

**COMMISSION DECISION**

of 18 August 1981

**authorizing the French Republic not to apply Community treatment to woven fabrics of synthetic fibres (discontinuous or waste) originating in Taiwan**

(Only the French text is authentic)

(81/757/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 80/47/EEC of 20 December 1979 on surveillance and protective measures which Member States may be authorized to take in respect of imports of certain products originating in third countries and put into free circulation in another Member State <sup>(1)</sup>, and in particular Article 3 thereof,

Whereas on 10 August 1981 a request was made under the first paragraph of Article 115 of the Treaty by the French Government to the Commission of the European Communities for authorization not to apply Community treatment to woven fabrics of synthetic fibres (discontinuous or waste), falling within subheading 56.07 A of the Common Customs Tariff (category 3), originating in Taiwan and in free circulation in the other Member States;

Whereas the importation into the Community of the products in question originating in Taiwan is subject, under Commission Regulation (EEC) No 3020/77 <sup>(2)</sup>, as last amended by Regulation (EEC) No 681/81 <sup>(3)</sup>, to a Community quantitative quota;

Whereas the differences in market conditions within the Community and the particular sensitivity of this branch of Community industry have been taken into account in allocating the abovementioned Community quota between the Member States;

Whereas, for this reason, disparities still exist between the conditions governing the importation of the products in question into the different Member States; whereas uniformity can only be brought about gradually;

Whereas these disparities in the commercial policy measures applied by the Member States have resulted in deflections of trade, in that since 1 January 1981 France has admitted 272.4 tonnes of the products in

question originating in the said third country in free circulation;

Whereas, with regard to the situation of the industry concerned, the information received by the Commission indicates that direct imports of the products in question originating in Taiwan have in general been higher than the direct quota allocated to France; whereas imports in free circulation have increased from 288 tonnes in 1979 to 543.1 tonnes in 1980;

Whereas direct imports of the products in question originating in other third countries to which like arrangements apply have increased from 6 737 tonnes in 1979 to 9 796 tonnes in 1980; whereas imports in free circulation amounted to 786 tonnes in 1980 and to 508 tonnes in the first seven months of 1981;

Whereas output of like products in France has fallen from 61 514 tonnes in 1979 to 55 915 tonnes in 1980; whereas the domestic industry's share of the home market has fallen from 62 % in 1978 to 52 % in 1979;

Whereas there have been redundancies and the numbers employed by the production in question have fallen from 4 522 in 1979 to 3 744 in 1980;

Whereas further indirect imports, in addition to those already admitted or planned, would be likely to aggravate these difficulties and jeopardize the aims of the abovementioned commercial policy measures;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Decision 80/47/EEC, and in particular Article 3 thereof;

Whereas applications for import documents covering 77.3 tonnes are duly pending with the authorities of the Member State having made the request; these applications do not need to be covered by such authorization,

<sup>(1)</sup> OJ No L 16, 22. 1. 1980, p. 14.

<sup>(2)</sup> OJ No L 357, 31. 12. 1977, p. 51.

<sup>(3)</sup> OJ No L 76, 21. 3. 1981, p. 1.

HAS ADOPTED THIS DECISION :

*Article 1*

The French Republic is authorized not to apply Community treatment to the products indicated below, originating in Taiwan and in free circulation in the other Member States, in respect of which application for import licences were lodged after the date of adoption of this Decision :

CCT heading No	Description
56.07 A (NIMEXE codes 56.07-01, 04, 05, 07, 08, 10, 12, 15, 19, 20, 22, 25, 29, 30, 31, 35, 38, 39, 40, 41, 43, 45, 46, 47, 49) (category 3)	Woven fabrics of synthetic fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics (including terry fabrics) and chenille fabrics

*Article 2*

This Decision shall apply until new opportunities arise in France for the importation of the products in question originating in Taiwan or until 31 October 1981, whichever is the earlier.

*Article 3*

This Decision is addressed to the French Republic.

Done at Brussels, 18 August 1981.

*For the Commission*

Étienne DAVIGNON

*Vice-President*