

OFFICIAL GAZETTE

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EUROPEAN

COAL & STEEL

COMMUNITY

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THE EUROPEAN COAL AND
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High Authority—English Editions

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10	Report on the Situation of the Community, January, 1953	3 6
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OF THE

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COAL AND STEEL COMMUNITY

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THE HIGH AUTHORITY

DECISIONS

DECISION No. 34/56, of December 5, 1956, fixing the compensation price of imported scrap for the period July-October, 1956 inclusive

THE HIGH AUTHORITY,

HAVING regard to Decision No. 14/55, of March 26, 1955, establishing financial arrangements to ensure a regular flow of scrap to the Common Market (*Official Gazette of the Community, March 30, 1955, p. 134*), and in particular to Article 9, second paragraph, thereof;

HAVING regard to the letter of September 20, 1956, in which the Joint Office of Scrap Consumers requested the High Authority to take a decision under the aforesaid Article 9, second paragraph, concerning the fixing of the compensation price payable for the period July-October, 1956, inclusive;

WHEREAS failing a unanimous pronouncement by the board of the Joint Office of Scrap Consumers the decision is taken by the High Authority;

WHEREAS the fundamental objective of the Compensation Office for Imported Scrap is to maintain the balance of prices in the Common Market within reasonable limits, while at the same time keeping the burden of compensation at the lowest level compatible with that objective;

WHEREAS to ensure a regular and equitable flow of scrap, the compensated scrap must be made available to Common Market consumers at prices as near as may be to those charged within the Community;

WHEREAS at its meeting on May 30, 1956, the board of the Joint Office of Scrap Consumers unanimously adopted a system for fixing the compensation price for the period February-June, 1956, inclusive;

WHEREAS, when the board on September 12, 1956, examined the introduction of this system for the period July-October, 1956, inclusive, there was a difference of opinion as to the computation of the flat rate of \$4.50 for the cost of transshipment at the port of arrival and carriage to destination;

WHEREAS the rules previously adopted for calculation remain practicable if the point at issue is disposed of by reducing the average internal price and the compensation price to the same basis;

DECIDES:

Article 1

For each of the months July to October, 1956, inclusive, the compensation price f.o.t. or f.o.b. barge exclusive of tax,

- (a) at port of arrival for scrap imported from third countries by sea,
- (b) at Community perimeter frontier-point for scrap imported from third countries overland,

(c) at seller's yard for scrap similarly acquired (shipbreaking and other expensive scrap) recovered within the Community:

shall be equal to the weighted average price, reduced to base category No. 11, ex-seller's yard, f.o.t. or f.o.b. barge exclusive of tax, paid in the Community during each of the months concerned for home-recovered scrap not covered by compensation.

Article 2

For scrap imported by Italy from third countries by sea during the same months, the compensation price shall be corrected as follows:

It shall be established what percentage of the total is represented by the overall tonnage of scrap imported across the Atlantic, and what percentage by the overall tonnage of scrap from other sources, over the four months concerned. The difference between the two percentages, if positive, shall be multiplied by the mean difference per ton between the freight charges paid from the United States north of Hatteras to ports in Western Italy, and those paid from the United States north of Hatteras to Antwerp/Rotterdam/Amsterdam.

The compensation price shall be increased by the amount thus computed.

Where the difference between the two aforesaid percentages is nil or negative, there shall be no differentiation between the compensation price for Italy and that for the other Community countries.

Article 3

For calculating the amount payable in compensation, the compensation price, as well as the purchase price of compensated scrap, established at the same points as those specified in Article 1 above in respect of the compensation price, shall be increased by the appropriate tax at the rates in force in each of the countries concerned.

This decision was deliberated and adopted by the High Authority at its session on December 5, 1956.

For the High Authority,
RENÉ MAYER,
President.

INFORMATION

Communication from the High Authority of the European Coal and Steel Community to Associations of Enterprises coming under the Community's jurisdiction

(Article 48 of the Treaty)

In a letter addressed to the President of the Consultative Committee on December 7, 1956, the High Authority requested the Committee to proceed to the consultations prescribed in Article 55.2 of the Treaty, regarding the advisability of setting aside

(a) a sum of 1,060,000 E.P.U. units of account, derived from the levies provided for in Article 50 of the Treaty, for financial assistance to research concerning various methods of mechanizing operations on

thin seams in colmines, as well as certain methods of preventing instantaneous outbursts of firedamp and methods for methane drainage at the coal face;

- (b) a sum of 200,000 E.P.U. units of account, also derived from the levies provided for in Article 50, for the purpose of organizing competitions and instituting prizes designed to stimulate and reward research work on improvements to instruments for the measurement of firedamp, carbon monoxide and oxygen content in the atmosphere in underground workings.

The Associations of Enterprises coming under the jurisdiction of the Community have, under Article 48, second paragraph, of the Treaty, the right to submit to the High Authority the observations of their members on the points for discussion.

Any such observations should reach the High Authority not later than Friday, December 21, 1956.

E. P. WELLENSTEIN,

Secretary to the High Authority.

Luxembourg, December 7, 1956.

COURT OF JUSTICE

OFFICIAL NOTICES

Appeal lodged by five employees against the Common Assembly of the European Coal and Steel Community, on November 19, 1956

(Case No. 7-56)

On November 19, 1956, an Appeal against the Common Assembly of the European Coal and Steel Community was filed jointly with the Registry of the Court by Miss Algera, Mr. Cicconardi, Mrs. Couturaud, Mr. Genuardi and Miss Steichen, all from Luxembourg, represented by Mr. Pierre Chareyre, Barrister at the Conseil d'Etat and the Cour de Cassation of France; they have chosen as their address for service the study of Mr. Margue, Barrister in Luxemburg, 6 rue Alphonse München.

Plaintiffs were admitted to the benefit of the Statute of the Personnel, by Decision of December 12, 1955; they request annulment of the Decisions of July 12, 1956, and of October 15, 1956, affecting them and which " were taken under irregular conditions "; they request also " that the execution of the contested Decisions be suspended henceforth ".

BUDGET ESTIMATES

OF THE ADMINISTRATIVE EXPENDITURE OF THE INSTITUTIONS OF THE COMMUNITY FOR THE FINANCIAL YEAR 1956-1957

(in Belgian francs)

DECISION No. 24/56 of the Committee of Presidents set up under Article 78, 3 of the Treaty, establishing a Supplementary Budget Estimate of the administrative expenditure of the High Authority for the fifth financial year, ending June 30, 1957

THE PRESIDENTS OF THE FOUR INSTITUTIONS OF THE COMMUNITY,

HAVING regard to Article 78, 5 and 3 of the Treaty,

DECIDE:

To fix the sum of a Supplementary Budget Estimate of the administrative expenditure of the High Authority for the fifth financial year, ending June 30, 1957, at Bfr. 7,000,000, allocated as follows:

HEAD III: MISCELLANEOUS EXPENDITURE

Sub-head 33: Miscellaneous contributions 4,000,000

HEAD IV: EXTRAORDINARY EXPENDITURE

Sub-head 41: Installation of the High Authority Delegation
to the United Kingdom Government 3,000,000

7,000,000

This decision was deliberated and adopted by the Committee at Luxembourg on November 9, 1956.

The Chairman of the Committee,

MASSIMO PILOTTI,

President of the Court of Justice.

DECISION No. 25/56 of the Committee of Presidents set up under Article 78, 3 of the Treaty, authorizing a transfer in the Budget Estimates of the administrative expenditure of the High Authority

THE PRESIDENTS OF THE FOUR INSTITUTIONS OF THE COMMUNITY,

HAVING regard to Article 78, 3 of the Treaty,

DECIDE:

to authorize the High Authority to make the following transfer in the Budget Estimates of its administrative expenditure for the fifth financial year, ending June 30, 1957:

Trsf. from HEAD II: OPERATION OF SERVICES

Sub-head 20: Expenditure on buildings, furniture and supplies 1,000,000
to HEAD IV: EXTRAORDINARY EXPENDITURE

Sub-head 41: Installation of the High Authority Delegation
to the United Kingdom Government 1,000,000

This decision was deliberated and adopted by the Committee at Luxembourg on November 9, 1956.

The Chairman of the Committee,
MASSIMO PILOTTI,
President of the Court of Justice.

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