ⁽¹⁾

COUNCIL REGULATION (EEC) No 2298/79

of 15 October 1979

on the conclusion of the Agreements in the form of exchanges of letters between the European Economic Community and Barbados, 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 also the Republic of India, on the guaranteed prices for cane sugar for 1979/80

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 recommendation from the Commission,

(1) OJ No L 264, 20.10.1979.

Whereas Protocol 3 on ACP sugar annexed to the ACP-EEC Convention of Lomé ⁽¹⁾, and the Agreement between the European Economic Community and the Republic of India on cane sugar ⁽²⁾, are implemented in the context of the management of the common organization of the sugar market:

Whereas it is appropriate to approve the Agreements in the form of exchanges of letters between the European Economic Community and the States referred to in Protocol 3 on ACP sugar and the Republic of Suriname, and also the Republic of India, on the guaranteed prices for cane sugar for 1979/80,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of exchange of letters between the European Economic Community and Barbados, the People's Republic of the Congo, 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 and the Republic of Uganda on the guaranteed prices for cane sugar for 1979/80, and the Agreement in the form of an exchange of letters between the European Economic Community and the Republic of India on the guaranteed prices for cane sugar for 1979/80, are hereby approved on behalf of the Community ⁽³⁾.

The texts of these Agreements are annexed to this Regulation.

Article 2

The President of the Council is authorized to designate the person empowered to sign the Agreements referred to in Article 1 so as to bind the Community.

(1) This Convention appears in Volume 6, page 1003.

(2) This Agreement appears in Volume 4, page 41.

(3) The Agreement with the Republic of India appears on page 289 of this volume.

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, 15 October 1979.

For the Council
The President
J. GIBBONS

AGREEMENT

in the form of an exchange of letters between the European Economic Community and Barbados, 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 and the Republic of Uganda, on the guaranteed prices for cane sugar for 1979/80

Letter No 1

Brussels,.....

Sir,

1. The representatives of the ACP States referred to in Protocol 3 on ACP sugar annexed to the ACP-EEC Convention of Lomé, of the Republic of Suriname, and of the Commission, on behalf of the European Economic Community, have agreed within the framework of the negotiations provided for in Article 5 (4) of the said Protocol, on the following:

— for the period 1 July 1979 to 30 June 1980 the guaranteed prices referred to in Article 5 (4) of the Protocol shall, for the purpose of intervention within the terms of Article 6 of the Protocol, be:

(a) for raw sugar, 34·13 ECU per 100 kilograms;

(b) for white sugar, 42·30 ECU per 100 kilograms.

These prices, which represent an increase of 1·5% over those of the preceding year, shall refer to sugar of standard quality as defined in Community legislation, unpacked, cif European ports of the Community.

2. It is noted by the parties to the Agreement that, having regard to market conditions generally and to other relevant factors and fol-

lowing discussions with the importers, the ACP States concerned strongly hoped that it would be possible to secure, in addition to the agreed guaranteed prices, a premium on Community markets during the delivery period 1979/80.

3. Although retroactivity is not provided for in respect of the 1979/80 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 3 annexed to the ACP-EEC Convention of Lomé.
4. It was noted that the Council of Ministers of the Community had not authorized the inclusion of any factor in respect of freight charges in the determination of the guaranteed prices for the delivery period 1979/80. The ACP States reiterated their concern at the burden of these charges and requested that the subject should remain open for further consideration. The Community took note of this request.

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.

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

*For the Council of
the European Communities*

Letter No 2

Brussels,.....

Sir,

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

1. The representatives of the ACP States referred to in Protocol 3 on ACP sugar annexed to the ACP-EEC Convention of Lomé, of the Republic of Suriname, and of the Commission, on behalf of the European Economic Community, have agreed within the framework of the negotiations provided for in Article 5 (4) of the said Protocol, on the following:

— for the period 1 July 1979 to 30 June 1980 the guaranteed prices referred to in Article 5 (4) of the Protocol shall, for the purpose of intervention within the terms of Article 6 of the Protocol, be:

(a) for raw sugar, 34·13 ECU per 100 kilograms;

(b) for white sugar, 42·30 ECU per 100 kilograms.

These prices, which represent an increase of 1·5 % over those of the preceding year, shall refer to sugar of standard quality as defined in Community legislation, unpacked, cif European ports of the Community.

2. It is noted by the parties to the Agreement that, having regard to market conditions generally and to other relevant factors and following discussions with the importers, the ACP States concerned strongly hoped that it would be possible to secure, in addition to the agreed guaranteed prices, a premium on Community markets during the delivery period 1979/80.

3. Although retroactivity is not provided for in respect of the 1979/80 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 3 annexed to the ACP-EEC Convention of Lomé.

4. It was noted that the Council of Ministers of the Community had not authorized the inclusion of any factor in respect of freight charges in the determination of the guaranteed prices for the delivery period 1979/80. The ACP States reiterated their concern at the burden of these charges and requested that the subject should remain open for further consideration. The Community took note of this request.

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.

For the Governments

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters between the European Economic Community and Barbados, 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 and the Republic of Uganda on the guaranteed prices for cane sugar for 1979/80 (1)

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EEC	15.10.1979	—	15.10.1979 ⁽²⁾	until 30.6.1980
BARBADOS				
CONGO				
FIJI				
GUYANA				
JAMAICA				
KENYA				
MADAGASCAR				
MALAWI				
MAURITIUS				

SURINAME				
SWAZILAND				
TANZANIA				
TRINIDAD AND TOBAGO				
UGANDA				

(1) OJ No L 264, 20.10.1979.

(2) Applicable for the period 1.7.1979 to 30.6.1980.

CHAPTER IV

American countries

Agreements between the EEC and Canada

AGREEMENT

on fisheries between the European Economic Community and
the Government of Canada ⁽¹⁾

COUNCIL REGULATION (EEC) No 2754/79

of 3 December 1979

on the conclusion of the Agreement on fisheries between the European Economic Community and the Government of Canada and of the Agreement in the form of an exchange of letters concerning that Agreement

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament ⁽²⁾,

Whereas, by its resolution of 3 November 1976 on certain external aspects of the creation of a 200-mile fisheries zone in the Community with effect from 1 January 1977, the Council agreed that fishing rights for Community fishermen in the waters of third countries must be obtained and preserved by appropriate agreements with the Community ;

(1) OJ No L 312, 8.12.1979.

(2) OJ No C 127, 21.5.1979.

Whereas the Agreement on fisheries between the European Economic Community and the Government of Canada and the Agreement in the form of an exchange of letters concerning that Agreement should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement on fisheries between the European Economic Community and the Government of Canada and the Agreement in the form of an exchange of letters concerning that Agreement are approved on behalf of the Community.

The text of the Agreements is annexed to this Regulation.

Article 2

The President of the Council shall, on behalf of the Community, give the notification provided for in Article XIII of the Agreement on fisheries.

Article 3

This Regulation shall enter into force 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, 3 December 1979.

For the Council
The President
B. LENIHAN

AGREEMENT

on fisheries between the European Economic Community and the Government of Canada

THE EUROPEAN ECONOMIC COMMUNITY (hereinafter referred to as the 'Community') and

THE GOVERNMENT OF CANADA,

RECALLING the close relations between the Community and Canada and, in particular, the Framework Agreement for Commercial and Economic Cooperation between the European Communities and Canada signed in Ottawa on 6 July 1976;

HAVING REGARD to their common desire to ensure the conservation and rational management of the living resources of the waters adjacent to their coasts and their concern for the welfare of their coastal communities and the living resources of the adjacent waters upon which these communities depend;

NOTING that the Government of Canada has extended its jurisdiction over the living resources of its adjacent waters to a limit of up to 200 nautical miles from its coast and exercises within this limit sovereign rights for the purposes of exploring and exploiting, conserving and managing these resources; and having regard to the fact that the Member States of the Community have agreed that the limits of their fishery zones (hereinafter referred to as the fishery zone of the Community) shall extend up to 200 nautical miles from the coast, fishing within these limits being subject to the common fisheries policy of the Community;

TAKING into account the need to coordinate the management of certain living marine resources which occur both in waters under the fisheries jurisdiction of Canada and in the fishery zone of the Community;

NOTING the intention of the two Parties to participate in multilateral cooperation for the conservation and management of the living marine

resources in the north-west Atlantic area beyond the limits of national fisheries jurisdiction;

TAKING into account the work of the Third United Nations Conference on the Law of the Sea and resulting State practice;

AFFIRMING that the exercise of sovereign rights by coastal States within their areas of jurisdiction over the living resources for the purpose of exploring, exploiting, conserving and managing these resources, should be conducted in accordance with the principles of international law;

TAKING into account the interest of each Party in developing fisheries in the fishery zone of the other Party;

DESIROUS of establishing the terms and conditions pertaining to fisheries of mutual concern;

NOTING their intention to pursue negotiations for a long-term agreement on fisheries, to develop further cooperation between the two Parties and, in the context of these negotiations, to pursue, in particular, discussion on the nature of Canada's interest in the stocks of the Grand Banks–Flemish Cap area seaward of Canadian fisheries waters,

HAVE AGREED AS FOLLOWS:

Article I

The Government of Canada and the Community undertake to cooperate closely in matters pertaining to the conservation and utilization of the living resources of the sea. They shall take appropriate measures to facilitate such cooperation and shall consult and cooperate in international negotiations and organizations with a view to achieving common fisheries objectives.

Article II

1. In addition to the access granted under the Agreement between Canada and France on their Mutual Fishing Relations, signed in Ottawa on 27 March 1972,

- (a) the Government of Canada undertakes to grant access to vessels of Member States of the Community to fish within the area off the east coast of Canada, brought under Canadian fisheries jurisdiction after 31 December 1976, for allotments, as appropriate, of parts of total allowable catches surplus to Canadian harvesting capacity, in accordance with the provisions of this Article;
- (b) the Community undertakes to grant access to Canadian vessels to fish within the fishery zone of the Community for allotments, as appropriate, of parts of total allowable catches surplus to Community harvesting capacity, in accordance with the provisions of this Article.

2. Each Party shall determine annually for the waters under its fisheries jurisdiction referred to in paragraph 1, subject to adjustment when necessary to meet unforeseen circumstances,

- (a) the total allowable catch for individual stocks or complexes of stocks taking into account the best scientific evidence available to it, the interdependence of stocks, the work of appropriate international organizations and other relevant factors;
- (b) its harvesting capacity in respect of such stocks; and,
- (c) after appropriate consultations, allotments, as appropriate, for fishing vessels of the other Party of parts of surpluses of stocks or complexes of stocks and the areas within which these allotments may be fished.

3. Each Party may require that fishing in its area of fisheries jurisdiction by fishing vessels of the other Party shall be subject to licensing requirements. Such licences will be issued to the extent necessary to allow the Party concerned the fishing effort required to take the allocations granted under this Agreement. Fishing vessels of one Party shall, when

fishing within the area of fisheries jurisdiction of the other Party, comply with all laws governing fishing activities in that area. Advance notice shall be given where practicable of any new measures, conditions or provisions applying to such fisheries.

Article III

1. Each Party shall take all necessary measures to ensure that its vessels operate in compliance with the provisions of this Agreement and with any measures agreed upon from time to time pursuant to the provisions of this Agreement.
2. Each Party may take within its area of fisheries jurisdiction such measures, in conformity with international law, as may be necessary to ensure compliance with the provisions of this Agreement by vessels of the other Party.

Article IV

The two Parties undertake to cooperate, either bilaterally or through appropriate international organizations, in order to ensure the proper management and conservation of stocks occurring both within the area under the fisheries jurisdiction of Canada and within the fishery zone of the Community, and stocks of associated species. In particular, they shall endeavour to harmonize the regulatory measures applicable to these stocks, and shall consult frequently and exchange relevant fisheries statistics for this purpose.

Article V

1. The Government of Canada and the Community affirm the need to ensure the conservation of the living resources beyond the limits of national fisheries jurisdiction. They accordingly undertake to cooperate in the light of this principle, either bilaterally or through appropriate international organizations, in order to ensure the proper management and conservation of these living resources.

2. Where the same stock or stocks of associated species occur both within and seaward of Canadian fisheries waters in the Grand Banks–Flemish Cap area, and Community vessels participate or wish to participate in fisheries for such stocks within the area seaward of Canadian fisheries waters, the two Parties shall seek either bilaterally or through appropriate international organizations to agree upon measures for the conservation and management of these stocks within the area seaward of Canadian fisheries waters, taking into account the need for consistency between the measures applying within Canadian fisheries waters and those applying seaward of such waters.

3. Where discrete stocks occur in the Grand Banks–Flemish Cap area seaward of Canadian fisheries waters, and Canadian and Community vessels participate or wish to participate in fisheries for such stocks, the two Parties shall seek, either bilaterally or through appropriate international organizations, to agree upon measures for the conservation and management of these stocks.

4. In the event that third party fishing causes a threat to the conservation of the living resources of the waters beyond and adjacent to the areas referred to in Article II, the two Parties shall consult and seek to agree on action which should be taken to overcome that threat.

Article VI

The two Parties undertake to cooperate, as appropriate in the light of the development of their fisheries relations pursuant to the provisions of Article II, in scientific research required for the purposes of management, conservation and utilization of the living resources of the areas referred to in that Article. For these purposes, scientists of the two Parties shall consult regarding the conduct of such research and the analysis and interpretation of the results obtained.

Article VII

1. Each Party shall, subject to the availability of facilities and the needs of its own vessels, allow vessels which it has licensed pursuant to this Agreement to enter its ports in accordance with applicable laws, regulations and administrative requirements, for the purpose of purchasing bait, supplies or outfits or effecting repairs, or for such other purposes as that Party may determine.
2. Such authorization shall become null and void in respect of any vessel licensed pursuant to this Agreement upon the cancellation or termination of its licence, except for the purpose of entering port to purchase supplies or effect repairs necessary for its outward voyage.
3. The provisions of this Article shall not affect access to the ports of either Party in cases of distress, medical emergency or *force majeure*.

Article VIII

1. The Government of Canada and the Community recognize that States in whose rivers anadromous stocks originate have the primary interest in and responsibility for such stocks, and agree that fishing for anadromous species should not be conducted in areas beyond the limits of national fisheries jurisdiction. They will continue to work together for the establishment of permanent multilateral arrangements reflecting this position.
2. Pursuant to paragraph 1, the Parties shall take measures to prevent their vessels from taking anadromous fish in waters beyond the limits of national fisheries jurisdiction.
3. In the interest of the further conservation of anadromous species, each Party shall ensure, in the context of close scientific cooperation, the regulation of fishing of anadromous species within its area of fisheries jurisdiction. The Government of Canada shall regulate the fishing of Atlantic salmon in the Canadian area of fisheries jurisdiction in such a

manner as to avoid as far as possible the catching of Atlantic salmon of Community origin, and the Community shall limit fishing by its vessels of Atlantic salmon west of 44° W longitude to an annual total agreed for 1978 and 1979, and shall ensure that such catches are taken in accordance with the fishing patterns of 1976 and 1977.

4. The Parties agree to request that the International Council for the Exploration of the Sea conduct a scientific review of the current status of North Atlantic salmon stocks, and that this review be completed and a report made available by 30 April 1979.

Article IX

1. Within the framework provided by the 1976 Framework Agreement for Commercial and Economic Cooperation between Canada and the European Communities, the two Parties will carry out periodic bilateral consultations regarding the development of economic cooperation in the field of fisheries.

2. In such consultations, the two Parties will examine jointly the possibility of expanded bilateral cooperation, including cooperation on such matters as exchanges of technical information and personnel, improvement of utilization and processing of catches, facilitation of cooperative arrangements between Canadian and Community enterprises with respect to the utilization of the living resources of the waters off the Canadian coasts, arrangements for the use of the ports of each Party by fishing vessels of the other Party to ship or discharge crew members or other persons and for such other purposes as may be agreed upon, and expansion of markets for fish and fish products originating in Canada.

Article X

1. The Parties agree to consult periodically on questions relating to the implementation and proper functioning of this Agreement.

2. In the event of a dispute concerning the interpretation or application of this Agreement such a dispute shall be the subject of consultations between the Parties.

Article XI

This Agreement shall be without prejudice to the 1972 Agreement between Canada and France on their Mutual Fishing Relations or to any multilateral convention to which Canada and the Community or any of its Member States are parties, or to the views of either Party with respect to any question relating to the Law of the Sea.

Article XII

This Agreement shall apply, on the one hand, to the territories in which the Treaty establishing the European Community is applied and under the conditions laid down in that Treaty and, on the other hand, to the territory of Canada.

Article XIII

This Agreement shall enter into force on the date on which the Parties notify each other of the completion of the procedures necessary for this purpose.

Article XIV

This Agreement shall terminate on 31 December 1979.

Interpretative note to Article II, paragraph 3

With reference to this Article, the Parties agree that fishing effort is a function of both the number of fishing vessels for which licences are issued and the number of fishing days for which such licences are valid.

Interpretative note to Article VIII

With reference to this Article, the Parties agree that the term 'fishing patterns' refers to fishing effort, gear types, seasons and areas of the

operation, and note that fishing for salmon off Greenland in 1976 and 1977 did not occur beyond 30 nautical miles from the coast of Greenland.

Community declaration concerning Article XII of the Agreement on fisheries between the European Economic Community and the Government of Canada

Pursuant to the wish expressed by the Government of Canada, the Community confirms that it considers Article XII of the Agreement, which incorporates provisions that are traditionally used in agreements concluded between the European Economic Community and third countries, as having no bearing upon the question of the legal status of the economic zone, currently under discussion at the Third Conference of the United Nations on the Law of the Sea.

AGREEMENT

in the form of an exchange of letters between the European Economic Community and the Government of Canada concerning their Agreement on fisheries ⁽¹⁾

A. *Letter from the Community to Canada*

Sir,

With reference to the Agreement between the Government of Canada and the European Economic Community on fisheries signed today and, in particular, to Article VIII, paragraph 3, thereof, I have the honour to confirm that for 1978 and 1979 the agreed annual total catch of Atlantic salmon, west of 44° W longitude, by Community vessels is 1 190 tonnes.

I would draw your attention to the fact that this letter will be published in the *Official Journal of the European Communities* in the six official languages of the Community, all versions being equally authentic.

I would be obliged if you would kindly let me know that your Government is in agreement with the foregoing.

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

*For the Council of the
European Communities*

(1) OJ No L 312, 8.12.1979.

B. *Letter from Canada to the Community*

Sir,

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

'With reference to the Agreement between the Government of Canada and the European Economic Community on fisheries signed today and, in particular, to Article VIII, paragraph 3, thereof, I have the honour to confirm that for 1978 and 1979 the agreed annual total catch of Atlantic salmon, west of 44° W longitude, by Community vessels is 1 190 tonnes.

I would draw your attention to the fact that this letter will be published in the *Official Journal of the European Communities* in the six official languages of the Community, all versions being equally authentic.

I would be obliged if you would kindly let me know that your Government is in agreement with the foregoing.'

I have the honour to inform you that the Government of Canada is in agreement with the contents of your letter and I confirm that your letter, and this reply to it, the English and French versions of which are equally authentic, constitute a supplementary agreement reached between the Government of Canada and the European Economic Community concerning the Agreement on fisheries signed today.

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

For the Government of Canada

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
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— the AGREEMENT on fisheries between the European Economic Community and the Government of Canada ⁽¹⁾

EEC	28.6.1979	n. 4.12.1979	4.12.1979 ⁽²⁾	31.12.1979
CANADA				

— the AGREEMENT in the form of an exchange of letters between the European Economic Community and the Government of Canada concerning their Agreement on fisheries ⁽¹⁾

EEC	28.6.1979	n. 4.12.1979	4.12.1979 ⁽²⁾	31.12.1979
CANADA				

⁽¹⁾ OJ No L 312, 8.12.1979.

⁽²⁾ OJ No L 326, 22.12.1979.

Agreement
between the EEC and the Argentine Republic

AGREEMENT

in the form of an exchange of letters ⁽¹⁾ extending the Trade Agreement between the European Economic Community and the Argentine Republic ⁽²⁾

COUNCIL DECISION

of 21 December 1978

concerning the conclusion of the Agreement in the form of an exchange of letters extending the Trade Agreement between the European Economic Community and the Argentine Republic

(79/41/EEC)

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 recommendation from the Commission,

Whereas the Trade Agreement between the European Economic Community and the Argentine Republic should be extended for one year as provided for in Article 9 (2) thereof,

⁽¹⁾ OJ No L 13, 19.1.1979.

⁽²⁾ This Agreement appears in Volume 4, page 939.

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement in the form of an exchange of letters extending the Trade Agreement between the European Economic Community and the Argentine Republic is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Decision.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement and to confer on them the powers required in order to bind the Community.

Done at Brussels, 21 December 1978.

For the Council

The President

Otto Graf LAMBSDORFF

AGREEMENT

in the form of an exchange of letters extending the Trade Agreement between the European Economic Community and the Argentine Republic

A. Letter to the Argentine authorities

Sir,

With reference to Article 9 (2) of the Trade Agreement between the European Economic Community and the Argentine Republic signed in Brussels on 8 November 1971, I am pleased to inform you that the European Economic Community agrees to the extension of the above Agreement for a period of one year from 1 January 1979.

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

*For the Council of
the European Communities*

B. Letter to the President of the Council of the European Communities

Sir,

In your letter of . . . , you informed me as follows:

'With reference to Article 9 (2) of the Trade Agreement between the European Economic Community and the Argentine Republic signed in Brussels on 8 November 1971, I am pleased to inform you that the European Economic Community agrees to the extension of the above Agreement for a period of one year from 1 January 1979.'

I am pleased to inform you, on behalf of the Government of the Argentine Republic, that my Government also agrees to the extension of the above Agreement for a period of one year from 1 January 1979.

Please accept Sir, the assurance of my highest consideration.

INFORMATION CONCERNING

the AGREEMENT in the form of an exchange of letters ⁽¹⁾ extending the Trade Agreement between the European Economic Community and the Argentine Republic ⁽²⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
<div style="border-bottom: 1px solid black; padding-bottom: 5px; text-align: center;">EEC</div> <div style="padding-top: 5px; text-align: center;">ARGENTINA</div>	22.12.1978	—	1.1.1979	until 31.12.1979

(1) OJ No L 13, 19.1.1979.

(2) This Agreement appears in Volume 4, page 939.

CHAPTER V

International organizations

Agreement
between the EEC and its Member States on the
one hand and the International Development
Association on the other hand

AGREEMENT

between the European Economic Community (EEC) and Belgium, Denmark, the Federal Republic of Germany, France, Ireland, Italy, Luxembourg, the Netherlands, the United Kingdom, Member States of that Community (Member States), on the one hand, and the International Development Association (Association), on the other hand ⁽¹⁾

COUNCIL DECISION

of 21 December 1978

concerning the conclusion of the Agreement between the European Economic Community, the Member States and the International Development Association

(79/195/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Member States, on the one hand, and the International Development Association, on the other hand, signed in Brussels on 2 May 1978, should be concluded,

(1) OJ No L 43, 20.2.1979.

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement between the European Economic Community, the Member States and the International Development Association is hereby approved on behalf of the Community.

The text of the Agreement shall be attached to this Decision.

Article 2

Approval of the Agreement shall be notified in accordance with Section 2 of Article V of the said Agreement.

Article 3

This Decision shall be published in the *Official Journal of the European Communities*.

Done at Brussels, 21 December 1978.

For the Council

The President

Otto Graf LAMBSDORFF

AGREEMENT

between the European Economic Community (EEC) and Belgium, Denmark, the Federal Republic of Germany, France, Ireland, Italy, Luxembourg, the Netherlands, the United Kingdom, Member States of that Community (Member States), on the one hand, and the International Development Association (Association) on the other hand

WHEREAS:

- (a) The EEC has decided to contribute to the Special Action Programme decided at the Conference on International Economic Cooperation in order to help meet the immediate needs of individual low-income countries facing general problems of transfer of resources hampering their development;
- (b) In order to implement the abovementioned decision the EEC has requested the Association to administer for them a special account (Special Action Account) in the aggregate amount of the equivalent of 385 million dollars, to be kept separate and apart from all other accounts and assets of the Association and to be used for credits (Special Action Credits) in amounts which will be additional, in respect of both programme and project lending, to the amount of the Association's planned programme for the period of commitment of the Special Action Account for each country eligible to receive them and otherwise on the basis set forth below;
- (c) It is the objective of the EEC and the Member States, and the Association shall use its best efforts to assure, that the entire amount to be contributed by the Member States be committed within six months from the effective date of the Agreement and disbursed on credits as far as possible within two years from the effective date;

- (d) The EEC and the Association have consulted regarding the proposed implementation and administration of this Agreement and the commitment of funds to assure a broad and balanced geographical distribution thereunder. To that end the Association has furnished the EEC with a table showing the manner in which it would propose to apply the criteria set forth in this Agreement;

NOW THEREFORE, THE PARTIES HEREBY AGREE AS FOLLOWS:

ARTICLE I

Establishment and administration of the Special Action Account

Section 1

There is hereby established by the Association a special account entitled 'Special Action Account' constituted by the moneys which the Member States shall contribute to the Special Action Account in accordance with the provisions of this Agreement which shall be held in trust and used by the Association, acting as administrator (the Association acting in that capacity is hereinafter referred to as the administrator) only for the purpose of, and in accordance with, the provisions of this Agreement. The Special Action Account shall be kept separate and apart from all other accounts and assets of the Association.

Section 2

Each Member State shall make a contribution to the Special Action Account in an amount in its own currency equivalent as of the date of signature of this Agreement to the United States dollar amount specified below opposite its name.

<i>Member State</i>	<i>Amount</i> <i>(US \$ million)</i>
Belgium	15·90
Denmark	11·28
Federal Republic of Germany	119·08
France	56·48
Ireland	1·04
Italy	34·92
Luxembourg	0·50
Netherlands	30·80
United Kingdom	115·00
	<hr/>
	385·00

Section 3

Payment of each contribution shall be made as follows:

- (a) Payment shall be made in the form of cash or non-interest bearing notes of the Member State payable on demand in its currency and to the order of the Association, as administrator of the Special Action Account, and deposited in the depository of the Association in the country concerned.
- (b) Payment shall be made in two instalments:
 - (i) the first, consisting of at least 45% of each contribution, shall be made within 30 days after the effective date of this Agreement, or such other date as may be agreed between the EEC and the administrator;
 - (ii) the second, consisting of the balance of the contribution, shall be made by 1 January 1979 or such other date as may be agreed between the EEC and the administrator taking account of the time necessary for parliamentary approval of the annual budgets.
- (c) Any Member State which so wishes may make its payments more rapidly than as indicated above.

Section 4

The administrator shall draw on the cash or notes on an approximately *pro rata* basis in accordance with the Association's normal procedures in order to meet disbursements of Special Action Credits and to maintain a reasonable working balance in the Special Action Account.

ARTICLE II

Utilization of Special Action Account

Section 1

All amounts credited to the Special Action Account shall, in accordance with the EEC's requirements, be used by the administrator exclusively for the purpose of making Special Action Credits to low-income member countries of the Association with immediate needs, in particular among the least developed ⁽¹⁾ and the most seriously affected ⁽¹⁾ of the developing countries, whose prospects for development have been seriously curtailed by external factors and which are faced with general problems connected with the transfer of resources and which may, as a result thereof, be faced with debt service difficulties. In making such credits, the administrator shall, in accordance with the EEC's requirements, be guided by the following factors:

- (i) the relative poverty of the developing country concerned and its long-term growth potential;
- (ii) the extent to which the country concerned depends on official development assistance for its external capital resources;
- (iii) the extent to which international economic factors contributed to the current and prospective economic problems of the country;
- (iv) developments in and prospects for the country's export earnings;

⁽¹⁾ As those terms are defined from time to time by or pursuant to Resolutions of the United Nations General Assembly.

- (v) the capacity of the country to import goods essential to the development process;
- (vi) the composition and the trend of the debt service obligations of the country and its capacity for any further borrowing upon non-concessional terms; and
- (vii) the extent to which the problems of the countries concerned are likely to be met by contributions from other sources.

Section 2

Each Special Action Credit shall be made for the purpose of financing a clearly identifiable, quick-disbursing development programme or project (including a sector project) which, whether or not it is included in the Association's own lending programme, shall be appraised, approved and administered in accordance with the procedures and practices applicable to development credits made out of the Association's regular resources, taking account of the objective of additionality referred to in paragraph (b) of the preamble to this Agreement. The resources of the Special Action Account shall not be used in substitution for regular resources of the International Bank for Reconstruction and Development ('the Bank') or of the Association committed under a loan or credit for a programme or project which, at the effective date of this Agreement, shall have been approved by the executive directors of the Bank or the Association.

Section 3

Except as provided in Section 4, the terms of repayment of each Special Action Credit shall be the same as those generally applicable to development credits made by the Association, that is to say, it shall be repayable over 50 years and with a 10-year grace period. Special Action Credits shall not bear interest.

Section 4

Special Action Credits shall be made in one or more currencies of the Member States and shall be repayable in those currencies.

Section 5

Consistent with the normal procedures of the Association, the administrator is authorized to require each borrower under a Special Action Credit to pay to the Association a service charge at the rate of three fourths of one per cent ($\frac{3}{4}$ of 1%) per annum, payable in any currency acceptable to the Association, on the principal amount of the Credit withdrawn and outstanding from time to time to compensate it for the services rendered hereunder. Amounts paid for this charge shall be paid directly to and retained by the Association.

Section 6

Each Special Action Credit shall be evidenced by a separate credit agreement between the borrowing country and the administrator, indicating in particular the origin of the resources.

Section 7

The proceeds of each Special Action Credit may be used for expenditures in the currency of the borrowing country or for goods produced in, or services supplied from, (i) any of the Member States; (ii) developing countries which are members of the Association and which could be recipients of a Special Action Credit, as determined by the administrator at the time of the agreement of the credit.

Section 8

The principal repayments of Special Action Credits shall be made payable to the Special Action Account and the amount of the currency of a Member State so repaid shall as soon as practicable thereafter be returned by the administrator to such Member State. The Association shall not be liable for any shortfall in the repayment of Special Action Credits.

ARTICLE III

Reports, consultation

Section 1

Until all Special Action Credits shall have been committed, the administrator shall keep the EEC informed of projects and programmes being prepared for consideration by the executive directors and those which have been approved by the executive directors. During the period of disbursement of Special Action Credits the administrator shall inform the EEC quarterly of the progress of the Special Action Credits and of the disbursements made thereunder. The administrator shall, as soon as practicable after the end of each fiscal year of the Association, furnish to the EEC a detailed statement of the Special Action Account, together with an opinion of the Association's own external auditors of such statement. After the Special Action Credits shall have been fully disbursed, the administrator shall as soon as practicable furnish to the EEC a detailed report on the projects and programmes financed from the Special Action Account.

Section 2

The administrator shall establish and maintain appropriate records and accounts to identify the contributions to the Special Action Account, the commitments to be financed out of the Account, and the receipts and disbursements of funds in the Account and repayments to the Member States.

Section 3

The EEC and the administrator shall fully cooperate with each other to achieve the purposes of these arrangements. To that end, until the Special Action Account is fully disbursed, the EEC (acting through the Commission of the European Communities) and the administrator shall, from time to time, exchange views on the status and condition of the Special Action Account, on the progress of the programmes or projects financed out of the Special Action Credits, and on all other matters relating to these arrangements.

ARTICLE IV

Termination, distribution

Section 1

If this Agreement shall not have become effective by 31 December 1978, or such later date as may be agreed between the EEC and the Association, this Agreement and all obligations of the parties thereunder shall forthwith terminate.

Section 2

If and when the entire principal amount of all Special Action Credits withdrawn by borrowers thereunder shall have been repaid and returned to the Member States in accordance with Section 8 of Article II of this Agreement, this Agreement and all obligations of the parties thereunder shall forthwith terminate.

ARTICLE V

Final provisions

Section 1

This Agreement shall be approved by each Member State and the EEC in accordance with the procedural requirements of each party.

Section 2

The Government of each Member State shall notify the General Secretariat of the Council of the European Communities when such procedural requirements applicable to it have been completed. The General Secretariat shall forward such notification, together with a notification that the EEC has duly approved this Agreement, to the Association.

Section 3

This Agreement shall become effective and enter into force on the first day of the month following receipt by the Association of such notifications.

Section 4

This Agreement is drawn up in duplicate, in the Danish, Dutch, English, French, German and Italian languages, all these texts being equally authentic.

Udfærdiget i Bruxelles, den anden maj nitten hundrede og otteoghalvfjerds.

Geschehen zu Brüssel am zweiten Mai neunzehnhundertachtundsiebzig.

Done at Brussels on the second day of May in the year one thousand nine hundred and seventy-eight.

Fait à Bruxelles, le deux mai mil neuf cent soixante-dix-huit.

Fatto a Bruxelles, addì due maggio millenovecentosettantotto.

Gedaan te Brussel, de tweede mei negentienhonderd achtenzeventig.

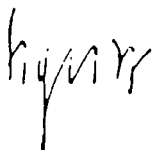
Pour le royaume de Belgique
Voor het Koninkrijk België

J. Van der Meulen

For kongeriget Danmark



Für die Bundesrepublik Deutschland



Pour la République française



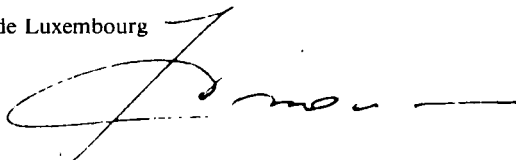
For Ireland



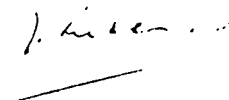
Per la Repubblica italiana



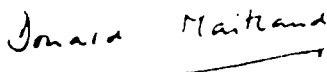
Pour le grand-duché de Luxembourg



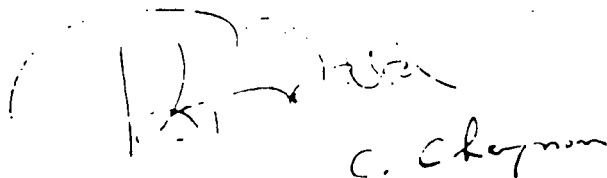
Voor het Koninkrijk der Nederlanden



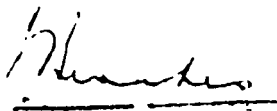
For the United Kingdom of Great Britain and Northern Ireland



For Rådet for De europæiske Fællesskaber
Für den Rat der Europäischen Gemeinschaften
For the Council of the European Communities
Pour le Conseil des Communautés européennes
Per il Consiglio delle Comunità europee
Voor de Raad van de Europese Gemeenschappen



For the International Development Association



INFORMATION CONCERNING

the AGREEMENT between the European Economic Community (EEC) and Belgium, Denmark, the Federal Republic of Germany, France, Ireland, Italy, Luxembourg, the Netherlands, the United Kingdom, Member States of that Community (Member States), on the one hand, and the International Development Association (Association), on the other hand ⁽¹⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EEC and Member States	2.5.1978	n. 27.12.1978	1.1.1979	indefinite
IDA				

(1) OJ No L 43, 20.2.1979.

PART TWO

Bilateral agreements
concluded by the
European Atomic Energy
Community

Agreement
between the EAEC and the Swiss Confederation

COOPERATION AGREEMENT

between the European Atomic Energy Community and the Swiss Confederation in the field of controlled thermonuclear fusion and plasma physics ⁽¹⁾

COUNCIL DECISION

of 11 August 1978

approving the conclusion by the Commission of the Cooperation Agreement between the European Atomic Energy Community and the Swiss Confederation in the field of controlled thermonuclear fusion and plasma physics

(78/730/Euratom)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular the second paragraph of Article 101 thereof,

Having regard to the draft from the Commission,

Whereas the Commission has, in accordance with the Council Directives of 31 May 1976, negotiated an Agreement with Switzerland in the field of controlled thermonuclear fusion and plasma physics;

⁽¹⁾ OJ No L 242, 4.9.1978.

Whereas, therefore, conclusion by the Commission of such an Agreement should be approved;

Whereas the JET Council has approved the accession of Switzerland to the Joint European Torus (JET) Joint Undertaking,

HAS ADOPTED THIS DECISION:

Sole Article

The conclusion by the Commission of a Cooperation Agreement between the European Atomic Energy Community and the Swiss Confederation in the field of controlled thermonuclear fusion and plasma physics is hereby approved.

The text of the Agreement is annexed to this Decision.

Done at Brussels, 11 August 1978.

For the Council
The President
K. von DOHNANYI

COOPERATION AGREEMENT

between the European Atomic Energy Community and the Swiss Confederation in the field of controlled thermonuclear fusion and plasma physics

THE EUROPEAN ATOMIC ENERGY COMMUNITY, hereinafter called 'Euratom', represented by the Commission of the European Communities, hereinafter called 'the Commission', and

THE SWISS CONFEDERATION, hereinafter called 'Switzerland' represented by the Swiss Federal Council, hereinafter called 'the Federal Council',

WHEREAS Euratom has, since 1959, as part of a long-term joint programme embracing all activities in the field of controlled thermonuclear fusion and plasma physics in Euratom, been implementing multiannual research and training programmes in this field which have been designed to lead to the industrial production and marketing of controlled thermonuclear fusion reactors; whereas work carried out under such programmes has *inter alia* been performed under contracts of association and under an agreement for the promotion of staff mobility, the last of these being the fourth five-year programme covering the period 1976 to 1980;

WHEREAS this programme includes a project for the construction of a major experimental device, JET (Joint European Torus), which is to be built and operated by a joint undertaking as defined in Chapter V of the Euratom Treaty, hereinafter called 'the JET Joint Undertaking';

WHEREAS Switzerland for its part has been carrying out research for many years in the field of controlled thermonuclear fusion and plasma physics, and is eminently qualified in this field;

WHEREAS, owing to the scope of the work remaining to be performed before reaching the stage at which controlled thermonuclear fusion can

be applied in practice, it is in the interest of the Contracting Parties to this Agreement to combine their efforts in this field both with a view to avoiding unnecessary duplication and in order to speed up their respective research programmes, the objectives of which have gained greater priority as a result of the energy crisis,

HAVE AGREED AS FOLLOWS:

A. Objective of the Agreement

Article 1

The objective of this Agreement is to enable each of the Contracting Parties, by pooling their research efforts in the field of controlled thermonuclear fusion and plasma physics, to derive maximum benefit from the resources assigned to their respective research programmes by avoiding unnecessary duplication, and thus to hasten the attainment of the common objective of such research, namely the production of electricity at competitive prices by utilization of controlled thermonuclear fusion reactions.

Article 2

2.1. In order to achieve the objective of this Agreement the Contracting Parties shall associate their respective research programmes, hereinafter called 'the Euratom programme' and 'the Swiss programme', and defined in Annexes I and II to this Agreement. In order to ensure effective cooperation, the Swiss programme shall adopt the long-term objectives and modes of cooperation of the Euratom programme and shall be extended or modified, after being studied by the bodies referred to in Articles 5 to 10 and 16 of this Agreement, to include new activities relevant to the Euratom programme where appropriate.

Each time a new programme is adopted by either of the Contracting Parties, it shall replace the programme or programmes listed in Annexes I and II to this Agreement.

The association referred to in the first paragraph shall be attained by the following means:

- appropriate participation by each of the Contracting Parties in the phase involving preparation and implementation of the other Party's programmes,
- mobility of staff between the laboratories concerned in Euratom, in Switzerland and in the third countries with which Euratom has signed an agreement similar to this Agreement, hereinafter called 'associated non-member States', and the laboratories which take part in the Euratom programme,
- reciprocal financing of those programmes,
- reciprocal rights of access to the scientific and technological results of the respective programmes.

2.2. For the purposes of achieving the objective of this Agreement, Switzerland will participate in the JET project.

B. Legal instruments required in order to achieve the objective of the Agreement

Article 3

3.1. In order to attain the association referred to in Article 2.1 of this Agreement, the Contracting Parties shall conclude a contract of association, hereinafter called 'contract of association'. As far as possible, this contract shall be similar to those concluded between the Commission and States, persons or undertakings, hereinafter called 'associated bodies', for the implementation of the Euratom programme.

For the same purpose, Euratom shall arrange for Switzerland to become party, as soon as this Agreement enters into force, to the agreement for the promotion of staff mobility which has been concluded between the Commission and the associated bodies and which is hereinafter called the 'mobility agreement'.

3.2. For the purpose of participation in the JET project, Switzerland shall, as soon as this Agreement enters into force, become a member of the JET Joint Undertaking, whose statutes it accepts.

3.3. Euratom shall furthermore ensure that Switzerland may become a party to any contract the object of which falls within the scope of this Agreement, other than contracts of association or any similar contract concluded by Euratom during the period of validity of this Agreement.

C. Bodies required in order to achieve the objective of the Agreement

Article 4

4.1. The bodies responsible for establishing the association referred to in Article 2.1 of this Agreement are described in Articles 5 to 10 of this Agreement and in the contract of association.

4.2. The administrative organs of the JET Joint Undertaking are described in the statutes of that undertaking.

Article 5

In particular, the contract of association shall set up a Steering Committee consisting of appropriate representatives of the Commission and of the Federal Council. The task of this Steering Committee shall be:

- to implement the contract of association,
- to draw up details of the programmes forming the subject of that contract,
- to supervise the development of the research, and guide it so as to obtain the best possible results in accordance with the aims of this Agreement.

Article 6

6.1 Switzerland shall be represented by not more than two delegates on the Liaison Group, hereinafter called 'the LG', set up within the

framework of the Euratom programme. The LG, whose task is to ensure exchange of information and cooperation in all matters concerning programmes and operations or proposed programmes and operations which are within the scope of the Euratom programme, shall perform that task with respect to all the research and development activities covered by this Agreement.

In particular, it shall ensure the promotion of cooperation and co-ordination between the associated bodies and guide their work, to the best advantage of the two Contracting Parties, towards the common objective defined in the Euratom programme and in the Swiss programme and in Article 1 of this Agreement, with due regard to any scientific and technological developments which may occur elsewhere in the world.

6.2. In accordance with its rules of procedure, the LG shall appoint one or more Swiss representatives to sit on the Advisory Groups set up in implementation of the Euratom programme, whenever the appropriate Swiss authorities so request. The Advisory Groups, which submit research proposals to the LG with a view to obtaining maximum scientific benefit from the funds allocated under the Euratom programme, shall perform that task with respect to all the research and development activities covered by this Agreement.

Article 7

7.1. Switzerland shall be represented by the director of one of the laboratories concerned on the Committee of Directors set up under the Euratom programme. The Committee of Directors, which is responsible for supervising the implementation of the Euratom programme and for making optimum use of the capacities of the various laboratories taking part in the work thereunder, shall perform that task with respect to all the research and development activities covered by this Agreement. In particular, it shall ensure optimum use of staff and their mobility between the various laboratories engaged in the implementation of the Euratom programme and of the Swiss programme.

7.2. A Swiss representative shall have the right to sit on any Co-ordinating Committee set up under the Euratom programme. The Coordinating Committees, which shall present to the Committee of Directors suitable proposals for the optimum utilization in a particular sector, of the available funds, personnel, know-how and skills of each laboratory concerned in the implementation of the Euratom programme, shall assume that task, for a particular sector, with respect to all the research and development activities covered by this Agreement.

Article 8

Switzerland shall be represented on the Consultative Committee on Fusion, hereinafter called 'the CCF'. The CCF shall comprise one representative of each Euratom Member State, one Swiss representative and one representative from any other associated non-member State, drawn from persons responsible for nuclear and energy research. At the Commission's request, the CCF will advise the Commission on the implementation of the programme and on any necessary changes in direction, on the preparation of future programmes and their overall cost, and on the coordination and integration of national activities in the field of fusion at Community level.

Article 9

The opinions delivered by the CCF, the LG, the Committee of Directors, the Advisory Groups and the Coordinating Committees shall be of an advisory nature. The LG shall be mandatorily required to give its opinion on priority projects and similar provisions apply to the Committee of Directors as regards staff mobility.

Article 10

Representatives of the two Contracting Parties shall take part in the work of any technical advisory body or any management body that may be set up for the purposes of this Agreement.

D. Financial and tax provisions of the Agreement

Article 11

11.1. The financial contribution of Switzerland to the Euratom programme under this Agreement shall be fixed annually at a sum which bears the same relation to Euratom's share of the cost of the Euratom programme as the Swiss gross domestic product bore to the total gross domestic product of both Euratom and Switzerland in the antepenultimate year.

As regards the financial contribution to the JET project, this shall be based on the Euratom contribution to the Joint Undertaking, at the moment it is set up.

In addition, Switzerland shall pay to the JET Joint Undertaking an amount to be determined in accordance with the financial provisions of the statutes of the Joint Undertaking.

11.2. The financial contribution of Euratom to the financing of work carried out under the contract of association and the mobility agreement shall be calculated on the same basis as that normally used in calculating the Euratom contributions to the financing of work carried out under corresponding contracts.

11.3. At the beginning of each year the Commission shall inform the Federal Council of the amount envisaged for expenditure relating to the Euratom programme for that year. The Federal Council shall pay to the Commission the amount due on the basis of this Article in the following manner: seven twelfths before 15 January and five twelfths before 15 July. Other arrangements for the payment of financial contributions by Switzerland and Euratom pursuant to this Article are laid down in Annex III to this Agreement.

Article 12

12.1. Switzerland shall take all measures necessary to ensure that Euratom shall be exempt from customs duties and other import charges,

and from import prohibitions and restrictions in respect of that part of articles financed by Euratom and intended to be used in Switzerland in the activities covered by this Agreement.

12.2. Articles imported into or purchased in Switzerland shall not be disposed of, whether or not in return for payment, in Switzerland except under conditions approved by the Federal Council.

12.3. Officials of the Commission within the meaning of Article 1 of the Staff Regulations of officials of the European Communities who are liable to internal tax applied within the Communities on salaries, wages and emoluments paid by the Communities, and who are engaged in the activities in Switzerland covered by this Agreement, and Swiss persons who are governed by the abovementioned Staff Regulations and who are engaged in such activities in the territories of Euratom Member States, shall be exempt from national taxes on salaries, wages and emoluments. These tax exemptions shall not apply in respect of pensions and life annuities paid to such persons.

E. Provisions of the Agreement relating to access to information

Article 13

13.1. The provisions relating to access to information which are applicable in respect of the association referred to in Article 2.1 of this Agreement are set out in Articles 14 and 15 of this Agreement, in the contract of association and in the mobility agreement.

13.2. The provisions relating to access to information which are applicable in respect of the participation of Switzerland in the JET Joint Undertaking are set out in Article 14 of this Agreement and in the statutes of the JET Joint Undertaking.

Article 14

14.1. Right of access for each of the Contracting Parties to the information of the other Party's programme shall be an essential part of this Agreement.

14.2. It shall be guaranteed by:

- rules on information and patents,
- mobility of staff between the laboratories concerned in Euratom, Switzerland and the associated non-member States,
- equitable distribution among industries in Euratom, Switzerland and the associated non-member States of orders connected with the implementation of the two associated programmes, subject to the principle of obtaining the best return for the sums committed.

Article 15

15.1. Information resulting from activities in Euratom or in the associated bodies in the field of controlled thermonuclear fusion and plasma physics during the period of validity of this Agreement shall be communicated to Switzerland and to persons or undertakings carrying out, in Switzerland, research or production activities which justify their access to such information on the same conditions as are applied to Member States, persons or undertakings in Euratom.

15.2. Information resulting from research activities undertaken in Switzerland under the terms of this Agreement shall be communicated to the Member States of Euratom and to associated non-member States and to persons or undertakings engaged in research or production activities in the territory of a Euratom Member State or of an associated non-member State where such activities justify their access to such information. Such information shall not be communicated by the Contracting Parties to any other States, persons or undertakings except

by agreement between such Parties unless the information is intended for persons or undertakings carrying out in Switzerland research or production activities which justify their access to such information.

15.3. If the information referred to in paragraphs 1 and 2 is protected by patents, the latter may be used for research purposes by Euratom Member States, Switzerland, the associated non-member States and persons or undertakings established in the territories in question in order to attain the objectives of this Agreement. The Euratom Member States, Switzerland, the associated non-member States and persons or undertakings established in the territories in question shall have the right to obtain licences or sub-licences for the exploitation of such patents for industrial or commercial purposes on appropriate terms and conditions, where the Contracting Parties have the right to grant such licences or sub-licences.

15.4. Information resulting from the activities of Euratom, the associated bodies or of Switzerland and acquired before the entry into force of this Agreement shall be made available to those States, persons and undertakings to which the information referred to in paragraphs 1 and 2 may be communicated to the extent necessary for the use of the information referred to in those paragraphs. Patents resulting from activities referred to in this section shall be made available to those States, persons or undertakings which can obtain a licence or sub-licence in respect of the patents referred to in paragraph 3 to the extent necessary for the use of such licences or sub-licences.

15.5. This Article shall not affect any rights under national laws of inventors or their successors in title.

15.6. The Contracting Parties shall refrain from any act prejudicial to the patentability of inventions resulting from the activities referred to in paragraphs 1 and 2 of this Article.

F. General and final provisions of the Agreement

Article 16

16.1. A joint body which shall be called 'the Euratom/Switzerland Fusion Committee' is hereby set up consisting, on the one hand, of Commission representatives and, on the other, representatives of the Federal Council.

16.2. The Euratom/Switzerland Fusion Committee shall be responsible for ensuring that this Agreement is properly implemented. It shall investigate any measures likely to improve cooperation pursuant to this Agreement and shall keep abreast of the progress of work.

16.3. If one of the Contracting Parties considers that the other Contracting Party has failed to comply with an obligation under the Agreement, it shall notify the Euratom/Switzerland Fusion Committee forthwith.

16.4. The Euratom/Switzerland Fusion Committee may, for the purposes of fulfilling its tasks, formulate, on the basis of opinions delivered by the LG, recommendations, which shall be communicated to the authorities concerned in Euratom and in Switzerland, as regards the adoption of programmes and budgets in the fields of research covered by this Agreement.

16.5. The Euratom/Switzerland Fusion Committee shall adopt its own rules of procedure. The office of chairman shall be held by each of the Contracting Parties in turn, in accordance with the rules of procedure of the Euratom/Switzerland Fusion Committee.

16.6. The Euratom/Switzerland Fusion Committee shall meet at the request of either of the Contracting Parties, and at least once a year.

Article 17

17.1. Disputes regarding the interpretation or application of this Agreement shall, upon the request of either Contracting Party, be submitted to a board of arbitrators.

17.2. The board of arbitrators referred to in paragraph 1 of this Article shall be established for each individual case. It shall be composed of three members. Each Contracting Party shall appoint one member and these two members shall agree upon the appointment of the third member, who shall be the chairman of the board. If a Contracting Party fails to appoint a member of the board within two months of the date on which a dispute is brought to the board's notice, or if within one month of the appointment of the second member of the board, the two members of the board have not reached agreement on the appointment of the third member, the Contracting Party or the Contracting Parties, as the case may be, shall invite the President of the International Court of Justice to appoint the appropriate member.

17.3. The board of arbitrators shall draw up its own rules of procedure. It shall reach its decisions by a majority of votes. Such decisions shall be binding.

17.4. Each Contracting Party shall bear the costs of its own member in the arbitration proceedings; the costs of the chairman and the remaining costs shall be borne in equal parts by both Contracting Parties.

Article 18

The Annexes to this Agreement form an integral part thereof.

Article 19

19.1. This Agreement shall be approved by the Contracting Parties in accordance with their own procedures. It shall enter into force when the Contracting Parties have notified each other that the necessary procedures have been completed.

19.2 This Agreement is concluded for the period covered by the Euratom programme referred to in Article 1 and will be tacitly extended in keeping with any subsequent programme decision which the Community may take on the matter. Whenever such a subsequent programme decision is taken, the extension will have effect for the period covered by the new programme and that new programme will be substituted for the Euratom programme in Annex I. This Agreement shall not be deemed to come to an end only by virtue of a delay in the enactment of any subsequent Euratom programme. Before any decision concerning the enactment of a new Euratom programme, the Contracting Parties shall hold consultations within the bodies mentioned in Articles 5 to 10 and 16 of this Agreement.

19.3. Either Contracting Party may terminate this Agreement by giving six months notice at any time.

Done at Brussels, this . . . , in duplicate, in the Danish, Dutch, English, French, German and Italian languages, each text being equally authentic.

For the European Atomic Energy Community

For the Swiss Confederation

ANNEX I

EURATOM PROGRAMME

1. The subjects of the Euratom programme for the period 1976 to 1980 are as follows:
 - (a) general physics in the sector concerned, in particular studies of a basic character or relating to confinement with the aid of suitable devices and methods for the manufacture and heating of plasmas;
 - (b) research on the confinement in closed configurations of plasmas of widely varying density and temperature;
 - (c) production of and research on plasmas of high and very high density;
 - (d) improvement of diagnostic methods;
 - (e) investigation of technological problems connected with current research and of problems relating to thermonuclear reactor technology;
 - (f) realization of the JET project.

The work referred to under (a) to (e) will be carried out under contracts of association or contracts of limited duration in order to obtain the necessary results for the implementation of the programme.

The realization of the JET project, referred to under (f), has been entrusted to the Joint European Torus (JET) Joint Undertaking.

2. The programme defined in paragraph 1 is part of a long-term co-operation project embracing all work carried out in the Member States in the field of fusion and plasma physics. It is designed to lead in due course to the joint construction of prototypes with a view to their industrial-scale production and marketing.

ANNEX II

SWISS PROGRAMME

Toroidal magnetic confinement

Theory of equilibria and their stability as a function of the geometry and the beta value. Development and execution of digital computer programs which calculate the ideal and dissipative magnetohydrodynamics. Experiments on an existing Belt pinch and a variable configuration Tokomak, the construction of which is a major feature of this programme.

Methods for the measurements of plasma parameters

Methods of optical diagnosis: interferometry and Thomson scattering in the far infra-red spectrum. Measurement of magnetic fields by ion beams. Measurement by the interaction of crossed-wave beams.

Methods for the auxiliary heating of a plasma

Theoretical and experimental study on the injection of waves into the plasma, their dissipation, heat conversion of their energy. In particular, Alfvén waves.

Interaction of waves and turbulences in the plasma

Theory of turbulence, excitation and saturation, its effects on the transport of energy and of particles in the plasma. Experimental study on electrical resistance and turbulence-induced diffusion. Theoretical and experimental studies on the non-linear interaction of waves in a plasma.

ANNEX III

ARRANGEMENTS FOR THE PAYMENT BY SWITZERLAND AND EURATOM OF THE FINANCIAL CONTRIBUTIONS REFERRED TO IN ARTICLE 11 OF THE AGREEMENT

1. The financial contributions referred to in Article 11.1 and 11.2 of the Agreement have been expressed in European units of account (EUA).

Switzerland's financial contribution shall be paid in Swiss francs (SwF) in Switzerland, to an account opened in the name of the Commission.

Euratom's financial contribution to the financing of work carried out under the contract of association shall be paid in Swiss francs (SwF) in Switzerland, to an account opened by the Federal Council.

2. The rate for the conversion of SwF into EUA and EUA into SwF shall be calculated on the basis of the rates published daily by the Commission of the European Communities. The rate applicable shall be the rate obtaining on the day on which the transfer order is executed by the financial institution.

INFORMATION CONCERNING

the COOPERATION AGREEMENT between the European Atomic Energy Community and the Swiss Confederation in the field of controlled thermonuclear fusion and plasma physics ⁽¹⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
EAEC	14.9.1978	e. 30.5.1979	30.5.1979	see Article 19.2 of the Agreement ⁽²⁾
SWITZERLAND				

⁽¹⁾ OJ No L 242, 4.9.1978.

⁽²⁾ Article 19.2 of the Agreement states that: 'This Agreement is concluded for the period covered by the Euratom programme referred to in Article 1 and will be tacitly extended in keeping with any subsequent programme decision which the Community may take on the matter'.

PART THREE

Bilateral agreements
concluded by the
European Coal and Steel
Community

None

PART FOUR

Multilateral agreements concluded by the European Economic Community, the European Atomic Energy Community and the European Coal and Steel Community

The information in the tables at the end of each agreement was supplied in the main by the depositaries or by the bodies responsible for the agreement.

CHAPTER I

**Multilateral agreements
concluded by the
European Economic Community**

ACP-EEC Convention of Lomé

Agreement
between the EEC and certain ACP States
(2nd updating supplement)

ACP-EEC CONVENTION OF LOMÉ (1)
(2nd updating supplement)

COUNCIL DECISION

of 19 March 1979

adjusting the amounts made available to the European Development Fund (1975) for the ACP States and for the overseas countries and territories and the French overseas departments (2)

(79/309/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Internal Agreement on the financing and administration of Community aid (3), signed at Brussels on 11 July 1975, hereinafter referred to as the 'Internal Agreement', and in particular Article 1 (4) thereof, amended by the Agreement of 28 March 1977 (4),

Having regard to the proposal from the Commission,

Whereas the Solomon Islands, Tuvalu and Dominica, former overseas countries and territories associated with the Community under Decision 76/568/EEC (5), have become independent and have requested to accede

(1) This Convention appears in Volume 6, page 1003.

(2) OJ No L 72, 23.3.1979.

(3) This Agreement appears in Volume 6, page 1223.

(4) OJ No L 287, 13.10.1978.

(5) OJ No L 176, 1.7.1976.

to the ACP-EEC Convention of Lomé, hereinafter referred to as the 'Convention', pursuant to Article 89 thereof; whereas the ACP-EEC Council of Ministers has approved these requests; whereas these States deposited their instruments of accession with the General Secretariat of the Council on 27 September 1978, 17 January 1979 and 26 February 1979 respectively, and thus acceded to the Convention on these dates;

Whereas, therefore, in accordance with Article 1 (4) of the Internal Agreement, the amounts provided for the overseas countries and territories and the French overseas departments in Article 1 (3a) (b) of the said Internal Agreement should be reduced and those provided for the ACP States in (a) of that paragraph correspondingly increased;

Whereas this adjustment must be made on the basis of the amounts specified in Decision 78/465/EEC ⁽¹⁾ which last adjusted the amounts made available to the European Development Fund following the accession of former associated overseas countries and territories to the Commission,

HAS DECIDED AS FOLLOWS:

Article 1

Article 1 (3a) and (3b) of the Internal Agreement shall be replaced by the following:

'3a. From 26 February 1979 the amount of 3 159·50 million European units of account referred to in paragraph 2a shall be allocated as follows:

(a) 3 067·767 million European units of account for the ACP States consisting of:

- 3 000 million European units of account from the appropriation initially provided for in paragraph 3 (a) for the original ACP States,

(1) OJ No L 147, 3.6.1978.

- 9·50 million European units of account from the amount provided for in paragraph 2a,
- 13 million European units of account from the amount appearing in Article 30 (4) (a), first indent, as introduced by the Council Decision 77/155/EEC of 14 February 1977 adjusting Decision 76/568/EEC on the association of the overseas countries and territories with the European Economic Community ⁽¹⁾,
- 45·267 million European units of account from the amount transferred from the appropriation for the OCT to that for the ACP under Decisions 77/156/EEC ⁽¹⁾ and 78/464/EEC ⁽²⁾, adjusting the amounts made available to the European Development Fund (1975) for the ACP States on the one hand and for the overseas countries and territories and the French overseas departments on the other, following the accession of the Republic of Suriname, the Republic of Seychelles, the Comoro State, the Republic of Djibouti, the Solomon Islands, Tuvalu and Dominica to the Convention;

(b) 91·733 million European units of account for the overseas countries and territories and the French overseas departments from the amounts originally laid down in paragraph 3 (b) and (c), taking into account the reduction made under the Decision referred to in the fourth indent of (a).

3b. (a) The amount stated in paragraph 3a (a) for the ACP States shall be allocated as follows:

2 145·182 million European units of account in the form of grants,

445·585 million European units of account in the form of special loans,

⁽¹⁾ OJ No L 46, 18.2.1977.

⁽²⁾ OJ No L 147, 3.6.1978.

97·00 million European units of account in the form of risk capital,

380·00 million European units of account in the form of transfers pursuant to Title II of the Convention.

(b) The amount stated in paragraph 3a (b) for the overseas countries, territories and departments shall be allocated as follows:

31·692 million European units of account in the form of grants,

23·915 million European units of account in the form of special loans,

4·00 million European units of account in the form of risk capital,

12·126 million European units of account in the form of a reserve,

20·00 million European units of account 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 be published in the *Official Journal of the European Communities*.

Done at Brussels, 19 March 1979.

For the Council
The President
R. MONORY

DECISION No 1/79
OF THE ACP-EEC COUNCIL OF MINISTERS OF
7 MARCH 1979

regarding the scope of Article 17(4) of the ACP-EEC
Convention of Lomé ⁽¹⁾

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the ACP-EEC Convention of Lomé, signed on 28 February 1975, hereinafter called 'the Convention', and in particular Article 17 (4) thereof,

Whereas the export earnings to which the stabilization system applies are those accruing from the exportation, by the ACP States to the Community, of the products listed in Article 17 (1) of the Convention but whereas, pursuant to Article 17 (4), in certain special cases the system is to apply to exports of the products in question irrespective of destination;

Whereas the ACP States to which Article 17 (4) applies were specified in the joint statement regarding Article 17 (4), which is annexed to the minutes of the final ACP-EEC negotiations, and in Decision No 4/77 of the ACP-EEC Council of Ministers; whereas, pursuant to the aforementioned statement, it may be decided by common agreement that the list of these countries is to be amended;

Whereas, at its second meeting on 13 and 14 April 1977, the ACP-EEC Council of Ministers agreed that a decision extending the list of countries benefiting from the derogation provided for in Article 17 (4) of the

(1) Not published in the OJ.

Convention should be taken in respect of Cape Verde as soon as that country's accession to the Convention had become fully effective; whereas the accession of the Republic of Cape Verde took effect on 1 November 1978 and the decision in question should therefore be adopted;

Whereas, moreover, prior to their accession, the Solomon Islands and Tuvalu benefited from an identical special arrangement by virtue of their association with the European Economic Community as overseas territories and should therefore continue to benefit therefrom,

HAS DECIDED AS FOLLOWS:

Article 1

The Republic of Cape Verde, the Solomon Islands and Tuvalu shall be included in the list of ACP States benefiting from the special arrangement provided for in Article 17 (4) of the Convention.

Article 2

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 3

This Decision shall apply to the Republic of Cape Verde, to the Solomon Islands and to Tuvalu from the respective dates on which they become parties to the Convention.

Done at Brussels, 7 March 1979.

*For the ACP-EEC Council of Ministers
By the ACP-EEC Committee of Ambassadors
The Chairman*

(s.) L. de la BARRE de NANTEUIL

DECISION No 2/79
OF THE ACP-EEC COUNCIL OF MINISTERS OF
23 MARCH 1979

derogating from the concept of originating products to take account of the special situation of Mauritius with regard to its production of canned tuna ⁽¹⁾

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the ACP-EEC Convention of Lomé signed on 28 February 1975 hereinafter called 'the Convention', and in particular Article 9 (2) thereof,

Whereas Article 27 of Protocol No 1 to the Convention concerning the definition of the concept of 'originating products' and methods of administrative cooperation, states that derogations from the rules of origin may be made, in particular to facilitate the development of existing industries or the creation of new industries;

Whereas the ACP States have submitted a request from the Government of Mauritius for a derogation from the definition set out in the said Protocol for canned tuna produced by that State;

Whereas in order to catch fish for its canneries Mauritius has decided to set up its own fleet of vessels so that the finished products are originating products within the meaning of Protocol No 1 to the Convention;

⁽¹⁾ Not published in the OJ.

Whereas the fleet will become operational only in about one year's time;

Whereas, in accordance with Article 27 of Protocol No 1, the Customs Cooperation Committee has adopted a report on the said request;

Whereas the derogation accorded for 1978, taken together with that envisaged for 1979, represents a period of time sufficient to allow the Mauritian authorities to resolve their problem in obtaining originating raw materials; whereas the present derogation is therefore to be limited to a maximum period of 12 months;

Whereas in these circumstances a temporary derogation may be made from the definition of the concept of originating products,

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from the special provisions of List A in Annex II to Protocol No 1, canned tuna manufactured in Mauritius and falling within tariff heading No ex 16.04 shall be considered as originating in Mauritius subject to the following conditions.

Article 2

This derogation shall relate to 1 600 tonnes of canned tuna falling within tariff heading No ex 16.04 and exported from Mauritius between 25 November 1978 and 24 November 1979.

Article 3

The movement certificates EUR. 1 issued for originating products by virtue of the derogation contained in Article 1 shall contain in box 7

'Remarks' one of the following endorsements:

- 'Undtagelse tunfisk',
- 'Abweichung Thunfisch',
- 'Derogation tuna fish',
- 'Dérogation thons',
- 'Deroga tonno',
- 'Afwijking tonijn'.

Article 4

The competent authorities of Mauritius shall take the necessary steps to carry out quantitative checks on exports of the products referred to in Article 2 and 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 5

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 6

This Decision shall enter into force on 25 November 1978. It shall apply until 24 November 1979.

Done at Freeport, 23 March 1979.

For the ACP-EEC Council of Ministers

The Chairman

(s.) J. FRANÇOIS-PONCET

DECISION No 4/79
OF THE ACP-EEC COUNCIL OF MINISTERS
OF 23 MARCH 1979
amending the list of least-developed ACP States ⁽¹⁾

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the ACP-EEC Convention of Lomé, signed on 28 February 1975, hereinafter referred to as 'the Convention', and in particular Article 48 (2) and (3) thereof,

Whereas the Republic of Djibouti acceded to the Convention on 2 February 1978, the Solomon Islands on 27 September 1978, the Democratic Republic of Sao Tome and Principe on 1 November 1978, the Republic of Cape Verde on 1 November 1978, Tuvalu on 17 January 1979 and Dominica on 26 February 1979; whereas these States are in an economic situation comparable to that of the ACP States listed in Article 48 (2) of the Convention and whereas they should therefore be added to the list appearing in Article 48 (2) of the Convention,

HAS DECIDED AS FOLLOWS:

Article 1

The Republic of Djibouti, the Solomon Islands, the Democratic Republic of Sao Tome and Principe, the Republic of Cape Verde, Tuvalu and Dominica shall be added to the list of ACP States appearing in Article 48 (2) of the Convention, as from their date of accession.

⁽¹⁾ Not published in the OJ.

Article 2

The ACP States, the Member States and the Community shall within their respective areas of competence, take the necessary steps to implement this Decision.

Done at Freeport, 23 March 1979.

For the ACP-EEC Council of Ministers

The President

(s.) J. FRANÇOIS-PONCET

DECISION No 6/79
OF THE ACP-EEC COUNCIL OF MINISTERS
OF 23 MARCH 1979

on the fiscal and customs arrangements applicable in the ACP States to contracts financed by the Community ⁽¹⁾

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the ACP-EEC Convention of Lomé ⁽²⁾, signed on 28 February 1975, and in particular Article 60 thereof,

Whereas the fiscal and customs arrangements applicable in the ACP States to contracts financed by the Community should be adopted,

HAS DECIDED AS FOLLOWS:

Article 1

1. The ACP States shall apply to contracts financed by the Community fiscal and customs arrangements no less favourable than those applied *vis-à-vis* the most favoured State or most favoured international development organization.

For the purposes of applying the first subparagraph no account shall be taken of arrangements applied to ACP States or other developing countries.

(1) Not published in the OJ.

(2) This Convention appears in Volume 6, page 1003.

2. Subject to paragraph 1 the ACP States shall apply to contracts financed by the Community the arrangements laid down in Articles 2 to 12 of this Decision.

Article 2

1. Contracts financed by the Community shall not be subject in the beneficiary ACP State to stamp or registration duties or fiscal charges having equivalent effect, whether such charges exist or are to be instituted.

They may, however, be subject to the formality of registration, in accordance with the laws in force in the ACP States. This formality may entail the collection of fees which do not exceed the cost of the deed and which correspond to payment for the service provided, in accordance with the legal provisions in force in each ACP State concerned.

2. By way of derogation from paragraph 1 and until 1 March 1980 at the latest, those ACP States which on 1 January 1978 applied to contracts financed by the Community stamp and registration duties or fiscal charges having equivalent effect may, on a temporary basis, continue to apply them provided that they have by 31 December 1979 notified the ACP-EEC Council of Ministers of the laws or regulations applicable in the matter at 1 January 1978.

Article 3

1. Study, inspection or supervision contracts financed by the Community shall not give rise to turnover tax in the beneficiary ACP State.

2. Profits arising from carrying out works, study, inspection or supervision contracts financed by the Community shall be taxable according to the internal fiscal arrangements of the ACP State concerned, provided that the natural or legal persons who realized such profits in that State have a permanent place of business there or that the contracts take longer than six months to carry out.

Article 4

1. Imports under a supply contract financed by the Community shall cross the customs frontier of the beneficiary ACP State without being subject to customs duties, import duties, taxes or fiscal charges having equivalent effect.
2. Where a supply contract financed by the Community involves a product originating in the beneficiary ACP State, the contract shall be concluded on the basis of the ex-works price of the supplies in question, to which shall be added the internal fiscal charges applicable in the ACP State to those supplies.
3. The exemptions shall be expressly provided for in the text of the contract.

Article 5

Fuels, lubricants and hydrocarbon binders and, in general, all materials used in the performance of a works contract financed by the Community shall be deemed to have been purchased on the local market and shall be subject to the fiscal rules applicable under the national legislation in force in the beneficiary ACP State.

Article 6

Firms which must import professional equipment in order to carry out works contracts shall, if they so request, benefit from the system of temporary admission as defined by the national legislation of the beneficiary ACP State in respect of the said equipment.

Article 7

Professional equipment necessary for carrying out tasks defined in a study, inspection or supervision contract shall be temporarily admitted into the beneficiary ACP State or States free of fiscal, import and customs duties and of other charges having equivalent effect where these duties and charges do not constitute remuneration for services rendered.

Article 8

1. Personal and household effects imported for personal use by natural persons, other than those recruited locally, engaged in carrying out tasks defined in a study, inspection or supervision contract shall be exempt from customs duties, import duties, taxes and other fiscal charges having equivalent effect, within the limits of the national legislation of the beneficiary ACP State.
2. These provisions shall also apply to members of the families of the persons referred to in paragraph 1.

Article 9

1. The Commission delegate and the staff appointed to the delegations, with the exception of staff recruited locally, shall be exempt from all direct taxes in the ACP State in which they are installed.
2. The staff referred to in paragraph 1 shall also be covered by Article 8.

Article 10

The ACP States shall grant exemption from all national or local duties or fiscal charges on the interest, commission and amortization due on assistance given by the Community in the form of special loans, subordinated or conditional loans through risk capital or loans from the own resources of the Bank, as referred to in Article 3, Article 4 (3) and Article 5 of Protocol No 2 to the Convention on the application of financial and technical cooperation.

Article 11

Any matter not covered by this Decision shall remain subject to the national legislation of the States party to the Convention.

Article 12

The above provisions shall apply to the performance of all contracts financed by the Community and concluded subsequent to the entry into force of this Decision.

Article 13

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 14

This Decision shall enter into force on 23 March 1979.

Done at Freeport, 23 March 1979.

*For the ACP-EEC Council of Ministers
The President*

(s.) J. FRANÇOIS-PONCET

INFORMATION CONCERNING

the ACP-EEC Convention of Lomé — 2nd updating supplement ⁽¹⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of exchange, deposit or notification of instruments of ratification, acceptance, approval, etc.	Date of entry into force	Duration
DOMINICA ⁽²⁾		26.2.1979 ⁽³⁾	26.2.1979	} Same as Convention (until 1.3.1980)
KIRIBATI (²) ⁽⁴⁾		30.10.1979 ⁽⁵⁾	30.10.1979	
ST. LUCIA ⁽²⁾		28.6.1979 ⁽⁶⁾	28.6.1979	
TUVALU ⁽²⁾		17.1.1979 ⁽⁷⁾	17.1.1979	

(1) The Convention appears in Volume 6, page 1003, and the 1st updating supplement in Volume 8, page 2941.

(2) See Article 89 of the Convention (accessions).

(3) OJ No L 55, 6.3.1979.

(4) Formerly the Gilbert Islands.

(5) OJ No L 295, 22.11.1979.

(6) OJ No L 169, 7.7.1979.

(7) OJ No L 30, 6.2.1979

Commodity agreements

The International Cocoa Agreement, 1975
(3rd updating supplement)

INFORMATION CONCERNING

the International Cocoa AGREEMENT, 1975 ⁽¹⁾⁽²⁾ — 3rd updating supplement⁽³⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force
			of ratification, acceptance, approval, etc.	of accession	
EEC			23.2.1979 ⁽⁴⁾		23.2.1979
<i>Exporting members</i>					
CAMEROON			6.9.1979		6.9.1979
DOMINICA				11.9.1979	11.9.1979
GUATEMALA			13.8.1979		13.8.1979
PERU				31.8.1979	31.8.1979
ST. LUCIA		14.5.1979 ⁽⁵⁾			15.5.1979
VENEZUELA			15.2.1979		15.2.1979

<i>Importing members</i>					
COLOMBIA				16.3.1979	16.3.1979

- (1) This Agreement appears in Volume 6, page 1335.
- (2) In accordance with Article 75(4) of the Agreement, the International Cocoa Council decided, at its 13th session from 10 to 14 September 1979, to extend the Agreement until 31 March 1980.
- (3) The 1st updating supplement appears in Volume 7, page 1315, and the 2nd in Volume 8, page 3101.
- (4) OJ No L 44, 21.2.1979.
- (5) Participation under Article 71 of the Agreement.

The International Coffee Agreement, 1976
(Updating supplement)

INFORMATION CONCERNING

the International Coffee AGREEMENT, 1976 ⁽¹⁾ — updating supplement

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of intention to participate in the Agreement for the remaining three years of its duration (2)	Date of deposit of instruments		Date of entry into force
			of ratification, acceptance, approval, etc.	of accession	
<i>Exporting members</i>					
ANGOLA		26.9.1979			
BENIN		31.8.1979			
BOLIVIA		20.9.1979			
BRAZIL		22.8.1979			
BURUNDI		18.9.1979			
CAMEROON		10.9.1979			
CENTRAL AFRICAN REPUBLIC		26.6.1979			
COLOMBIA		21.8.1979			
CONGO		5.9.1979			
COSTA RICA		7.9.1979			

DOMINICAN REPUBLIC	14.9.1979		
ECUADOR	21.8.1979		
EL SALVADOR	25.9.1979		
ETHIOPIA	25.7.1979		
GABON	21.8.1979		
GHANA	25.9.1979		
GUATEMALA	19.3.1979		
GUINEA	17.8.1979		
HAITI	29.9.1979		
HONDURAS	11.9.1979		
INDIA	24.9.1979		
INDONESIA	2.8.1979		
IVORY COAST	6.9.1979		
JAMAICA	28.9.1979		
KENYA	20.9.1979		
LIBERIA	11.9.1979		
MADAGASCAR	4.9.1979		
MALAWI	6.8.1979		
MEXICO	11.7.1979		
NICARAGUA	24.9.1979		
NIGERIA	26.9.1979		
PANAMA	14.8.1979		

(1) This Agreement appears in Volume 6, page 1411.

(2) Article 68(2) of the Agreement states, *inter alia*: 'During the third year of this Agreement, namely the coffee year ending 30 September 1979, Contracting Parties shall notify the Secretary-General of the United Nations of their intention to continue to participate in this Agreement for the remaining three years of its duration' (see Volume 6, page 1462).

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of intention to participate in the Agreement for the remaining three years of its duration ⁽¹⁾	Date of deposit of instruments		Date of entry into force
			of ratification, acceptance, approval, etc.	of accession	
PAPUA NEW GUINEA		27.9.1979			
PARAGUAY		28.8.1979			
PERU		19.9.1979			
RWANDA		14.8.1979			
SIERRA LEONE		15.8.1979			
TANZANIA		28.9.1979			
TOGO		12.9.1979			
TRINIDAD AND TOBAGO		28.9.1979			
UGANDA		21.9.1979			
VENEZUELA		17.9.1979			
ZAIRE		27.6.1979			
<i>Importing members</i>					
EEC		28.9.1979 ⁽²⁾			
BELGIUM/ LUXEMBOURG		25.7.1979			
DENMARK		29.6.1979			

GERMANY (Fed. Rep.)	17.9.1979		
FRANCE	17.7.1979		
IRELAND	29.8.1979		
ITALY	27.8.1979		
NETHERLANDS	8.3.1979		
UNITED KINGDOM	17.9.1979		
AUSTRALIA	22.3.1979		
AUSTRIA	19.6.1979		
CANADA	28.9.1979		
CYPRUS	25.9.1979		
FINLAND	19.7.1979		
HUNGARY	19.7.1979		
ISRAEL	28.9.1979		
JAPAN	21.9.1979		
NEW ZEALAND	13.9.1979		
NORWAY	10.8.1979		
PORTUGAL	21.8.1979		
SPAIN	11.9.1979		
SWEDEN	14.6.1979		
SWITZERLAND	28.9.1979		
UNITED STATES	14.9.1979		
YUGOSLAVIA	28.9.1979		

(1) Article 68(2) of the Agreement states, *inter alia*: 'During the third year of this Agreement, namely the coffee year ending 30 September 1979, Contracting Parties shall notify the Secretary-General of the United Nations of their intention to continue to participate in this Agreement for the remaining three years of its duration' (see Volume 6, page 1462).

(2) OJ No L 248, 2.10.1979.

Protocols
for the third extension of the Wheat Trade
Convention and the Food Aid Convention
constituting the International Wheat
Agreement, 1971

(3rd updating supplement)

INFORMATION CONCERNING

the PROTOCOLS ⁽¹⁾ for the third extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat AGREEMENT, 1971 ⁽²⁾ — 3rd updating supplement ⁽³⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force
			of ratification, acceptance, approval, etc.	of accession	

Wheat Trade Convention, 1971 (extension)

<i>Importing members</i>					
GUATEMALA	6.4.1978	15.6.1976	18.12.1979		18.12.1979

(1) These Protocols appear in Volume 6, page 1473.

(2) These Conventions appear in Volume 5, page 749 *et seq.*

(3) The 1st updating supplement appears in Volume 7, page 1323, and the 2nd in Volume 8, page 3103.

1978 Protocols
for the fourth extension of the Wheat Trade
Convention and the Food Aid Convention
constituting the International Wheat
Agreement, 1971

(Updating supplement)

INFORMATION CONCERNING

the 1978 PROTOCOLS ⁽¹⁾ for the fourth extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat AGREEMENT, 1971 ⁽²⁾ — updating supplement

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force
			of ratification, acceptance, approval, etc.	of accession	

(a) *Wheat Trade Convention 1971 (extension)*

<i>Exporting and importing members</i>					
BELGIUM	17.5.1978	17.5.1978	22.6.1979		22.6.1979
LUXEMBOURG	17.5.1978	17.5.1978	6.3.1979		6.3.1979
UNITED KINGDOM ⁽³⁾	17.5.1978	17.5.1978	3.5.1979		3.5.1979
<i>Exporting members</i>					
ARGENTINA	17.5.1978	26.5.1978	30.11.1979		30.11.1979
KENYA				13.4.1979	13.4.1979
UNITED STATES	17.5.1978	20.6.1978	20.1.1979		20.1.1979

<i>Importing members</i>					
AUSTRIA	11.5.1978		29.1.1979		29.1.1979
EL SALVADOR		16.6.1978		13.3.1979	13.3.1979
NIGERIA		18.8.1978		4.5.1979	4.5.1979
PORTUGAL	17.5.1978	21.6.1978	30.8.1979		30.8.1979
SWITZERLAND	15.5.1978	7.6.1978	6.2.1979		6.2.1979
TUNISIA		4.5.1978		18.4.1979	18.4.1979

(b) *Food Aid Convention, 1971 (extension)*

ARGENTINA	17.5.1978	26.5.1978	30.11.1979		30.11.1979
BELGIUM	17.5.1978	17.5.1978	22.6.1979		22.6.1979
LUXEMBOURG	17.5.1978	17.5.1978	6.3.1979		6.3.1979
SWITZERLAND	15.5.1978	7.6.1978	6.2.1979		6.2.1979
UNITED KINGDOM	17.5.1978	17.5.1978	3.5.1979		3.5.1979
UNITED STATES	17.5.1978	20.6.1978	20.1.1979		20.1.1979

(1) These Protocols appear in Volume 8, page 3109.

(2) These Conventions appear in Volume 5, page 749 *et seq.*

(3) In accordance with Article 28(3) of the Convention, the territorial application of the Convention has been extended by the United Kingdom to include Belize, Bermuda, the British Virgin Islands, Gibraltar, the Gilbert Islands(*), Hong Kong, Montserrat, St. Helena and Dependencies, and St. Vincent (see Volume 5, page 773).

(*) Until they became independent on 12.7.1979.

1979 Protocols
for the fifth extension of the Wheat Trade
Convention and the Food Aid Convention
constituting the International Wheat
Agreement, 1971

1979 PROTOCOLS ⁽¹⁾

for the fifth extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971 ⁽²⁾

COUNCIL DECISION

of 12 June 1979

concerning the signing and the deposit of a declaration of provisional application of the Protocols for the fifth extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971

(79/556/EEC)

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 recommendation from the Commission,

HAS DECIDED AS FOLLOWS:

Sole Article

The President of the Council is hereby authorized to designate the person empowered to sign the declaration of provisional application

(1) OJ No L 152, 20.6.1979.

(2) These Conventions appear in Volume 5, page 749 *et seq.*

of the Protocols for the fifth extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971, and to deposit this declaration with the Government of the United States of America.

The text of the declaration is annexed to this Decision ⁽¹⁾.

Done at Luxembourg, 12 June 1979.

For the Council
The President
J. FRANÇOIS-PONCET

(1) The text of these Protocols will be found in an addendum to this Decision.

Declaration of provisional application of the Protocols for the fifth extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971, the texts of which were drawn up by the Conference held for that purpose in London on 21 March 1979

It will not be possible for the European Economic Community to complete before 22 June 1979 the institutional accession procedures laid down in Article 7 of the Protocol for the fifth extension of the Wheat Trade Convention, 1971 and in Article VII of the Protocol for the fifth extension of the Food Aid Convention, 1971.

In accordance with Articles 8 and VIII of the said Protocols, the Community therefore makes this declaration of provisional application of these Protocols. By depositing such a declaration, the Community regards itself to be provisionally a party to the Protocols, with all the rights and obligations which result therefrom, until such time as the Council of the European Communities shall have taken a final decision on the matter.

*On behalf of the Council of
the European Communities*

1979 PROTOCOLS FOR THE FIFTH EXTENSION OF THE WHEAT TRADE CONVENTION AND FOOD AID CONVENTION CONSTITUTING THE INTERNATIONAL WHEAT AGREEMENT, 1971

PREAMBLE

THE CONFERENCE TO ESTABLISH THE TEXTS OF THE 1979 PROTOCOLS FOR THE FIFTH EXTENSION OF THE CONVENTIONS CONSTITUTING THE INTERNATIONAL WHEAT AGREEMENT, 1971

CONSIDERING that the International Wheat Agreement of 1949 was revised, renewed or extended in 1953, 1956, 1959, 1962, 1965, 1966, 1967, 1968, 1971, 1974, 1975, 1976 and 1978,

CONSIDERING that the International Wheat Agreement, 1971, consisting of two separate legal instruments, the Wheat Trade Convention, 1971 and the Food Aid Convention, 1971, both of which were further extended by Protocol in 1978, will expire on 30 June 1979,

HAS ESTABLISHED the texts of the 1979 Protocols for the fifth extension of the Wheat Trade Convention, 1971 and for the fifth extension of the Food Aid Convention, 1971.

1979 PROTOCOL FOR THE FIFTH EXTENSION OF THE WHEAT TRADE CONVENTION, 1971

THE GOVERNMENTS PARTY TO THIS PROTOCOL:

CONSIDERING that the Wheat Trade Convention, 1971 (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971, which was further extended by Protocol in 1978, expires on 30 June 1979,

HAVE AGREED as follows:

Article 1

Extension, expiry and termination of the Convention

Subject to the provisions of Article 2 of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1981 provided that, if a new international agreement covering wheat enters into force before 30 June 1981, this Protocol shall remain in force only until the date of entry into force of the new agreement.

Article 2

Inoperative provisions of the Convention

The following provisions of the Convention shall be deemed to be inoperative with effect from 1 July 1979:

- (a) Article 19 (4);
- (b) Articles 22 to 26 inclusive;
- (c) Article 27 (1);
- (d) Articles 29 to 31 inclusive.

Article 3

Definition

Any reference in this Protocol to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community (hereinafter referred to as 'the Community'). Accordingly, any reference in this Protocol to 'signature' or to the 'deposit of instruments of ratification, acceptance, approval or conclusion' or 'an instrument of accession' or 'a declaration of provisional application' by a Government shall, in the case of the Community, be construed as including signature or declaration of provisional application on behalf of the Community by its competent authority and the deposit of the instrument required by the institutional procedures of the Community to be deposited for the conclusion of an international agreement.

Article 4

Finance

The initial contribution of any exporting or importing member acceding to this Protocol under Article 7 (1) (b) thereof, shall be assessed by the Council on the basis of the votes to be distributed to it and the period remaining in the current crop year, but the assessments made upon other exporting and importing members for the current crop year shall not be altered.

Article 5

Signature

This Protocol shall be open for signature in Washington from 25 April 1979 until and including 16 May 1979 by Governments of countries party to the Convention as further extended by the 1978 Protocol, or which are provisionally regarded as party to the Convention as further extended by the 1978 Protocol, on 21 March 1979, or which are members of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, and are listed in Annex A or B to the Convention.

Article 6

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory Government in accordance with its respective constitutional or institutional procedures. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 22 June 1979, except that the Council may grant one or more extensions of time to any signatory Government that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article 7

Accession

1. This Protocol shall be open for accession:
 - (a) until 22 June 1979 by the Government of any member listed in Annex A or B to the Convention as of that date, except that the Council may grant one or more extensions of time to any Government that has not deposited its instrument by that date, and
 - (b) after 22 June 1979 by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, upon such conditions as the Council considers appropriate by not less than two thirds of the votes cast by exporting members and two thirds of the votes cast by importing members.

2. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

3. Where, for the purposes of the operation of the Convention and this Protocol, reference is made to members listed in Annex A or B to the Convention, any member the Government of which has acceded to the Convention on conditions prescribed by the Council, or to this Protocol in accordance with paragraph 1 (b) of this Article, shall be deemed to be listed in the appropriate Annex.

Article 8

Provisional application

Any signatory Government may deposit with the Government of the United States of America a declaration of provisional application of this Protocol. Any other Government eligible to sign this Protocol or whose application for accession is approved by the Council may also deposit with the Government of the United States of America a declara-

tion of provisional application. Any Government depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article 9

Entry into force

1. This Protocol shall enter into force among those Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, in accordance with Articles 6, 7 and 8 of this Protocol by 22 June 1979 as follows:

- (a) on 23 June 1979 with respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21, and
- (b) on 1 July 1979 with respect to Articles 3 to 9 inclusive, and Article 21 of the Convention,

if such instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application have been deposited not later than 22 June 1979 on behalf of Governments representing exporting members which held at least 60% of the votes set out in Annex A and representing importing members which held at least 50% of the votes set out in Annex B, or would have held such votes respectively if they had been parties to the Convention on that date.

2. This Protocol shall enter into force for any Government that deposits an instrument of ratification, acceptance, approval, conclusion or accession after 22 June 1979 in accordance with the relevant provisions of this Protocol, on the date of such deposit except that no part of it shall enter into force for such a Government until that part enters into force for other Governments under paragraph 1 or 3 of this Article.

3. If this Protocol does not enter into force in accordance with paragraph 1 of this Article, the Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, may decide by mutual consent

that it shall enter into force among those Governments that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application.

Article 10

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding Governments of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to, this Protocol as well as of each notification and notice received under Article 27 of the Convention and each declaration and notification received under Article 28 of the Convention.

Article 11

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article 12

Relationship of Preamble to Protocol

This Protocol includes the Preamble to the 1979 Protocols for the fifth extension of the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party and to the Executive Secretary of the Council.

1979 PROTOCOL FOR THE FIFTH EXTENSION OF THE FOOD AID CONVENTION, 1971

THE PARTIES TO THIS PROTOCOL,

CONSIDERING that the Food Aid Convention, 1971 (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971, which was further extended by Protocol in 1978, expires on 30 June 1979,

HAVE AGREED as follows:

Article I

Extension, expiry and termination of the Convention

Subject to the provisions of Article II of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1981 provided that, if a new agreement covering food aid enters into force before 30 June 1981, this Protocol shall remain in force only until the date of entry into force of the new agreement.

Article II

Inoperative provisions of the Convention

The provisions of paragraphs 1, 2 and 3 of Article II, of paragraph 1 of Article III and of Articles VI to XIV, inclusive, of the Convention shall be deemed to be inoperative with effect from 1 July 1979.

Article III

International food aid

1. The parties to this Protocol agree to contribute as food aid to the developing countries, wheat, coarse grains or products derived there-

from, suitable for human consumption and of an acceptable type and quality, or the cash equivalent thereof, in the minimum annual amounts specified in paragraph 2 below.

2. The minimum annual contribution of each party to this Protocol is fixed as follows:

	<i>tonnes</i>
Argentina	23 000
Australia	225 000
Canada	495 000
European Economic Community	1 287 000
Finland	14 000
Japan	225 000
Sweden	35 000
Switzerland	32 000
United States of America	1 890 000

3. For the purpose of the operation of this Protocol, any party which has signed this Protocol pursuant to paragraph 2 of Article V thereof, or which has acceded to this Protocol pursuant to paragraph 2 or 3 of Article VII thereof, shall be deemed to be listed in paragraph 2 of Article III of this Protocol together with the minimum contribution of such party as determined in accordance with the relevant provisions of Article V or Article VII of this Protocol.

Article IV

Food Aid Committee

There shall be established a Food Aid Committee whose membership shall consist of the parties listed in paragraph 2 of Article III of this Protocol and of those others that become parties to this Protocol. The Committee shall appoint a chairman and a vice-chairman.

Article V

Signature

1. This Protocol shall be open for signature in Washington from 25 April 1979 until and including 16 May 1979 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland and the United States of America, and by the European Economic Community and its Member States, provided that they sign both this Protocol and the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971.

2. This Protocol shall also be open for signature, on the same conditions, to any party to the Food Aid Convention, 1967 which is not enumerated in paragraph 1 of this Article, provided that its contribution is at least equal to that which it agreed to make in the Food Aid Convention, 1967.

Article VI

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory in accordance with its constitutional or institutional procedures, provided that it also ratifies, accepts, approves or concludes the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 22 June 1979, except that the Food Aid Committee may grant one or more extensions of time to any signatory that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article VII

Accession

1. This Protocol shall be open for accession by any party referred to in Article V of this Protocol, provided it also accedes to the 1979

Protocol for the fifth extension of the Wheat Trade Convention, 1971 and provided further that in the case of any party referred to in paragraph 2 of Article V its contribution is at least equal to that which it agreed to make in the Food Aid Convention, 1967. Instruments of accession under this paragraph shall be deposited not later than 22 June 1979, except that the Food Aid Committee may grant one or more extensions of time to any party that has not deposited its instrument of accession by that date.

2. The Food Aid Committee may approve accession to this Protocol, as a donor, by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, on such conditions as the Food Aid Committee considers appropriate, provided that the Government also accedes at the same time to the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971, if not already a party to it.

3. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

Article VIII

Provisional application

Any party referred to in Article V of this Protocol may deposit with the Government of the United States of America a declaration of provisional application of this Protocol, provided it also deposits a declaration of provisional application of the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971. Any other party whose application for accession is approved may also deposit with the Government of the United States of America a declaration of provisional application, provided that the party also deposits a declaration of provisional application of the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971, unless it is already a party to that Protocol or has already deposited a declaration of provisional application of that Protocol. Any such party depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article IX

Entry into force

1. This Protocol shall enter into force for those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession:

- (a) on 23 June 1979 with respect to all provisions other than Article II of the Convention and Article III of the Protocol, and
- (b) on 1 July 1979 with respect to Article II of the Convention and Article III of the Protocol,

provided that all parties listed in of Article V (1) of this Protocol have deposited such instruments or a declaration of provisional application by 22 June 1979 and that the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971 is in force. For any other party that deposits an instrument of ratification, acceptance, approval, conclusion or accession after the entry into force of the Protocol, this Protocol shall enter into force on the date of such deposit.

2. If this Protocol does not enter into force in accordance with the provisions of paragraph 1 of this Article, the parties which by 23 June 1979 have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, may decide by mutual consent that it shall enter into force among those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, provided that the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971 is in force, or they may take whatever other action they consider the situation requires.

Article X

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding parties of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to this Protocol.

Article XI

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article XII

Relationship of Preamble to Protocol

This Protocol includes the Preamble to the 1979 Protocols for the fifth extension of the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall all be equally authentic. The originals shall be deposited with the Government of the United States of America which shall transmit certified copies thereof to each signatory and acceding party.

DECLARATIONS OR RESERVATIONS

DELEGATION OF THE COMMISSION OF THE EUROPEAN COMMUNITIES

Washington D.C., 22 June 1979

I have the honour to inform you that in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Council of the European Communities does not accept the reservation accompanying the signature of the Protocol by the Republic of Cuba and its deposit of a declaration of provisional application on 14 May 1979, relating to the European Economic Community.

DELEGATION OF THE COMMISSION OF THE EUROPEAN COMMUNITIES

Washington D.C., 22 June 1979

I have the honour to inform you that in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Council of the European Communities does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 15 May 1979, relating to the European Economic Community.

UNITED KINGDOM

Washington, 21 June 1979

I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation accompanying the signature of the Protocol by the Republic of Cuba and its deposit of a declaration of provisional application on 14 May 1979.

UNITED KINGDOM

Washington, 21 June 1979

I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 15 May 1979 relating to the European Economic Community.

IRELAND

21 June 1979

I have the honour to inform you that, in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Government of Ireland does not accept the reservation relating to the European Economic Community, accompanying the signature of the Protocol by the Republic of Cuba and its deposit of a declaration of provisional application on 14 May 1979.

IRELAND

21 June 1979

I have the honour to inform you that, in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Government of Ireland does not accept the reservation relating to the European Economic Community, accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 15 May 1979.

FEDERAL REPUBLIC OF GERMANY

21 June 1979

I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the Federal Republic of Germany does not accept the reservation accompanying the signature of the Republic of Cuba of the Protocol and its deposit of a declaration of provisional application on 14 May 1979 relating to the European Economic Community.

FEDERAL REPUBLIC OF GERMANY

21 June 1979

I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the Federal Republic of Germany does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 15 May 1979 relating to the European Economic Community.

LUXEMBOURG

Washington D.C., 22 June 1979

I have the honour to inform you that in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Government of the Grand Duchy of Luxembourg does not accept the reservation accompanying the signature of the Protocol by the Republic of Cuba and its deposit of a declaration of provisional application on 14 May 1979, relating to the European Economic Community.

LUXEMBOURG

Washington D.C., 22 June 1979

I have the honour to inform you that in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Government of the Grand Duchy of Luxembourg does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 15 May 1979, relating to the European Economic Community.

FRANCE ⁽¹⁾

Washington, 21 June 1979

With reference to the aforementioned Protocols, the Government of the French Republic does not accept the declarations made by the Cuban Government and the Government of the Union of Soviet Socialist Republics regarding the European Economic Community.

(1) Translated by the translation departments of the Communities from the French text forwarded by the depositary.

ITALY

Washington D.C., 21 June 1979

The Embassy of Italy presents its compliments to the Department of State and has the honour to inform that in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Government of the Republic of Italy does not accept the reservation accompanying the signature of the Protocol by the Republic of Cuba and its deposit of a declaration of provisional application on 14 May 1979, relating to the European Economic Community.

ITALY

Washington D.C., 21 June 1979

The Italian Embassy presents its compliments to the Department of State and has the honour to inform that in connection with the Protocol for the fifth extension of the Wheat Trade Convention of 1971, the Government of the Republic of Italy does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 15 May 1979, relating to the European Economic Community.

USSR

Moscow, 5 June 1979

I have the honour to inform you that the Government of the Union of Soviet Socialist Republics has decided to accept the Protocol of the

fifth extension of the 1971 Wheat Trade Convention with the following statement:

'The Government of the Union of Soviet Socialist Republics states that adherence of the Union of Soviet Socialist Republics to the Protocol does not establish any commitments for the USSR with respect to the European Economic Community, and that the provisions of the Protocol which limit participation in it for certain States run counter to the generally accepted principle of sovereign equality among States'.

I am asking you, Mr Secretary, to regard this letter as the official document of acceptance by the Government of the Union of Soviet Socialist Republics of the above Protocol under its Article 6.

DENMARK

Washington D.C., 22 June 1979

The Embassy of Denmark presents its compliments to the Department of State and has the honour to inform the Department that in connection with the Danish accession to the Protocol for the fifth extension of the Wheat Trade Convention, 1971, the Government of Denmark does not accept the reservation relating to the European Economic Community accompanying the signature of the Republic of Cuba of the said Protocol on 14 May 1979.

DENMARK

Washington D.C., 22 June 1979

The Embassy of Denmark presents its compliments to the Department of State and has the honour to inform the Department that in con-

nection with the Danish accession to the Protocol for the fifth extension of the Wheat Trade Convention, 1971, the Government of Denmark does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of the said Protocol on 15 May 1979.

THE NETHERLANDS

Washington D.C., 22 June 1979

I have the honour to inform you that in connection with the Protocol for the fifth extension of the Wheat Trade Convention, 1971, the Government of the Kingdom of the Netherlands does neither accept the reservation made by the Republic of Cuba accompanying its signature of the Protocol on 14 May 1979, nor the reservation made by the Union of Soviet Socialist Republics accompanying its signature of the Protocol on 15 May 1979, relating to the European Economic Community.

BELGIUM

21 June 1979

I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention of 1971, the Government of Belgium does not accept the reservations accompanying the signature of the Protocol by Cuba on 14 May 1979, and the Union of Soviet Socialist Republics on 15 May 1979, relating to the European Economic Community.

JAPAN

Washington, 25 April 1979

The Government of Japan reserves the right to discharge its obligations under Article III of this Protocol by providing assistance in the form of rice, not excluding rice produced in non-member developing countries, or, if requested by recipient countries, in the form of agricultural materials.

CUBA ⁽¹⁾

Havana, 23 April 1979

- 'The Republic of Cuba declares that signing the 1979 Protocol for the fifth extension of the Wheat Trade Convention, 1971 may not be interpreted as recognition or acceptance of the Fascist Government of South Africa, which does not represent the South African people and which, because of its systematic practice of the discriminatory policy of apartheid, has been expelled from international organizations, has received the condemnation of the United Nations and has been rejected by all peoples of the world'.

- 'The Republic of Cuba wishes to reiterate that the provisions of Article 28 of the Wheat Trade Convention, 1971, are no longer applicable because they are contrary to the Declaration on the granting of independence to colonial countries and peoples (Resolution 1514) made by the United Nations General Assembly on 14 December 1960 proclaiming the necessity of bringing colonialism in all its forms and manifestations to a speedy and unconditional end'.

(1) Translated by the translation departments of the Communities from the Spanish text forwarded by the depositary.

- 'The Republic of Cuba declares with respect to Article 3 of the 1979 Protocol for the fifth extension of the Wheat Trade Convention that the participation of the European Economic Community therein does not mean that the Republic of Cuba accepts any legal obligations'.
- 'The Republic of Cuba declares that it will provisionally apply the Protocol for the fifth extension of the Wheat Trade Convention, 1971, and that it should therefore be considered a provisional party to the aforesaid Protocol'.
- 'Signature by the Republic of Cuba of the Protocol for the fifth extension of the Wheat Trade Convention, 1971, may not be interpreted as recognition or acceptance of the Republic of Korea, inasmuch as it is not considered to be genuinely representative of the interests of the Korean people'.

INFORMATION CONCERNING

the 1979 PROTOCOLS ⁽¹⁾ for the fifth extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat AGREEMENT, 1971 ⁽²⁾

Open for signature: 25.4.1979 to 16.5.1979 ⁽²⁾ in Washington (United States of America)

Depository: Government of the United States of America, Washington (United States of America)

Date of entry into force: 23.6.1979 ⁽³⁾

Duration: 2 years (until 30.6.1981)

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force ⁽⁵⁾	Declarations or reservations ⁽⁶⁾
			of ratification, acceptance, approval, etc.	of accession		

(a) *Wheat Trade Convention, 1971 (extension)*

<i>Exporting and importing members</i>						
EEC		22.6.1979			(⁷)	yes
BELGIUM		22.6.1979		29.11.1979	29.11.1979	yes
DENMARK				22.6.1979		yes
FRANCE		22.6.1979			(⁷)	yes
GERMANY (Fed. Rep.)		22.6.1979		7.11.1979	7.11.1979	yes

IRELAND		22.6.1979		3.12.1979	3.12.1979	yes
ITALY		22.6.1979			(?)	yes
LUXEM- BOURG		22.6.1979			(?)	yes
NETHER- LANDS		22.6.1979			(?)	yes
UNITED KINGDOM ⁽⁴⁾		22.6.1979		14.12.1979	14.12.1979	yes
<i>Exporting members</i>						
ARGENTINA		15.6.1979			(?)	
AUSTRALIA	15.5.1979		30.5.1979			
CANADA	15.5.1979		15.6.1979			
GREECE	15.5.1979	31.7.1979			(?)	
KENYA	14.5.1979		2.7.1979		2.7.1979	
SPAIN	16.5.1979	13.6.1979			(?)	

(1) OJ No L 152, 20.6.1979.

(2) These Conventions appear in Volume 5, page 749 *et seq.*

(3) For Articles 3 to 9 inclusive and Article 21 of the Wheat Trade Convention, Article II of the Food Aid Convention and Article III of the Protocol to the latter Convention, the date of entry into force is 1.7.1979.

(4) In accordance with Article 28(3) of the Convention, the territorial application of the Convention has been extended by the United Kingdom to include Belize, Bermuda, the British Virgin Islands, Gibraltar, the Gilbert Islands^(*), Hong Kong, Montserrat, St. Helena and Dependencies, and St. Vincent (see Volume 5, page 773).

(5) This date is only given where it falls after the date of entry into force of the Protocol.

(6) The texts of these declarations or reservations will be found on pages 641 to 649 of this volume.

(7) Cf. date of notification of provisional application.

(*) Until they became independent on 12.7.1979.

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force (1)	Declarations or reservations (2)
			of ratification, acceptance, approval, etc.	of accession		
SWEDEN	15.5.1979		4.6.1979			
UNITED STATES	16.5.1979	15.6.1979			(3)	
USSR	15.5.1979		22.6.1979			yes
<i>Importing members</i>						
ALGERIA		18.6.1979			(3)	
AUSTRIA	11.5.1979					
BARBADOS				24.7.1979	24.7.1979	
BOLIVIA		19.7.1979		18.7.1979	18.7.1979	
BRAZIL	11.5.1979	1.6.1979			(3)	
COSTA RICA		21.6.1979			(3)	
CUBA	14.5.1979	14.5.1979	31.12.1979		31.12.1979	yes
ECUADOR	16.6.1979					
EGYPT	14.5.1979	4.6.1979			(3)	
EL SALVADOR	15.5.1979	21.6.1979	13.7.1979		13.7.1979	
FINLAND	11.5.1979		21.6.1979			
GUATEMALA	16.5.1979	27.6.1979			(3)	
INDIA	16.5.1979		21.6.1979			
IRAN	16.5.1979	15.6.1979			(3)	

IRAQ	30.4.1979		15.8.1979		15.8.1979
JAPAN	25.4.1979	21.6.1979			(³)
KOREA (Rep.)	15.5.1979		6.6.1979		
MALTA				6.7.1979	6.7.1979
MAURITIUS	3.5.1979		18.6.1979		
MOROCCO		21.6.1979			(³)
NORWAY	15.5.1979		22.6.1979(acc.)		
PAKISTAN	8.5.1979		22.6.1979		
PANAMA				20.6.1979	
PERU	16.5.1979	7.6.1979	26.9.1979		26.9.1979
PORTUGAL	16.5.1979	1.6.1979			(³)
SAUDI ARABIA		1.6.1979		3.8.1979	3.8.1979
SOUTH AFRICA	11.5.1979		19.6.1979		
SWITZER- LAND	14.5.1979	12.6.1979			(³)
SYRIA				30.5.1979	
TRINIDAD & TOBAGO				7.9.1979	7.9.1979
TUNISIA	15.5.1979	15.5.1979			(³)
VATICAN CITY	15.5.1979		5.6.1979		
VENEZUELA		28.6.1979			(³)

(1) This date is only given where it falls after the date of entry into force of the Protocol.

(2) The texts of these declarations or reservations will be found on pages 641 to 649 of this volume.

(3) Cf. date of notification of provisional application.

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force ⁽¹⁾	Declarations or reservations ⁽²⁾
			of ratification, acceptance, approval, etc.	of accession		

(b) Food Aid Convention, 1971 (extension)

EEC		22.6.1979			⁽³⁾	
BELGIUM		22.6.1979	29.11.1979		29.11.1979	
DENMARK				22.6.1979		
GERMANY (Fed. Rep.)		22.6.1979	7.11.1979		7.11.1979	
FRANCE		22.6.1979			⁽³⁾	
IRELAND		22.6.1979	3.12.1979		3.12.1979	
ITALY		22.6.1979			⁽³⁾	
LUXEM- BOURG		22.6.1979			⁽³⁾	
NETHER- LANDS		22.6.1979			⁽³⁾	
UNITED KINGDOM		22.6.1979	14.12.1979		14.12.1979	
ARGENTINA		15.6.1979			⁽³⁾	
AUSTRALIA	15.5.1979		30.5.1979			
CANADA	15.5.1979		15.6.1979			
FINLAND	11.5.1979		21.6.1979			
JAPAN	25.4.1979	21.6.1979			⁽³⁾	yes

NORWAY	15.5.1979				
SWEDEN	15.5.1979		4.6.1979		
SWITZER- LAND	14.5.1979	12.6.1979			(³)
UNITED STATES	16.5.1979	15.6.1979			(³)

(1) This date is only given where it falls after the date of entry into force of the Protocol.

(2) The texts of these declarations or reservations will be found on pages 641 to 649 of this volume.

(3) Cf. date of notification of provisional application.

Protocols

extending for the first, second and third times the
Wheat Trade Convention and the Food Aid
Convention constituting the International
Wheat Agreement, 1971

(Updating supplement)

PROTOCOLS

extending for the first, second and third times the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971 ⁽¹⁾

(updating supplement)

COUNCIL DECISION

of 10 December 1979

on the conclusion of the Protocols extending for the first, second and third times the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971

(80/176/EEC)

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 recommendation from the Commission,

HAS DECIDED AS FOLLOWS:

Article 1

The Protocols extending for the first, second and third times the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971 shall be approved on behalf of the European Economic Community.

(1) OJ No L 39, 15.2.1980.

Article 2

The President of the Council is hereby authorized to designate the person empowered to deposit the instrument of approval of the Protocols with the Government of the United States of America.

Done at Brussels, 10 December 1979.

For the Council
The President
T. HUSSEY

PROTOCOLS

for the extension of the Wheat Trade Convention and Food Aid Convention constituting the International Wheat Agreement, 1971

PREAMBLE

The Governments participating in the Conference to establish the texts of the Protocols for the extension of the Conventions constituting the International Wheat Agreement, 1971:

Considering that the International Wheat Agreement of 1949 was revised, renewed or extended in 1953, 1956, 1959, 1962, 1965, 1966, 1967, 1968 and 1971;

Considering that the International Wheat Agreement, 1971, consisting of two separate legal instruments, the Wheat Trade Convention, 1971 and the Food Aid Convention, 1971, will expire on 30 June 1974;

Have established the texts of Protocols for the extension of the Wheat Trade Convention, 1971 and for the extension of the Food Aid Convention, 1971.

PROTOCOL FOR THE EXTENSION OF THE WHEAT TRADE CONVENTION, 1971

THE GOVERNMENTS PARTY TO THIS PROTOCOL,

Considering that the Wheat Trade Convention, 1971 (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971 expires on 30 June 1974,

HAVE AGREED AS FOLLOWS:

Article 1

Extension, expiry and termination of the Convention

Subject to the provisions of Article 2 of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1975, provided that, if a new International Agreement covering wheat enters into force before 30 June 1975, this Protocol shall remain in force only until the date of entry into force of the new Agreement.

Article 2

Inoperative provisions of the Convention

The following provisions of the Convention shall be deemed to be inoperative with effect from 1 July 1974:

- (a) Article 19 (4);
- (b) Articles 22 to 26 inclusive;
- (c) Article 27 (1);
- (d) Articles 29 to 31 inclusive.

Article 3

Definition

Any reference in this Protocol to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community (hereinafter referred to as 'the Community'). Accordingly, any reference in this Protocol to 'signature' or to the 'deposit of instruments of ratification, acceptance, approval or conclusion' or 'an instrument of accession' or a 'declaration of provisional application' by a Government shall, in the case of the Community, be construed as including signature or declaration of provisional application on behalf of the Community by its competent authority and the deposit of the instrument required by the institutional procedures of the Community to be deposited for the conclusion of an International Agreement.

Article 4

Finance

The initial contribution of any exporting or importing member acceding to this Protocol, under Article 7 (1) (b) thereof, shall be assessed by the Council on the basis of the votes to be distributed to it and the period remaining in the current crop year, but the assessments made upon other exporting and importing members for the current crop year shall not be altered.

Article 5

Signature

This Protocol shall be open for signature in Washington from 2 April 1974 until and including 22 April 1974 by Governments of countries party to the Convention, or which are provisionally regarded as party to the Convention, on 2 April 1974, or which are members of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, and are listed in Annex A or Annex B to the Convention.

Article 6

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory Government in accordance with its respective constitutional or institutional procedures. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1974, except that the Council may grant one or more extensions of time to any signatory Government that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article 7

Accession

1. This Protocol shall be open for accession:
 - (a) until 18 June 1974 by the Government of any member listed in Annex A or B to the Convention as of that date, except that the Council may grant one or more extensions of time to any Government that has not deposited its instrument by that date; and
 - (b) after 18 June 1974 by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency upon such conditions as the Council considers appropriate by not less than two-thirds of the votes cast by exporting members and two-thirds of the votes cast by importing members.
2. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.
3. Where, for the purposes of the operation of the Convention and this Protocol, reference is made to members listed in Annex A or B to the Convention, any member the Government of which has acceded to the Convention on conditions prescribed by the Council, or to this Protocol in accordance with paragraph (1) (b) of this Article, shall be deemed to be listed in the appropriate Annex.

Article 8

Provisional application

Any signatory government may deposit with the Government of the United States of America a declaration of provisional application of this Protocol. Any other Government eligible to sign this Protocol or whose application for accession is approved by the Council may also deposit with the Government of the United States of America a declaration of provisional application. Any Government depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article 9

Entry into force

1. This Protocol shall enter into force among those Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, in accordance with Articles 6, 7 and 8 of this Protocol by 18 June 1974, as follows:

- (a) on 19 June 1974, with respect to all provisions of the Convention, other than Articles 3 to 9 inclusive and Article 21; and
- (b) on 1 July 1974, with respect to Articles 3 to 9 inclusive, and Article 21 of the Convention,

if such instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application have been deposited not later than 18 June 1974 on behalf of Governments representing exporting members which held at least 60% of the votes set out in Annex A and representing importing members which held at least 50% of the votes set out in Annex B, or would have held such votes respectively if they had been parties to the Convention on that date.

2. This Protocol shall enter into force for any Government that deposits an instrument of ratification, acceptance, approval, conclusion or accession after 19 June 1974 in accordance with the relevant provisions of this Protocol, on the date of such deposit, except that no part of it shall enter into force for such a Government until that part enters into force for other Governments under paragraph (1) or (3) of this Article.

3. If this Protocol does not enter into force in accordance with paragraph (1) of this Article, the Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, may decide by mutual consent that it shall enter into force among those Governments that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application.

Article 10

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding Governments of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to, this Protocol, as well as of each notification and notice received under Article 27 of the Convention and each declaration and notification received under Article 28 of the Convention.

Article 11

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article 12

Relationship of preamble to Protocol

This Protocol includes the preamble to the Protocols to extend the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall be equally authentic. The originals shall be deposited

with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party and to the Executive Secretary of the Council.

PROTOCOL FOR THE EXTENSION OF THE FOOD AID CONVENTION, 1971

THE PARTIES TO THIS PROTOCOL,

Considering that the Food Aid Convention, 1971 (hereinafter referred to as 'the Convention' of the International Wheat Agreement, 1971 expires on 30 June 1974,

HAVE AGREED AS FOLLOWS:

Article I

Extension, expiry and termination of the Convention

Subject to the provisions of Article II of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1975, provided that, if a new Agreement covering food aid enters into force before 30 June 1975 this Protocol shall remain in force only until the date of entry into force of the new Agreement.

Article II

Inoperative provisions of the Convention

The provisions of Article II (1), (2) and (3), Article III (1), and of Articles VI to XIV, inclusive, of the Convention shall be deemed to be inoperative with effect from 1 July 1974.

Article III

International food aid

1. The parties to this Protocol agree to contribute as food aid to the developing countries, wheat, coarse grains or products derived therefrom, suitable for human consumption and of an acceptable type and quality, or the cash equivalent thereof, in the minimum annual amounts specified in paragraph 2 below.

2. The minimum annual contribution of each party to this Protocol is fixed as follows:

	<i>tonnes</i>
Argentina	23 000
Australia	225 000
Canada	495 000
Finland	14 000
Japan	225 000
Sweden	35 000
Switzerland	32 000
United States of America	1 890 000

3. For the purpose of the operation of this Protocol, any party which has signed this Protocol pursuant to Article V (2) thereof, or which has acceded to this Protocol pursuant to the appropriate provisions of Article VII thereof, shall be deemed to be listed in Article III (2) of this Protocol together with the minimum contribution of such party as determined in accordance with the relevant provisions of Article V or Article VII of this Protocol.

Article IV

Food Aid Committee

There shall be established a Food Aid Committee whose membership shall consist of the parties listed in Article III (2) of this Protocol and of those others that become parties to this Protocol. The Committee shall appoint a chairman and a vice-chairman.

Article V

Signature

1. This Protocol shall be open for signature in Washington from 2 April 1974 until and including 22 April 1974 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland and the United States of America, provided that they sign both this Protocol and the Protocol to extend the Wheat Trade Convention, 1971.

2. This Protocol shall also be open for signature, on the same conditions, to parties to the Food Aid Convention, 1967 or to the Food Aid Convention, 1971, and to those provisionally regarded as parties to the Food Aid Convention, 1971, which are not enumerated in paragraph 1 of this Article, provided that their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967 or, subsequently, in the Food Aid Convention, 1971.

Article VI

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory in accordance with its constitutional or institutional procedures, provided that it also ratifies, accepts, approves or concludes the Protocol to extend the Wheat Trade Convention, 1971. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1974, except that the Food Aid Committee may grant one or more extensions of time to any signatory that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article VII

Accession

1. This Protocol shall be open for accession by any party referred to in Article V of this Protocol, provided it also accedes to the Protocol

to extend the Wheat Trade Convention, 1971 and provided further that in the case of parties referred to in Article V (2) their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967 or, subsequently, in the Food Aid Convention, 1971. Instruments of accession under this paragraph shall be deposited not later than 18 June 1974, except that the Food Aid Committee may grant one or more extensions of time to any party that has not deposited its instrument of accession by that date.

2. The Food Aid Committee may approve accession to this Protocol, as a donor, by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, on such conditions as the Food Aid Committee considers appropriate, provided that the Government also accedes at the same time to the Protocol to extend the Wheat Trade Convention, 1971, if not already a party to it.

3. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

Article VIII

Provisional application

Any party referred to in Article V of this Protocol may deposit with the Government of the United States of America a declaration of provisional application of this Protocol, provided it also deposits a declaration of provisional application of the Protocol to extend the Wheat Trade Convention, 1971. Any other party whose application for accession is approved may also deposit with the Government of the United States of America a declaration of provisional application, provided that the party also deposits a declaration of provisional application of the Protocol to extend the Wheat Trade Convention, 1971, unless it is already a party to that Protocol or has already deposited a declaration of provisional application of that Protocol. Any such party depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article IX

Entry into force

1. This Protocol shall enter into force for those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession:

- (a) on 19 June 1974 with respect to all provisions other than Article II of the Convention and Article III of the Protocol; and
- (b) on 1 July 1974 with respect to Article II of the Convention and Article III of the Protocol,

provided that all Governments listed in Article V (1) of this Protocol have deposited such instruments or a declaration of provisional application by 18 June 1974 and that the Protocol to extend the Wheat Trade Convention, 1971 is in force. For any other party that deposits an instrument of ratification, acceptance, approval, conclusion or accession after the entry into force of the Protocol, this Protocol shall enter into force on the date of such deposit.

2. If this Protocol does not enter into force in accordance with the provisions of paragraph 1 of this Article, the parties which by 19 June 1974 have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application may decide by mutual consent that it shall enter into force among those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, provided that the Protocol to extend the Wheat Trade Convention, 1971 is in force, or they may take whatever other action they consider the situation requires.

Article X

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding parties of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to this Protocol.

Article XI

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depository Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article XII

Relationship of preamble to Protocol

This Protocol includes the preamble to the Protocols to extend the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall all be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party.

PROTOCOLS

for the further extension of the Wheat Trade Convention and Food Aid Convention constituting the International Wheat Agreement, 1971

PREAMBLE

The Conference to establish the texts of the Protocols for the further extension of the Conventions constituting the International Wheat Agreement, 1971:

Considering that the International Wheat Agreement of 1949 was revised, renewed or extended in 1953, 1956, 1959, 1962, 1965, 1966, 1967, 1968, 1971, and 1974;

Considering that the International Wheat Agreement, 1971, consisting of two separate legal instruments, the Wheat Trade Convention, 1971 and the Food Aid Convention, 1971, both of which were extended by Protocol in 1974, will expire on 30 June 1975;

Has established the texts of Protocols for the further extension of the Wheat Trade Convention, 1971 and for the further extension of the Food Aid Convention, 1971.

PROTOCOL FOR THE FURTHER EXTENSION OF THE WHEAT TRADE CONVENTION, 1971

THE GOVERNMENTS PARTY TO THIS PROTOCOL,

Considering that the Wheat Trade Convention, 1971 (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971, which was extended by Protocol in 1974, expires on 30 June 1975,

HAVE AGREED AS FOLLOWS:

Article 1

Extension, expiry and termination of the Convention

Subject to the provisions of Article 2 of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1976, provided that, if a new International Agreement covering wheat enters into force before 30 June 1976, this Protocol shall remain in force only until the date of entry into force of the new Agreement.

Article 2

Inoperative provisions of the Convention

The following provisions of the Convention shall be deemed to be inoperative with effect from 1 July 1975:

- (a) Article 19 (4);
- (b) Articles 22 to 26 inclusive;
- (c) Article 27 (1);
- (d) Articles 29 to 31 inclusive.

Article 3

Definition

Any reference in this Protocol to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community (hereinafter referred to as 'the Community'). Accordingly, any reference in this Protocol to 'signature' or to the 'deposit of instruments of ratification, acceptance, approval or conclusion' or 'an instrument of accession' or a 'declaration of provisional application' by a Government shall, in the case of the Community, be construed as including signature or declaration or provisional application on behalf of the Community by its competent authority and the deposit of the instrument required by the institutional procedures of the Community to be deposited for the conclusion of an International Agreement.

Article 4

Finance

The initial contribution of any exporting or importing member acceding to this Protocol under Article 7 (1) (b) thereof, shall be assessed by the Council on the basis of the votes to be distributed to it and the period remaining in the current crop year, but the assessments made upon other exporting and importing members for the current crop year shall not be altered.

Article 5

Signature

This Protocol shall be open for signature in Washington from 25 March 1975 until and including 14 April 1975 by Governments of countries party to the Convention as extended by Protocol, or which are provisionally regarded as party to the Convention as extended by Protocol, on 25 March 1975, or which are members of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, and are listed in Annex A or Annex B to the Convention.

Article 6

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory Government in accordance with its respective constitutional or institutional procedures. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1975, except that the Council may grant one or more extensions of time to any signatory Government that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article 7

Accession

1. This Protocol shall be open for accession:
 - (a) until 18 June 1975 by the Government of any member listed in Annex A or B to the Convention as of that date, except that the Council may grant one or more extensions of time to any Government that has not deposited its instrument by that date; and
 - (b) after 18 June 1975 by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency upon such conditions as the Council considers appropriate by not less than two-thirds of the votes cast by exporting members and two-thirds of the votes cast by importing members.
2. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.
3. Where, for the purposes of the operation of the Convention and this Protocol, reference is made to members listed in Annex A or B of the Convention, any member the Government of which has acceded to the Convention on conditions prescribed by the Council, or to this Protocol in accordance with paragraph 1 (b) of this Article, shall be deemed to be listed in the appropriate Annex.

Article 8

Provisional application

Any signatory Government may deposit with the Government of the United States of America a declaration of provisional application of this Protocol. Any other Government eligible to sign this Protocol or whose application for accession is approved by the Council may also deposit with the Government of the United States of America a declaration of provisional application. Any Government depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article 9

Entry into force

1. This Protocol shall enter into force among those Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, in accordance with Articles 6, 7 and 8 of this Protocol by 18 June 1975, as follows:

- (a) on 19 June 1975, with respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21; and
- (b) on 1 July 1975, with respect to Articles 3 to 9 inclusive, and Article 21 of the Convention,

if such instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application have been deposited not later than 18 June 1975 on behalf of Governments representing exporting members which held at least 60% of the votes set out in Annex A and representing importing members which held at least 50% of the votes set out in Annex B, or would have held such votes respectively if they had been parties to the Convention on that date.

2. This Protocol shall enter into force for any Government that deposits an instrument of ratification, acceptance, approval, conclusion or accession after 19 June 1975 in accordance with the relevant provisions of this Protocol, on the date of such deposit, except that no part of it shall enter into force for such a Government until that part enters into force for other Governments under paragraph 1 or 3 of this Article.

3. If this Protocol does not enter into force in accordance with paragraph 1 of this Article, the Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, may decide by mutual consent that it shall enter into force among those Governments that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application.

Article 10

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding Governments of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to, this Protocol, as well as of each notification and notice received under Article 27 of the Convention and each declaration and notification received under Article 28 of the Convention.

Article 11

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article 12

Relationship of preamble to Protocol

This Protocol includes the preamble to the Protocols for the further extension of the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall be equally authentic. The originals shall be deposited

with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party and to the Executive Secretary of the Council.

PROTOCOL FOR THE FURTHER EXTENSION OF THE FOOD AID CONVENTION, 1971

THE PARTIES TO THIS PROTOCOL,

Considering that the Food Aid Convention, 1971 (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971, which was extended by Protocol in 1974, expires on 30 June 1975,

HAVE AGREED AS FOLLOWS:

Article I

Extension, expiry and termination of the Convention

Subject to the provisions of Article II of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1976, provided that, if a new Agreement covering food aid enters into force before 30 June 1976 this Protocol shall remain in force only until the date of entry into force of the new Agreement.

Article II

Inoperative provisions of the Convention

The provisions of Article II (1), (2) and (3), of Article III (1), and of Articles VI to XIV, inclusive, of the Convention shall be deemed to be inoperative with effect from 1 July 1975.

Article III

International food aid

1. The parties to this Protocol agree to contribute as food aid to the developing countries, wheat, coarse grains or products derived therefrom, suitable for human consumption and of an acceptable type and quality, or the cash equivalent thereof, in the minimum annual amounts specified in paragraph 2 below.

2. The minimum annual contribution of each party to this Protocol is fixed as follows:

	<i>tonnes</i>
Argentina	23 000
Australia	225 000
Canada	495 000
Finland	14 000
Japan	225 000
Sweden	35 000
Switzerland	32 000
United States of America	1 890 000

3. For the purpose of the operation of this Protocol, any party which has signed this Protocol pursuant to Article V (2) thereof, or which has acceded to this Protocol pursuant to the appropriate provisions of Article VII thereof, shall be deemed to be listed in Article III (2) of this Protocol together with the minimum contribution of such party as determined in accordance with the relevant provisions of Article V or Article VII of this Protocol.

Article IV

Food Aid Committee

There shall be established a Food Aid Committee whose membership shall consist of the parties listed in Article III (2) of this Protocol and of those others that become parties to this Protocol. The Committee shall appoint a chairman and a vice-chairman.

Article V

Signature

1. This Protocol shall be open for signature in Washington from 25 March 1975 until and including 14 April 1975 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland and the United States of America, provided that they sign both this Protocol and the Protocol for the further extension of the Wheat Trade Convention, 1971.

2. This Protocol shall also be open for signature, on the same conditions, to parties to the Food Aid Convention, 1967 or to the Food Aid Convention, 1971 as extended by Protocol, and to those provisionally regarded as parties to the Food Aid Convention, 1971 as extended by Protocol, which are not enumerated in paragraph 1 of this Article, provided that their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967 or, subsequently, in the Food Aid Convention, 1971 as extended by Protocol.

Article VI

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory in accordance with its constitutional or institutional procedures, provided that it also ratifies, accepts, approves or concludes the Protocol for the further extension of the Wheat Trade Convention, 1971. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1975, except that the Food Aid Committee may grant one or more extensions of time to any signatory that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article VII

Accession

1. This Protocol shall be open for accession by any party referred to in Article V of this Protocol, provided it also accedes to the Protocol for the further extension of the Wheat Trade Convention, 1971 and provided further that in the case of parties referred to in Article V (2) their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967 or, subsequently, in the Food Aid Convention, 1971 as extended by Protocol. Instruments of accession under this paragraph shall be deposited not later than 18 June 1975, except that the Food Aid Committee may grant one or more extensions of time to any party that has not deposited its instrument of accession by that date.
2. The Food Aid Committee may approve accession to this Protocol, as a donor, by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, on such conditions as the Food Aid Committee considers appropriate, provided that the Government also accedes at the same time to the Protocol for the further extension of the Wheat Trade Convention, 1971, if not already a party to it.
3. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

Article VIII

Provisional application

Any party referred to in Article V of this Protocol may deposit with the Government of the United States of America a declaration of provisional application of this Protocol, provided it also deposits a declaration of provisional application of the Protocol for the further extension of the Wheat Trade Convention, 1971. Any other party whose application for accession is approved may also deposit with the Government of the United States of America a declaration of provisional application, provided that the party also deposits a declaration of provisional application of the Protocol for the further extension of the Wheat Trade

Convention, 1971, unless it is already a party to that Protocol or has already deposited a declaration of provisional application of that Protocol. Any such party depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article IX

Entry into force

1. This Protocol shall enter into force for those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession:

- (a) on 19 June 1975 with respect to all provisions other than Article II of the Convention and Article III of the Protocol; and
- (b) on 1 July 1975 with respect to Article II of the Convention and Article III of the Protocol,

provided that all Governments listed in Article V (1) of this Protocol have deposited such instruments or a declaration of provisional application by 18 June 1975 and that the Protocol for the further extension of the Wheat Trade Convention, 1971 is in force. For any other party that deposits an instrument of ratification, acceptance, approval, conclusion or accession after the entry into force of the Protocol, this Protocol shall enter into force on the date of such deposit.

2. If this Protocol does not enter into force in accordance with the provisions of paragraph 1 of this Article, the parties which by 19 June 1975 have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application may decide by mutual consent that it shall enter into force among those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, provided that the Protocol for the further extension of the Wheat Trade Convention, 1971 is in force, or they may take whatever other action they consider the situation requires.

Article X

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding parties of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to this Protocol.

Article XI

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article XII

Relationship of preamble to Protocol

This Protocol includes the preamble to the Protocols for the further extension of the International Wheat Agreement, 1971.

DECLARATIONS OR RESERVATIONS

DELEGATION OF THE COMMISSION OF THE EUROPEAN COMMUNITIES

18 June 1975

I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Council of Ministers of the European Community does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975, with the Government of the United States of America.

UNITED KINGDOM

18 June 1975

Her Britannic Majesty's Ambassador has the honour to inform the Secretary of State of the United States of America that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975 and repeated in the instrument of acceptance dated 23 April 1975 which was deposited on 6 May 1975 with the Government of the United States of America.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall all be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party.

PROTOCOLS

for the third extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971

PREAMBLE

The Conference to establish the texts of the Protocols for the third extension of the Conventions constituting the International Wheat Agreement, 1971;

Considering that the International Wheat Agreement of 1949 was revised, renewed or extended in 1953, 1956, 1959, 1962, 1965, 1966, 1967, 1968, 1971, 1974 and 1975;

Considering that the International Wheat Agreement, 1971, consisting of two separate legal instruments, the Wheat Trade Convention, 1971 and the Food Aid Convention, 1971, both of which were further extended by Protocol in 1975, will expire on 30 June 1976;

Has established the texts of Protocols for the third extension of the Wheat Trade Convention, 1971 and for the third extension of the Food Aid Convention, 1971.

PROTOCOL FOR THE THIRD EXTENSION OF THE WHEAT TRADE CONVENTION, 1971

THE GOVERNMENTS PARTY TO THIS PROTOCOL,

Considering that the Wheat Trade Convention, 1971, (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971, which was further extended by Protocol in 1975, expires on 30 June 1976,

HAVE AGREED AS FOLLOWS:

Article 1

Extension, expiry and termination of the Convention

Subject to the provisions of Article 2 of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1978, provided that, if a new International Agreement covering wheat enters into force before 30 June 1978, this Protocol shall remain in force only until the date of entry into force of the new Agreement.

Article 2

Inoperative provisions of the Convention

The following provisions of the Convention shall be deemed to be inoperative with effect from 1 July 1976:

- (a) Article 19 (4);
- (b) Articles 22 to 26 inclusive;
- (c) Article 27 (1);
- (d) Articles 29 to 31 inclusive.

Article 3

Definition

Any reference in this Protocol to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community (hereinafter referred to as 'the Community'). Accordingly, any reference in this Protocol to 'signature' or to the 'deposit of instruments of ratification, acceptance, approval or conclusion' or 'an instrument of accession' or 'a declaration of provisional application' by a Government shall, in the case of the Community, be construed as including signature or declaration of provisional application on behalf of the Community by its competent authority and the deposit of the instrument required by the institutional procedures of the Community to be deposited for the conclusion of an International Agreement.

Article 4

Finance

The initial contribution of any exporting or importing member acceding to this Protocol under paragraph (1) (b) of Article 7 thereof, shall be assessed by the Council on the basis of the votes to be distributed to it and the period remaining in the current crop year, but the assessments made upon other exporting and importing members for the current crop year shall not be altered.

Article 5

Signature

This Protocol shall be open for signature in Washington from 17 March 1976 until and including 7 April 1976 by Governments of countries party to the Convention as further extended by Protocol, or which are provisionally regarded as party to the Convention as further extended by Protocol, on 17 March 1976, or which are members of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, and are listed in Annex A or Annex B to the Convention.

Article 6

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory Government in accordance with its respective constitutional or institutional procedures. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1976, except that the Council may grant one or more extensions of time to any signatory Government that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article 7

Accession

1. This Protocol shall be open for accession:
 - (a) until 18 June 1976 by the Government of any member listed in Annex A or B to the Convention as of that date, except that the Council may grant one or more extensions of time to any Government that has not deposited its instrument by that date; and
 - (b) after 18 June 1976 by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency upon such conditions as the Council considers appropriate by not less than two-thirds of the votes cast by exporting members and two-thirds of the votes cast by importing members.
2. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.
3. Where, for the purposes of the operation of the Convention and this Protocol, reference is made to members listed in Annex A or B to the Convention, any member the Government of which has acceded to the Convention on conditions prescribed by the Council, or to this Protocol in accordance with paragraph (1) (b) of this Article, shall be deemed to be listed in the appropriate Annex.

Article 8

Provisional application

Any signatory Government may deposit with the Government of the United States of America a declaration of provisional application of this Protocol. Any other Government eligible to sign this Protocol or whose application for accession is approved by the Council may also deposit with the Government of the United States of America a declaration of provisional application. Any Government depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article 9

Entry into force

1. This Protocol shall enter into force among those Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, in accordance with Articles 6, 7 and 8 of this Protocol by 18 June 1976, as follows:

- (a) on 19 June 1976, with respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21; and
- (b) on 1 July 1976, with respect to Articles 3 to 9 inclusive, and Article 21 of the Convention,

if such instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application have been deposited not later than 18 June 1976 on behalf of Governments representing exporting members which held at least 60% of the votes set out in Annex A and representing importing members which held at least 50% of the votes set out in Annex B, or would have held such votes respectively if they had been parties to the Convention on that date.

2. This Protocol shall enter into force for any Government that deposits an instrument of ratification, acceptance, approval, conclusion or accession after 19 June 1976 in accordance with the relevant provisions of this Protocol, on the date of such deposit except that no part of it shall enter into force for such a Government until that part enters into force for other Governments under paragraph 1 or 3 of this Article.

3. If this Protocol does not enter into force in accordance with paragraph 1 of this Article, the Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, may decide by mutual consent that it shall enter into force among those Governments that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application.

Article 10

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding Governments of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to, this Protocol, as well as of each notification and notice received under Article 27 of the Convention and each declaration and notification received under Article 28 of the Convention.

Article 11

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article 12

Relationship of preamble to Protocol

This Protocol includes the preamble to the Protocols for the third extension of the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall be equally authentic. The originals shall be deposited

with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party and to the Executive Secretary of the Council.

PROTOCOL FOR THE THIRD EXTENSION OF THE FOOD AID CONVENTION, 1971

THE PARTIES TO THIS PROTOCOL,

Considering that the Food Aid Convention, 1971 (hereinafter referred to as 'the Convention') of the International Wheat Agreement, 1971, which was further extended by Protocol in 1975, expires on 30 June 1976,

HAVE AGREED AS FOLLOWS:

Article I

Extension, expiry and termination of the Convention

Subject to the provisions of Article II of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1978, provided that, if a new Agreement covering food aid enters into force before 30 June 1978, this Protocol shall remain in force only until the date of entry into force of the new Agreement.

Article II

Inoperative provisions of the Convention

The provisions of Article II (1), (2) and (3), Article III (1), and of Articles VI to XIV, inclusive, of the Convention shall be deemed to be inoperative with effect from 1 July 1976.

Article III

International food aid

1. The Parties to this Protocol agree to contribute as food aid to the developing countries, wheat, coarse grains or products derived therefrom, suitable for human consumption and of an acceptable type and quality, or the cash equivalent thereof, in the minimum annual amounts specified in paragraph 2 below:

2. The minimum annual contribution of each party to this Protocol is fixed as follows:

	<i>tonnes</i>
Argentina	23 000
Australia	225 000
Canada	495 000
European Economic Community	1 287 000
Finland	14 000
Japan	225 000
Sweden	35 000
Switzerland	32 000
United States of America	1 890 000

3. For the purpose of the operation of this Protocol, any party which has signed this Protocol pursuant to Article V (2) thereof, or which has acceded to this Protocol pursuant to Article VII (2) or (3) thereof, shall be deemed to be listed in Article III (2) of this Protocol together with the minimum contribution of such party as determined in accordance with the relevant provisions of Article V or Article VII of this Protocol.

Article IV

Food Aid Committee

There shall be established a Food Aid Committee whose membership shall consist of the parties listed in Article III (2) of this Protocol and of those others that become parties to this Protocol. The Committee shall appoint a chairman and a vice-chairman.

Article V

Signature

1. This Protocol shall be open for signature in Washington from 17 March 1976 until and including 7 April 1976 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland and the United States of America, and by the European Economic Community and its Member States, provided that they sign both this Protocol and the Protocol for the third extension of the Wheat Trade Convention, 1971.

2. This Protocol shall also be open for signature, on the same conditions, to any party to the Food Aid Convention, 1967 which is not enumerated in paragraph (1) of this Article, provided that its contribution is at least equal to that which it agreed to make in the Food Aid Convention, 1967.

Article VI

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory in accordance with its constitutional or institutional procedures, provided that it also ratifies, accepts, approves or concludes the Protocol for the third extension of the Wheat Trade Convention, 1971. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1976, except that the Food Aid Committee may grant one or more extensions of time to any signatory that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

Article VII

Accession

1. This Protocol shall be open for accession by any party referred to in Article V of this Protocol, provided it also accedes to the Protocol

for the third extension of the Wheat Trade Convention, 1971 and provided further that in the case of any party referred to in Article V (2) its contribution is at least equal to that which it agreed to make in the Food Aid Convention, 1967. Instruments of accession under this paragraph shall be deposited not later than 18 June 1976, except that the Food Aid Committee may grant one or more extensions of time to any party that has not deposited its instrument of accession by that date.

2. The Food Aid Committee may approve accession to this Protocol, as a donor, by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, on such conditions as the Food Aid Committee considers appropriate, provided that the Government also accedes at the same time to the Protocol for the third extension of the Wheat Trade Convention, 1971, if not already a party to it.

3. Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

Article VIII

Provisional application

Any party referred to in Article V of this Protocol may deposit with the Government of the United States of America a declaration of provisional application of this Protocol, provided it also deposits a declaration of provisional application of the Protocol for the third extension of the Wheat Trade Convention, 1971. Any other party whose application for accession is approved may also deposit with the Government of the United States of America a declaration of provisional application, provided that the party also deposits a declaration of provisional application of the Protocol for the third extension of the Wheat Trade Convention, 1971, unless it is already a party to that Protocol or has already deposited a declaration of provisional application of that Protocol. Any such party depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

Article IX

Entry into force

1. This Protocol shall enter into force for those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession:

- (a) on 19 June 1976 with respect to all provisions other than Article II of the Convention and Article III of the Protocol; and
- (b) on 1 July 1976 with respect to Article II of the Convention and Article III of the Protocol,

provided that all parties listed in Article V (1) of this Protocol have deposited such instruments or a declaration of provisional application by 18 June 1976 and that the Protocol for the third extension of the Wheat Trade Convention, 1971 is in force. For any other party that deposits an instrument of ratification, acceptance, approval, conclusion or accession after the entry into force of the Protocol, this Protocol shall enter into force on the date of such deposit.

2. If this Protocol does not enter into force in accordance with the provisions of paragraph 1 of this Article, the parties which by 19 June 1976 have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application may decide by mutual consent that it shall enter into force among those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, provided that the Protocol for the third extension of the Wheat Trade Convention, 1971 is in force, or they may take whatever other action they consider the situation requires.

Article X

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding parties of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to this Protocol.

Article XI

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations. Any amendments to this Protocol shall likewise be communicated.

Article XII

Relationship of preamble to Protocol

This Protocol includes the preamble to the Protocols for the third extension of the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages shall all be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party.

INFORMATION CONCERNING

the PROTOCOLS extending for the first, second and third times the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat AGREEMENT, 1971 — updating supplement ⁽¹⁾ ⁽²⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force	Declarations or reservations
			of ratification, acceptance, approval, etc.	of accession		
EEC		18.6.1975 ⁽³⁾ 17.6.1976 ⁽⁴⁾		19.12.1979		yes ⁽⁵⁾

(1) OJ No L 39, 15.2.1980.

(2) The Protocols for the first extension expired on 30.6.1975. The Wheat Trade Convention and the Food Aid Convention and the Protocols extending them for the second time appear in Volume 5, page 749 *et seq.* The Protocols for the third extension appear in Volume 6, page 1473.

(3) Second extension.

(4) Third extension.

(5) This declaration on the Protocol for the third extension appears in Volume 6, page 1489.

**Protocol of 7 April 1978
further extending the International Olive Oil
Agreement, 1963, as amended and extended**

PROTOCOL

of 7 April 1978

**further extending the International Olive Oil Agreement,
1963, as amended and extended ⁽¹⁾**

COUNCIL DECISION

of 16 October 1978

**on the signature of the Protocol of 7 April 1978 further extending the
International Olive Oil Agreement, 1963, and on the signature and deposit
of the declaration of provisional application of that Protocol**

(78/886/EEC)

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 recommendation from the Commission,

(1) OJ No L 306, 31.10.1978.

HAS DECIDED AS FOLLOWS:

Sole Article

The President of the Council is hereby authorized to designate the person empowered:

- to sign the Protocol of 7 April 1978 further extending the International Olive Oil Agreement, 1963,
- to sign the declaration of provisional application of the said Protocol and to deposit it with the Government of Spain.

The text of the Protocol and declaration is annexed to this Decision.

Done at Luxembourg, 16 October 1978.

For the Council

The President

K. von DOHNANYI

PROTOCOL

of 7 April 1978

**further extending the International Olive Oil Agreement, 1963, as amended
and extended**

THE PARTIES TO THIS PROTOCOL,

WHEREAS the International Olive Oil Agreement, 1963 — replacing the 1956 Agreement amended by the Protocol of 3 April 1958 — as extended and amended by the successive Protocols adopted in Geneva on 30 March 1967, 7 March 1969 and 23 March 1973, including the amendments which came into force on 1 November 1971 under the provisions of Article 38 of the Agreement (all of which instruments are hereinafter referred to as 'the Agreement') is, in principle, due to expire on 31 December 1978,

DEEMING that a one-year extension of the Agreement is required in order to continue preparatory work for the negotiation of a new International Olive Oil Agreement under UNCTAD resolution 93 (IV) concerning the integrated programme for commodities, the commodity coverage of which includes olive oil,

HAVE AGREED ON THE FOLLOWING:

Article 1

The Agreement, as extended by this Protocol, shall, as between the Parties to this Protocol, continue in force until 31 December 1979.

Article 2

1. Any Government which becomes a Party to this Protocol shall be a Party to the Agreement as extended thereby.
2. So far as the Parties to this Protocol are concerned, the Agreement and this Protocol shall be read and interpreted as one single instrument and shall be known as the International Olive Oil Agreement, 1963, as amended and extended, 1978.

Article 3

1. Any Government which is a member of the United Nations Conference on trade and development may become a Party to this Protocol in accordance with its constitutional or institutional procedures:
 - (a) by signing it; or
 - (b) by ratifying, accepting or approving it after having signed it subject to ratification, acceptance or approval; or
 - (c) by acceding to it.
2. Each signatory Government shall, on signing this Protocol, state whether according to its constitutional or institutional procedures its signature is, or is not, subject to ratification, acceptance or approval.

Article 4

This Protocol shall be open for signature in Madrid with the Government of Spain (hereinafter referred to as 'the depositary') until 31 October 1978 inclusive.

Article 5

In cases where ratification, acceptance or approval is required, the appropriate instrument shall be deposited with the depositary not later than 31 December 1978, on the understanding that the Council may grant an extension or extensions of this time to any signatory Government which has not deposited the said instrument by this date.

Article 6

Any non-signatory Government entitled to accede to this Protocol under Article 9 may notify the depositary that it is undertaking to satisfy the constitutional or institutional procedures required to accede to this Protocol as rapidly as possible.

Article 7

1. Any signatory Government which has not been able to deposit its instrument of ratification, acceptance or approval by 31 December 1978 and has been granted an extension of time under Article 5 of this Protocol, and any non-signatory Government which has made a notification pursuant to Article 6 of this Protocol, may notify the depositary that it will provisionally apply the Agreement, as extended by this Protocol.

2. During the entire period when the Agreement, as extended by this Protocol, is in force, either definitively or provisionally, a signatory or non-signatory Government which has made a notification under paragraph 1 of this Article shall be a provisional member with all the rights and duties of a member until that Government becomes a Contracting Party.

Article 8

1. This Protocol shall enter into force definitively on 1 January 1979, or on any date within the 12 months thereafter, between the Governments which have signed it and, in cases where their constitutional or institutional procedures so require, have ratified, accepted or approved it, or have acceded to it, if these Governments include those of six mainly producing countries, together accounting for at least 60% of worldwide olive oil production during the reference period stipulated in Article 3 of the Agreement, as well as those of three mainly importing countries. If this Protocol has not definitively entered into force in accordance with the preceding sentence, it shall do so at any time after it is provisionally

in force when the numerical and production percentage requirements of this paragraph are satisfied by the deposit of instruments of ratification, acceptance, approval or accession.

2. This Protocol shall enter into force provisionally on 1 January 1979, or on any date within the 12 months thereafter, between the Governments which have signed it and, in cases where their constitutional or institutional procedures so require, have ratified, accepted or approved it, or have acceded to it, or have indicated that they will apply it provisionally, if these Governments include those of six mainly producing countries together accounting for at least 60% of worldwide olive oil production during the reference period stipulated in Article 3 of the Agreement, as well as those of three mainly importing countries.

3. If by 1 January 1979 this Protocol has not entered into force either provisionally or definitively in the manner described in paragraphs 1 and 2 of this Article, but has received a sufficient number of signatures to enable it to enter into force after ratification, acceptance or approval in conformity with the relevant provisions of this Protocol, then the Agreement shall, in accordance with paragraph 4 of Article 37, continue in force beyond 1 January 1979 until the date of the provisional or definitive entry into force of this Protocol, provided that the period of such extension shall not exceed 12 months.

4. If by 31 October 1978 this Protocol has not received the number of signatures required for it to enter into force after ratification, acceptance or approval, the Governments which have signed it and, where their constitutional or institutional procedures so require, have ratified, accepted, approved or acceded to this Protocol or have stated that they will apply it provisionally, may decide by common agreement that this Protocol shall enter into force among themselves, or may take whatever other action they consider is required by the circumstances.

Article 9

1. This Protocol shall be open for accession by any non-signatory Government which is a member of the United Nations Conference on trade and development.

2. Accession to this Protocol shall be deemed to be accession to the Agreement, as extended thereby.
3. Accession shall be effected by the deposit of an instrument of accession with the depositary and shall take effect from the date of deposit of such instrument or on the date of entry into force of this Protocol, whichever date is the later.

Article 10

If by 31 December 1979 a new Agreement has been negotiated and has received the required number of signatures to enable it to enter into force after ratification, acceptance or approval, and if that new Agreement has not entered into force, either provisionally or definitively, the present Protocol shall continue in force beyond 31 December 1979 until the entry into force of the new Agreement, provided that the period of such extension shall not exceed 12 months.

Article 11

1. Any Government may, upon signature, or upon deposit of its instrument of ratification, acceptance or approval of this Protocol, or upon accession thereto, declare by notice addressed to the depositary that the Agreement as extended by this Protocol shall extend to any of the territories for whose international relations that Government is for the time being ultimately responsible. The Agreement shall extend to the territories named in the notification from the date of such notification or from the date on which the present Protocol enters into force for that Government, whichever is the later.
2. Any Contracting Party which has made a declaration pursuant to paragraph 1 of this Article may, at any later time, by notification to the depositary, declare that the Agreement, as extended by this Protocol, shall cease to extend to the territory named in the notification and the Agreement shall cease to extend to such territory from the date of such notification.

3. When a territory to which the Agreement, as extended by this Protocol, has been extended under paragraph 1 of this Article subsequently attains independence, its Government may, within 90 days after the attainment of independence, declare by notification to the depositary that it has assumed the rights and obligations of a Party to the Agreement, as extended by this Protocol. It shall become a Party to the Agreement from the date of such notification.

Article 12

The depositary of the Agreement shall without delay inform the signatory and acceding Governments of any signature, ratification, acceptance or approval of, or accession to, this Protocol; of any notification made under Articles 6 and 7 of this Protocol; and of the date of entry into force of this Protocol.

Article 13

Any reference in this Protocol to a Government shall be construed as including a reference to the European Economic Community, or any intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international agreements, in particular commodity agreements.

Article 14

The texts of this Protocol in the Arabic, English, French, Italian and Spanish languages shall all be equally authentic, the originals being deposited with the Government of Spain.

In witness whereof, the undersigned, having been duly authorized to this effect by their respective Governments, have signed this Protocol on the dates appearing opposite their signatures.

Done at Geneva, 7 April 1978.

**Declaration of provisional application of the Protocol of 7 April 1978
further extending the Olive Oil Agreement, 1963**

It is unlikely that the European Economic Community can complete by 31 December 1978 the institutional procedures provided for in Article 5 of the Protocol of 7 April 1978 further extending the International Olive Oil Agreement, 1963, as amended and extended.

Therefore, in accordance with Article 7 of the said Protocol, the Community makes this declaration of provisional application of this Protocol. By depositing such a declaration, the Community considers itself to be provisionally a Party to the Protocol, with all the rights and obligations which result therefrom, until such time as the Council of the European Communities shall have taken a final decision in the matter.

INFORMATION CONCERNING

the PROTOCOL of 7 April 1978 further extending the International Olive Oil AGREEMENT, 1963, as amended and extended ⁽¹⁾

Open for signature: 17.5.1978 to 31.10.1978 in Madrid (Spain)

Depositary: Government of Spain, Madrid (Spain)

Date of entry into force: (provisional) 1.1.1979

Duration: until 31.12.1979 ⁽²⁾

Contracting Parties	Date of signature by the Contracting Parties	Date of commitment to accession	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force ⁽⁶⁾
				of ratification, acceptance, approval, etc.	of accession	
<i>Mainly producing and mainly importing member</i>	30.10.1978 ⁽³⁾ ⁽⁴⁾		30.10.1978			
EEC and Member States						
<i>Mainly producing members</i>						
ALGERIA		1.2.1979	1.2.1979			1.2.1979

GREECE	18.10.1978	15.1.1979			15.1.1979
ISRAEL				27.10.1978	
ITALY	21.9.1978	27.12.1978			
MOROCCO	31.10.1978	16.2.1979			16.2.1979
PORTUGAL	30.10.1978	18.12.1978	9.10.1979		
SPAIN	19.7.1978	30.10.1978	13.11.1979		
TUNISIA	5.7.1978		29.11.1978		
TURKEY	27.10.1978	28.12.1978	4.9.1979		
YUGO- SLAVIA	31.10.1978	29.1.1979	4.7.1979		29.1.1979
<i>Mainly importing members</i>					
BELGIUM/ LUXEM- BOURG	29.8.1978		22.12.1978		
DENMARK	10.10.1978 ⁽⁵⁾				
FRANCE	25.10.1978	13.10.1978	12.2.1979		
GERMANY (Fed. Rep.)	30.10.1978	31.10.1978	31.5.1979		

(1) OJ No L 306, 31.10.1978. This Agreement appears in Volume 8, page 3141.

(2) Beyond this date: until the entry into force of the new Agreement, provided that the period of such extension does not exceed 12 months (see Article 10 of the Protocol).

(3) OJ No L 321, 15.11.1978.

(4) The dates for the individual Member States are indicated against each separately.

(5) Signature not subject to ratification.

(6) This date is only given where it falls after the date of entry into force of the Protocol.

Contracting Parties	Date of signature by the Contracting Parties	Date of commitment to accession	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force ⁽¹⁾
				of ratification, acceptance, approval, etc.	of accession	
IRELAND	27.10.1978			29.12.1978		
NETHERLANDS	13.10.1978 ⁽²⁾					
UNITED KINGDOM	30.8.1978	27.11.1979		29.12.1978		
COSTA RICA		1.6.1979	1.6.1979			1.6.1979
DOMINICAN REPUBLIC		1.6.1979	1.6.1979			1.6.1979
EGYPT						
LIBYA	31.10.1978 ⁽²⁾					
PANAMA	31.10.1978 ⁽²⁾					

⁽¹⁾ This date is given only where it falls after the date of entry into force of the Protocol.

⁽²⁾ Signature not subject to ratification.

Other agreements

INTERNATIONAL CONVENTION
on the Simplification and Harmonization of
Customs Procedures
(4th updating supplement)

ANNEX A.1

concerning customs formalities prior to the lodgement of the goods
declaration

(updating supplement)

ANNEX A.2

concerning the temporary storage of goods

(updating supplement)

ANNEX D.1

concerning rules of origin

(2nd updating supplement)

ANNEX D.2

concerning documentary evidence of origin

(2nd updating supplement)

ANNEX E.1

concerning customs transit

(2nd updating supplement)

ANNEX E.3

concerning customs warehouses

(4th updating supplement)

ANNEX E.6

concerning temporary admission for inward processing

(2nd updating supplement)

ANNEX E.8

concerning temporary exportation for outward processing

(updating supplement)

ANNEX F.1

concerning free zones

INTERNATIONAL CONVENTION
on the Simplification and Harmonization of Customs
Procedures ⁽¹⁾
(4th updating supplement)

COUNCIL DECISION

of 6 June 1978

accepting on behalf of the Community three Annexes to the Inter-
national Convention on the Simplification and Harmonization of Customs
Procedures ⁽²⁾

(78/528/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community,

Having regard to the recommendation from the Commission,

Whereas, by Decision 75/199/EEC, the Community concluded the
International Convention on the Simplification and Harmonization of
Customs Procedures and accepted the Annex thereto concerning customs
warehouses;

(1) This Convention appears in Volume 5, page 825.

(2) OJ No L 160, 17.6.1978.

Whereas the Annexes to the said Convention concerning customs formalities prior to the lodgement of the goods declaration, the temporary storage of goods and free zones can be accepted by the Community;

Whereas it is nevertheless advisable to make the acceptance of these Annexes subject to certain reservations in order to take account of the special requirements of the customs union,

HAS DECIDED AS FOLLOWS:

Article 1

The following Annexes to the International Convention on the Simplification and Harmonization of Customs Procedures are hereby accepted on behalf of the Community:

- Annex A.1 concerning customs formalities prior to the lodgement of the goods declaration, with reservations regarding standards 11 and 21 ⁽¹⁾;
- Annex A.2 concerning the temporary storage of goods, with reservations regarding recommended practices, 10, 13 and 21 ⁽¹⁾;
- Annex F.1 concerning free zones, with a reservation regarding standard 21.

The texts of the abovementioned Annexes are annexed to this Decision.

Article 2

The Commission shall inform the General Secretariat of the Customs Cooperation Council of the acceptance of the Annexes referred to in Article 1 subject to the reservations mentioned in that Article.

Done at Luxembourg, 6 June 1978.

For the Council
The President
K. B. ANDERSEN

⁽¹⁾ These Annexes appear in Volume 8, pages 3221 and 3231.

ANNEX A.1

**concerning customs formalities prior to the lodgement of the goods
declaration ⁽¹⁾**

(updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX A.2

concerning the temporary storage of goods ⁽¹⁾

(updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX D.1

concerning rules of origin ⁽¹⁾

(2nd updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX D.2

concerning documentary evidence of origin ⁽¹⁾

(2nd updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX E.1
concerning customs transit ⁽¹⁾
(2nd updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX E.3
concerning customs warehouses ⁽¹⁾
(4th updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX E.6

concerning temporary admission for inward processing ⁽¹⁾

(2nd updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX E.8
concerning temporary exportation for outward processing ⁽¹⁾
(updating supplement)

⁽¹⁾ See summary table on page 752 of this volume.

ANNEX F.1

CONCERNING FREE ZONES (1)

INTRODUCTION

Certain States have long considered it necessary to encourage the development of their external trade, and of international commerce in general, by granting indefinite relief from import duties and taxes in respect of goods introduced into a part of their territory where they are generally regarded as being outside the customs territory. Goods so introduced are not subject to the usual customs control.

In the present Annex this part of the territory is referred to as a 'free zone' although in some countries it is also known under various other names, such as 'free port', 'free warehouse'.

A distinction may be made between commercial and industrial free zones. In commercial free zones, the permitted operations are generally limited to those necessary for the preservation of the goods and the usual forms of handling to improve their packaging or marketable quality or to prepare them for shipment. In industrial free zones, processing operations are authorized.

Although goods introduced into free zones are generally regarded, in so far as import duties and taxes are concerned, as being outside the customs territory, certain provisions laid down by the State concerned may remain applicable, e.g. prohibitions and restrictions deriving from national legislation. The customs also carry out certain controls within

(1) OJ No L 160, 17.6.1978.

the free zone to ensure that the operations carried out are in accordance with the requirements laid down.

Goods introduced into a free zone from the customs territory normally qualify for the exemption from or repayment of import duties and taxes or internal duties and taxes granted at exportation.

Where goods which have not been processed in a free zone are allowed to be introduced into the customs territory for home use, they become liable to import duties and taxes, as if they had been imported direct from abroad. However, special assessment rules, laid down in national legislation, are applicable in the case of foreign goods which have been processed in the free zone or where the goods utilized were of national origin or had been imported against payment of import duties and taxes and had been granted exemption from or repayment of duties and taxes when they were introduced into the free zone.

In some countries customs facilities comparable to those characteristics of free zones are granted throughout the territory, in the context of other customs procedures such as customs warehousing, drawback, temporary admission for inward processing or customs transit.

DEFINITIONS

For the purposes of this Annex:

- (a) the term 'free zone' means a part of the territory of a State where any goods introduced are generally regarded, in so far as import duties and taxes are concerned, as being outside the customs territory and are not subject to the usual customs control.

Note:

A distinction may be made between commercial and industrial free zones. In commercial free zones, goods are admitted pending

subsequent disposal and processing or manufacture is normally prohibited. Goods admitted to industrial free zones may be subjected to authorized processing operations;

- (b) the term 'customs territory' means the territory in which the customs law of a State applies in full;
- (c) the term 'import duties and taxes' means customs duties and all other duties, taxes, fees or other charges which are collected on or in connection with the importation of goods, but not including fees and charges which are limited in amount to the approximate cost of services rendered;
- (d) the term 'customs control' means the measures applied to ensure compliance with the laws and regulations which the customs are responsible for enforcing;
- (e) the term 'person' means both natural and legal persons, unless the context otherwise requires.

PRINCIPLE

1.

Standard

The customs regulations applicable in free zones shall be governed by the provisions of this Annex.

ESTABLISHMENT OF FREE ZONES

2.

Standard

National legislation shall specify the requirements relating to the establishment of free zones, the kinds of goods admissible to such zones and the nature of the operations to which goods may be subjected in them.

Notes:

1. Free zones are generally established at seaports, river ports, airports, and places with similar geographical advantages.
2. In accordance with the provisions of national legislation, free zones may be managed by the customs authorities, by other authorities or by natural or legal persons.

3. *Standard*

The requirements as regards the construction and layout of free zones and the arrangements for customs control shall be laid down by the customs authorities.

Notes:

1. The customs authorities may require that free zones be enclosed; they may also impose restrictions on means of access and establish the hours of business.
2. For the purpose of control, the customs authorities may, in particular:
 - keep the means of access to the free zone under permanent or intermittent supervision;
 - require persons introducing goods into free zones to keep accounts so that the circulation of the goods can be controlled;
 - make spot checks on the goods admitted to ensure that they have been subjected to authorized operations only and that no unauthorized goods have been introduced.

4. *Standard*

Customs authorities shall have the right to carry out checks at any time of the goods stored on the premises of any person introducing goods into a free zone.

GOODS ADMITTED

5. *Recommended practice*

Admission to a free zone should not be subject to the condition that the goods are introduced into or stored in the zone in specified quantities.

6. *Standard*

Admission to a free zone shall be authorized not only for goods imported direct from abroad but also for goods brought from the customs territory of the State concerned.

Note:

Goods brought from the customs territory of the State concerned may be goods in free circulation or goods placed under a procedure affording conditional relief from import duties and taxes or a processing procedure.

7. *Standard*

Goods admissible to a free zone which are entitled to exemption from or repayment of import duties and taxes when exported shall qualify for such exemption or repayment immediately after they have been introduced into the free zone.

8. *Standard*

Goods admissible to a free zone which are entitled to exemption from or repayment of internal duties and taxes when exported, shall qualify for such exemption or repayment after they have been introduced into the free zone.

Note:

Exemption or repayment is generally granted immediately after introduction of the goods into the free zone. In special cases, exemption or repayment may be made subject to the exportation of the goods from the national territory. Exceptionally, evidence of arrival of the goods in the country of destination may also be required.

9. *Standard*

Admission to a free zone shall not be refused solely on the grounds of the country of origin of the goods, the country whence they arrived or their country of destination.

10. *Standard*

Admission to a free zone of goods brought from abroad shall not be refused solely on the grounds that the goods are liable to restrictions or prohibitions other than those imposed on grounds of public morality or order, public security, public hygiene or health, or for veterinary or phytopathological considerations, or relating to the protection of patents, trade marks and copyrights.

11. *Recommended practice*

Goods which constitute a hazard, which are likely to affect other goods or which require special installations, should be admitted only to free zones specially designed to receive them.

INTRODUCTION INTO A FREE ZONE

12. *Standard*

Where a document must be presented to the customs in respect of goods introduced into a free zone directly from abroad, without having

to cross the customs territory of the State concerned, the customs authorities shall not require more than the production of a commercial or official document (commercial invoice, waybill, dispatch note, etc.) giving the main particulars of the goods concerned.

13.

Recommended practice

The admission to a free zone of goods brought from the customs territory of the State concerned or which have crossed that territory in transit should not involve the completion of a document other than the goods declaration normally required in that territory to cover the exportation, re-exportation or transit of goods.

14.

Standard

The customs authorities shall not require security for the admission of goods to a free zone.

15.

Standard

Where the customs authorities carry out a control of goods intended for introduction into a free zone, they shall take only such action as is deemed essential to ensure compliance with the laws and regulations which the customs are responsible for enforcing.

Note:

In particular, the customs may ensure that the goods are of a kind allowed to be introduced into the free zone and that any relevant prohibitions and restrictions have been complied with.

AUTHORIZED OPERATIONS

16.

Standard

In addition to loading, unloading, transshipment and storage, goods admitted to a commercial free zone shall be allowed to undergo operations necessary for their preservation and usual forms of handling to improve their packaging or marketable quality or to prepare them for shipment, such as breaking bulk, grouping of packages, sorting and grading, and repacking.

17.

Standard

The processing operations to which goods admitted to an industrial free zone may be subjected shall be specified by the competent authorities in general terms and/or in detail in a regulation applicable throughout the free zone or in the authority granted to the enterprise carrying out these operations.

Note:

The right to carry out processing operations may be made subject to the condition that the proposed operations are regarded by the competent authorities as advantageous to the national economy.

GOODS CONSUMED WITHIN THE FREE ZONE

18.

Standard

National legislation shall enumerate the cases in which goods to be consumed inside the free zone may be admitted free of duties and taxes and shall lay down the requirements which must be met.

Notes:

1. Free admission may be allowed not only in respect of import duties and taxes but also in respect of internal duties and taxes.
2. Free admission of equipment to be used solely inside the free zone for the transport, storage and processing of goods may also be allowed.

TRANSFER OF OWNERSHIP

19. *Standard*

The transfer of ownership of goods admitted to a free zone shall be allowed.

Note:

1. Retail sales within free zones may be prohibited.
2. Goods admitted to free zones may be used for provisioning ships and aircraft.

DESTRUCTION

20. *Standard*

Goods admitted to a free zone shall be allowed to be destroyed or rendered commercially valueless under customs control.

DURATION OF STAY IN FREE ZONE

21. *Standard*

No limits shall be imposed on the duration of the stay of goods in a free zone.

REMOVAL FROM FREE ZONE

22.

Standard

Where a document must be produced to the customs in respect of goods which on removal from a free zone are sent directly abroad without having to cross the customs territory of the State concerned, the customs authorities shall not require more than the production of a commercial or official document (commercial invoice, waybill, dispatch note, etc.) giving the main particulars of the goods concerned.

23.

Standard

The only declaration required for goods that are allowed to be introduced into the customs territory of the State concerned on removal from a free zone shall be the goods declaration normally required for the customs procedure to which those goods are assigned.

24.

Recommended practice

Goods which are allowed to be removed from a free zone to the customs territory of the State concerned should be eligible for the conditional relief or processing procedures in force under the conditions applicable to goods imported direct from abroad.

25.

Standard

National legislation shall specify the point in time to be taken into consideration for the purpose of determining the value and quantity of goods which may be taken into home use on removal from a free zone and the rates of the import duties and taxes applicable to them.

26.

Standard

National legislation shall specify the rules applicable for determining the amount of the import duties and taxes chargeable on goods taken into home use after manipulation or processing in a free zone.

Notes:

1. The amount of the import duties and taxes chargeable on goods taken into home use after processing in a free zone may be limited to the amount of the import duties and taxes applicable to the foreign goods utilized, in the state in which they were introduced into the free zone, plus, where goods of national origin or goods imported against payment of import duties and taxes were utilized, the amount of any exemption from or repayment of internal duties or taxes or import duties and taxes granted when those goods were introduced into the free zone.

2. A special assessment procedure may be laid down where equipment which has been used to process goods in a free zone was admitted free of import duties and taxes.

ABOLITION OF A FREE ZONE

27.

Standard

In the event of the abolition of a free zone, the persons concerned shall be given sufficient time to arrange for the disposal of their goods.

INFORMATION CONCERNING FREE ZONES

28.

Standard

The customs authorities shall ensure that all relevant information regarding the customs regulations applicable to free zones is readily available to any person interested.

DECLARATIONS OR RESERVATIONS

A.1.

NETHERLANDS

Standards 11 and 21

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

D.1.

UNITED KINGDOM

Standards 7 and 8

Recommended Practice 10

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

D.1.

FRANCE

Standards 7 and 8

Recommended Practice 10

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

D.1.

NETHERLANDS

Standards 7 and 8

Recommended Practice 10

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

D.2.

UNITED KINGDOM

Recommended Practices 3, 10 and 12

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

FRANCE

Recommended Practices 3, 10 and 12

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

NETHERLANDS

Recommended Practices 3, 10 and 12

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

FRANCE

Recommended Practice 15

The choice made by the declarant must be acceptable to the customs authorities.

Standard 17

In view of the rules on public accounts in France, the customs authorities cannot accept general security, as a matter of course, in all the cases covered by this Standard.

SPAIN

Standard 24

The national legislation now in force does not allow transit by land from a customs warehouse to a customs office for the purpose of supplying ships, unless there is no warehouse at the place of the customs office of destination.

Recommended Practice 27

Under Spanish legislation, goods not removed from customs warehouses are deemed to have been abandoned and after deduction of the import duties and taxes and all other charges and expenses incurred the proceeds of the sale accrue to the Revenue.

UNITED KINGDOM

*Recommended Practices 5, 16, 18 and 27**Standards 19 and 34*

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

FRANCE

*Recommended Practices 5, 16, 18 and 27**Standards 19 and 34*

The reservations entered by the European Economic Community, with the following additional reservations:

Recommended Practice 16

The choice made by the declarant must be acceptable to the customs authorities.

Standard 19

In view of the rules on public accounts in France, the customs authorities cannot accept general security, as a matter of course, in all the cases covered by this Standard.

Note:

See reservations entered by EEC.

NETHERLANDS*General reservation*

In the Netherlands, Annex E.6 will not apply in respect of turnover tax and the special tax on private cars; neither will it apply to excise duties if, by virtue of legal provisions other than those relating to temporary admission for inward processing, there is a regulation in force stipulating that these duties are not payable in the case of temporary admission.

Reason for the general reservation

Under existing Netherlands legislation, goods imported for inward processing are not granted exemption from turnover tax or from the special tax on private cars because the collection system makes such a measure unnecessary. Consequently, the Netherlands will not apply this Annex in respect of turnover tax and the special tax on private cars.

As far as excise legislation is concerned, the principle of conditional relief from import duties and taxes laid down in Annex E.6. applies in the Netherlands; however, conditional relief is not granted if other

legal provisions concerning excise duties permit disposal of the goods without payment of such duties, for example under deferred payment facilities.

The Netherlands does not envisage adapting its national excise legislation to the provisions of Annex E.6., since this would cause complications without any corresponding advantages.

Recommended Practices 5, 16, 18 and 27

Standards 19 and 34

The reservations entered by the European Economic Community.

However, with regard to the Community reservation concerning *Recommended Practices 16 and 18*, although the European Economic Community as such is not at present in a position to ensure their application over the whole of its territory, since Community legislation leaves Members free to determine the form and amount of security, it is nevertheless pointed out that the Netherlands legislation does comply with these Recommended Practices, which will therefore be applied in the Netherlands.

Moreover, as the application of Standard 19 could lead to practical difficulties within the Community, there is no provision of this kind in Community legislation. However, the Netherlands legislation provides for the possibility of furnishing general security in respect of goods admitted for inward processing. *Standard 19* will therefore be applied in the customs territory of the Netherlands.

Note:

See reservations entered by EEC.

ISRAEL*General observation*

Under national legislation goods imported into Israel for the purpose of manufacturing and subsequent exportation of the compensating products are subject to drawback procedures and not to temporary admission procedures.

Recommended Practice 5

This Recommended Practice can be accepted by Israel subject to reciprocity by the country of origin of goods, the country whence consigned, or the country of destination.

Recommended Practice 8

In accordance with national legislation goods which were imported under the temporary admission procedure may not be exchanged with other goods.

Recommended Practice 16

Under national legislation the Israeli Customs determine the form of security to be furnished by the declarant.

Recommended Practice 20

Under national legislation whenever it is necessary to ensure payment of import duties that might fall due, Israel requires that a security be furnished.

Recommended Practice 35

Only in cases where compensating products are placed in special customs warehouses destined for supplying ship's stores or for sale to passengers departing from the country against payment in foreign currency can temporary admission for inward processing be considered as terminated.

Recommended Practice 36

In accordance with national legislation temporary admission can be terminated only upon actual exportation of the goods.

Recommended Practice 43

National legislation does not permit goods temporarily imported to be exchanged for other goods.

E.6.

Brussels, 3 January 1980.

NEW ZEALAND

The New Zealand Embassy in Belgium has notified the Secretary-General, by a communication received on 4 December 1979, that under Article 5 (1) of the Convention New Zealand has withdrawn as from 11 October 1979 the reservation entered in respect of Recommended Practice 35 of the above Annex⁽¹⁾.

E.8.

UNITED KINGDOM

Recommended Practices 3, 9 and 10

Standard 20

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

(1) This reservation was set out in Doc. 23.849 dated 2 December 1977 (see Volume 8, page 3275).

FRANCE

Recommended Practices 3, 9 and 10

Standard 20

The reservations entered by the European Economic Community.

Note:

See reservations entered by EEC.

NETHERLANDS

General reservation

In the Netherlands, this Annex will not be applied to excise duty; as regards turnover tax and the special tax on private cars, the Annex will apply only to goods exported for repair.

Reason for the general reservation

The rule embodied in Annex E.8. — exemption for goods re-imported after manufacturing, processing, or repair abroad — has no counterpart in the Netherlands excise legislation; on the other hand, the legislation on turnover tax and the special tax on private cars does contain such a provision, but this applies only to goods exported for repair.

As the aims of this Annex are achieved in the Netherlands, albeit by different means, there is no need to amend the existing legislation.

*Recommended Practices 3, 9 and 10**Standard 20*

The reservations entered by the European Economic Community.

However, with regard to *Recommended Practice 10*, it should be pointed out that, despite the reservation entered by the EEC on the grounds that Community legislation does not yet contain provisions concerning the forms to be used for making out the declaration for temporary exportation, the Netherlands legislation complies with this Recommended Practice, as it provides for special forms for making out the declaration for the exportation of goods to be re-imported after outward processing. These forms are fully harmonized with the ordinary forms of the goods declaration (outwards).

Note:

See reservations entered by EEC.

ISRAEL*Recommended Practice 7*

In accordance with national legislation, where goods have been exported temporarily for manufacture abroad, the compensating products will not be entitled to any exemption from import duty and taxes upon their importation into Israel.

Standard 16 — Note 2

Under national legislation it is not permissible to exchange goods temporarily exported for outward processing with other goods.

Standard 22

In assessing the value of goods which have been processed or repaired abroad, national legislation prescribes that account be taken of the cost of processing or repair, plus all other charges incurred such as packing, freight and insurance.

F.1.

EUROPEAN ECONOMIC COMMUNITY

General

Community regulations leave it to Members whether or not to establish free zones on their territory provided that, where such zones are established, they conform to Community provisions. There are no free zones in Belgium, France, Luxembourg or the United Kingdom.

Standard 21

This Standard does not provide for the possibility of limiting the periods for which goods may remain in a free zone.

Community rules on the other hand do allow for such a possibility.

F.1.

GERMANY (FEDERAL REPUBLIC OF)

Standard 21

The reasons for this reservation are the same as those given by the European Economic Community.

Note:

See reservations entered by EEC.

F.1.

AUSTRIA

Standard 8

Excise duties are repaid or refunded and turnover tax (VAT) is deductible, only if the goods are exported from the customs territory.

Standard 18

Goods intended to be consumed inside the free zone are fully liable to import duties and taxes.

F.1.

DENMARK

Standard 21

The reservation entered by the European Economic Community.

Note:

See reservations entered by EEC.

F.1.

NETHERLANDS

Standard 21

The reservation entered by the European Economic Community.

Note:

See reservations entered by EEC.

SWITZERLAND*Standard 2*

The establishment of industrial free zones is not provided for by Swiss customs legislation. However, the Federal Department of Finances and Customs may, in certain circumstances, authorize the setting up of processing facilities inside commercial free zones.

Recommended Practice 5

In certain types of free zones, minimum quantities may be fixed for common consumables (fuel, etc.) admitted to the zone.

Standard 17

The establishment of industrial free zones is not provided for in Swiss customs legislation. This provision is therefore inapplicable to Switzerland.

INFORMATION CONCERNING

the International CONVENTION on the Simplification and Harmonization of Customs Procedures ⁽¹⁾ and its Annexes

Contracting Parties	Date of signature by the Contracting Parties	Date of deposit of instruments		Date of entry into force ⁽²⁾	Declarations or reservations ⁽³⁾
		of ratification, acceptance, approval, etc.	of accession		

— the International CONVENTION on the Simplification and Harmonization of Customs Procedures —
4th updating supplement ⁽¹⁾

SPAIN		4.12.1979 ⁽⁴⁾			
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— *Annex A.1 concerning customs formalities prior to the lodgement of the goods declaration* ⁽⁵⁾ — *updating supplement*

DENMARK NETHERLANDS		19.12.1978 1.10.1979 ⁽⁴⁾		19.3.1979	yes
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— Annex A.2 concerning the temporary storage of goods ⁽⁶⁾ — updating supplement

DENMARK		19.12.1978		19.3.1979	
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— Annex D.1 concerning rules of origin ⁽⁷⁾ — 2nd updating supplement

FRANCE		13.11.1979 ⁽⁴⁾			yes
NETHERLANDS		1.10.1979 ⁽⁴⁾			yes
UNITED KINGDOM		28.3.1979		28.6.1979	yes
ISRAEL		24.1.1979		24.4.1979	

(1) This Convention appears in Volume 5, page 825. The 1st updating supplement appears in Volume 6, page 1508, the 2nd in Volume 7, page 1406, and the 3rd in Volume 8, page 3219.

(2) This date is only given where it falls after the date of entry into force of the Annex.

(3) The texts of these declarations or reservations will be found on pages 739 to 751 of this volume.

(4) As at 31.12.1979 the act had not yet entered into force for these Contracting Parties.

(5) Annex A.1 appears in Volume 8, page 3221.

(6) Annex A.2 appears in Volume 8, page 3231.

(7) Annex D.1 appears in Volume 7, page 1336, and the 1st updating supplement in Volume 8, page 3239.

Contracting Parties	Date of signature by the Contracting Parties	Date of deposit of instruments		Date of entry into force (1)	Declarations or reservations (2)
		of ratification, acceptance, approval, etc.	of accession		

— Annex D.2 concerning documentary evidence of origin (3) — 2nd updating supplement

FRANCE		13.11.1979(4)			yes
NETHERLANDS		1.10.1979(4)			yes
UNITED KINGDOM		28.3.1979		28.6.1979	yes
ISRAEL		24.1.1979		24.4.1979	

— Annex E.1 concerning customs transit (5) — 2nd updating supplement

FRANCE		13.11.1979(4)			yes
NETHERLANDS		1.10.1979(4)			
UNITED KINGDOM		28.3.1979		28.6.1979	
FINLAND		18.10.1979(4)			
ISRAEL		18.9.1979		18.12.1979	

— Annex E.3 concerning customs warehouses ⁽⁶⁾ — 4th updating supplement

NEW ZEALAND SPAIN		26.10.1978 4.12.1979 ⁽⁴⁾		26.1.1979	yes
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— Annex E.6 concerning temporary admission for inward processing ⁽⁷⁾ — 2nd updating supplement

FRANCE NETHERLANDS UNITED KINGDOM ISRAEL NEW ZEALAND		13.11.1979 ⁽⁴⁾ 1.10.1979 ⁽⁴⁾ 28.3.1979 24.1.1979		28.6.1979 24.4.1979	yes yes yes yes ⁽⁸⁾
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(1) This date is only given where it falls after the date of entry into force of the Annex.

(2) The texts of these declarations or reservations will be found on pages 739 to 751 of this volume.

(3) Annex D.2 appears in Volume 7, page 1347, and the 1st updating supplement in Volume 8, page 3240.

(4) As at 31.12.1979 the act had not yet entered into force for these Contracting Parties.

(5) Annex E.1 appears in Volume 7, page 1360, and the 1st updating supplement in Volume 8, page 3241.

(6) Annex E.3 appears in Volume 5, page 839. The 1st updating supplement appears in Volume 6, page 1508, the 2nd in Volume 7, page 1406, and the 3rd in Volume 8, page 3242.

(7) Annex E.6 appears in Volume 7, page 1387, and the 1st updating supplement in Volume 8, page 3243.

(8) On 11.10.1979 this country withdrew its reservation on Recommended Practice 35 (see Volume 8, page 3275).

Contracting Parties	Date of signature by the Contracting Parties	Date of deposit of instruments		Date of entry into force ⁽¹⁾	Declarations or reservations ⁽²⁾
		of ratification, acceptance, approval, etc.	of accession		

— *Annex E.8 concerning temporary exportation for outward processing* ⁽³⁾ — *updating supplement*

FRANCE		13.11.1979 ⁽⁴⁾			yes
NETHERLANDS		1.10.1979 ⁽⁴⁾			yes
UNITED KINGDOM		28.3.1979		28.6.1979	yes
ISRAEL		18.9.1979		18.12.1979	yes

— *Annex F.1 concerning free zones* ⁽⁵⁾

Open for acceptance: from 15.6.1976

Depositary: same as Convention

Date of entry into force: 19.3.1979

Duration: same as Convention

GERMANY (Fed. Rep.)	21.8.1978			yes
NETHERLANDS	1.10.1979 ⁽⁴⁾			yes
AUSTRIA	24.7.1977			yes
CYPRUS	25.6.1979		25.9.1979	
SWITZERLAND	13.4.1977			yes

(1) This date is only given where it falls after the date of entry into force of the Annex.

(2) The texts of these declarations or reservations will be found on pages 739 to 751 of this volume.

(3) Annex E.8 appears in Volume 8, page 3244.

(4) As at 31.12.1979 the act had not yet entered into force for these Contracting Parties.

(5) OJ No L 160, 17.6.1978.

Protocol
extending the Arrangement regarding
International Trade in Textiles
(Updating supplement)

INFORMATION CONCERNING

the PROTOCOL extending the Arrangement regarding International Trade in Textiles — updating supplement ⁽¹⁾

Contracting Parties	Date of acceptance subject to ratification or approval	Date of definitive acceptance (in the form of ratification, approval, etc.)	Date of accession	Date of entry into force ⁽²⁾
BRAZIL	30.12.1977	26.9.1979		26.9.1979
DOMINICAN REPUBLIC		14.3.1979		14.3.1979
EL SALVADOR	25.7.1978	21.3.1979		21.3.1979
GUATEMALA	30.12.1977	30.10.1979		30.10.1979
MALAYSIA		19.2.1979		19.2.1979
TRINIDAD AND TOBAGO		28.2.1979		28.2.1979

⁽¹⁾ This Protocol appears in Volume 8, page 3287.

⁽²⁾ This date is only given where it falls after the date of entry into force of the Protocol.

Convention
for the Protection of the Mediterranean Sea
against Pollution
(Updating supplement)

DECLARATIONS OR RESERVATIONS (1) (2)

SYRIA

Reservation entered by the Syrian Government: 'The accession of the Government of the Syrian Arab Republic to the 1976 Barcelona Convention for the Protection of the Mediterranean Sea against Pollution does not under any circumstances whatsoever imply that the Government of the Syrian Arab Republic recognizes Israel nor does it commit it in any way to collaborating or exchanging information with Israel either bilaterally or multilaterally'.

(1) Extract from the letter which the depositary sent to the Contracting Parties on 26 December 1978.

(2) Translated by the translation departments of the Communities from the French text forwarded by the depositary.

INFORMATION CONCERNING

Contracting Parties	Date of signature by the Contracting Parties	Date of deposit of instruments		Date of entry into force (1)	Declarations or reservations (2)
		of ratification, acceptance, approval, etc.	of accession		

— the CONVENTION for the Protection of the Mediterranean Sea against Pollution (1) — updating supplement

ITALY	16.2.1976	3.2.1979		5.3.1979	
GREECE	16.2.1976	3.1.1979		2.2.1979	
LIBYA	31.1.1977	31.1.1979		2.3.1979	
SYRIA			26.12.1978	25.1.1979	yes

— the PROTOCOL for the Prevention of Pollution of the Mediterranean Sea by Dumping from Ships and Aircraft (4) — updating supplement

ITALY	16.2.1976	3.2.1979		5.3.1979	
GREECE	11.2.1977	3.1.1979		2.2.1979	
LIBYA	31.1.1977	31.1.1979		2.3.1979	
SYRIA			26.12.1978	25.1.1979	yes

(1) This date is only given where it falls after the date of entry into force of the Convention.

(2) The texts of these declarations or reservations will be found on page 763 of this volume.

(3) This Convention appears in Volume 8, page 3329.

(4) This Protocol appears in Volume 8, page 3351.

Convention
on Future Multilateral Cooperation in the
Northwest Atlantic Fisheries

CONVENTION

on Future Multilateral Cooperation in the Northwest
Atlantic Fisheries (1)

COUNCIL REGULATION (EEC) No 3179/78

of 28 December 1978

**concerning the conclusion by the European Economic Community of the
Convention on Future Multilateral Cooperation in the Northwest Atlantic
Fisheries**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament,

Whereas the Community has participated in negotiations for a new
International Fisheries Convention for the Northwest Atlantic area;

Whereas the Convention on Future Multilateral Cooperation in the
Northwest Atlantic Fisheries signed on 24 October 1978 should be
concluded by the Community,

(1) OJ No L 378, 30.12.1978.

HAS ADOPTED THIS REGULATION:

Article 1

The Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries is hereby approved on behalf of the Community.

The text of the Convention is annexed to this Regulation.

Article 2

The President of the Council shall deposit the instrument of approval with the Government of Canada in accordance with Article XXII of the Convention.

Article 3

This Regulation shall enter into force 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, 28 December 1978.

For the Council
The President
H.-D. GENSCHER

CONVENTION ON FUTURE MULTILATERAL COOPERATION IN THE NORTHWEST ATLANTIC FISHERIES

THE CONTRACTING PARTIES.

Noting that the coastal States of the Northwest Atlantic have, in accordance with relevant principles of international law, extended their jurisdiction over the living resources of their adjacent waters to limits of up to 200 nautical miles from the baselines from which the breadth of the territorial sea is measured, and exercise within these areas sovereign rights for the purpose of exploring and exploiting, conserving and managing these resources;

Taking into account the work of the Third United Nations Conference on the Law of the Sea in the field of fisheries;

Desiring to promote the conservation and optimum utilization of the fishery resources of the Northwest Atlantic area within a framework appropriate to the regime of extended coastal State jurisdiction over fisheries, and accordingly to encourage international cooperation and consultation with respect to these resources,

HAVE AGREED AS FOLLOWS:

Article 1

1. The area to which this Convention applies, hereinafter referred to as 'the Convention Area', shall be the waters of the Northwest Atlantic

Ocean north of 35°00' north latitude and west of a line extending due north from 35°00' north latitude and 42°00' west longitude to 59°00' north latitude, thence due west to 44°00' west longitude, and thence due north to the coast of Greenland, and the waters of the Gulf of St Lawrence, Davis Strait and Baffin Bay south of 78°10' north latitude.

2. The area referred to in this Convention as 'the Regulatory Area' is that part of the Convention Area which lies beyond the areas in which coastal States exercise fisheries jurisdiction.

3. For the purposes of this Convention, 'coastal State' shall hereinafter mean a Contracting Party exercising fisheries jurisdiction in waters forming part of the Convention Area.

4. This Convention applies to all fishery resources of the Convention area, with the following exceptions: salmon, tuna and marlin, cetacean stocks managed by the International Whaling Commission or any successor organization, and sedentary species of the Continental Shelf, i.e., organisms which, at the harvestable stage, either are immobile on or under the seabed or are unable to move except in constant physical contact with the seabed or the subsoil.

5. Nothing in this Convention shall be deemed to affect or prejudice the positions or claims of any Contracting Party in regard to internal waters, the territorial sea, or the limits or extent of the jurisdiction of any party over fisheries; or to affect or prejudice the views or positions of any Contracting Party with respect to the law of the sea.

Article II

1. The Contracting Parties agree to establish and maintain an international organization whose object shall be to contribute through consultation and cooperation to the optimum utilization, rational management and conservation of the fishery resources of the Convention Area. This organization shall be known as the Northwest Atlantic

Fisheries Organization, hereinafter referred to as 'the Organization', and shall carry out the functions set forth in this Convention.

2. The Organization shall consist of:

- (a) a General Council,
- (b) a Scientific Council,
- (c) a Fisheries Commission, and
- (d) a Secretariat.

3. The Organization shall have legal personality and shall enjoy in its relations with other international organizations and in the territories of the Contracting Parties such legal capacity as may be necessary to perform its functions and achieve its ends. The immunities and privileges which the Organization and its officers shall enjoy in the territory of a Contracting Party shall be subject to agreement between the Organization and the Contracting Party concerned.

4. The headquarters of the Organization shall be at Dartmouth, Nova Scotia, Canada, or at such other place as may be decided by the General Council.

Article III

The function of the General Council shall be:

- (a) to supervise and coordinate the organizational, administrative, financial and other internal affairs of the Organization, including the relations among its constituent bodies;
- (b) to coordinate the external relations of the Organization;
- (c) to review and determine the membership of the Fisheries Commission pursuant to Article XIII; and
- (d) to exercise such other authority as is conferred upon it by this Convention.

Article IV

1. Each Contracting Party shall be a member of the General Council and shall appoint to the Council not more than three representatives who may be accompanied at any of its meetings by alternates, experts and advisers.
2. The General Council shall elect a chairman and a vice-chairman, each of whom shall serve for a term of two years and shall be eligible for re-election but shall not serve for more than four years in succession. The chairman shall be a representative of a Contracting Party that is a member of the Fisheries Commission and the chairman and vice-chairman shall be representatives of different Contracting Parties.
3. The chairman shall be the president of the Organization and shall be its principal representative.
4. The chairman of the General Council shall convene a regular annual meeting of the Organization at a place decided upon by the General Council and which shall normally be in North America.
5. Any meeting of the General Council, other than the annual meeting, may be called by the chairman at such time and place as the chairman may determine, upon the request of a Contracting Party with the concurrence of another Contracting Party.
6. The General Council may establish such committees and sub-committees as it considers desirable for the exercise of its duties and functions.

Article V

1. Each Contracting Party shall have one vote in proceedings of the General Council.
2. Except where otherwise provided, decisions of the General Council shall be taken by a majority of the votes of all Contracting Parties present and casting affirmative or negative votes, provided that no vote shall be taken unless there is a quorum of at least two-thirds of the Contracting Parties.

3. The General Council shall adopt, and amend as occasion may require, rules for the conduct of its meetings and for the exercise of its functions.

4. The General Council shall submit to the Contracting Parties an annual report of the activities of the Organization.

Article VI

1. The functions of the Scientific Council shall be:

- (a) to provide a forum for consultation and cooperation among the Contracting Parties with respect to the study, appraisal and exchange of scientific information and views relating to the fisheries of the Convention Area, including environmental and ecological factors affecting these fisheries, and to encourage and promote cooperation among the Contracting Parties in scientific research designed to fill gaps in knowledge pertaining to these matters;
- (b) to compile and maintain statistics and records and to publish or disseminate reports, information and materials pertaining to the fisheries of the Convention Area, including environmental and ecological factors affecting these fisheries;
- (c) to provide scientific advice to Coastal States, where requested to do so pursuant to Article VII; and
- (d) to provide scientific advice to the Fisheries Commission, pursuant to Article VIII or on its own initiative as required for the purposes of the Commission.

2. The functions of the Scientific Council may, where appropriate, be carried out in cooperation with other public or private organizations having related objectives.

3. The Contracting Parties shall furnish to the Scientific Council any available statistical and scientific information requested by the Council for the purpose of this Article.

Article VII

1. The Scientific Council, shall, at the request of a coastal State, consider and report on any question pertaining to the scientific basis for the management and conservation of fishery resources in waters under the fisheries jurisdiction of that coastal State within the Convention Area.

2. The coastal State shall, in consultation with the Scientific Council, specify terms of reference for the consideration of any question referred to the Council pursuant to paragraph 1. These terms of reference shall include, along with any other matters deemed appropriate, such of the following as are applicable:
 - (a) a statement of the question referred, including a description of the fisheries and area to be considered;
 - (b) where scientific estimates or predictions are sought, a description of any relevant factors or assumptions to be taken into account; and
 - (c) where applicable, a description of any objectives the coastal State is seeking to attain and an indication of whether specific advice or a range of options should be provided.

Article VIII

The Scientific Council shall consider and report on any question referred to it by the Fisheries Commission pertaining to the scientific basis for the management and conservation of fishery resources within the Regulatory Area and shall take into account the terms of reference specified by the Fisheries Commission in respect of that question.

Article IX

1. Each Contracting Party shall be a member of the Scientific Council and shall appoint to the Council its own representatives who may be accompanied at any of its meetings by alternates, experts and advisers.

2. The Scientific Council shall elect a chairman and a vice-chairman, each of whom shall serve for a term of two years and shall be eligible for re-election but shall not serve for more than four years in succession. The chairman and vice-chairman shall be representatives of different Contracting Parties.

3. Any meeting of the Scientific Council, other than the annual meeting convened pursuant to Article IV, may be called by the chairman at such time and place as the chairman may determine, upon the request of a coastal State or upon the request of a Contracting Party with the concurrence of another Contracting Party.

4. The Scientific Council may establish such committees and sub-committees as it considers desirable for the exercise of its duties and functions.

Article X

1. Scientific advice to be provided by the Scientific Council pursuant to this Convention shall be determined by consensus. Where consensus cannot be achieved, the Council shall set out in its report all views advanced on the matter under consideration.

2. Decisions of the Scientific Council with respect to the election of officers, the adoption and the amendment of rules and other matters pertaining to the organization of its work shall be taken by a majority of votes of all Contracting Parties present and casting affirmative or negative votes, and for these purposes each Contracting Party shall have one vote. No vote shall be taken unless there is a quorum of at least two-thirds of the Contracting Parties.

3. The Scientific Council shall adopt, and amend as occasion may require, rules for the conduct of its meetings and for the exercise of its functions.

Article XI

1. The Fisheries Commission, hereinafter referred to as 'the Commission', shall be responsible for the management and conservation of the fishery resources of the Regulatory Area in accordance with the provisions of this Article.

2. The Commission may adopt proposals for joint action by the Contracting Parties designed to achieve the optimum utilization of the fishery resources of the Regulatory Area. In considering such proposals, the Commission shall take into account any relevant information or advice provided to it by the Scientific Council.

3. In the exercise of its functions under paragraph 2, the Commission shall seek to ensure consistency between:

- (a) any proposal that applies to a stock or group of stocks occurring both within the Regulatory Area and within an area under the fisheries jurisdiction of a coastal State, or any proposal that would have an effect through species interrelationships on a stock or group of stocks occurring in whole or in part within an area under the fisheries jurisdiction of a coastal State, and
- (b) any measures or decisions taken by the coastal State for the management and conservation of that stock or group of stocks with respect to fishing activities conducted within the area under its fisheries jurisdiction.

The appropriate coastal State and the Commission shall accordingly promote the coordination of such proposals, measures and decisions. Each coastal State shall keep the Commission informed of its measures and decisions for the purpose of this Article.

4. Proposals adopted by the Commission for the allocation of catches in the Regulatory Area shall take into account the interests of Commission members whose vessels have traditionally fished within that Area, and, in the allocation of catches from the Grand Banks and Flemish Cap, Commission members shall give special consideration to the Contracting Party whose coastal communities are primarily dependent on fishing for stocks related to these fishing banks and which has undertaken extensive efforts to ensure the conservation of such stocks through international action, in particular, by providing surveillance and inspection of international fisheries on these banks under an international scheme of joint enforcement.

5. The Commission may also adopt proposals for international measures of control and enforcement within the Regulatory Area for the purpose of ensuring within that Area the application of this Convention and the measures in force thereunder.

6. Each proposal adopted by the Commission shall be transmitted by the Executive Secretary to all Contracting Parties, specifying the date of transmittal for the purposes of paragraph 1 of Article XII.

7. Subject to the provisions of Article XII, each proposal adopted by the Commission under this Article shall become a measure binding on all Contracting Parties to enter into force on a date determined by the Commission.

8. The Commission may refer to the Scientific Council any question pertaining to the scientific basis for the management and conservation of fishery resources within the Regulatory Area and shall specify terms of reference for the consideration of that question.

9. The Commission may invite the attention of any or all Commission members to any matters which relate to the objectives and purposes of this Convention within the Regulatory Area.

Article XII

1. If any Commission member presents to the Executive Secretary an objection to a proposal within 60 days of the date of transmittal specified in the notification of the proposal by the Executive Secretary, the proposal shall not become a binding measure until the expiration of 40 days following the date of transmittal specified in the notification of that objection to the Contracting Parties. Thereupon any other Commission member may similarly object prior to the expiration of the additional 40-day period, or within 30 days after the date of transmittal specified in the notification to the Contracting Parties of any objection presented within that additional 40-day period, whichever shall be the later. The

proposal shall then become a measure binding on all Contracting Parties, except those which have presented objections, at the end of the extended period or periods for objecting. If, however, at the end of such extended period or periods, objections have been presented and maintained by a majority of Commission members, the proposal shall not become a binding measure, unless any or all of the Commission members nevertheless agree as among themselves to be bound by it on an agreed date.

2. Any Commission member which has objected to a proposal may at any time withdraw that objection and the proposal immediately shall become a measure binding on such a member, subject to the objection procedure provided for in this Article.

3. At any time after the expiration of one year from the date on which a measure enters into force, any Commission member may give to the Executive Secretary notice of its intention not to be bound by the measure, and, if that notice is not withdrawn, the measure shall cease to be binding on that member at the end of one year from the date of receipt of the notice by the Executive Secretary. At any time after a measure has ceased to be binding on a Commission member under this paragraph, the measure shall cease to be binding on any other Commission member upon the date a notice of its intention not to be bound is received by the Executive Secretary.

4. The Executive Secretary shall immediately notify each Contracting Party of:

- (a) the receipt of each objection and withdrawal of objection under paragraphs 1 and 2;
- (b) the date on which any proposal becomes a binding measure under the provisions of paragraph 1; and
- (c) the receipt of each notice under paragraph 3.

Article XIII

1. The membership of the Commission shall be reviewed and determined by the General Council at its annual meeting and shall consist of:

- (a) each Contracting Party which participates in the fisheries of the Regulatory Area, and
- (b) any Contracting Party which has provided evidence satisfactory to the General Council that it expects to participate in the fisheries of the Regulatory Area during the year of that annual meeting or during the following calendar year.

2. Each Commission member shall appoint to the Commission not more than three representatives who may be accompanied at any of its meetings by alternates, experts and advisers.

3. Any Contracting Party that is not a Commission member may attend meetings of the Commission as an observer.

4. The Commission shall elect a chairman and a vice-chairman, each of whom shall serve for a term of two years and shall be eligible for re-election but shall not serve for more than four years in succession. The chairman and vice-chairman shall be representatives of different Commission members.

5. Any meeting of the Commission, other than the annual meeting convened pursuant to Article IV, may be called by the chairman at such time and place as the chairman may determine, upon the request of any Commission member.

6. The Commission may establish such committees and subcommittees as it considers desirable for the exercise of its duties and functions.

Article XIV

1. Each Commission member shall have one vote in proceedings of the Commission.

2. Decisions of the Commission shall be taken by a majority of the votes of all Commission members present and casting affirmative or

negative votes, provided that no vote shall be taken unless there is a quorum of at least two-thirds of the Commission members.

3. The Commission shall adopt, and amend as occasion may require, rules for the conduct of its meetings and for the exercise of its functions.

Article XV

1. The Secretariat shall provide services to the Organization in the exercise of its duties and functions.

2. The chief administrative officer of the Secretariat shall be the Executive Secretary, who shall be appointed by the General Council according to such procedures and on such terms as it may determine.

3. The staff of the Secretariat shall be appointed by the Executive Secretary in accordance with such rules and procedures as may be determined by the General Council.

4. The Executive Secretary shall, subject to the general supervision of the General Council, have full power and authority over staff of the Secretariat and shall perform such other functions as the General Council shall prescribe.

Article XVI

1. Each Contracting Party shall pay the expenses of its own delegation to all meetings held pursuant to this Convention.

2. The General Council shall adopt an annual budget for the Organization.

3. The General Council shall establish the contributions due from each Contracting Party under the annual budget on the following basis:

(a) 10% of the budget shall be divided among the coastal States in proportion to their nominal catches in the Convention Area in the year ending two years before the beginning of the budget year;

- (b) 30% of the budget shall be divided equally among all the Contracting Parties; and
- (c) 60% of the budget shall be divided among all Contracting Parties in proportion to their nominal catches in the Convention Area in the year ending two years before the beginning of the budget year.

The nominal catches referred to above shall be the reported catches of the species listed in Annex I, which forms an integral part of this Convention.

4. The Executive Secretary shall notify each Contracting Party of the contribution due from that Party as calculated under paragraph 3 of this Article, and as soon as possible thereafter each Contracting Party shall pay to the Organization its contribution.

5. Contributions shall be payable in the currency of the country in which the headquarters of the Organization is located, except if otherwise authorized by the General Council.

6. Subject to paragraph 11 of this Article, the General Council shall, at its first meeting, approve a budget for the balance of the first financial year in which the Organization functions and the Executive Secretary shall transmit to the Contracting Parties copies of that budget together with notices of their respective contributions.

7. For subsequent financial years, drafts of the annual budget shall be submitted by the Executive Secretary to each Contracting Party together with a schedule of contributions, not less than 60 days before the annual meeting of the Organization at which the budgets are to be considered.

8. A Contracting Party acceding to this Convention during the course of a financial year shall contribute in respect of that year a part of the contribution calculated in accordance with the provisions of this Article, that is proportional to the number of complete months remaining in the year.

9. A Contracting Party which has not paid its contributions for two consecutive years shall not enjoy any right of casting votes and presenting

objections under this Convention until it has fulfilled its obligations, unless the General Council decides otherwise.

10. The financial affairs of the Organization shall be audited annually by external auditors to be selected by the General Council.

11. If the Convention enters into force on 1 January 1979, the provisions of Annex II, which forms an integral part of this Convention, shall apply in place of the provisions of paragraph 6.

Article XVII

The Contracting Parties agree to take such action, including the imposition of adequate sanctions for violations, as may be necessary to make effective the provisions of the Convention and to implement any measures which become binding under paragraph 7 of Article XI and any measures which are in force under Article XXIII. Each Contracting Party shall transmit to the Commission an annual statement of the actions taken by it for these purposes.

Article XVIII

The Contracting Parties agree to maintain in force and to implement within the Regulatory Area a scheme of joint international enforcement as applicable pursuant to Article XXIII or as modified by measures referred to in paragraph 5 of Article XI. This scheme shall include provision for reciprocal rights of boarding and inspection by the Contracting Parties and for flag State prosecution and sanctions on the basis of evidence resulting from such boardings and inspections. A report of such prosecutions and sanctions imposed shall be included in the annual statement referred to in Article XVII.

Article XIX

The Contracting Parties agree to invite the attention of any State not a party to this Convention to any matter relating to the fishing activities

in the Regulatory Area of the nationals or vessels of that State which appear to affect adversely the attainment of the objectives of this Convention. The Contracting Parties further agree to confer when appropriate upon the steps to be taken towards obviating such adverse effects.

Article XX

1. The Convention Area shall be divided into scientific and statistical subareas, divisions and subdivisions, the boundaries of which shall be those defined in Annex III to this Convention.

2. On the request of the Scientific Council, the General Council may by a two-thirds majority vote of all Contracting Parties if deemed necessary for scientific or statistical purposes, modify the boundaries of the scientific and statistical subareas, divisions and subdivisions set out in Annex III, provided that each coastal State exercising fisheries jurisdiction in any part of the area affected concurs in such action.

3. On the request of the Fisheries Commission and after having consulted the Scientific Council, the General Council may by a two-thirds majority vote of all Contracting Parties, if deemed necessary for management purposes, divide the Regulatory Area into appropriate regulatory divisions and subdivisions. These may subsequently be modified in accordance with the same procedure. The boundaries of any such divisions and subdivisions shall be defined in Annex III.

4. Annex III to this Convention, either in its present terms or as modified from time to time pursuant to this Article, forms an integral part of this Convention.

Article XXI

1. Any Contracting Party may propose amendments to this Convention to be considered and acted upon by the General Council at an annual or a special meeting. Any such proposed amendment shall

be sent to the Executive Secretary at least 90 days prior to the meeting at which it is proposed to be acted upon, and the Executive Secretary shall immediately transmit the proposal to all Contracting Parties.

2. The adoption of a proposed amendment to the Convention by the General Council shall require a three-fourths majority of the votes of all Contracting Parties. The text of any proposed amendments so adopted shall be transmitted by the Depository to all Contracting Parties.

3. An amendment shall take effect for all Contracting Parties 120 days following the date of transmittal specified in the notification by the Depository of receipt of written notification of approval by three-fourths of all Contracting Parties unless any other Contracting Party notifies the Depository that it objects to the amendment within 90 days of the date of transmittal specified in the notification by the Depository of such receipt, in which case the amendment shall not take effect for any Contracting Party. Any Contracting Party which has objected to an amendment may at any time withdraw that objection. If all objections to an amendment are withdrawn, the amendment shall take effect for all Contracting Parties 120 days after the date of transmittal specified in the notification by the Depository of receipt of the last withdrawal.

4. Any party which becomes a Contracting Party to the Convention after an amendment has been adopted in accordance with paragraph 2 of this Article shall be deemed to have approved the said amendment.

5. The Depository shall promptly notify all Contracting Parties of the receipt of notifications of approval of amendments, the receipt of notifications of objections or withdrawal of objection, and the entry into force of amendments.

Article XXII

1. This Convention shall be open for signature at Ottawa until 31 December 1978, by the parties represented at the Diplomatic Conference

on Future Multilateral Cooperation in the Northwest Atlantic Fisheries, held at Ottawa from 11 October to 21 October 1977. It shall thereafter be open for accession.

2. This Convention shall be subject to ratification, acceptance or approval by the Signatories and the instruments of ratification, acceptance or approval shall be deposited with the Government of Canada, referred to in this Convention as 'the Depositary'.

3. This Convention shall enter into force upon the first day of January following the deposit of instruments of ratification, acceptance or approval by not less than six Signatories at least one of which exercises fisheries jurisdiction in waters forming part of the Convention Area.

4. Any party which has not signed this Convention may accede thereto by a notification in writing to the Depositary. Accessions received by the Depositary prior to the date of entry into force of this Convention shall become effective on the date this Convention enters into force. Accessions received by the Depositary after the date of entry into force of this Convention shall become effective on the date of receipt by the Depositary.

5. The Depositary shall inform all Signatories and all acceding Parties of all ratifications, acceptances or approvals deposited and accessions received.

6. The Depositary shall convene the initial meeting of the Organization to be held not more than six months after the coming into force of the Convention, and shall communicate the provisional agenda to each Contracting Party not less than one month before the date of the meeting.

Article XXIII

Upon the entry into force of this Convention, each proposal that has been transmitted or is effective at that time under Article VIII of the International Convention for the Northwest Atlantic Fisheries, 1949,

('the ICNAF Convention') shall, subject to the provisions of the ICNAF Convention, become a measure binding on each Contracting Party with respect to the Regulatory Area immediately, if the proposal has become effective under the ICNAF Convention, or at such time as it becomes effective thereunder. Subject to paragraph 3 of Article XII, each such measure shall remain binding on each Contracting Party, until such time as it expires or is replaced by a measure which has become binding pursuant to Article XI of this Convention, provided that no such replacement shall take effect before this Convention has been in force for one year.

Article XXIV

1. Any Contracting Party may withdraw from the Convention on 31 December of any year by giving notice on or before the preceding 30 June to the Depositary, which shall communicate copies of such notice to the other Contracting Parties.
2. Any other Contracting Party may thereupon withdraw from the Convention on the same 31 December by giving notice to the Depositary within one month of the receipt of a copy of a notice of withdrawal given pursuant to paragraph 1 of this Article.

Article XXV

1. The original of the Convention shall be deposited with the Government of Canada, which shall communicate certified copies thereof to all the Signatories and to all the acceding Parties.
2. The Depositary shall register the Convention with the Secretariat of the United Nations.

In witness whereof the undersigned, being duly authorized thereto, have signed this Convention.

Done at Ottawa, this 24th day of October 1978, in a single original, in the English and French languages, each text being equally authentic.

ANNEX I TO THE CONVENTION

List of species for the determination of the nominal catches to be used in calculating the annual budget pursuant to Article XVI

Atlantic cod	<i>Gadus morrhua</i>
Haddock	<i>Melanogrammus aeglefinus</i>
Atlantic redfish	<i>Sebastes marinus</i>
Silver hake	<i>Merluccius bilinearis</i>
Red hake.....	<i>Urophycis chuss</i>
Pollock.....	<i>Pollachius virens</i>
American plaice	<i>Hippoglossoides platessoides</i>
Witch flounder	<i>Glyptocephalus cynoglossus</i>
Yellowtail flounder.....	<i>Limanda ferruginea</i>
Greenland halibut	<i>Reinhardtius hippoglossoides</i>
Roundnose grenadier.....	<i>Macrourus rupestris</i>
Atlantic herring	<i>Clupea harengus</i>
Atlantic mackerel	<i>Scomber scombrus</i>
Atlantic butterfish	<i>Peprilus triacanthus</i>
River herring (alewife)	<i>Alosa pseudoharengus</i>
Atlantic argentine	<i>Argentina silus</i>
Capelin.....	<i>Mallotus villosus</i>
Long-finned squid	<i>Loligo pealei</i>
Short-finned squid	<i>Illex illecebrosus</i>
Shrimps	<i>Pandalus sp.</i>

ANNEX II TO THE CONVENTION

Transitional financial arrangements

1. A Contracting Party which is also a Contracting Party to the International Convention for the Northwest Atlantic Fisheries throughout the year 1979 shall not contribute to the expenses of the Organization in that year. Other Contracting Parties which have deposited their instruments of ratification, acceptance or approval or acceded to the Convention before 31 December 1979 shall contribute the amount indicated in the Appendix hereto. The contribution of any Contracting Party not included in the Appendix shall be determined by the General Council.
2. The contributions due pursuant to paragraph 1 shall be paid by each Contracting Party as soon as possible after 1 January 1979 or after its accession to the Convention, whichever is later.

Appendix to Annex II to the Convention

<i>Contracting Party</i>	<i>Contribution for 1979</i> <i>(in \$)</i>
Bulgaria	16 325
Canada	82 852
Cuba	20 211
Denmark (Faeroe Islands)	6 473
European Economic Community	74 254
German Democratic Republic	19 266
Iceland	12 293
Japan	16 697
Norway	21 107
Poland	29 316
Portugal	22 716
Romania	15 472
Spain	26 224
USSR	72 133
USA	29 947

ANNEX III TO THE CONVENTION

Scientific and statistical subareas, divisions and subdivisions

The scientific and statistical subareas, divisions and subdivisions provided for by Article XX of this Convention shall be as follows:

1. (a) Subarea 0 — That portion of the Convention Area lying to the north of the parallel of 61°00' north latitude; bounded on the east by a line extending due north from a point at 61°00' north latitude and 59°00' west longitude to the parallel of 69°00' north latitude, thence in a north-westerly direction along a rhumb line to a point at 75°00' north latitude and 73°30' west longitude and thence due north to the parallel of 78°10' north latitude; and bounded on the west by a line beginning at 61°00' north latitude and 65°00' west longitude and extending in a north-westerly direction along a rhumb line to the coast of Baffin Island at East Bluff (61°55' north latitude and 66°20' west longitude), and thence in a northerly direction along the coast of Baffin Island, Bylot Island, Devon Island and Ellesmere Island and following the eightieth meridian of west longitude in the waters between those islands to the parallel of 78°10' north latitude.

1. (b) Subarea 0 is composed of two divisions:

Division 0A — That portion of the subarea lying to the north of the parallel of 66°15' north latitude;

Division 0B — That portion of the subarea lying to the south of the parallel of 65°15' north latitude.

2. (a) Subarea 1 — That portion of the Convention Area lying to the east of Subarea 0 and to the north and east of a rhumb line joining a point at 61°00' north

latitude and $59^{\circ}00'$ west longitude with a point at $52^{\circ}15'$ north latitude and $42^{\circ}00'$ west longitude.

2. (b) Subarea 1 is composed of six divisions:

Division 1A — That portion of the subarea lying north of the parallel of $68^{\circ}50'$ north latitude (Christianshaab);

Division 1B — That portion of the subarea lying between the parallel of $66^{\circ}15'$ north latitude (five nautical miles north of Umanarsugssuak) and the parallel of $68^{\circ}50'$ north latitude (Christianshaab);

Division 1C — That portion of the subarea lying between the parallel of $64^{\circ}15'$ north latitude (four nautical miles north of Godthaab) and the parallel of $66^{\circ}15'$ north latitude (five nautical miles north of Umanarsugssuak);

Division 1D — That portion of the subarea lying between the parallel of $62^{\circ}30'$ north latitude (Frederikshaab Glacier) and the parallel of $64^{\circ}15'$ north latitude (four nautical miles north of Godthaab);

Division 1E — That portion of the subarea lying between the parallel of $60^{\circ}45'$ north latitude (Cape Desolation) and the parallel of $62^{\circ}30'$ north latitude (Frederikshaab Glacier);

Division 1F — That portion of the subarea lying south of the parallel of $60^{\circ}45'$ north latitude (Cape Desolation).

3. (a) Subarea 2 — That portion of the Convention Area lying to the east of the meridian of $64^{\circ}30'$ west longitude in the area of Hudson Strait, to the south of Subarea 0, to the south and west of Subarea 1 and to the north of the parallel of $52^{\circ}15'$ north latitude.

3. (b) Subarea 2 is composed of three divisions:

Division 2G — That portion of the subarea lying north of the parallel of $57^{\circ}40'$ north latitude (Cape Mugford);

Division 2H — That portion of the subarea lying between the parallel of 55°20' north latitude (Hopedale) and the parallel of 57°40' north latitude (Cape Mugford);

Division 2J — That portion of the subarea lying south of the parallel of 55°20' north latitude (Hopedale).

4. (a) Subarea 3 — That portion of the Convention Area lying south of the parallel of 52°15' north latitude; and to the east of a line extending due north from Cape Bauld on the north coast of Newfoundland to 52°15' north latitude; to the north of the parallel of 39°00' north latitude; and to the east and north of a rhumb line commencing at 39°00' north latitude, 50°00' west longitude and extending in a northwesterly direction to pass through a point at 43°30' north latitude, 55°00' west longitude in the direction of a point at 47°50' north latitude, 60°00' west longitude until it intersects a straight line connecting Cape Ray, on the coast of Newfoundland, with Cape North on Cape Breton Island; thence in a northeasterly direction along said line to Cape Ray.

4. (b) Subarea 3 is composed of six divisions:

Division 3K — That portion of the subarea lying north of the parallel of 49°15' north latitude (Cape Freels, Newfoundland);

Division 3L — That portion of the subarea lying between the Newfoundland coast from Cape Freels to Cape St Mary and a line described as follows: Beginning at Cape Freels, thence due east to the meridian of 46°30' west longitude, thence due south to the parallel of 46°00' north latitude, thence due west to the meridian of 54°30' west longitude, thence along a rhumb line to Cape St Mary, Newfoundland;

Division 3M — That portion of the subarea lying south of the parallel of $49^{\circ}15'$ north latitude and east of the meridian of $46^{\circ}30'$ west longitude;

Division 3N — That portion of the subarea lying south of the parallel of $46^{\circ}00'$ north latitude and between the meridian of $46^{\circ}30'$ west longitude and the meridian of $51^{\circ}00'$ west longitude;

Division 3O — That portion of the subarea lying south of the parallel of $46^{\circ}00'$ north latitude and between the meridian of $51^{\circ}00'$ west longitude and the meridian of $54^{\circ}30'$ west longitude;

Division 3P — That portion of the subarea lying south of the Newfoundland coast and west of a line from Cape St Mary, Newfoundland to a point at $46^{\circ}00'$ north latitude, $54^{\circ}30'$ west longitude, thence due south to the limit of the subarea;

Division 3P is divided into two subdivisions:

3Pn — Northwestern subdivision — That portion of Division 3P lying northwest of a line extending from Burgeo Island, Newfoundland, approximately southwest to a point at $46^{\circ}50'$ north latitude and $58^{\circ}50'$ west longitude;

3Ps — Southeastern subdivision — That portion of Division 3P lying southeast of the line defined for Subdivision 3Pn.

5. (a) **Subarea 4** — That portion of the Convention Area lying north of the parallel of $39^{\circ}00'$ north latitude, to the west of Subarea 3, and to the east of a line described as follows: Beginning at the terminus of the international boundary between the United States of America and Canada in Grand Manan Channel, at a point at $44^{\circ}46' 35.346''$ north latitude; $66^{\circ}54' 11.253''$ west longitude; thence due south to the parallel of $43^{\circ}50'$ north

latitude; thence due west to the meridian of $67^{\circ}40'$ west longitude; thence due south to the parallel of $42^{\circ}20'$ north latitude; thence due east to a point in $66^{\circ}00'$ west longitude; thence along a rhumb line in a southeasterly direction to a point at $42^{\circ}00'$ north latitude and $65^{\circ}40'$ west longitude; and thence due south to the parallel of $39^{\circ}00'$ north latitude.

5. (b) Subarea 4 is divided into six divisions:

Division 4R — That portion of the subarea lying between the coast of Newfoundland from Cape Bauld to Cape Ray and a line described as follows: Beginning at Cape Bauld, thence due north to the parallel of $52^{\circ}15'$ north latitude, thence due west to the Labrador coast, thence along the Labrador coast to the terminus of the Labrador-Quebec boundary, thence along a rhumb line in a southwesterly direction to a point at $49^{\circ}25'$ north latitude, $60^{\circ}00'$ west longitude, thence due south to a point at $47^{\circ}50'$ north latitude, $60^{\circ}00'$ west longitude, thence along a rhumb line in a southeasterly direction to the point at which the boundary of Subarea 3 intersects the straight line joining Cape North, Nova Scotia with Cape Ray, Newfoundland, thence to Cape Ray Newfoundland;

Division 4S — That portion of the subarea lying between the south coast of the Province of Quebec from the terminus of the Labrador-Quebec boundary to Pte. des Monts and a line described as follows: Beginning at Pte. des Monts, thence due east to a point at $49^{\circ}25'$ north latitude, $64^{\circ}40'$ west longitude, thence along a rhumb line in an east-southeasterly direction to a point at $47^{\circ}50'$ north latitude, $60^{\circ}00'$ west longitude, thence due north to a point at $49^{\circ}25'$ north latitude,

60°00' west longitude, thence along a rhumb line in a northeasterly direction to the terminus of the Labrador-Quebec boundary;

Division 4T — That portion of the subarea lying between the coasts of Nova Scotia, New Brunswick, and Quebec from Cape North to Pte. des Monts and a line described as follows: Beginning at Pte. des Monts, thence due east to a point at 49°25' north latitude, 64°40' west longitude, thence along a rhumb line in a southeasterly direction to a point at 47°50' north latitude, 60°00' west longitude, thence along a rhumb line in a southerly direction to Cape North, Nova Scotia;

Division 4V — That portion of the subarea lying between the coast of Nova Scotia between Cape North and Fourchu and a line described as follows: Beginning at Fourchu, thence along a rhumb line in an easterly direction to a point at 45°40' north latitude, 60°00' west longitude, thence due south along the meridian of 60°00' west longitude, to the parallel of 44°10' north latitude, thence due east to the meridian of 59°00' west longitude, thence due south to the parallel of 39°00' north latitude, thence due east to a point where the boundary between Subareas 3 and 4 meets the parallel of 39°00' north latitude, thence along the boundary between Subareas 3 and 4 and a line continuing in a northwesterly direction to a point at 47°50' north latitude, 60°00' west longitude, and thence along a rhumb line in a southerly direction to Cape North, Nova Scotia;

Division 4V is divided into two subdivisions:

4Vn — Northern subdivision — That portion of Division 4V lying north of the parallel of 45°40' north latitude;

- 4Vs — Southern subdivision — That portion of Division 4V lying south of the parallel of 45°40' north latitude;
- Division 4W — That portion of the subarea lying between the coast of Nova Scotia between Halifax and Fourchu and a line described as follows: Beginning at Fourchu, thence along a rhumb line in an easterly direction to a point at 45°40' north latitude, 60°00' west longitude, thence due south along the meridian of 60°00' west longitude to a parallel of 44°10' north latitude, thence due east to the meridian of 59°00' west longitude, thence due south to the parallel of 39°00' north latitude, thence due west to the meridian of 63°20' west longitude, thence due north to a point on that meridian in 44°20' north latitude, thence along a rhumb line in a northwesterly direction to Halifax, Nova Scotia;
- Division 4X — That portion of the subarea lying between the western boundary of Subarea 4 and the coasts of New Brunswick and Nova Scotia from the terminus of the boundary between New Brunswick and Maine to Halifax, and a line described as follows: Beginning at Halifax, thence along a rhumb line in a southeasterly direction to a point at 44°20' north latitude, 63°20' west longitude, thence due south to the parallel of 39°00' north latitude, and thence due west to the meridian of 65°40' west longitude.
6. (a) Subarea 5 — That portion of the Convention Area lying to the west of the western boundary of Subarea 4, to the north of the parallel of 39°00' north latitude, and to the east of the meridian of 71°40' west longitude.

6. (b) Subarea 5 is composed of two divisions:

Division 5Y — That portion of the subarea lying between the coasts of Maine, New Hampshire and Massachusetts from the border between Maine and New Brunswick to 70°00' west longitude on Cape Cod (at approximately 42°00' north latitude) and a line described as follows: Beginning at a point on Cape Cod at 70°00' west longitude (at approximately 42°00' north latitude), thence due north to 42°20' north latitude, thence due east to 67°40' west longitude at the boundary of Subareas 4 and 5, and thence along that boundary to the boundary of Canada and the United States;

Division 5Z — That portion of the subarea lying to the south and east of Division 5Y;

Division 5Z is divided into two portions: an eastern and a western portion defined as follows:

5Ze — Eastern portion — That portion of Division 5Z lying east of the meridian of 70°00' west longitude;

5Zw — Western portion — That portion of Division 5Z lying west of the meridian of 70°00' west longitude.

7. (a) Subarea 6 — That part of the Convention Area bounded by a line beginning at a point on the coast of Rhode Island at 71°40' west longitude; thence due south to 39°00' north latitude; thence due east to 42°00' west longitude; thence due south to 35°00' north latitude; thence due west to the coast of North America; thence northwards along the coast of North America to the point on Rhode Island at 71°40' west longitude.

7. (b) Subarea 6 is composed of eight divisions:

Division 6A — That portion of the subarea lying to the north of the parallel of 39°00' north latitude and to the west of Subarea 5;

- Division 6B — That portion of the subarea lying to the west of $70^{\circ}00'$ west longitude, to the south of the parallel of $39^{\circ}00'$ north latitude, and to the north and west of a line running westward along the parallel of $37^{\circ}00'$ north latitude to $76^{\circ}00'$ west longitude and thence due south to Cape Henry, Virginia;
- Division 6C — That portion of the subarea lying to the west of $70^{\circ}00'$ west longitude and to the south of the parallel of $35^{\circ}00'$ north latitude;
- Division 6D — That portion of the subarea lying to the east of Divisions 6B and 6C and to the west of $65^{\circ}00'$ west longitude;
- Division 6E — That portion of the subarea lying to the east of Division 6D to the west of $60^{\circ}00'$ west longitude;
- Division 6F — That portion of the subarea lying to the east of Division 6E and to the west of $55^{\circ}00'$ west longitude;
- Division 6G — That portion of the subarea lying to the east of Division 6F and to the west of $50^{\circ}00'$ west longitude;
- Division 6H — That portion of the subarea lying to the east of Division 6G and to the west of $42^{\circ}00'$ west longitude.

INFORMATION CONCERNING

the CONVENTION on Future Multilateral Cooperation in the Northwest Atlantic Fisheries ⁽¹⁾

Open for signature: 24.10.1978 to 31.12.1978 in Ottawa (Canada)

Depositary: Government of Canada, Ottawa (Canada)

Date of entry into force: 1.1.1979 ⁽²⁾

Duration: indefinite

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force ⁽³⁾
			of ratification, acceptance, approval, etc.	of accession	
EEC	24.10.1978		28.12.1978		6.6.1979
BULGARIA	28.12.1978		6.6.1979		
CANADA	24.10.1978		30.11.1978		

⁽¹⁾ OJ No L 378, 30.12.1978.

⁽²⁾ OJ No L 66, 16.3.1979.

⁽³⁾ This date is only given where it falls after the date of entry into force of the Convention.

Contracting Parties	Date of signature by the Contracting Parties	Date of notification of provisional application	Date of deposit of instruments		Date of entry into force (1)
			of ratification, acceptance, approval, etc.	of accession	
CUBA	12.12.1978		22.5.1979		22.5.1979
DENMARK	24.10.1978			22.12.1978	
GERMAN DEMOCRATIC REP.	24.10.1978		28.12.1978		
ICELAND	24.10.1978		22.12.1978		
JAPAN	22.12.1978				
NORWAY	24.10.1978		28.12.1978		
POLAND	14.12.1978		6.11.1979		6.11.1979
PORTUGAL	24.10.1978		5.3.1979		5.3.1979
ROMANIA	24.10.1978		25.5.1979		25.5.1979
USSR	24.10.1978			27.12.1979	27.12.1979

(1) This date is given only where it falls after the date of entry into force of the Convention.

**Convention
for the Protection of the Rhine against
Chemical Pollution**

CONVENTION

for the Protection of the Rhine against Chemical Pollution ⁽¹⁾

COUNCIL DECISION

of 25 July 1977

concluding the Convention for the Protection of the Rhine against Chemical Pollution and an Additional Agreement to the Agreement, signed in Berne on 29 April 1963, concerning the International Commission for the Protection of the Rhine against Pollution

(77/586/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the declaration of the Council of the European Communities and of the representatives of the Governments of the Member States meeting in the Council of 22 November 1973 on the European Communities action programme on the environment ⁽³⁾,

(1) OJ No L 240, 19.9.1977

(2) OJ No C 293, 13.12.1976.

(3) OJ No C 112, 20.12.1973.

Whereas, in particular, this programme emphasizes that the entire Community is concerned to prevent and reduce freshwater pollution;

Whereas Council Directive 76/464/EEC of 4 May 1976 on pollution caused by certain dangerous substances discharged into the aquatic environment of the Community ⁽¹⁾ provides that certain measures are to be implemented by the Community in order to reduce the various types of pollution, in particular that of inland surface waters and territorial seas;

Whereas the Convention on the Protection of the Rhine against Chemical Pollution, signed in Bonn on 3 December 1976, provides in particular that suitable measures should be adopted to prevent and reduce pollution of inland surface waters and sea water; whereas some of the measures concern substances to which the abovementioned Directive applies;

Whereas Community participation in the implementation of the Convention in question requires that the Community become party to the Agreement concerning the International Commission for the Protection of the Rhine against Pollution signed in Berne on 29 April 1963;

Whereas that Agreement was amended accordingly by an Additional Agreement signed in Bonn on 3 December 1976;

Whereas it appears necessary for the Community to conclude this Convention and Additional Agreement in order to attain, in the course of the operation of the common market, one of the objectives of the Community as regards the protection of the environment and of the quality of life; whereas, moreover, provision is not made in the Treaty for the powers necessary to this end;

Whereas the Convention and the Additional Agreement have been signed on behalf of the Community,

(1) OJ No L 129, 18.5.1976.

HAS DECIDED AS FOLLOWS:

Article 1

The Convention for the Protection of the Rhine against Chemical Pollution and the Additional Agreement to the Agreement, signed in Berne on 29 April 1963, concerning the International Commission for the Protection of the Rhine against Pollution are hereby concluded on behalf of the European Economic Community.

The texts of the Convention and the Additional Agreement are annexed to this Decision.

Article 2

The President of the Council of the European Communities shall, on behalf of the European Economic Community, deposit the instrument of conclusion provided for in Article 17 of the Convention and Article 4 of the Additional Agreement.

Article 3

The Community shall be represented by the Commission in the International Commission for the Protection of the Rhine against Pollution.

The Commission shall in that body put forward the position of the Community in accordance with such directives as the Council may give it.

Done at Brussels, 25 July 1977.

For the Council
The President
H. SIMONET

CONVENTION

for the Protection of the Rhine against Chemical Pollution

Translation ⁽¹⁾

THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE GOVERNMENT OF THE FRENCH REPUBLIC,

THE GOVERNMENT OF THE GRAND DUCHY OF LUXEMBOURG,

THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS,

THE GOVERNMENT OF THE SWISS CONFEDERATION,

AND THE EUROPEAN ECONOMIC COMMUNITY,

Having regard to the Agreement of 29 April 1963 and the Additional Agreement of 3 December 1976 concerning the International Commission for the Protection of the Rhine against Pollution,

Whereas chemical pollution of the Rhine threatens its flora and fauna, and also has undesirable effects on sea water;

Aware of the dangers that may result therefrom for certain uses of the waters of the Rhine;

Desirous of improving the quality of Rhine water for these uses;

Whereas the Rhine is used for other purposes such as navigation and as the receiving medium for waste waters;

Convinced that international action for the protection of the Rhine against chemical pollution must be assessed in conjunction with other efforts to protect the Rhine, particularly efforts to conclude agreements against pollution by chlorides and thermal pollution, and that such action is one of the continuous and coherent measures to protect fresh water and sea water from pollution;

(1) Only the Dutch, French and German texts are authentic.

Whereas the European Economic Community has taken measures to protect the aquatic environment, particularly within the framework of the Council Directive of 4 May 1976 on pollution caused by certain dangerous substances discharged into the aquatic environment of the Community;

Having regard to the results of the Ministerial Conferences of 25 and 26 October 1972 in The Hague, 4 and 5 December 1973 in Bonn and 1 April 1976 in Paris on the Protection of the Rhine against Pollution,

HAVE AGREED AS FOLLOWS:

Article 1

1. The Contracting Parties shall, in accordance with the following provisions, take the appropriate measures, with a view to improving the quality of the waters of the Rhine, to:

- (a) eliminate pollution of the surface waters of the Rhine basin by dangerous substances in the families and groups of substances appearing in Annex I (hereinafter referred to as 'Annex I substances'). The purpose of the measures is to effect the gradual elimination of discharges of these substances, taking into account the findings of investigations carried out by experts separately for each one of them and the available technical means;
- (b) reduce the pollution of the Rhine by the dangerous substances in the families and groups of substances appearing in Annex II (hereinafter referred to as 'Annex II substances').

2. The measures referred to in paragraph 1 above shall take into reasonable account the fact that Rhine water is used for:

- (a) the production of drinking water for human consumption;
- (b) consumption by domestic and wild animals;

- (c) the conservation and development of the national species of flora and fauna and the preservation of the self-purifying capacity of water;
 - (d) fishing;
 - (e) recreational purposes, bearing in mind hygienic and aesthetic requirements;
 - (f) the direct or indirect supply of fresh water to agricultural lands;
 - (g) the production of water for industrial purposes, and the need to preserve an acceptable quality of sea water.
3. The provisions of this Convention shall constitute only an initial step towards the achievement of the objectives set out in paragraph 1.
4. Annex A to this Convention shall determine what the Contracting Parties mean by the word 'Rhine' for the purposes of applying the said Convention.

Article 2

1. The Governments which are Parties to this Convention shall, pursuant to Annex III (1), establish for their own use a national inventory of discharges into the surface waters of the Rhine basin which may contain substances listed in Annex I, which are subject to emission standards.
2. Pursuant to Annex III (2), the Governments shall communicate to the International Commission for the Protection of the Rhine against Pollution (hereinafter referred to as the 'International Commission') the contents of their inventories, which shall be regularly updated at intervals not exceeding three years.
3. The proposals of the International Commission provided for in Article 6 (3) may, if necessary, include an inventory of various substances falling under Annex II.

Article 3

1. Any discharge into the surface waters of the Rhine basin likely to contain a substance referred to in Annex I shall be subject to prior authorization from the responsible authorities of the Government concerned.
2. For discharges of these substances into the surface waters of the Rhine basin and, when necessary for the purpose of applying this Convention, for discharges of these substances into sewers, the authorization shall fix emission standards which may not exceed the limit values laid down in accordance with Article 5.
3. In the case of existing discharges of these substances, the authorization shall fix a time limit within which the conditions laid down in the authorization must be met. This time limit must not exceed the period laid down in accordance with Article 5 (3).
4. The authorization may only be granted for a limited period of time. It may be renewed in the light of any alterations in the limit values referred to in Article 5.

Article 4

1. The emission standards laid down in the authorizations issued pursuant to Article 3 shall establish:
 - (a) the maximum permissible concentration of a substance in discharges. In cases where there is dilution, the limit value provided for in Article 5 (2) (a) shall be divided by the dilution factor;
 - (b) the maximum permissible quantity of a substance in discharges during one or more specific periods. If necessary this quantity may also be expressed as a unit of weight of the pollutant per unit of the characteristic element of the polluting activity (e.g. unit of weight per unit of raw material or product unit).
2. If the discharger states that he is unable to conform to the emission standards or if the responsible authorities of the Government concerned establish this, authorization shall be refused.

3. If the emission standards are not observed, the responsible authorities of the Government concerned shall take all necessary measures to ensure that the conditions for the authorization are met and, if necessary, that the discharge is prohibited.

Article 5

1. The International Commission shall propose the limit values provided for in Article 3 (2) and if necessary their application to discharges into sewers. These limit values shall be laid down in conformity with the procedure provided for in Article 14. Upon adoption, they shall be included in Annex IV.

2. These limit values are fixed in terms of:

- (a) the maximum permissible concentration of a substance in discharges and,
- (b) where appropriate, the maximum permissible quantity of such a substance expressed as a unit of weight of the pollutant per unit of the characteristic element of the polluting activity (e.g. unit of weight per unit of raw material or product unit).

Where appropriate, the limit values applicable to industrial effluent shall be laid down individually by sector and by type of product.

The limit values applicable to Annex I substances shall be laid down mainly on the basis of:

- toxicity,
- persistence,
- bioaccumulation,

taking into account the best available technical means.

3. The International Commission shall propose to the Contracting Parties the time limits referred to in Article 3 (3), making due allowance for the specific characteristics of the industrial sectors involved and, as appropriate, the types of product. These time limits shall be determined in accordance with the procedure laid down in Article 14.

4. The International Commission shall use the results obtained at international measuring points to determine the extent to which the level of Annex I substances in the Rhine varies following the application of the above provisions.

5. As regards the quality of Rhine water, the International Commission may if necessary propose other measures for reducing the pollution of the Rhine taking into account, *inter alia*, the toxicity, persistence and bioaccumulation of the substance under consideration. These proposals shall be adopted in accordance with the procedure laid down in Article 14.

Article 6

1. The discharge of any Annex II substance likely to affect the quality of Rhine water must be regulated by the national authorities with a view to limiting it strictly.

2. The Governments which are Parties to this Convention shall strive to establish, within a period of two years from the entry into force of this Convention, national programmes for the reduction of the pollution of the Rhine by Annex II substances for the implementation of which they shall apply, in particular, the means provided for in paragraphs 1, 4, 5, 6 and 7 of this Article.

3. Before drawing up their national programmes, the Contracting Parties shall confer within the International Commission. To this end, the International Commission shall regularly compare the draft national programmes in order to ensure that their aims and means coincide; it shall submit proposals for achieving, *inter alia*, common goals in reducing pollution of the Rhine. These proposals shall be adopted by applying the procedure laid down in Article 14 of this Convention.

Comparison of draft national programmes should not entail delays in the implementation, at either national or regional level, of measures for reducing the pollution of the Rhine.

4. Any discharge which may contain an Annex II substance shall require prior authorization, laying down emission standards, from the responsible authorities of the Government concerned. These standards shall be fixed in accordance with the quality objectives provided for in paragraph 5.
5. The programmes referred to in paragraph 2 above shall include quality objectives for Rhine water.
6. The programmes may also contain specific provision concerning the composition and use of substances or groups of substances and products; they shall take into account the latest economically feasible technical advances.
7. The programmes shall lay down deadlines for their implementation.
8. Summaries of the programmes and the results of their implementation shall be communicated to the International Commission.

Article 7

1. The Contracting Parties shall take all legislative and administrative measures to ensure that the storage and deposit of Annex I and II substances is so carried out as to entail no danger of pollution to the Rhine.
2. If necessary, the International Commission shall propose to the Contracting Parties appropriate measures for protecting underground water in order to prevent pollution of the Rhine by Annex I and II substances.

Article 8

1. The Contracting Parties shall ensure that discharges are monitored in accordance with this Convention.

2. They shall inform the International Commission annually of the experience gained.

Article 9

Implementation of the measures taken pursuant to this Convention shall in no case result in a direct or indirect increase in the pollution of the Rhine.

Article 10

1. With a view to monitoring levels in the Rhine of Annex I and II substances, each Government concerned shall take responsibility at the agreed measuring stations on the Rhine for installing and operating measuring systems and apparatus for determining the concentrations of such substances.

2. Every Government involved shall regularly inform the International Commission of the results of its monitoring, at least once a year.

3. The International Commission shall draft an annual report summarizing the monitoring results and enabling the progress of the quality of Rhine water to be observed.

Article 11

If a Government which is a Party to this Convention detects a sudden considerable increase in Annex I or II substances, or learns of an accident which could seriously threaten the quality of Rhine water, it shall inform the International Commission and the Contracting Parties which could be affected without delay and in accordance with a procedure to be worked out by the International Commission.

Article 12

1. The Contracting Parties shall regularly inform the International Commission of the experience gained in the course of implementing this Convention.
2. The International Commission shall also make recommendations, as appropriate, designed gradually to improve the implementation of this Convention.

Article 13

The International Commission shall work out draft recommendations for achieving comparable results by the use of appropriate measuring and analysis methods.

Article 14

1. Annexes I to IV inclusive, which shall form an integral part of this Convention, may be amended or added to for the purposes of adapting them to technical or scientific advances or of more effectively combating the chemical pollution of the Rhine.
2. To this end, the International Commission shall recommend the amendments or additions which it considers appropriate.
3. The amended or supplemented texts shall enter into force following unanimous acceptance by the Contracting Parties.

Article 15

Any dispute between the Contracting Parties concerning the interpretation or implementation of this Convention which cannot be settled by negotiation shall be submitted to arbitration unless the parties to the dispute decide otherwise and at the request of one of them, in accordance with the provisions of Annex B which shall form an integral part of this Convention.

Article 16

For the purposes of applying this Convention, the European Economic Community and its Member States shall act in their respective areas of competence.

Article 17

1. Each Signatory Party shall notify the Government of the Swiss Confederation of the completion of their procedures for bringing this Convention into force.

2. Subject to notification by each Contracting Party that the required procedures for the entry into force of the Additional Agreement to the Agreement concerning the International Commission for the Protection of the Rhine against Pollution have been completed, this Convention shall enter into force on the first day of the second month following receipt of the last notification provided for in the preceding paragraph.

Article 18

Three years after its entry into force, this Convention may be denounced at any time by any of the Contracting Parties by means of a declaration transmitted to the Government of the Swiss Confederation. The denunciation shall become effective for the denouncing Party six months after the receipt by the Government of the Swiss Confederation of the declaration.

Article 19

The Government of the Swiss Confederation will inform the Contracting Parties of the date of receipt of any notification or declaration received in accordance with Articles 14, 17 and 18.

Article 20

1. If the Agreement of 29 April 1963 concerning the International Commission for the Protection of the Rhine against Pollution is de-

nounced by one of its Contracting Parties, the Contracting Parties shall immediately consult with regard to the appropriate measures to be taken to ensure the continued performance of the duties which are incumbent on the International Commission pursuant to this Convention.

2. If agreement is not reached within six months of the opening of these consultations, any Contracting Party may at any time denounce this Convention in accordance with Article 18 without waiting for the expiry of the three-year time limit.

Article 21

This Convention, drawn up in a single original in the Dutch, French and German languages, all three texts being equally authentic, will be deposited in the archives of the Government of the Swiss Confederation, which will transmit a certified copy to each Contracting Party.

Done at Bonn, 3 December 1976.

For the Government of the Federal Republic of Germany:

For the Government of the French Republic:

For the Government of the Grand Duchy of Luxembourg:

For the Government of the Kingdom of the Netherlands:

For the Government of the Swiss Confederation:

For the European Economic Community:

ANNEX A

For the purposes of implementing this Convention, the Rhine shall be taken as beginning at its outflow from the Untersee and including the arms, up to the coastline, through which its waters flow freely into the North Sea, inclusive of the IJssel up to Kampen.

During the drawing-up of the national programmes provided for in Article 6 of the Convention — where quality objectives are concerned — and during the coordination of these programmes within the International Commission, a distinction shall be made in each separate case between the fresh water and the salt water of the river.

ANNEX B

ARBITRATION

1. Unless the parties to a dispute decide otherwise, the arbitration procedure shall be conducted in accordance with the provisions of this Annex.

2. The arbitral tribunal shall consist of three members; each of the parties to the dispute shall appoint an arbitrator; the two arbitrators so appointed shall by common consent designate a third who shall chair the tribunal.

If the chairman has not been appointed within two months of the designation of the second arbitrator, the President of the European Court of Human Rights shall, within a further two months, designate him at the request of the first party to act.

3. If, within two months of receipt of the request provided for in Article 15 of the Convention, one of the parties to the dispute has not designated an arbitrator, the other party may submit the matter to the President of the European Court of Human Rights who shall designate the chairman of the arbitral tribunal within a further two months. Once appointed, the chairman of the arbitral tribunal shall request the party which has not appointed an arbitrator to do so within two months. Upon expiry of this time limit, he shall submit the matter to the President of the European Court of Human Rights who shall make this appointment within a further two months.

4. If, in one of the cases referred to above, the President of the European Court of Human Rights is prevented from acting, or if he is a national of one of the parties to the dispute, the Vice-President of the Court or the most senior member of the Court who is not prevented from acting and who is not a national of one of the parties to the dispute shall appoint the chairman of the arbitral tribunal or an arbitrator.

5. These provisions shall apply, *mutatis mutandis*, to the filling of posts which have become vacant.

6. The arbitral tribunal shall decide on the basis of the rules of international law, and in particular on the basis of the provisions of this Convention.

7. As regards both procedural and substantive matters, the arbitral tribunal shall decide by a majority of its members' votes; the absence or abstention of one of the members of the tribunal appointed by the parties shall not prevent the tribunal from reaching a decision. In the case of parity of votes, the chairman shall have a casting vote. The decisions of the tribunal shall be binding on the parties. Each party shall bear the costs of the arbitrator appointed by it and shall share the other costs equally. For other matters, the arbitral tribunal shall establish its own rules of procedure.

8. In the case of a dispute between two Contracting Parties, only one of which is a Member State of the European Economic Community, which is itself a Contracting Party, the other party shall simultaneously transmit its request to that Member State and the Community, which shall jointly notify the party within two months following receipt of the request whether the Member State, the Community or the Member State and the Community together are parties to the dispute. If such notification is not given within the appointed time, both the Member State and the Community shall be regarded as constituting one and the same party to the dispute for the purposes of applying this Annex. The same shall obtain when the Member State and the Community are jointly a party to the dispute.

ANNEX I

Families and groups of substances

Annex I includes certain individual substances from the following families or groups of substances, selected mainly on the basis of their toxicity, persistence and bioaccumulation, with the exception of those which are biologically harmless or which are rapidly converted into substances which are biologically harmless.

1. Organohalogen compounds and substances which may form such compounds in the aquatic environment,
2. Organophosphorus compounds,
3. Organotin compounds,
4. Substances in respect of which it has been proved that they possess carcinogenic properties in or via the aquatic environment ⁽¹⁾.
5. Mercury and its compounds,
6. Cadmium and its compounds,
7. Persistent mineral oils and hydrocarbons of petroleum origin.

⁽¹⁾ Where certain substances in Annex II are carcinogenic, they are included in category 4 of this Annex.

ANNEX II

Families and groups of substances

Annex II contains:

- substances belonging to the families and groups in Annex I for which the limit values referred to in Article 5 of the Convention have not been determined,
 - certain individual substances and categories of substances belonging to the families and groups of substances listed below,
- and which have a deleterious effect on the aquatic environment, which can, however, be confined to a given area and which depend on the characteristics and location of the water into which they are discharged.

Families and groups of substances referred to in the second indent:

1. The following metalloids and metals and their compounds:

1. Zinc	6. Selenium	11. Tin	16. Vanadium
2. Copper	7. Arsenic	12. Barium	17. Cobalt
3. Nickel	8. Antimony	13. Beryllium	18. Thallium
4. Chromium	9. Molybdenum	14. Boron	19. Tellurium
5. Lead	10. Titanium	15. Uranium	20. Silver

2. Biocides

and their derivatives not appearing in Annex I.

- 3. Substances which have a deleterious effect on the taste and/or smell of the products for human consumption derived from the aquatic environment, and compounds liable to give rise to such substances in water.
- 4. Toxic or persistent organic compounds of silicon and substances which may give rise to such compounds in water, excluding those which are biologically harmless or are rapidly converted in water into harmless substances.
- 5. Inorganic compounds of phosphorus and elemental phosphorus.

6. Non-persistent mineral oils and hydrocarbons of petroleum origin.
7. Cyanides,
Fluorides.
8. Substances which have an adverse effect on the oxygen balance, in particular:
Ammonia,
Nitrites.

ANNEX III

1. The national inventory provided for in Article 2 (1) of this Convention shall show dischargers, points of discharge, and discharged substances classified according to type and quality.

2. The contents of the inventory referred to in Article 2 (2) of the Convention shall include the total quantities of each of the various substances set out in Annex I discharged into the waters of the Rhine basin between the measuring points proposed by the International Commission and accepted by all the Contracting Parties.

ANNEX IV

Limit values (Article 5)

Substance or group of substances	Origin	Limit value expressed as maximum concentration of a substance	Limit value expressed as maximum quantity of a substance	Time limit for existing discharges	Comments

ADDITIONAL AGREEMENT

to the Agreement, signed in Berne on 29 April 1963, concerning the International Commission for the Protection of the Rhine against Pollution (1)

THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE GOVERNMENT OF THE FRENCH REPUBLIC,

THE GOVERNMENT OF THE GRAND DUCHY OF LUXEMBOURG,

THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS,

THE GOVERNMENT OF THE SWISS CONFEDERATION,

AND THE EUROPEAN ECONOMIC COMMUNITY,

Having regard to the Agreement, signed in Berne on 29 April 1963, concerning the International Commission for the Protection of the Rhine against Pollution and the Protocol of Signature annexed thereto,

Having regard to the Convention for the Protection of the Rhine against Chemical Pollution,

Whereas, in view of its jurisdiction, the European Economic Community must become a Contracting Party to the Agreement signed in Berne on 29 April 1963,

(1) OJ No L 240, 19.9.1977.

HAVE AGREED AS FOLLOWS:

Article 1

The European Economic Community shall become a Contracting Party to the Agreement concerning the International Commission for the Protection of the Rhine against Pollution and the Protocol of Signature attached thereto (hereinafter referred to as 'the Agreement'), signed in Berne on 29 April 1963, from the date of the entry into force of this Additional Agreement.

Article 2

The following amendments shall be made to the Agreement:

(a) The term 'Signatory Governments' shall be replaced by 'Contracting Parties'.

(b) Article 4 (1) shall be replaced by the following:

'1. Details regarding the exercise of the chairmanship of the Commission by the delegations shall be worked out by the Commission and included in its rules of procedure; the delegation assuming the chairmanship shall designate one of its members as chairman of the Commission.'

(c) The following paragraph shall be inserted after Article 6 (1):

'2. In those areas coming within its jurisdiction, the European Economic Community shall have the number of votes corresponding to the number of its Member States which are Contracting Parties to this Agreement. The European Economic Community shall not vote in cases where its Member States vote and vice versa.'

Article 6 (2) shall become Article 6 (3).

Article 6 (3) shall become Article 6 (4); the following words shall be added thereto:

'However, this provision shall not apply to the delegation of the European Economic Community.'

(d) Article 12 (2) shall be replaced by the following:

'2. The remaining costs of the Commission's activities shall be shared out among the Contracting Parties as follows:

Federal Republic of Germany	24.5%
French Republic	24.5%
Grand Duchy of Luxembourg	1.5%
Kingdom of the Netherlands	24.5%
European Economic Community	13 %
Swiss Confederation	12 %
	<hr/>
Total	100 %

In certain cases, the Commission may adopt a different distribution.'

Article 3

1. The delegation which holds the chair of the Commission at the time of the entry into force of the Additional Agreement shall continue to preside until its three-year period of office expires.

2. The details of the subsequent exercise of the chairmanship of the Commission by the delegations shall be worked out by the Commission in the light of its new composition and before the expiry of the period of office referred to in paragraph 1.

Article 4

1. Each Signatory Party will notify the Government of the Swiss Confederation of the completion of the procedures necessary for the entry into force of this Additional Agreement.

2. The Government of the Swiss Confederation will inform the Contracting Parties of the date of receipt of such notifications. This Additional Agreement shall enter into force at the same time as the Convention for the Protection of the Rhine against Chemical Pollution.

Article 5

This Additional Agreement, drawn up in a single original in the Dutch, French and German languages, all three texts being equally authentic, will be deposited in the archives of the Government of the Swiss Confederation, which will transmit a certified copy to each Contracting Party.

Done at Bonn, 3 December 1976.

For the Government of the Federal Republic of Germany:

For the Government of the French Republic:

For the Government of the Grand Duchy of Luxembourg:

For the Government of the Kingdom of the Netherlands:

For the Government of the Swiss Confederation:

For the European Economic Community:

CONVENTION

on the International Commission for the Protection of the Rhine against Pollution ⁽¹⁾ ⁽²⁾

The Governments of the Federal Republic of Germany, the French Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the Swiss Confederation,

Desirous of keeping the Rhine free of pollution,

Anxious to prevent its further pollution and to improve its present state,

Convinced of the urgent nature of this task,

With the intention of intensifying the cooperation between the Signatory Governments which has existed in this field since 1950,

HAVE AGREED AS FOLLOWS:

Article 1

In the field of the protection of the waters of the Rhine below the Untersee, the Signatory Governments shall continue to cooperate within the International Commission for the Protection of the Rhine against Pollution.

Article 2

1. The Commission shall:

- (a) prepare all necessary research to determine the nature, quantity and origin of pollution of the Rhine, have such research carried out and evaluate its results;

(1) The English text was translated by the Language Service of the General Secretariat of the Council of the European Communities from the German text, as published in the *Bundesgesetzblatt* (Federal Law Gazette) of the Federal Republic of Germany, 1965 edition, Part II, pages 1432 to 1435.

(2) Not published in the OJ.

- (b) propose appropriate measures to protect the Rhine against pollution to the Signatory Governments;
 - (c) prepare the bases for possible arrangements between the Signatory Governments for the protection of the Rhine against pollution.
2. The Commission shall furthermore be competent for any other matters referred to it by joint agreement between the Signatory Governments.

Article 3

1. The Commission shall be composed of delegations of the Signatory Governments. Each Government shall appoint up to four delegates, one of whom shall be appointed as the head of its delegation.
2. Each delegation may call upon experts for the examination of specific questions. The Commission shall lay down the conditions for the participation of such experts in its proceedings.

Article 4

1. The office of President of the Commission shall be held for a term of three years by each delegation in rotation in the order in which the Signatory Governments are listed in the preamble hereto; the delegation holding the office of President shall designate one of its members as President of the Commission.
2. As a rule, the President shall not speak on behalf of his delegation during the Commission's meetings.

Article 5

1. An ordinary meeting of the Commission shall be convened by the President once a year.

2. Extraordinary meetings shall be convened by the President at the request of two delegations.

3. The President shall propose the agenda. Each delegation shall be entitled to have items which it wishes to have discussed included on the agenda. The order of items on the agenda shall be determined by a majority decision of the Commission.

Article 6

1. Each delegation shall have one vote.

2. Except where otherwise provided in this Convention, the Commission's decisions shall be taken unanimously with all delegations present; under conditions to be laid down in the Rules of Procedure, a written procedure may be used.

3. Abstention by no more than one delegation shall not prevent unanimity.

Article 7

1. The Commission shall set up a working party for current research and, if necessary, other working parties.

2. The working parties shall be composed of delegates or experts designated by each delegation.

3. The Commission shall determine the task and the number of members of each working party and shall appoint its Chairman.

Article 8

Within the framework of its research and of the evaluation of the results obtained, the Commission may have recourse to the services of a scientific institution which offers every guarantee of independence.

Article 9

The Commission may make use of the services of particularly qualified persons or bodies for the examination of special questions.

Article 10

The Commission shall cooperate with the international commissions for the Rhine and its tributaries and shall decide on cooperation with other organizations involved in the protection of waters.

Article 11

The Commission shall submit an annual report to the Signatory Governments which shall include, in particular, the results of its research and the discussions thereon.

Article 12

1. Each Signatory Government shall bear the costs of its representation on the Commission and on the working parties as well as the costs of the current research carried out in its territory.
2. The other costs of the Commission's work shall be allocated among the Signatory Governments in accordance with the following scale:

Federal Republic of Germany	28%
French Republic	28%
Grand Duchy of Luxembourg	2%
Kingdom of the Netherlands	28%
Swiss Confederation	14%
Total	100%

In certain specific cases, the Commission may also decide on a different allocation.

Article 13

The Commission shall adopt its own Rules of Procedure.

Article 14

The working languages of the Commission shall be French and German.

Article 15

1. Each of the Signatory Governments shall notify the Government of the Swiss Confederation of the completion of the national constitutional procedures necessary for the entry into force of this Convention; the Government of the Swiss Confederation shall forthwith confirm the date of receipt of the notifications and shall inform the other Signatory Governments thereof. The Convention shall enter into force on the first day of the calendar month following receipt of the last notification.

2. Upon expiry of a period of three years following its entry into force, this Convention may be denounced at any time with six months notice by any of the Signatory Governments by means of a declaration to be addressed to the Government of the Swiss Confederation.

Article 16

This Convention, drawn up in a single original in the Dutch, French and German languages, all three texts being equally authentic, shall be deposited with the Government of the Swiss Confederation, which shall transmit a certified true copy to each of the other Signatory Governments.

Done at Berne, 29 April 1963.

For the Government of the Federal Republic of Germany:

E. G. MOHR

For the Government of the French Republic:

Philippe BAUDET

For the Government of the Grand Duchy of Luxembourg:

SIMONIN

For the Government of the Kingdom of the Netherlands:

L. SAVELBERG

For the Government of the Swiss Confederation:

WAHLEN

Protocol of signature

In signing the Convention on the International Commission for the Protection of the Rhine against Pollution, the Signatory Governments are agreed on the following points:

Re Article 2 (1) (a):

A Commission decision must be taken in accordance with Article 6 on the subject matter and scope of all research carried out pursuant to Article 2 (1) (a). In principle, such research shall be carried out by the competent national bodies.

Re Article 4 (1):

The term of office of the first President shall end upon expiry of the third calendar year following the entry into force of this Convention.

Re Article 8:

As regards the scientific institution referred to in Article 8, the Government of the Federal Republic of Germany offers the Commission an independent technical and scientific secretariat to be set up at the Federal Hydrological Institute in Koblenz. In its work, the secretariat shall be subject only to the authority of the Commission which shall issue all the appropriate instructions to it via its President.

In accordance with Article 2 and the Protocol of signature regarding Article 2, the secretariat shall assist the working parties provided for in Article 7 and the competent national bodies in carrying out their research and in evaluating the results. In particular, it shall be responsible for publication of the Commission's reports. Each Signatory Government may at any time send representatives to the secretariat to inquire into its activities and, if appropriate, to participate in its work.

The Signatory Governments agree that their representatives on the Commission will within two months of the entry into force of the Convention, accept the offer of the Government of the Federal Republic of Germany for a period of five years.

They agree that the Commission may decide either to extend this period or to designate another institution or to find some other solution.

Re Article 10:

The cooperation provided for in Article 10 shall be carried out in particular with the International Commissions for the Protection of the Moselle, the Saar and Lake Constance, as well as with the Central Commission for the Navigation of the Rhine; in doing so, the primary aim shall be to endeavour to achieve a more regular and more comprehensive exchange of information.

Re Article 12 (2):

The allocation provided for in Article 12 (2) shall not apply to the costs of measures proposed in accordance with Article 2 (1) (b) for the protection of the Rhine.

Done at Berne, 29 April 1963.

For the Government of the Federal Republic of Germany:

E. G. MOHR

For the Government of the French Republic:

Philippe BAUDET

For the Government of the Grand Duchy of Luxembourg:
SIMONIN

For the Government of the Kingdom of the Netherlands:
L. SAVELBERG

For the Government of the Swiss Confederation:
WAHLEN

EEC	}	26.9.1978
FRANCE		28.12.1977
GERMANY (Fed. Rep.)		7.12.1978
LUXEMBOURG		3.5.1978
NETHERLANDS		18.9.1978
SWITZERLAND		28.11.1977
	3.12.1976	

(1) OJ No L 240, 19.9.1977.

(2) Under Article 1 of the Additional Agreement, the European Economic Community becomes a Contracting Party to the Agreement concerning the International Commission for the Protection of the Rhine against Pollution and the Protocol of signature attached thereto, signed in Berne on 29 April 1963, from the date of entry into force of the Additional Agreement. The texts of the abovementioned Protocol and Agreement have not been published in the OJ.

**Community-COST Concertation Agreement
between the EEC and Austria, Finland,
Norway, Sweden and Switzerland**

COMMUNITY-COST CONCERTATION AGREEMENT
on a concerted action project in the field of treatment and use
of sewage sludge (COST Project 68 *bis*) ⁽¹⁾

COUNCIL DECISION

of 19 March 1979

**concerning the conclusion of the Agreement on a concerted action project
in the field of treatment and use of sewage sludge (COST Project 68 *bis*)**

(79/311/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community,

Having regard to Council Decision 77/651/EEC of 27 September 1977
adopting a European Economic Community concerted action project
in the field of treatment and use of sewage sludge ⁽²⁾, and in particular
Article 6 (1) thereof,

Having regard to the draft Decision submitted by the Commission,

(1) OJ No L 72, 23.3.1979.

(2) OJ No L 267, 19.10.1977.

Whereas, pursuant to Article 6 (2) of Decision 77/651/EEC, the Commission has negotiated an Agreement with certain non-member States involved in European Cooperation in the field of Scientific and Technical Research (COST) with a view to extending the coordination which is the subject of the abovementioned decision to research undertaken in those States;

Whereas, therefore, this Agreement should be approved,

HAS DECIDED AS FOLLOWS:

Article 1

The Community-COST Concertation Agreement between the European Economic Community, Austria, Finland, Norway, Sweden and Switzerland on a concerted action project in the field of treatment and use of sewage sludge (COST Project 68 *bis*) is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Decision.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement in order to bind the Community.

Done at Brussels, 19 March 1979.

For the Council
The President
R. MONORY

COMMUNITY-COST CONCERTATION AGREEMENT

on a concerted action project in the field of treatment and use of sewage sludge (COST Project 68 *bis*)

THE EUROPEAN ECONOMIC COMMUNITY,

hereinafter referred to as 'the Community',

AUSTRIA, FINLAND, NORWAY, SWEDEN AND SWITZERLAND,

hereinafter referred to as the 'participating non-member States',

Whereas a European concerted research project in the field of treatment and use of sewage sludge is likely to contribute effectively to the reduction of environmental pollution and to more economic use of natural resources;

Whereas a research project directed towards a specific aspect of the problem of sewage sludge, carried out in implementation of an Agreement signed on 23 November 1971 within the framework of European Cooperation in the field of Scientific and Technical Research (COST) (COST Project 68), has produced very encouraging results;

Whereas, by its Decision of 27 September 1977, the Council of the European Communities adopted a Community concerted action project in the field of treatment and use of sewage sludge;

Whereas the Council of the European Communities agreed on some details of cooperation within the COST framework on 18 July 1978;

Whereas the Member States of the Community and the participating non-member States, hereinafter referred to as 'the States', undertake research in the field listed in Annex A and consider that the coordination of this research will be of mutual benefit;

Whereas the implementation of the research covered by the concerted action project will require a financial contribution of about eight million European units of account from the States,

HAVE AGREED AS FOLLOWS:

Article 1

The Community and the participating non-member States, hereinafter referred to as 'the Contracting Parties', shall participate for a period extending until 18 October 1980 in a concerted action project in the field of treatment and use of sewage sludge.

This project shall consist in concertation between the Community concerted action programme and the corresponding programmes of the participating non-member States. The programmes covered by this Agreement are listed in Annex A.

The States remain entirely responsible for the research executed by their national institutions or bodies.

Article 2

The concertation between the Contracting Parties shall be effected through a Community-COST Concertation Committee, hereinafter referred to as 'the Committee'.

The Committee shall draw up its rules of procedure. Its secretariat will be provided by the Commission of the European Communities, hereinafter referred to as 'the Commission'.

The terms of reference and the composition of this Committee are defined in Annex B.

Article 3

In order to ensure optimum efficiency in the execution of this concerted action project, a project leader shall be appointed by the Commission in agreement with the participating non-member States.

Article 4

The maximum financial contribution by the Contracting Parties to the coordination costs shall be:

- 140 000 European units of account from the Community for a three-year period beginning on 19 October 1977,
- 10 000 European units of account from each participating non-member State for the period referred to in the first paragraph of Article 1.

The European unit of account is that defined by the Financial Regulation in force applicable to the general budget of the European Communities and by the financial arrangements adopted pursuant thereto.

The rules governing the financing of the Agreement are set out in Annex C.

Article 5

1. Through the Committee, the States shall exchange regularly all useful information concerning the execution of the research covered by the concerted action project. They shall also endeavour to provide information on similar research planned or carried out by other bodies. This information shall be treated as confidential if the State which provides it so requests.

2. In agreement with the Committee the Commission shall prepare yearly progress reports on the basis of the information supplied and shall forward them to the States.

3. At the end of the concertation period, the Commission shall, in agreement with the Committee, forward to the States a general report on the execution and results of the project. This report shall be published by the Commission six months after it has been forwarded, unless a State objects. In that case the report shall be confidential and shall be forwarded, on request, solely to the institutions and undertakings whose research or production activities justify access to knowledge resulting

from the performance of the research covered by the concerted action project.

Article 6

1. Each of the Contracting Parties shall, after signing this Agreement, notify the Secretary-General of the Council of the European Communities as soon as possible of the completion of the procedures necessary under its internal provisions for the implementation of this Agreement.

2. For the Contracting Parties which have transmitted the notification provided for in paragraph 1, this Agreement shall enter into force on the first day of the month following that in which the Community and at least one of the participating non-member States transmitted these notifications.

For those Contracting Parties which transmit the notification after the entry into force of this Agreement, it shall come into force on the date of receipt of the notification.

Contracting Parties which have not yet transmitted this notification at the time of entry into force of this Agreement shall be able to take part in the work of the Committee without voting rights for a period of six months following the entry into force of this Agreement.

3. For a period of six months following its entry into force, the Agreement shall be open for accession by the other European States which took part in the Ministerial Conference held in Brussels on 22 and 23 November 1971. The instruments of accession shall be deposited with the Secretary-General of the Council of the European Communities. The State which accedes to this Agreement shall become a Contracting Party within the meaning of Article 1 on the date of deposit of the instrument of accession.

4. The Secretary-General of the Council of the European Communities shall notify each of the Contracting Parties of the deposit of the notifications provided for in paragraph 1, of the date of entry into force of this Agreement and of the deposit of the instruments of accession provided for in paragraph 3.

Article 7

This Agreement, drawn up in a single original in the Danish, Dutch, English, French, German and Italian languages, each text being equally authentic, shall be deposited in the archives of the General Secretariat of the Council of the European Communities which shall transmit a certified copy to each of the Contracting Parties.

ANNEX A

PROGRAMMES COVERED BY THE AGREEMENT

Research topics	Division of research among Contracting Parties					
	EEC	Switzerland	Austria	Sweden	Norway	Finland
1. Sludge stabilization and odour problems:						
— Definition and determination of 'degree of stability' and relation to odour nuisance	x	x		x	x	
— Comparative evaluation of stabilization procedures	x	x	x	x	x	x
2. Problems related to sludge dewatering:						
— Research on water binding forces	x	x		x	x	
— Development and standardization of methods for the assessment of dewatering properties	x	x		x	x	
— Problems related to the use of flocculants	x	x		x		x
— Comparative evaluation of thickening and dewatering equipment	x	x		x	x	x
3. Analytical problems related to sludge treatment and use:						
— Characterization of pathogens and evaluation of disinfection procedures	x	x			x	x
— Characterization and determination of pollutants (heavy metals, persistent organic compounds) in sludge and development of standardized analytical method	x	x	x	x	x	

4. Environmental problems related to sludge use:

- Special processing of sludge for agricultural use (e.g. composting) including the improvement of disinfection procedures and pollutant removal
- Transfer of pollutants to plants and harmful effect on vegetation
- Effects of long-range sludge application on soil quality and ground water
- Optimum land use of sludge, including sludge from dephosphatation plants

x	x	x		x	x
x	x		x	x	x
x			x	x	x
x	x	x	x		x

ANNEX B

TERMS OF REFERENCE AND COMPOSITION OF THE COMMUNITY-COST CONCERTATION COMMITTEE ON TREATMENT AND USE OF SEWAGE SLUDGE

1. The Committee shall:
 - 1.1. contribute to the optimum execution of the concerted action project by giving its opinion on all of its aspects;
 - 1.2. evaluate the results of the project and draw conclusions as to their application;
 - 1.3. be responsible for the exchange of information referred to in Article 5 (1) of the Agreement;
 - 1.4. suggest guidelines to the project leader.
2. The Committee's reports and opinions shall be forwarded to the States.
3. The Committee shall be composed of one delegate from the Commission, as coordinator of the Community concerted action project, one delegate from each participating non-member State, one delegate from each Member State representing its national programme, and the project leader. Each delegate may be accompanied by experts.

ANNEX C

FINANCING RULES

- I. These provisions lay down the financial rules referred to in Article 4 of the Agreement on a concerted action project in the field of treatment and use of sewage sludge (COST Project 68 *bis*).

- II. At the beginning of each financial year, a call for funds shall be issued by the Commission to each of the participating non-member States. Such calls for funds shall express the contribution of the non-member State in question both in European units of account and in the currency of the participating non-member State, the value of the European unit of account being defined in the Financial Regulation applicable to the general budget of the European Communities and determined on the date of the call for funds. Each participating non-member State shall pay its contribution to the Agreement at the beginning of each year and by 31 March at the latest. This contribution shall amount to a total of 10 000 European units of account, i.e. 5 000 European units of account annually. On any sum unpaid by that date, interest shall be charged at the rate of 6% per annum. However, such interest shall be chargeable only if payment is effected more than three months after the issue of a call for funds by the Commission.

- III. The funds accruing from the contributions of participating non-member States shall be credited to this concerted action project by being entered in the statement of revenue of the budget of the Commission as receipts within the meaning of the second subparagraph of Article 90 (4) of the Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities.

- IV. The provisional timetable for the coordination costs referred to in Article 4 of the Agreement is set out in the Annex.

- V. The Financial Regulation in force applicable to the general budget of the European Communities shall apply to the management of the appropriations; furthermore, the Commission shall ensure that such appropriations are managed in conformity with the rules of procedure for the implementation of the budget.
- VI. At the end of each financial year, a statement of appropriations for this project shall be prepared and transmitted to the participating non-member States for information.

Annex to Annex C

Provisional timetable for the coordination costs of the concerted action project (in EUA)

1. Administrative operating expenditure (three-year estimates)

1978	1979	1980	Total	of which
40 000	75 000	75 000	190 000	— 140 000 borne by the Community
				— 50 000 borne by the participating non-member States

2. Estimated breakdown of expenditure for 1979. Financing to be charged to appropriations under item 3371, 'Implementation of concerted action projects', Chapter 33 of the Commission budget:

Nature of expenditure

Secretarial staff	20 000
Contracts for experts	15 000
Administrative operating expenditure (costs of formal and other meetings, symposia, publications, etc.)	40 000
Total:	75 000

INFORMATION CONCERNING

the Community-COST Concertation AGREEMENT on a concerted action project in the field of treatment and use of sewage sludge (COST Project 68 *bis*) ⁽¹⁾

Open for accession: until 31.1.1980 ⁽²⁾

Depositary: General Secretariat of the Council of the European Communities

Date of entry into force: 1.8.1979

Duration: until 18.10.1980

Contracting Parties	Date of signature by the Contracting Parties	Date of deposit of instruments		Date of entry into force
		of ratification, acceptance, approval, etc.	of accession	
EEC	} 26.7.1979	26.7.1979		1.8.1979
AUSTRIA		⁽³⁾		
FINLAND		16.11.1979		16.11.1979
NORWAY		⁽³⁾		
SWEDEN		26.7.1979		1.8.1979
SWITZERLAND		26.7.1979		1.8.1979

(1) OJ No L 72, 23.3.1979.

(2) Accession open to the European States which took part in the Ministerial Conference held in Brussels on 22 and 23 November 1971 (see Article 6(3)).

(3) As at 31.12.1979, these Contracting Parties had not yet ratified the Agreement.

CHAPTER II

**Multilateral agreements
concluded by the European
Atomic Energy Community**

None

CHAPTER III

**Multilateral agreements
concluded by the European
Coal and Steel Community**

None

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⁽¹⁾ This is an analytical index of the names of the Contracting Parties to the Agreements and the chief subject-matter of the Agreements.

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