

**COMMISSION REGULATION (EEC) No 1853/76****of 28 July 1976****on the definition of the concept of originating products for purposes of the application of tariff preferences granted by the European Economic Community in respect of certain products from developing countries**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1749/76 of 20 July 1976 amending Regulation (EEC) No 3015/75 opening, allocating and providing for the administration of a Community tariff quota for raw or unmanufactured flue-cured Virginia type tobacco originating in developing countries<sup>(1)</sup>,

Whereas rules should be established for those products falling within subheading 24.01 ex A I of the Common Customs Tariff referred to in the said Regulation to define the conditions in which they acquire the character of originating products, the mode of proof and the terms as to verification thereof; whereas Commission Regulation (EEC) No 3214/75 of 3 December 1975 on the definition of the concept of originating products for the purposes of the application of tariff preferences granted by the European Economic Community in respect of certain developing countries<sup>(2)</sup>, should be adopted for this purpose;

Whereas it is necessary to provide transitional provisions for the said products;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee on Origin,

HAS ADOPTED THIS REGULATION:

*Article 1*

For purposes of implementing Regulation (EEC) No 1749/76, the provisions of Regulation (EEC) No 3214/75 shall apply.

*Article 2*

Without prejudice to Article 8 of Regulation (EEC) No 3214/75, the certificate of origin 'form A' for raw or unmanufactured flue-cured Virginia type tobacco falling within subheading 24.01 ex A I of the Common Customs Tariff, originating in developing countries, which, at the time of the entry into force of the provisions concerning the tariff preferences accorded to these products, were either in transit or being held in the Community under temporary warehouse procedure, in customs warehouses or in free zones, may be produced, together with documentary evidence of direct transport, within six months from the date of entry into force of this Regulation.

*Article 3*

This Regulation shall enter into force on 1 August 1976.

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

Done at Brussels, 28 July 1976.

*For the Commission*

Finn GUNDELACH

*Member of the Commission*

<sup>(1)</sup> OJ No L 196, 22. 7. 1976, p. 3.

<sup>(2)</sup> OJ No L 323, 15. 12. 1975, p. 1.