

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 23 January 1989

authorizing extension or tacit renewal of certain trade agreements concluded
between Member States and third countries

(89/54/EEC)

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 Council Decision 69/494/EEC of 16 December 1969 on the progressive standardization of agreements concerning commercial relations between Member States and third countries and on the negotiation of Community agreements ⁽¹⁾, and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas extension or tacit renewal beyond the end of the transitional period was last authorized in the case of the Agreements and Protocols listed in the Annex by Decision 88/71/EEC ⁽²⁾;

Whereas the Member States concerned have, with a view to avoiding any disruption of their commercial relations with third countries concerned based on Agreement, requested authorization to extend or renew the abovementioned Agreements;

Whereas, however, most of the areas covered by these national Agreements are henceforth the subject of Community Agreements; whereas, in this situation, there should be authorization for the maintenance of national Agreements only for those areas not covered by

Community Agreements; whereas, in addition, such authorization should not, therefore, adversely affect the obligation incumbent upon the Member States to avoid and, where appropriate, to eliminate any incompatibility between such Agreements and the provisions of Community law;

Whereas the provisions of the Agreements to be either extended or tacitly renewed should not furthermore, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas the Member States concerned have declared that the extension or tacit renewal of these Agreements would neither constitute an obstacle to the opening of Community negotiations with the third countries concerned and the transfer of the commercial substance of those Agreements to Community Agreements nor, during the period under consideration, hinder the adoption of the measures necessary to complete the standardization of the import arrangements of the Member States;

Whereas, at the conclusion of the consultations provided for in Article 2 of Decision 69/494/EEC, it was established, as the aforesaid declarations by the Member States concerned confirm, that the provisions of the Agreements to be extended or tacitly renewed would not, during the period under consideration, constitute an obstacle to the implementation of the common commercial policy;

Whereas, in these circumstances, the Agreements concerned may be either extended or tacitly renewed for a limited period,

⁽¹⁾ OJ No L 326, 29. 12. 1969, p. 39.

⁽²⁾ OJ No L 34, 6. 2. 1988, p. 37.

HAS ADOPTED THIS DECISION:

Article 2

This Decision is addressed to the Member States.

Article 1

The Trade Agreements and Protocols between Member States and third countries, as listed in the Annex hereto, may be extended or tacitly renewed up to the dates indicated for each of them for those areas not covered by Agreements between the Community and the third countries concerned and in so far as their provisions are not contrary to existing common policies.

Done at Brussels, 23 January 1989.

For the Council

The President

F. FERNANDEZ ORDOÑEZ

ANEXO — BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE — ANEXO

Estado miembro	País tercero	Naturaleza y fecha del Acuerdo	Prorrogado o tácitamente reconducido hasta el
Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse eller stiltiende videreførelse
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung oder stillschweigender Verlängerung
Κράτος μέλος	Τρίτη χώρα	Φύση και ημερομηνία της συμφωνίας	Ημερομηνία λήξεως κατόπιν της παρατάσεως ή της σιωπηρής ανανεώσεως
Member State	Third country	Type and date of Agreement	Prolonged or tacitly renewed until
Estado miembro	País tercero	Naturaleza y fecha del Acuerdo	Prorrogado o tácitamente reconducido hasta el
État membre	Pays tiers	Nature et date de l'accord	Échéance après prorogation ou tacite reconduction
Stato membro	Paese terzo	Natura e data dell'accordo	Scadenza dopo la proroga o il tacito rinnovo
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na al dan niet stilzwijgende verlenging
Estado-membro	País terceiro	Natureza e data do acordo	Prorrogado ou tacitamente renovado até
BENELUX	Tunisie/ Tunisië	Accord commercial/ Handelsakkoord 1. 8. 1958	31. 3. 1990
DANMARK	Schweiz	Vareudvekslingsaftale 15. 9. 1951	31. 12. 1989
DEUTSCHLAND	Indonesien Südkorea	Handelsabkommen vom Handelsabkommen vom 22. 4. 1953 8. 4. 1965	31. 3. 1990 7. 4. 1990
ΕΛΛΑΔΑ	Αίγυπτος Μαρόκο Τουρκία Ινδία Ισραήλ Πακιστάν	Εμπορική συμφωνία Εμπορική συμφωνία Εμπορική συμφωνία Εμπορική συμφωνία Εμπορική συμφωνία Εμπορική συμφωνία 1. 1. 1979 1. 11. 1961 7. 11. 1953 31. 1. 1973 30. 1. 1969 17. 1. 1963	1. 1. 1990 1. 11. 1989 7. 11. 1989 31. 1. 1990 30. 1. 1990 17. 1. 1990
ESPAÑA	Camerún Chile Gabón Jordania Túnez	Acuerdo comercial Convenio comercial y de cooperación económica Acuerdo de cooperación económica y comercial Acuerdo comercial Acuerdo comercial 4. 2. 1964 9. 3. 1977 6. 2. 1976 16. 12. 1980 20. 4. 1961	4. 2. 1990 2. 3. 1990 6. 2. 1990 16. 12. 1989 20. 4. 1990

FRANCE	Afrique du Sud ⁽¹⁾	Échanges de lettres	18. 4. 1964	31. 12. 1989
	Corée du Sud	Échange de lettres	12. 3. 1963	31. 3. 1990
	Inde ⁽¹⁾	Accord commercial et échange de lettres	19. 10. 1959	31. 12. 1989
	Irak	Accord commercial	25. 9. 1967	25. 3. 1990
	Liban	Accord commercial	25. 3. 1955	10. 4. 1990
ITALIA	Corea del Sud	Accordo commerciale	9. 3. 1965	8. 3. 1990
	El Salvador	Accordo commerciale	30. 3. 1953	31. 3. 1990
		Protocollo addizionale	21. 12. 1955	
	Indonesia	Accordo commerciale	23. 3. 1951	31. 3. 1990
	Iran	Scambio di note	29. 1. 1958	9. 2. 1990
	Israele	Accordo commerciale	23. 3. 1961	
		Scambio di lettere	5. 3. 1954	
			5. 1. 1956	
		Processi verbali	21. 10. 1956	31. 3. 1990
			11. 2. 1964	
	Iugoslavia	Accordo commerciale	1. 7. 1967	
PORTUGAL		Protocollo e scambio di note successivo	30. 4. 1969	31. 12. 1989
	Repubblica dominicana	Accordo commerciale	18. 2. 1954	11. 3. 1990
	Cabo Verde	Acordo comercial	20. 4. 1980	20. 4. 1990
	Egipto	Acordo comercial	20. 3. 1983	20. 3. 1990
	Moçambique	Acordo comercial	25. 5. 1981	25. 5. 1990
	São Tomé e Príncipe	Acordo comercial	17. 7. 1978	17. 7. 1990
	Tanzânia	Acordo comercial	30. 7. 1975	30. 7. 1990

⁽¹⁾ Prorogation par échange de notes.