

**AGREEMENT****on products within the province of the European Coal and Steel Community***(signed in Brussels, 23 November 1970)*

HIS MAJESTY THE KING OF THE BELGIANS,

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,

THE PRESIDENT OF THE FRENCH REPUBLIC,

THE PRESIDENT OF THE ITALIAN REPUBLIC,

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,

HER MAJESTY THE QUEEN OF THE NETHERLANDS,

Contracting Parties to the Treaty establishing the European Coal and Steel Community, signed in Paris on 17 April 1951, whose States are hereinafter referred to as 'the Member States',

of the one part, and

THE PRESIDENT OF THE TURKISH REPUBLIC,

of the other part,

CONSIDERING that the abovementioned Member States have concluded among themselves the Treaty establishing the European Coal and Steel Community;

CONSIDERING that they have also concluded the Treaty establishing the European Economic Community, Article 232 of which lays down that the provisions of that Treaty shall not affect the provisions of the Treaty establishing the European Coal and Steel Community, in particular as regards the rights and obligations of Member States;

CONSIDERING that the Agreement establishing an Association between the European Economic Community and Turkey does not apply to products within the province of the European Coal and Steel Community;

DESIRING nevertheless to maintain and increase trade in those products between the Member States and Turkey;

HAVE DESIGNATED as their Plenipotentiaries:

HIS MAJESTY THE KING OF THE BELGIANS:

Mr Pierre HARMEL,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY:

Mr Walter SCHEEL,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE FRENCH REPUBLIC:

Mr Maurice SCHUMANN,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE ITALIAN REPUBLIC:

Mr Mario PEDINI,  
Under-Secretary of State for Foreign Affairs;

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG:

Mr Gaston THORN,  
Minister for Foreign Affairs;

HER MAJESTY THE QUEEN OF THE NETHERLANDS:

Mr J. M. A. H. LUNS,  
Minister for Foreign Affairs;

THE PRESIDENT OF THE TURKISH REPUBLIC:

Mr Ihsan Sabri ÇAĞLAYANGİL,  
Minister for Foreign Affairs;

WHO, having exchanged their Full Powers, found in good and due form,

HAVE AGREED AS FOLLOWS:

*Article 1*

In respect of products which come from Member States or Turkey which are within the province of the European Coal and Steel Community, customs duties and charges having equivalent effect and also quantitative restrictions and measures having equivalent effect in force between Member States and Turkey shall, save where measures are taken pursuant to Chapter X of the Treaty establishing the European Coal and Steel Community, be progressively abolished in accordance with the conditions laid down in Article 2 of this Agreement.

*Article 2*

1. Trade barriers shall be abolished by Member States and by Turkey in accordance with a timetable adopted by mutual agreement of the Contracting Parties.
2. The Contracting Parties shall also determine the terms on which the products referred to in this Agreement shall be eligible for preferential treatment.

*Article 3*

Turkey shall not, in the fields covered by this Agreement, receive treatment more favourable than that which Member States extend to each other pursuant to the Treaty establishing the European Coal and Steel Community.

*Article 4*

Consultations shall take place between the Parties concerned in all cases where, in the opinion of one of

them, the implementation of the above provisions calls for such consultations.

*Article 5*

This Agreement shall not affect the provisions of the Treaty establishing the European Coal and Steel Community, or the powers or jurisdiction conferred by that Treaty.

*Article 6*

The Annex on German internal trade and connected problems shall form an integral part of this Agreement.

*Article 7*

1. This Agreement shall be ratified by the Signatory States in accordance with their respective constitutional requirements.

The instruments of ratification shall be exchanged at Brussels.

2. This Agreement shall enter into force on the first day of the month following the date on which the instruments of ratification have been exchanged.

*Article 8*

This Agreement is drawn up in two copies in the Dutch, French, German, Italian and Turkish languages, each of these texts being equally authentic.

In witness whereof, the undersigned Plenipotentiaries have signed this Agreement.

Done at Brussels this twenty-third day of November in the year one thousand nine hundred and seventy.

For His Majesty the King of the Belgians,

Pierre HARMEL

For the President of the Federal Republic of Germany,

Walter SCHEEL

For the President of the French Republic,

Maurice SCHUMANN

For the President of the Italian Republic,

Mario PEDINI

For His Royal Highness the Grand Duke of Luxembourg,

Gaston THORN

For Her Majesty the Queen of the Netherlands,

J. M. A. H. LUNS

For the President of the Republic of Turkey,

Ihsan Sabri ÇAĞLAYANGİL

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## ANNEX

## on German internal trade and connected problems

THE HIGH CONTRACTING PARTIES,

Taking into consideration the conditions at present existing by reason of the division of Germany,

HAVE AGREED AS FOLLOWS:

1. Since trade between the German territories subject to the Basic Law for the Federal Republic of Germany and the German territories in which the Basic Law does not apply is a part of German internal trade, the application of the Agreement on products within the province of the European Coal and Steel Community requires no change in the treatment currently accorded to this trade.
  2. Each Contracting Party shall inform the other Contracting Party of any agreements relating to trade with the German territories in which the Basic Law for the Federal Republic of Germany does not apply, and of any implementing provisions. Each Contracting Party shall ensure that the implementation of such agreements does not conflict with the principles of the Agreement on products within the province of the European Coal and Steel Community, and shall in particular take appropriate measures to avoid harming the economy of the other Contracting Party.
  3. Each Contracting Party may take appropriate measures to prevent any difficulties arising for it from trade between the other Contracting Party and the German territories in which the Basic Law for the Federal Republic of Germany does not apply.
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