of 14 September 2011

repealing Council Regulation (EC) No 1541/98 on proof of origin for certain textile products falling
within Section XI of the Combined Nomenclature and released for free circulation in the
Community and on the conditions for the acceptance of such proof, and amending Council
Regulation (EEC) No 3030/93 on common rules for imports of certain textile products from
third countries

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE
EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European
Union, and in particular Article 207(2) thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national
parliaments,

Acting in accordance with the ordinary legislative procedure (1),

Whereas:

(1) Council Regulation (EC) No 1541/98 (2) lays down the
rules on proof of origin for certain textile products origi-
nating in third countries with which the Union
concluded bilateral textile agreements, protocols or
other arrangements, and for textile products in respect
of which the Union has established a system of
surveillance in order to monitor the trends of imports
of products or to which it applies special safeguard
measures.

(2) Since Regulation (EC) No 1541/98 was adopted a number of major developments have taken place. The import measures applied by the Union to textile products falling within Section XI of the Combined Nomenclature have gradually decreased in number and impact and are now of a residual nature, in terms of both Combined Nomenclature headings covered and countries concerned.

(3) Article 26 of Council Regulation (EEC) No 2913/92 of
12 October 1992 establishing the Community Customs Code (3) provides that the customs authorities may, in the event of serious doubts, require any additional proof of origin.

(4) In all cases, the country of origin of imported products
must be indicated in box 34 of the Single Administrative
Document, which is to be completed in accordance with
the Single Administrative Document Explanatory Notes
contained in Annex 37 to Commission Regulation (EEC)
No 2454/93 of 2 July 1993 laying down provisions for
the implementation of Council Regulation (EEC) No
2913/92 establishing the Community Customs
Code (4). This indication is subject to the normal verifi-
cation procedures, which include the possibility for the
customs authorities to require additional proof, where
appropriate, on a case-by-case basis.

(5) The obligation to provide additional proof of origin on a
systematic basis for the textile products referred to in
recital 1 has become disproportionate in relation to its
aim, which is to supplement certain import measures
which have themselves practically fallen into disuse.
Thus this obligation places an unnecessary burden on
economic operators.

(6) Given that the textile products in question can be
imported without any constraints and that customs
authorities are able, as mentioned in recital 4, to
require additional information, notably in the event of
doubt concerning the origin of the imported products,
there is no longer any need to maintain the additional
administrative requirements provided for in Regulation
(EC) No 1541/98.

(7) Regulation (EC) No 1541/98 should therefore be
repealed.

(8) Council Regulation (EEC) No 3030/93 (5), under which
the proof of origin provided for in Regulation (EC)
No 1541/98 may be accepted in certain cases, should
be amended accordingly.

HAVE ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1541/98 is hereby repealed.

(1) Position of the European Parliament of 7 June 2011 (not yet
published in the Official Journal) and decision of the Council of
27 July 2011.
Article 2
In the first subparagraph of Article 1(6) of Regulation (EEC) No 3030/93 the second sentence is deleted.

Article 3
This Regulation shall enter into force on the twentieth day following its publication in the Official Journal of the European Union.

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

Done at Strasbourg, 14 September 2011.

For the European Parliament
The President
J. BUZEK

For the Council
The President
M. DOWGIELEWICZ