

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(77) 64 final

Brussels, 4 March 1977

COMMISSION COMMUNICATION TO THE COUNCIL

on the negotiations between the Member States of the European Coal and Steel Community and the Lebanese Republic for the conclusion of an Agreement under the overall Mediterranean policy

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COMMISSION COMMUNICATION TO THE COUNCIL

on the negotiations between the Member States of
the European Coal and Steel Community and the
Lebanese Republic for the conclusion of an Agreement
as part of the overall Mediterranean policy

1. The negotiations between the Member States of the European Coal and Steel Community and the Lebanese Republic for the conclusion of an Agreement as part of the overall Mediterranean policy were concluded in Brussels, on 16 February 77.

The text of the draft agreement was initialled by the Heads of the two Delegations, who indicated their agreement to the contents. This text represents the results of the negotiations conducted on the basis of the directives of the Member States meeting in the Council on 16 January 1976.

2. The Commission considers that it has fulfilled its negotiating mandate. It therefore recommends that the Member States approve the results of these negotiations and set in motion the procedure for the signature and conclusion of the Agreement with Lebanon, the text whereof appears hereafter.

AGREEMENT
BETWEEN THE MEMBER STATES OF
THE EUROPEAN COAL AND STEEL COMMUNITY
AND
THE LEBANESE REPUBLIC

THE KINGDOM OF BELGIUM,

THE KINGDOM OF DENMARK,

THE FEDERAL REPUBLIC OF GERMANY,

THE FRENCH REPUBLIC,

IRELAND,

THE ITALIAN REPUBLIC,

THE GRAND DUCHY OF LUXEMBOURG,

THE KINGDOM OF THE NETHERLANDS and

THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND,

being Member States of the European Coal and Steel Community (hereinafter called "the Member States"), of the one part, and

THE LEBANESE REPUBLIC, of the other part,

WHEREAS the European Economic Community and the Lebanese Republic are concluding a Co-operation Agreement concerning the sectors covered by that Community,

PURSUIING the same objectives and desiring to find like solutions for the sector covered by the European Coal and Steel Community,

HAVE DECIDED, in pursuit of these objectives and considering that no provision of this Agreement may be interpreted as exempting the Contracting Parties from the obligations which are incumbent upon them under other international agreements,

TO CONCLUDE THIS AGREEMENT:

ARTICLE 1

This Agreement shall apply to the products covered by the European Coal and Steel Community which are specified in the Annex.

TITLE I

TRADE CO-OPERATION

ARTICLE 2

The object of the Agreement is to promote trade between the Contracting Parties, taking account of their respective levels of development and of the need to ensure a better balance in their trade, with a view to increasing the rate of growth of the Lebanon trade and improving the conditions of access for its products to the Community market.

ARTICLE 3

Customs duties and charges having equivalent effect on imports into the Community of products originating in the Lebanon covered by the European Coal and Steel Community shall be abolished on the date of the entry into force of the Agreement.

ARTICLE 4

1. The products originating in the Lebanon referred to in this Protocol may not enjoy more favourable treatment when imported into the Community than that applied by the Member States between themselves.
2. For the application of the preceding paragraph, account shall not be taken of the customs duties and charges having equivalent effect resulting from the application of Articles 32 and 36 of the Act concerning the Conditions of Accession and the Adjustments to the Treaties.

ARTICLE 5

Quantitative restrictions on imports and measures having an equivalent effect to quantitative restrictions on imports shall be abolished on the date of the entry into force of the Agreement.

ARTICLE 6

Articles 21 to 34 of the Co-operation Agreement signed this day shall apply mutatis mutandis to this Agreement.

ARTICLE 7

1. If the offers made by Lebanese undertakings are likely to be detrimental to the functioning of the Common Market and if any such detriment is attributable to a difference in the conditions of competition as regards prices, Member States may take appropriate measures under the conditions and in accordance with the procedures laid down in paragraph 2.
2. The Contracting Parties shall provide the Joint Committee with all relevant information and shall give it the assistance it requires in order to examine the case and, where necessary, to consider appropriate measures.

If Lebanon fails to put an end to the practice objected to within the period fixed by the Joint Committee, or in the absence of agreement in the Joint Committee within one month of the date on which the matter is referred to it, the Member States may adopt the safeguard measures they consider necessary to avoid, or put an end to, any detriment to the functioning of the Common Market; in particular they may withdraw tariff concessions.

ARTICLE 8

The Agreement shall not modify the provisions of the Treaty establishing the European Coal and Steel Community or the powers and jurisdiction deriving therefrom.

TITLE II

GENERAL AND FINAL PROVISIONS

ARTICLE 9

1. A Joint Committee is hereby established, which shall be responsible for the administration of the Agreement and shall ensure its proper implementation. For this purpose, it shall make recommendations and take decisions in the cases provided for in the Agreement.

The decisions taken shall be binding on the Contracting Parties which, in accordance with their own rules, shall take such measures as are required to implement them.

2. For the purpose of the proper implementation of the Agreement, the Contracting Parties shall exchange information and, at the request of either Party, shall hold consultations within the Joint Committee.
3. The Joint Committee shall adopt its rules of procedure.

ARTICLE 10

1. The Joint Committee shall be composed of representatives of the Community on the one hand and of representatives of the Republic of Lebanon on the other.
2. The Joint Committee shall act by mutual agreement between the Community and the Lebanon.

ARTICLE 11

1. The office of Chairman of the Joint Committee shall be held alternately by each of the Contracting Parties, in accordance with detailed rules to be laid down in its rules of procedure.
2. The Chairman shall convene meetings of the Joint Committee at least once a year in order to review the general functioning of the Agreement.

The Joint Committee shall, in addition, meet whenever necessary, at the request of either Contracting Party, in accordance with the conditions to be laid down in its rules of procedure.

3. The Joint Committee may decide to set up any working party that can assist it in carrying out its duties.

ARTICLE 12

Articles 40 to 46 of the Co-operation Agreement shall apply mutatis mutandis to this Agreement.

ARTICLE 13

This Agreement shall apply, on the one hand, to the territories to which the Treaty establishing the European Coal and Steel Community applies under the conditions laid down in that Treaty and, on the other, to the territory of the Republic of Lebanon.

ARTICLE 14

This Agreement is drawn up in duplicate in the Danish, Dutch, English, French, German, Italian and Arabic languages, each of these texts being equally authentic.

ARTICLE 15

This Agreement shall be subject to ratification, acceptance or approval by the Contracting Parties in accordance with their own procedures. They shall notify each other when the procedures necessary to this end have been completed.

This Agreement shall enter into force on the first day of the second month following the date on which the notifications provided for in the first paragraph have been carried out.

ANNEX

List of products referred to in Article 1 of the Agreement

Brussels Nomenclature heading No	Description
26.01	<p>Metallurgical ores and concentrates and roasted iron pyrites:</p> <p>A. Iron ores and concentrates and roasted iron pyrites:</p> <p> II. Other</p> <p>B. Manganese ores and concentrates, including manganiferous iron ores and concentrates with a manganese content of 20% or more by weight</p>
26.02	<p>Slag, dross, scalings and similar waste from the manufacture of iron or steel:</p> <p>A. Blast-furnace dust</p>
27.01	<p>Coal; briquettes, ovoids and similar solid fuels manufactured from coal</p>
27.02	<p>Lignite, whether or not agglomerated</p>
27.04	<p>Coke and semi-coke of coal, of lignite or of peat:</p> <p>A. Of coal:</p> <p> II. Other</p> <p>B. Of lignite</p>
73.01	<p>Pig iron, cast iron and spiegelisen, in pigs, blocks, lumps and similar forms</p>
73.02	<p>Ferro-alloys:</p> <p>A. Ferro-manganese:</p> <p> I. Containing more than 2% by weight of carbon (high carbon ferro-manganese)</p>
73.03	<p>Waste and scrap metal of iron or steel</p>
73.05	<p>Iron or steel powders; sponge iron or steel:</p> <p>B. Sponge iron or steel</p>
73.06	<p>Puddled bars and pilings; ingots, blocks, lumps and similar forms, of iron or steel</p>
73.07	<p>Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel:</p> <p>A. Blooms and billets:</p> <p> I. Rolled</p> <p>B. Slabs and sheet bars (including tinplate bars):</p> <p> I. Rolled</p>

Brussels Nomenclature heading No	Description
73.08	Iron or steel coils for re-rolling
73.09	Universal plates of iron or steel
73.10	<p>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:</p> <p>A. Not further worked than hot-rolled or extruded</p> <p>D. clad or surface-worked (for example, polished, coated):</p> <p>I. Not further worked than clad:</p> <p style="padding-left: 40px;">a) Hot-rolled or extruded</p>
73.11	<p>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:</p> <p>A. Angles, shapes and sections:</p> <p>I. Not further worked than hot-rolled or extruded</p> <p>IV. Clad or surface-worked (for example, polished, coated):</p> <p style="padding-left: 40px;">a) Not further worked than clad:</p> <p style="padding-left: 80px;">1. Hot-rolled or extruded</p> <p>B. Sheet piling</p>
73.12	<p>Hoop and strip, of iron or steel, hot-rolled or cold-rolled:</p> <p>A. Not further worked than hot-rolled</p> <p>B. Not further worked than cold-rolled:</p> <p style="padding-left: 40px;">I. In coils for the manufacture of tinplate (a)</p> <p>C. Clad, coated or otherwise surface-treated:</p> <p>III. Tinned:</p> <p style="padding-left: 40px;">a) Tinplate</p> <p>V. Other (for example, copper-plated, artificially oxidised, lacquered, nickel-plated, varnished, clad, parkerised, printed):</p> <p style="padding-left: 40px;">a) Not further worked than clad:</p> <p style="padding-left: 80px;">1. Hot-rolled</p>
73.13	<p>Sheets and plates, of iron or steel, hot-rolled or cold-rolled:</p> <p>A. "Electrical" sheets and plates</p> <p>B. Other sheets and plates:</p> <p style="padding-left: 40px;">I. Not further worked than hot-rolled</p>

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

Brussels Nomenclature heading No	Description
73.13 (cont'd)	<p>II. Not further worked than cold-rolled, of a thickness of:</p> <ul style="list-style-type: none"> b) More than 1 mm but less than 3 mm c) 1 mm or less <p>III. Not further worked than burnished, polished or glazed</p> <p>IV. Clad, coated or otherwise surface-treated:</p> <ul style="list-style-type: none"> b) Tinned: <ul style="list-style-type: none"> 1. Tinplate 2. Other c) Zinc-coated or lead-coated d) Other (for example, copper-plated, artificially oxidised, lacquered, nickel-plated, varnished, clad, parkerised, printed) <p>V. Otherwise shaped or worked:</p> <ul style="list-style-type: none"> a) Cut into shapes other than rectangular shapes, but not further worked: <ul style="list-style-type: none"> 2. Other
73.15	<p>Alloy steel and high carbon steel in the forms mentioned in headings Nos 73.06 to 73.14:</p> <p>A. High carbon steel:</p> <ul style="list-style-type: none"> I. Ingots, blooms, billets, slabs and sheet bars: <ul style="list-style-type: none"> b) Other <p>III. Coils for re-rolling</p> <p>IV. Universal plates</p> <p>V. Bars and rods (including wire rod) and hollow mining drill steel; angles, shapes and sections:</p> <ul style="list-style-type: none"> b) Not further worked than hot-rolled or extruded d) Clad or surface-worked (for example, polished, coated): <ul style="list-style-type: none"> 1. Not further worked than clad: <ul style="list-style-type: none"> aa) Hot-rolled or extruded <p>VI. Hoop and strip:</p> <ul style="list-style-type: none"> a) Not further worked than hot-rolled c) Clad, coated or otherwise surface-treated: <ul style="list-style-type: none"> 1. Not further worked than clad: <ul style="list-style-type: none"> aa) Hot-rolled

Brussels Nomenclature heading No	Description
73.15 (cont'd)	<p>VII. Sheets and plates:</p> <ul style="list-style-type: none"> a) Not further worked than hot-rolled b) Not further worked than cold-rolled, of a thickness of: <ul style="list-style-type: none"> 2. Less than 3 mm c) Polished, clad, coated or otherwise surface-treated d) Otherwise shaped or worked: <ul style="list-style-type: none"> 1. Cut into shapes other than rectangular shapes, but not further worked <p>B. Alloy steel:</p> <ul style="list-style-type: none"> I. Ingots, blooms, billets, slabs and sheet bars: <ul style="list-style-type: none"> b) Other <p>III. Coils for re-rolling</p> <p>IV. Universal plates</p> <p>V. Bars and rods (including wire rod) and hollow mining drill etc.; angles, shapes and sections: <ul style="list-style-type: none"> b) Not further worked than hot-rolled or extruded d) Clad or surface-worked (for example, polished, coated): <ul style="list-style-type: none"> 1. Not further worked than clad: <ul style="list-style-type: none"> aa) Hot-rolled or extruded </p> <p>VI. Hoop and strip: <ul style="list-style-type: none"> a) Not further worked than hot-rolled c) Clad, coated or otherwise surface-treated: <ul style="list-style-type: none"> 1. Not further worked than clad: <ul style="list-style-type: none"> aa) Hot-rolled </p> <p>VII. Sheets and plates: <ul style="list-style-type: none"> a) "Electrical" sheets and plates b) Other sheets and plates: <ul style="list-style-type: none"> 1. Not further worked than hot-rolled 2. Not further worked than cold-rolled, of a thickness of: <ul style="list-style-type: none"> bb) Less than 3 mm 3. Polished, clad, coated or otherwise surface-treated 4. Otherwise shaped or worked: <ul style="list-style-type: none"> aa) Cut into shapes other than rectangular shapes, but not further worked </p>

Brussels Nomenclature heading No	Description
73.16	<p>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 material specialised for joining or fixing rails:</p> <p>A. Rails:</p> <p style="padding-left: 2em;">II. Other.</p> <p>B. Check-rails</p> <p>C. Sleepers</p> <p>D. Fish-plates and sole plates:</p> <p style="padding-left: 2em;">I. Rolled</p>

Initialed at Brussels, on sixteenth February 1977.

Head of the delegation
of the European Economic Community

Head of the
Lebanese delegation

FICHE FINANCIERE

établie pour le budget de l'exercice 1977

A. PREMIERE PARTIE : CREDITS D'INTERVENTION

(pour actions anciennes et nouvelles)

1. LIGNES BUDGETAIRES CONCERNEES

Recettes : Titre I

2. INTITULE DE LA LIGNE BUDGETAIRE

Ressources propres

3. BASE JURIDIQUE

Traité de Paris

4. DESCRIPTION, OBJECTIF(S) ET JUSTIFICATION DE L'ACTION

Accord entre les Etats membres de la Communauté Européenne du Charbon et de l'Acier et la République Libanaise dans le cadre de la politique méditerranéenne de la Communauté.

5. CREDITS (en u.c.)

L'accord prévoit l'octroi de la franchise tarifaire en faveur des produits CECA exportés par le Liban vers la CEE. Les exportations du Liban de ces produits se sont chiffrées en 1975 à environ 500.000 \$.. 99 % de ces exportations concernent cependant les ferrailles pour lesquelles le droit du TDC est nul. La diminution des recettes qui en découlera pour le budget communautaire est donc insignifiante.

B. DEUXIEME PARTIE : INFORMATIONS SUPPLEMENTAIRES POUR UNE ACTION NOUVELLE

7. COUT TOTAL DE L'ACTION PENDANT TOUTE LA DUREE ENVISAGEE

La diminution de recettes qui découlera de l'application de l'accord CECA étant fonction de l'évolution des échanges entre les Etats membres de la Communauté Européenne du Charbon et de l'Acier et le Liban, ne peut faire l'objet d'une estimation significative au stade actuel.

8. INFORMATION SUR LE PERSONNEL ET SUR LES CREDITS DE FONCTIONNEMENT NECESSAIRES POUR LA REALISATION DE L'ACTION

L'action sera réalisée dans le cadre du tableau des effectifs de la Commission.

