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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 420 final

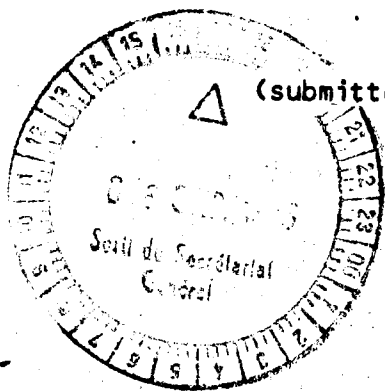
Brussels, 11 September 1978

Proposal for a  
COUNCIL REGULATION (EEC)

on the application of Decision No        of the  
Council of Association EEC-Turkey relating to  
proof of origin for certain textile products  
exported by Turkey

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(submitted by the Commission to the Council)



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## EXPLANATORY NOTE

Under the terms of the Multifibre Arrangement (MFA) importations into the EEC of textile products originating in various third countries are subject to systems of quantitative restriction or import surveillance (depending on the particular third country of origin).

By virtue of the EEC-Turkey Association Agreement goods exported from Turkey to the EEC can be imported at zero or preferential rates of duty. As the terms of the Association Agreement establish the setting up of a Customs Union between the EEC and Turkey, the preferential rates of duty apply equally to goods originating in Turkey as well as to non-Turkish goods in free circulation there.

There is therefore a risk that textile products originating in countries subject to the Multifibre Arrangement and which are in free circulation in Turkey, may be imported into the Community under the terms of the EEC-Turkey Association Agreement. These importations would therefore evade the control systems (quantitative restrictions or import surveillance) set up under the Multifibre Arrangement in respect of such products.

The Council of Association EEC-Turkey has therefore to adopt Decision attached to the proposal for Regulation which will bring importations of certain textile products from Turkey into conformity with the existing Community system of control of origin for these goods. The Decision introduces a simplified procedure for the control of origin taking into account the special nature of the trade within the framework of the EEC-Turkey Association Agreement.

Proposal for Council Regulation (EEC) No 178  
on the application of Decision No            of the Council of Association EEC-Turkey  
relating to proof of origin for certain textile products exported by Turkey

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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 the proposal from the Commission,

Whereas an Association Agreement between the European Economic Community and  
Turkey was signed on 12 September 1963 and entered into force on 17 November  
1964;

Whereas, having regard to the need to prevent deflections of trade  
and abuses in respect of certain textile products, the Council of Association  
EEC-Turkey has adopted Decision No            ;

Whereas the Decision should be made operative in the Community,

HAS ADOPTED THIS REGULATION :

Article 1

For the purpose of implementing the Association Agreement between the European Economic  
Community and Turkey, Decision No            of the Council of Association annexed  
to this Regulation shall be applicable in the Community.

Article 2

This Regulation shall enter into force on 15 August 1978.

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

Done at Brussels,

For the Council

The President

EEC-TURKEY ASSOCIATION AGREEMENT

THE COUNCIL OF ASSOCIATION

COUNCIL OF ASSOCIATION DECISION NO. 178

relating to proof of origin for certain textile products exported by Turkey

THE COUNCIL OF ASSOCIATION,

Having regard to the Association Agreement, and the additional Protocol thereto,

Whereas deflections of trade and abuses in respect of the textile products falling within Chapter 51 and Chapters 53 to 62 of the Common Customs Tariff should be prevented by appropriate verification measures; whereas the introduction, to that end, of a system of verification of origin under the Agreement would prove useful for a limited period;

Whereas, moreover, the establishment and application of such a system will not constitute a measure equivalent to a quantitative restriction forbidden by the Association Agreement as regards the importation of Turkish textiles products into the Community;

Whereas it is necessary to have the power to apply the import regime applicable to the country of origin, if this is not Turkey,

HAS DECIDED AS FOLLOWS:

Article 1

On entering the Community, textile products listed in the Annex and originating in Turkey or in free circulation in Turkey must be accompanied by evidence of their origin according to the following rules:

1. For products originating in Turkey, movement certificates A.TR.1 or A.TR.3, issued in Turkey, shall contain certification of origin. This certification shall consist of the words "Turkish origin" in the "Remarks" box on movement certificates A.TR.1 or A.TR.3, validated by the stamp and signature of the competent authority.

The origin thus certified must comply with the criteria for the determination of origin laid down by the Community.

2. As regards the import of textile products in free circulation in Turkey not originating in Turkey, evidence of origin shall be subject to the rules in force in the Community.

#### Article 2

The Community may submit the products referred to in Article 1 (2) to the import regime applicable in respect of their country of origin, without prejudice to the application of the tariff regime of the Association Agreement.

#### Article 3

The verification procedure laid down in Article 11 of Decision No 5/72 of the Council of Association shall apply to the certification mentioned in Article 1 (1).

#### Article 4

This Decision shall enter into force on 15 August 1978.

Textile products exported from Turkey before that date shall not be affected by the provisions of this Decision.

This Decision shall be applicable for a period of one year. It shall be renewed by tacit agreement for further periods of one year unless this is opposed by either party one month before its expiry.

For the Council of Association

The President

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