

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(92) 250 final

Brussels, 11 June 1992

Proposal for a

COUNCIL REGULATION (EEC)

**extending the validity of Council Regulation (EEC) No. (B)
concerning the safeguard measure laid down in Article 2
of Decision No. 5/88 of the EEC-(A) Joint Committee
amending Protocol 3**

(presented by the Commission)

EXPLANATORY MEMORANDUM

**Extension of the validity of the Council Regulations of
21 December 1988 concerning the safeguard measure laid down
in Article 2 of Decision No 5/88 of the EEC/EFTA Joint Committees**

The EEC/EFTA Joint Committees have just received (or will shortly receive) a proposal for a decision extending their own Decision No 5/88, which introduced simplified cumulation rules as part of the rules of origin in Protocol No 3 to the EEC/EFTA Free Trade Agreements.

Decision No 5/88 also provided for a safeguard clause which could be used if the simplified cumulation rules caused or threatened to cause injury to producers on either side. If the period of validity of the Decision is extended it will also be necessary to extend the validity of the Council Regulations of 21 December 1988 concerning the implementation of the safeguard clause in the Community.

It is accordingly proposed that the Council adopt the attached draft regulation.

COUNCIL REGULATION (EEC) No./92
of
extending the validity of Council Regulation (EEC) No. (B)
concerning the safeguard measure laid down in Article 2
of Decision No. 5/88 of the EEC-(A) Joint Committee
amending Protocol 3

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 an Agreement between the European Economic Community and (C) (1)
was signed on (D) and came into force on (E);

Whereas Protocol 3 concerning the definition of the concept of "originating
products" and methods of administrative cooperation, which is an integral
part of the said Agreement, was amended by Decision No. 5/88 of the EEC-(A)
Joint Committee of (F) (2) with a view to simplifying the cumulation rules;

Whereas the Council has adopted on 21 December 1988 Regulation (EEC)
No. (B) for the purpose of laying down the procedures for implementing the
said safeguard (3);

Whereas Decision No. 5/88 of the EEC-(A) Joint Committee and Regulation
(EEC) No. (B) were applicable until 31 December 1991;

Whereas the EEC-(A) Joint Committee has adopted, on (G), Decision No. 2/92
extending the validity of Decision No. 5/88, also with respect to the
safeguard measure, for an indefinite period of time, with effect from
1 January 1992; whereas it is therefore necessary to also extend the
validity of Regulation (EEC) No. (B);

HAS ADOPTED THIS REGULATION:

Article 1

The validity of Council Regulation (EEC) No. (B) of 21 December 1988 is extended for an indefinite period of time.

Article 2

This Regulation shall enter into force on (G)

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

Done at Brussels, 1992

For the Council
The President

(A)	Austria	(B)	4277/88	(C)	the Republic of Austria
	Finland		4278/88		the Republic of Iceland
	Iceland		4279/88		the Republic of Finland
	Norway		4280/88		the Kingdom of Norway
	Sweden		4281/88		the Kingdom of Sweden
	Switzerland		4282/88		the Swiss Confederation

(D)	22 July 1972	(E)	1 January 1973	(F)	14 December 1988
	5 October 1973		1 January 1974		12 December 1988
	22 July 1972		1 April 1973		16 December 1988
	14 May 1973		1 July 1973		5 December 1988
	22 July 1972		1 January 1973		5 December 1988
	22 July 1972		1 January 1973		6 December 1988

(G) ...
...
... (date of adoption of Decision No. 2/92 of the Joint Committee)
...
...
...

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- (1) OJ No. L 300, 31.12.1972, p. 2.
OJ No. L 328, 28.11.1973, p. 2.
OJ No. L 301, 31.12.1972, p. 2.
OJ No. L 171, 27.7.1973, p. 2.
OJ No. L 300, 31.12.1972, p. 97.
OJ No. L 300, 31.12.1972, p. 189.
- (2) OJ No. L 381, 31.12.1988, p. 2.
OJ No. L 381, 31.12.1988, p. 6.
OJ No. L 381, 31.12.1988, p. 10.
OJ No. L 381, 31.12.1988, p. 14.
OJ No. L 381, 31.12.1988, p. 18.
OJ No. L 381, 31.12.1988, p. 22.
- (3) OJ No. L 381, 31.12.1988, p. 25.
OJ No. L 381, 31.12.1988, p. 27.
OJ No. L 381, 31.12.1988, p. 29.
OJ No. L 381, 31.12.1988, p. 31.
OJ No. L 381, 31.12.1988, p. 33.
OJ No. L 381, 31.12.1988, p. 35.

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