

DECISION No 2/90 OF THE EEC-AUSTRIA JOINT COMMITTEE

of 15 May 1990

supplementing and amending, in the framework of the Joint Declaration concerning the review of the changes to the origin rules as a result of the introduction of the harmonized system, Annex III to Protocol No 3 concerning the definition of the concept 'originating products' and methods of administrative cooperation

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Economic Community and the Republic of Austria, signed in Brussels on 22 July 1972,

Having regard to Protocol No 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, hereinafter referred to as 'Protocol No 3', and in particular Article 28 thereof,

Whereas the Joint Declaration annexed to Decision No 1/88 of the EEC-Austria Joint Committee provides for a review of the changes made to the rules of origin as a result of the introduction of the harmonized system where the alterations result in a situation prejudicial to the interest of the sectors concerned; whereas it also provides for the substance of the rule of origin concerned to be restored as from 1 January 1988;

Whereas the rule of origin applicable to

- mucilages and thickeners derived from vegetable products, modified (heading No ex 1302),
- copolymer, made from polycarbonate and acrylonitrile — butadiene — styrene copolymer (heading No ex 3907),
- profile shapes and tubes (heading Nos 3916 and 3917),
- ionomer sheet or film (heading No 3920),
- yarn and monofilaments (ex Chapters 50 to 55),
- blankets, travelling rugs, bed linen, curtains and other furnishing articles (heading Nos 6301 to 6304),

— articles of asbestos; articles of mixtures with a basis of asbestos or of mixtures with a basis of asbestos and magnesium carbonate (heading No ex 6812),

— unwrought aluminium (heading No 7601),

as established by Decision No 1/88 of the EEC-Austria Joint Committee, should be amended to restore the substance of this rule as it was before the introduction of the harmonized system,

HAS DECIDED AS FOLLOWS:

Article 1

The headings and relevant rules in the list annexed to this Decision shall be inserted or shall replace the corresponding headings and rules in the List in Annex III to Protocol No 3 to the EEC-Austria Agreement.

Article 2

This Decision shall enter into force on 1 January 1988.

Done at Brussels, 15 May 1990.

For the Joint Committee

The President

R. COHEN

ANNEX

HS code	Description of product	Working or processing carried out on non-originating materials that confers originating status
(1)	(2)	(3)
ex 1302	Mucilages and thickeners derived from vegetable products, modified	Manufacture from non-modified mucilages and thickeners
ex 3901 to 3915	<p>Plastics in primary forms, waste, parings and scrap, of plastic; except for heading No ex 3907 for which the rule is set out below</p> <ul style="list-style-type: none"> — Addition homopolymerization products — Other 	<p>Manufacture in which:</p> <ul style="list-style-type: none"> — the value of all the materials used does not exceed 50 % of the ex-works price of the product, and — the value of any materials of Chapter 39 used does not exceed 20 % of the ex-works price of the product ⁽¹⁾ <p>Manufacture in which the value of the materials of Chapter 39 used does not exceed 20 % of the ex-works price of the product ⁽¹⁾</p>
ex 3907	Copolymer, made from polycarbonate and acrylonitrile-butadiene-styrene copolymer (ABS)	Manufacture in which all the materials used are classified within a heading other than that of the product. However, materials classified within the same heading may be used provided their value does not exceed 50 % of the ex-works price of the product
ex 3916 to 3921	<p>Semi-manufactures and articles of plastics, except for headings Nos ex 3916, ex 3917 and ex 3920, for which the rules are set out below</p> <ul style="list-style-type: none"> — Flat products, further worked than only surface-worked or cut into forms other than rectangular (including square); other products, further worked than only surface-worked — Other <ul style="list-style-type: none"> — Addition homopolymerization products — Other 	<p>Manufacture in which the value of any materials of Chapter 39 used does not exceed 50 % of the ex-works price of the product</p> <p>Manufacture in which:</p> <ul style="list-style-type: none"> — the value of all the materials used does not exceed 50 % of the ex-works price of the product, and — the value of any materials of Chapter 39 used does not exceed 20 % of the ex-works price of the product ⁽¹⁾ <p>Manufacture in which the value of any materials of Chapter 39 used does not exceed 20 % of the ex-works price of the product ⁽¹⁾</p>

⁽¹⁾ In the case of products composed of materials classified within both heading Nos 3901 to 3906, on the one hand, and within heading Nos 3907 to 3911, on the other hand, this restriction only applies to that group of materials which predominates by weight in the product.

(1)	(2)	(3)
ex 3916 and ex 3917	Profile shapes and tubes	Manufacture in which: <ul style="list-style-type: none"> — the value of all the materials used does not exceed 50 % of the ex-works price of the product, and — the value of any materials classified in the same heading as the product does not exceed 20 % of the ex-works price of the product
ex 3920	Ionomer sheet or film	Manufacture from a thermoplastic partial salt which is a copolymer of ethylene and metacrylic acid partly neutralized with metal ions, mainly zinc and sodium
ex Chapters 50 to 55	Yarn, monofilament and thread	Manufacture from ⁽¹⁾ : <ul style="list-style-type: none"> — raw silk, silk waste, carded or combed or otherwise processed for spinning, — other natural fibres, not carded, combed or otherwise processed for spinning, — chemical materials or textile pulp, or — paper-making materials
6301 to 6304	Blankets, travelling rugs, bed linen etc.; curtains, etc.; other furnishing articles <ul style="list-style-type: none"> — of felt, of non-wovens — Other: <ul style="list-style-type: none"> — Embroidered — Other 	Manufacture from ⁽¹⁾ : <ul style="list-style-type: none"> — natural fibres, or — chemical materials or textile pulp Manufacture from unbleached single yarn ⁽¹⁾ ⁽²⁾ or Manufacture from unembroidered fabric (other than knitted or crocheted) provided the value of the unembroidered fabric used does not exceed 40 % of the ex-works price of the product Manufacture from unbleached single yarn ⁽¹⁾ ⁽²⁾
ex 6812	Articles of asbestos; articles of mixtures with a basis of asbestos or of mixtures with a basis of asbestos and magnesium carbonate	Manufacture from materials of any heading
ex Chapter 76 7601	Aluminium and articles thereof, except for heading Nos 7601, 7602 and ex 7616; the rules for heading Nos 7601 and ex 7616 are set out below Unwrought aluminium	Manufacture in which: <ul style="list-style-type: none"> — all the materials used are classified within a heading other than that of the product, and — the value of all the materials used does not exceed 50 % of the ex-works price of the product Manufacture by thermal or electrolytic treatment from unalloyed aluminium or waste and scrap of aluminium

⁽¹⁾ For special conditions relating to products made of a mixture of textile materials, see introductory note 6.

⁽²⁾ For knitted or crocheted articles, not elastic or rubberized, obtained by sewing or assembly of pieces of knitted or crocheted fabric (cut out or knitted directly to shape) see introductory note 7.