

The Protocols were
previously published as
European Communities
No. 6 (1977), Cmnd. 6781

EUROPEAN
COMMUNITIES



Treaty Series No. 35 (1979)

Additional Protocol
to the Agreement between the
European Economic Community
and the Portuguese Republic
of 22 July 1972 with
Financial Protocol and Final Act

Brussels, 20 September 1976

[The Protocols entered into force on 1 November 1978]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
May 1979*

LONDON

HER MAJESTY'S STATIONERY OFFICE

80p net

Cmnd. 7526

CONTENTS

	<i>Page</i>
Additional Protocol	5
Annex I	17
Annex II... ..	22
Financial Protocol	27
Final Act with annexed Declarations and Exchanges of Letters ...	31

**ADDITIONAL PROTOCOL
TO THE AGREEMENT BETWEEN THE
EUROPEAN ECONOMIC COMMUNITY
AND THE PORTUGUESE REPUBLIC**

His Majesty the King of the Belgians, Her Majesty the Queen of Denmark, The President of the Federal Republic of Germany, The President of the French Republic, The President of Ireland, The President of the Italian Republic, His Royal Highness the Grand Duke of Luxembourg, Her Majesty the Queen of the Netherlands, Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland and The Council of the European Communities of the one part, and The President of the Portuguese Republic of the other part,

Wishing to demonstrate their common desire to widen and strengthen their links on the basis of the Agreement between the European Economic Community and the Portuguese Republic and thus to promote a closer relationship between Portugal and the Community,

Resolved to establish wide-ranging co-operation which will contribute to Portugal's economic and social development,

Have decided to conclude this Protocol and to this end have designated as their plenipotentiaries:

His Majesty the King of the Belgians:

Renaat van Elsende,
Minister for Foreign Affairs;

Her Majesty the Queen of Denmark:

Ivar Nørgaard,
Minister for External Economic Affairs;

The President of the Federal Republic of Germany:

Hans-Dietrich Genscher,
Federal Minister for Foreign Affairs;

The President of the French Republic:

Louis de Guiringaud,
Minister for Foreign Affairs;

The President of Ireland:

Garret Fitzgerald,
Minister for Foreign Affairs;

The President of the Italian Republic:

Arnaldo Forlani,
Minister for Foreign Affairs;

His Royal Highness the Grand Duke of Luxembourg:

Jean Dondelinger,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

Her Majesty the Queen of the Netherlands:

Max van der Stoep,
President of the Council,
Minister for Foreign Affairs;

Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland:

Anthony Crosland,
Secretary of State for Foreign and Commonwealth Affairs;

The Council of the European Communities:

Max van der Stoep,
President of the Council,
Minister for Foreign Affairs of the Kingdom of the Netherlands;
François-Xavier Ortoli,
President of the Commission of the European Communities;

The President of the Portuguese Republic:

Jose Medeiros Ferreira,
Minister for Foreign Affairs;

TITLE I

Trade measures

ARTICLE 1

The provision of the Agreement between the European Economic Community and the Portuguese Republic signed on 22 July 1972⁽¹⁾, hereinafter called the "Agreement", shall be supplemented as follows.

A. INDUSTRIAL PRODUCTS

ARTICLE 2

By way of derogation from Article 3 of the Agreement, products falling within Chapters 25 to 99 of the Brussels Nomenclature—excluding the products covered by Annex I, by Section A of Protocol No. 1 and by Table I of Protocol No. 2 to the Agreement—and originating in Portugal, shall be imported into the Community free of customs duties.

ARTICLE 3

The volumes for 1976 of the ceilings to which imports into the Community of the products listed below, originating in Portugal, are subject pursuant to Article 2 of Protocol No. 1 to the Agreement, shall be as follows:

Common Customs Tariff heading No.	Description	Amount of ceiling in tonnes
45.03	Articles of natural cork	11,473
55.05	Cotton yarn, not put up for retail sale	9,771
56.07	Woven fabrics of man-made fibres (discontinuous or waste)	2,767
59.04	Twine, cordage, ropes and cables, plaited or not	9,782
60.05	Outer garments and other articles, knitted or crocheted, not elastic nor rubberised	843
61.01	Men's and boys' outer garments	1,057
61.02	Women's, girls' and infants' outer garments	323
61.03	Men's and boys' outer garments, including collars, shirt fronts and cuffs	1,224
61.04	Women's, girls' and infants' under garments	103

⁽¹⁾ Miscellaneous No. 51 (1972), Cmnd. 5164.

ARTICLE 4

1. For the following products, originating in Portugal, the Community, as originally constituted, and Ireland shall open, for the period from 1 January 1976 to 31 December 1983, annual Community tariff quotas free of customs duties for the volumes indicated:

Common Customs Tariff heading No.	Description	Volumes in tonnes
48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: ex II. Other: —kraft liner E. Other	42,000 1,500

2. If the Protocol does not enter into force at the beginning of the calendar year, the quotas referred to in paragraph 1 shall be opened *pro rata*.

3. Article 1 (4) of Protocol No. 1 to the Agreement shall be replaced by the following text:

“4. For the products listed below, originating in Portugal, Denmark and the United Kingdom may open, for the period from 1 January 1976 to 31 December 1983, annual zero-duty tariff quotas up to the volumes indicated:

United Kingdom

Common Customs Tariff heading No.	Description	Volumes in tonnes
48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: ex II. Other: —kraft liner E. Other	} 15,000
48.05	Paper and paperboard, corrugated (with or without flat surface sheets), creped, crinkled, embossed or perforated, in rolls or sheets: B. Other	

Common Customs Tariff heading No.	Description	Volumes in tonnes
49.03	Children's picture books and painting books	
49.05	Maps and hydrographic and similar charts of all kinds, including atlases, wall maps and topographical plans, printed: A. Printed globes (terrestrial or celestial)	} 25
49.07	Unused postage, revenue and similar stamps of current or new issue in the country to which they are destined; stamp-impressed paper; banknotes, stock, share and bond certificates and similar documents of title; cheque books: A. Postage, revenue and similar stamps C. Other: II. Other	
49.08	Transfers (Decalcomanias)	
49.09	Picture postcards, Christmas and other picture greeting cards, printed by any process, with or without trimmings	
49.10	Calendars of any kind, or paper or paperboard, including calendar blocks	
49.11	Other printed matter, including printed pictures and photographs: B. Other	

Denmark

Common Customs Tariff heading No.	Description	Volumes in tonnes
48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets: C. Kraft paper and kraft board: ex II. Other: —kraft liner	3,000
ex Chapter 48	Paper and paperboard; articles of paper pulp, of paper or of paperboard with the exception of: —products falling within subheading 48.01 A (newsprint) —kraft liner falling within subheading ex 48.01 CII —products falling within subheading 48.09	
49.03	Children's picture books and painting books	
49.05	Maps and hydrographic and similar charts of all kinds, including atlases, wall maps and topographical plans, printed: A. Printed globes (terrestrial or celestial)	
49.07	Unused postage, revenue and similar stamps of current or new issue in the country to which they are destined; stamp-impressed paper; banknotes, stock, share and bond certificates and similar documents of title; cheque books: A. Postage, revenue and similar stamps C. Other: II. Other	70
49.08	Transfers (Decalcomanias)	
49.09	Picture postcards, Christmas and other picture greeting cards, printed by any process, with or without trimmings	
49.10	Calendars of any kind, or paper or paperboard, including calendar blocks	
49.11	Other printed matter, including printed pictures and photographs: B. Other	

4. Annex A to Protocol No. 1 of the Agreement shall be deleted.

5. From 1 January 1977 the volumes indicated in the tables in paragraphs 1 and 3 shall be increased annually by 5%.

ARTICLE 5

By way of derogation from Article 3 of the Agreement, Article 4 of Protocol No. 1 thereto and Article 2(5) of Protocol No. 2 thereto, the customs duties on imports into Portugal of the products listed in Annex I, originating in the Community shall be progressively abolished in accordance with the following rates and timetable:

Timetable	Rate of reduction—percentage
1 July 1977	70
1 January 1980	70
1 January 1983	80
1 January 1985	100

ARTICLE 6

By way of derogation from Articles 3 and 5 of the Agreement and Article 4 of Protocol No. 1 thereto, Portugal may, for the products listed in Annex II, originating in the Community, apply a customs duty not exceeding 20% *ad valorem*; the customs duties thus introduced on imports from the Community shall be progressively abolished in accordance with the following rates and timetable:

Timetable	Rate of reduction—percentage
1 July 1977	10
1 January 1980	30
1 January 1983	60
1 January 1985	100

ARTICLE 7

By way of derogation from Article 6(1) of Protocol No. 1 to the Agreement and on the basis of a reasoned request from Portugal, the Joint Committee may authorize Portugal to take the measures specified in the said Article beyond the limit of 10% of the total value of Portuguese imports in 1970 from the Community as originally constituted and from Denmark, Ireland and the United Kingdom.

B. AGRICULTURAL PRODUCTS

ARTICLE 8

Duties on imports into the Community of the products listed below and originating in Portugal shall be reduced in the proportions indicated for each of them, in accordance with the conditions laid down in Article 6 of Protocol No. 8 to the Agreement:

Common Customs Tariff heading No.	Description	Rate of reduction—percentage
16.04	Prepared or preserved fish, including caviar and caviar substitutes: <ul style="list-style-type: none"> A. Caviar and caviar substitutes B. Salmonidae C. Herrings ex F. Bonito (<i>Sarda sp. p.</i>), mackerel and anchovies: <ul style="list-style-type: none"> —Bonito (<i>Sarda sp. p.</i>) and mackerel G. Other 	<ul style="list-style-type: none"> 100 100 100 50 100
16.05	Crustaceans and molluscs, prepared or preserved	100
20.01	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, with or without sugar, whether or not containing salt, spices or mustard: ex B. Other: <ul style="list-style-type: none"> —Cucumbers and sweet peppers —Cauliflowers 	<ul style="list-style-type: none"> 50 30
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid; ex H. Other, including mixtures: <ul style="list-style-type: none"> —Sweet peppers 	<ul style="list-style-type: none"> 30

ARTICLE 9

Article 4 of Protocol No. 8 to the Agreement shall be replaced by the following text:

“ARTICLE 4

Duties on imports into the Community of the products listed below and originating in Portugal shall be reduced in the proportions and within the limits of the annual Community tariff quota indicated for each of them, in accordance with the conditions laid down in Article 6.

Common Customs Tariff heading No.	Description	Rate of reduction—percentage
22.05	<p>Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol:</p> <p>C. Other:</p> <p>III. Of an actual alcoholic strength exceeding 15° but not exceeding 18°, in containers holding:</p> <p>(a) 2 litres or less:</p> <p>ex 1. Port, Madeira, sherry, Tokay (Aszu and Szamorodni) and Setubal muscatel⁽¹⁾:</p> <p>—Port 60 (a)</p> <p>—Madeira 60 (b)</p> <p>—Setubal muscatel 60 (c)</p> <p>(b) More than 2 litres:</p> <p>ex 1. Port, Madeira, sherry and Setubal muscatel⁽¹⁾:</p> <p>—Port 50 (d)</p> <p>—Madeira 50 (e)</p> <p>—Setubal muscatel 50 (f)</p> <p>C. IV. Of an actual alcoholic strength exceeding 18° but not exceeding 22°, in containers holding:</p> <p>(a) 2 litres or less:</p> <p>ex 1. Port, Madeira, sherry, Tokay (Aszu and Szamorodni) and Setubal muscatel⁽¹⁾:</p> <p>—Port 60 (a)</p> <p>—Madeira 60 (b)</p> <p>—Setubal muscatel 60 (c)</p> <p>(b) More than 2 litres:</p> <p>ex 1. Port, Madeira, sherry and Setubal muscatel⁽¹⁾:</p> <p>—Port 50 (d)</p> <p>—Madeira 50 (e)</p> <p>—Setubal muscatel 50 (f)</p>	

⁽¹⁾ Entry under this subheading is subject to conditions to be determined by the competent authorities.

(a) Within a total annual tariff quota of 35,000 hl for products falling within these two subheadings.

(b) Within a total annual tariff quota of 1,500 hl for products falling within these two subheadings.

(c) Within a total annual tariff quota of 1,000 hl for products falling within these two subheadings.

(d) Within a total annual tariff quota of 280,000 hl for products falling within these two subheadings.

(e) Within a total annual tariff quota of 14,500 hl for products falling within these two subheadings.

(f) Within a total annual tariff quota of 2,000 hl for products falling within these two subheadings.”

TITLE II

Co-operation in the social field

A. CO-OPERATION IN THE FIELD OF LABOUR

ARTICLE 10

1. The treatment accorded by each Member State to workers of Portuguese nationality employed in its territory shall be free from any discrimination based on nationality, as regards working conditions or remuneration, in relation to its own nationals.

2. Portugal shall accord the same treatment to workers who are nationals of a Member State and employed in its territory.

B. CO-OPERATION IN THE FIELD OF SOCIAL SECURITY

ARTICLE 11

1. Subject to the provisions of the following paragraphs, workers of Portuguese nationality and any members of their families living with them shall enjoy, in the field of social security, treatment free of any discrimination based on nationality in relation to nationals of the Member States in which they are employed.

2. All periods of insurance, employment or residence completed by such workers in the various Member States shall be added together for the purpose of pensions and annuities in respect of old age, death and invalidity, and also for that of medical care for the workers and for members of their families resident in the Community.

3. The workers in question shall receive family allowances for members of their families who are resident in the Community.

4. The workers in question shall be able to transfer freely to Portugal, at the rates applied by virtue of the law of the debtor Member State or States, any pensions or annuities in respect of industrial accident, occupational disease, old age or death, or of invalidity resulting from industrial accident or occupational disease.

ARTICLE 12

Portugal shall accord to workers who are nationals of a Member State and employed in its territory, and to the members of their families, treatment similar to that specified in Article 11(1) and (4).

ARTICLE 13

1. Before the end of the first year after entry into force of the Protocol, the Joint Committee shall adopt provisions to implement the principles set out in Articles 11 and 12.

2. The Joint Committee shall adopt detailed rules for administrative co-operation providing the necessary management and control guarantees for the application of the provisions referred to in paragraph 1.

ARTICLE 14

The provisions adopted by the Joint Committee in accordance with Article 13 shall not affect any rights or obligations arising from bilateral agreements linking Portugal and the Member States where those agreements provide for more favourable treatment of nationals of Portugal or of the Member States.

TITLE III

Industrial, technological and financial co-operation

ARTICLE 15

The Community and Portugal shall institute co-operation with the aim of contributing to the economic and social development of Portugal and of strengthening existing links for the mutual benefit of the Parties.

Co-operation shall range as widely as possible over the industrial, technical, technological and financial fields.

ARTICLE 16

The aim of industrial and technological co-operation shall be, within the limits of the opportunities open to the Community, particularly those specified by the Financial Protocol, to promote measures likely to contribute to the development of Portugal's economy.

ARTICLE 17

Within the framework of financial co-operation the Community shall participate in the financing of measures to promote the development of Portugal under the conditions laid down in the Financial Protocol.

TITLE IV

General and final provisions

ARTICLE 18

Article 33 (1) of the Agreement shall be replaced by the following text:

“ 1. The Joint Committee shall be composed of representatives of the Community and its Member States on the one hand, and of representatives of Portugal on the other.”

ARTICLE 19

The Contracting Parties shall review, in accordance with the procedure adopted for negotiating the Agreement, from the beginning of 1979 the results of the Agreement and any improvements which could be made by either side as from 1 January 1980, on the basis of the experience gained during the functioning of the Agreement and of the objectives defined therein.

ARTICLE 20

Annexes I and II shall form an integral part of this Protocol.

This Protocol shall form an integral part of the Agreement between the European Economic Community and the Portuguese Republic, signed on 22 July 1972.⁽¹⁾

ARTICLE 21

This Protocol is drawn up in duplicate in the Danish, Dutch, English, French, German, Italian and Portuguese languages, each of these texts being equally authentic.⁽²⁾

ARTICLE 22

1. This Protocol shall be subject to ratification, acceptance or approval in accordance with the Contracting Parties' own procedures; the Contracting Parties shall notify each other that the procedures necessary to this end have been completed.

2. This Protocol shall enter into force on the first day of the second month following the date on which the notifications provided for in paragraph 1 have been given.⁽³⁾

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Additional Protocol.

Done at Brussels on the twentieth day of September in the year one thousand nine hundred and seventy-six.

[Here follow the signatures]

⁽²⁾ For texts in Danish, Dutch, French, German and Italian see Official Journal of the European Communities No. L 274/8 of 29 September 1978, available through Agency Section, Her Majesty's Stationery Office, PO Box 569, London, SE1 9NY—Tel. 01-928 6977, ext. 410.

⁽³⁾ The Protocol entered into force on 1 November, 1978.

ANNEX I

Products referred to in Article 5

Portuguese Customs Tariff No.	Description
28.54	Hydrogen peroxide (including solid hydrogen peroxide)
32.09	Varnishes and lacquers; distempers; prepared water pigments of the kind used for finishing leather; paints and enamels; pigments in linseed oil, white spirit, spirits of turpentine, varnish or other paint or enamel media; stamping foils; dyes or other colouring matter in forms or packings of a kind sold by retail:
04	Varnishes
05	Not specified
32.12	Glaziers' putty; grafting putty; painters' fillings; non-refractory surfacing preparations; stopping, sealing and similar mastics, including resin mastics and cements:
32.13	Writing ink, printing ink and other inks:
02	Not specified
35.06	Prepared glues not elsewhere specified or included; products suitable for use as glues put up for sale by retail as glues in packages not exceeding a net weight of 1 kg:
01	Put up for sale by retail in packages of a net weight of 1 kg or less
02	Not specified
37.03	Sensitised paper, paperboard and cloth, unexposed or exposed but not developed:
01	Blueprint paper
39.01	Condensation, polycondensation and polyaddition products, whether or not modified or polymerized, and whether or not linear (for example, phenoplasts, aminoplasts, alkyds, polyallyl esters and other unsaturated polyesters, silicones):
	Artificial resins:
	Phenoplasts:
02	Not specified
39.07	Articles of materials of the kinds described in headings Nos. 39.01 to 39.06:
05	Articles not specified, printed or not
40.11	Rubber tyres, tyre cases, interchangeable tyre treads, inner tubes and tyre flaps, for wheels of all kinds:
	Tyre cases, inner tubes and flaps, weighing each:
02	Up to 5 kg
03	More than 5 kg but not more than 20 kg
42.02	Travel goods (for example, trunks, suit cases, hat-boxes, travelling-bags, rucksacks), shopping-bags, handbags, satchels, brief-cases, wallets, purses, toilet-cases, tool-cases, tobacco-pouches, sheaths, cases, boxes (for example, for arms, musical instruments, binoculars, jewellery, bottles, collars, footwear, brushes) and similar containers, of leather or of composition leather, of vulcanized fibre, of artificial plastic sheeting, of paperboard or of textile fabric:
03	Wallets; ladies' handbags
48.11	Wallpaper and lincrusta; window transparencies of paper
48.13	Carbon and other copying papers (including duplicator stencils) and transfer papers, cut to size, whether or not put up in boxes:
01	Carbon and similar paper
02	Duplicator stencils and the like

Portuguese Customs Tariff No.	Description
48.15	Other paper and paperboard cut to size and shape:
10	Paper: Toilet paper
53.05	Sheep's or lambs' wool or other animal hair (fine or coarse), carded or combed:
03	Wool and fine animal hair, other than rabbit or hare hair, combed: In the form of slubbings: Undyed
53.11	Woven fabrics of sheep's or lambs' wool or of fine animal hair
56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning:
03	Artificial
56.05	Yarn of man-made fibres (discontinuous or waste), not put up for retail sale:
01	Effect yarns
58.04	Woven pile fabrics and chenille fabrics (other than terry towelling or similar terry fabrics of cotton falling within heading No. 55.08 and fabrics falling within heading No. 58.05):
05	Of other fibres: Dyed
68.04	Millstones, grindstones, grinding wheels and the like (including grinding, sharpening, polishing, truing and cutting wheels, heads, discs and points), of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery, with or without cores, shanks, sockets, axles and the like of other materials, but without frameworks, segments and other finished parts of such stones and wheels, of natural stone (agglomerated or not), of agglomerated natural or artificial abrasives, or of pottery:
02	For other purposes: Of artificial materials
70.21	Other articles of glass:
01	Of coloured, matt, engraved, irised, cut, marbled, opaque, opaline, painted or moulded glass, with hollows or protruding parts
71.05	Silver, including silver gilt and platinum-plated silver, unwrought or semi-manufactured:
02	Beaten or rolled, and in the form of wire
71.16	Imitation jewellery:
06	Imitation jewellery, not specified
73.14	Iron or steel wire, whether or not coated, but not insulated:
02	Not covered with textile materials:
03	Coated with other materials by any process Not specified
73.15	Alloy steel and high carbon steel in the forms mentioned in headings Nos. 73.06 to 73.14:
59	Wire: Not covered wire textile materials: Not specified: Other products
73.24	Containers, of iron or steel, for compressed or liquefied gas:
01	Of a capacity of up to and including 300 litres: Welded

Portuguese Customs Tariff No.	Description
73.37	Boilers (excluding boilers of heading 84.01) and radiators, for central heating, not electrically heated, and parts thereof, of iron or steel; air heaters and hot air distributors (including those which can also distribute cool or conditioned air), not electrically heated, incorporating a motor-driven fan or blower, and parts thereof, of iron or steel:
02	Of welded, rolled or wrought iron or steel
76.02	Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire
83.09	Clasps, frames with clasps for handbags and the like, buckles, buckle-clasps, hooks, eyes, eyelets, and the like, of base metal, of a kind commonly used for clothing, travel goods, handbags, or other textile or leather goods; tubular rivets and bifurcated rivets, of base metal:
03	Not specified
84.01	Steam and other vapour generating boilers (excluding central heating hot water boilers capable also of producing low pressure steam); super-heated water boilers:
02	Boilers: Weighing more than 20 tons each
84.15	Refrigerators and refrigerating equipment (electrical and other): Cabinets and other furniture imported with their respective refrigerating units:
03	Weighing more than 200 kg each
84.17	Machinery, plant and similar laboratory equipment, whether or not electrically heated, for the treatment of materials by a process involving a change of temperature such as heating, cooking, roasting, distilling, rectifying, sterilizing, pasteurizing, steaming, drying, evaporating, vapourizing, condensing or cooling, not being machinery or plant of a kind used for domestic purposes; instantaneous or storage water heaters, non-electrical:
01	Instantaneous or storage water heaters, of a kind used for domestic purposes
06	Parts
84.24	Agricultural and horticultural machinery for soil preparation or cultivation (for example, ploughs, harrows, cultivators, seed and fertilizer distributors); lawn and sports ground rollers:
05	Parts: Mouldboards and ploughshares, other than those of cast iron or cast steel, soles, discs, cutters, coulters in the shape of knives or discs, for ploughs; teeth for cultivators or scarifiers; discs for disc harrows; hoeing, ridging and furrowing tools for weeders
84.27	Presses, crushers and other machinery, of a kind used in wine-making, cider-making, fruit juice preparation or the like:
01	Combined grape-crushing and juice-separating machines, and continuous grape-pulp presses
84.40	Machinery for washing, cleaning, drying, bleaching, dyeing, dressing, finishing or coating textile yarns, fabrics or made-up textile articles (including laundry and dry-cleaning machinery); fabric folding, reeling or cutting machines; machines of a kind used in the manufacture of linoleum or other floor coverings for applying the paste to the base fabric or other support; machines of a type used for printing a repetitive design, repetitive words or overall colour on textiles, leather, wallpaper, wrapping paper, linoleum or other materials, and engraved or etched plates, blocks or rollers therefor:
03	Machinery: For washing clothes

Portuguese Customs Tariff No.	Description
84.47	Machine-tools for working wood, cork, bone ebonite (vulcanite), hard artificial plastic materials or other hard carving materials, other than machines falling within heading No. 84.49:
04	Hydraulic presses: Weighing more than 2,000 kg but not more than 5,000 kg each
84.61	Taps, cocks, valves and similar appliances, for pipes, boiler shells, tanks, vats and the like, including pressure reducing valves and thermostatically controlled valves:
03	Of iron or steel
85.01	Electrical goods of the following descriptions: generators, motors, converters (rotary or static), transformers, rectifiers and rectifying apparatus, inductors:
01	Asynchronous triphase motors:
02	Weighing up to 50 kg each
05	Weighing more than 50 kg but not more than 300 kg each
06	Monophase motors:
05	Weighing up to 10 kg each
06	Weighing more than 10 kg but not more than 30 kg each
12	Generators and converters; motors, not specified:
12	Weighing up to 100 kg each
85.03	Primary cells and primary batteries:
01	Dry
85.12	Electric instantaneous or storage water heaters and immersion heaters; electric soil heating apparatus and electric space heating apparatus; electric hair dressing appliances (for example, hair dryers, hair curlers, curling tong heaters) and electric smoothing irons; electro-thermic domestic appliances; electric heating resistors, other than those of carbon:
01	Water heaters and space heaters
02	Smoothing irons and parts therefor
03	Stoves, cookers, ranges and similar cooking appliances, for domestic use
85.19	Electrical apparatus for making and breaking electrical circuits, for the protection of electrical circuits, or for making connections to or in electrical circuits (for example, switches, relays, fuses, lightning arresters, surge suppressors, plugs, lampholders and junction boxes); resistors, fixed or variable (including potentiometers), other than heating resistors; printed circuits; switchboards (other than telephone switchboards) and control panels:
02	Non-automatic make and break switches; isolating switches and rheostats:
12	Weighing up to 2 kg each: Of unspecified materials Switchboards and control panels
85.20	Electric filament lamps and electric discharge lamps (including infra-red and ultra-violet lamps); arc-lamps; electrically ignited photographic flashbulbs:
01	For lighting purposes:
02	Filament lamps
02	Not specified
85.23	Insulated (including enamelled or anodised) electric wire, cable, bars, strip and the like (including co-axial cable), whether or not fitted with connectors:
04	With metal armour or sheathing, whether or not covered with other materials: Not specified
90.03	Frames and mountings, and parts thereof, for spectacles, pince-nez, lorgnettes, goggles and the like:
02	Of rolled gold or gilt
03	Of unspecified materials

Portuguese Customs Tariff No.	Description
90.04	Spectacles, pince-nez, lorgnettes, goggles and the like, corrective, protective or other:
04	With frames or mountings of other materials: Not specified
90.16	Drawing, marking-out and mathematical calculating instruments, drafting machines, pantographs, slide rules, disc calculators and the like; measuring or checking instruments, appliances and machines, not falling within any other heading of this Chapter (for example, micrometers, callipers, gauges, measuring rods, balancing machines): profile projectors:
02	Set squares, rules, protractors and French curves
91.04	Other clocks:
02	Desk, table or hanging clocks, complete, weighing more than 500 grammes; and such clocks incomplete, of any weight
92.12	Gramophone records and other sound or similar recordings; matrices for the production of records, prepared record blanks, film for mechanical sound recording, prepared tapes, wires, strips and like articles of a kind commonly used for sound or similar recording:
04	Sound-recording media: Recorded: Not specified
94.01	Chairs and other seats (other than those falling within heading No. 94.02), whether or not convertible into beds, and parts thereof:
06	Of other materials
94.03	Other furniture and parts thereof:
01	Of wood: Carved, veneered, waxed, polished or varnished, turned with mouldings, painted and covered with any materials other than leather or imitations thereof or than fabrics containing silk and man-made textile fibres
02	Inlaid, lacquered, gilt, with appliqué-work of fine wood, decorated with metal or other materials and covered with leather and imitations thereof or with fabrics containing silk and man-made textile fibres
06	Of other materials
98.03	Fountain pens, stylograph pens and pencils (including ball-point pens and pencils) and other pens, pen-holders, pencil-holders and similar holders, propelling pencils and sliding pencils; parts and fittings thereof, other than those falling within heading No. 98.04 or 98.05:
02	Ball-point pens and ball-point pencils and parts and accessories therefor
98.08	Typewriter and similar ribbons, whether or not on spools; ink-pads with or without boxes:
01	Ribbons: On spools ready for use
98.10	Mechanical lighters and similar lighters, including chemical and electrical lighters, and parts thereof, excluding flints and wicks:
04	Not specified
98.12	Combs, hair-slides and the like:
01	Of artificial plastic materials and of ebonite

ANNEX II

Products referred to in Article 6

Portuguese Customs Tariff No.	Description
29.44 04	Antibiotics: Oxytetracyclin and erythromycin and their salts
39.01	Condensation, polycondensation and polyaddition products, whether or not modified or polymerised, and whether or not linear (for example, phenoplasts, aminoplasts, alkyds, polyallyl esters, and other unsaturated polyesters, silicones):
11	Artificial plastic materials, whether or not combined with paper, fabrics or other materials: Plates, sheets and strip, rigid, weighing more than 160 g per square metre, printed or not
16	Plate, sheets and strip, not specified: Weighing more than 160 g per square metre, unprinted
39.02	Polymerisation and copolymerisation products (for example, polyethylene, polytetrahaloethylenes, polyisobutylene, polystyrene, polyvinyl chloride, polyvinyl acetate, polyvinyl chloroacetate and other polyvinyl derivatives, polyacrylic and polymethacrylic derivatives, coumarone-indene resins):
03	Moulding products: Of polyvinyl chloride Artificial plastic materials, whether or not combined with paper, fabrics or other materials:
06	Plates, sheets and strip, rigid, weighing more than 160 g per square metre, printed or not
39.03	Regenerated cellulose; cellulose nitrate, cellulose acetate and other cellulose esters, cellulose ethers and other chemical derivatives of cellulose, plasticised or not (for example, collodions, celluloid); vulcanised fibre:
06	Celluloid: Plates, sheets, strip or tubes
10	Other products: Plates, sheets and strip, rigid, weighing more than 160 g per square metre, printed or not
39.07 02	Articles of materials of the kinds described in headings Nos. 39.01 to 39.06: Wearing apparel
40.10 02	Transmission, conveyor or elevator belts or belting, of vulcanised rubber: Of any other cross-section
44.14	Wood sawn lengthwise, sliced or peeled but not further prepared, of a thickness not exceeding 5 mm; veneer sheets and sheets for plywood, of a thickness not exceeding 5 mm
55.06	Cotton yarn, put up for retail sale
56.01	Man-made fibres (discontinuous), not carded, combed or otherwise prepared for spinning:
02	Synthetic Not specified
56.02	Continuous filament tow for the manufacture of man-made fibres (discontinuous):
02	Of synthetic fibres: Not specified

Portuguese Customs Tariff No.	Description
56.03	Waste (including yarn waste and pulled or garnetted rags) of man-made fibres (continuous or discontinuous), not carded, combed or otherwise prepared for spinning:
01	Of synthetic textile fibres
56.04	Man-made fibres (discontinuous or waste), carded, combed or otherwise prepared for spinning:
02	Synthetic: Not specified
59.08	Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials:
01	Weighing up to 400 g per square metre
02	Weighing more than 400 but not more than 1,400 g per square metre
68.06	Natural or artificial abrasive powder or grain, on a base of woven fabric, of paper, of paperboard or of other materials, whether or not cut to shape or sewn or otherwise made up
69.02	Refractory bricks, blocks, tiles and similar refractory constructional goods other than goods falling within heading No. 69.01
69.13	Statuettes and other ornaments, and articles of personal adornment; articles of furniture:
02	Other articles: Of porcelain or china
70.14	Illuminating glassware, signalling glassware and optical elements of glass, not optically worked nor of optical glass:
01	Lamp glasses
02	Not specified: Of coloured, matt, engraved, irised, cut, marbled, opaque, opaline or painted glass, or of moulded glass with hollows or protruding parts
73.25	Stranded wire, cables, cordage, ropes, plaited bands, slings and the like, of iron or steel wire, but excluding insulated electric cables:
03	Other
73.35	Springs and leaves for springs, of iron or steel:
04	Spiral springs, of round wire or rod exceeding 8 mm in diameter, or of square or rectangular bar the smallest dimension of which exceeds 8 mm
73.36	Stoves (including stoves with subsidiary boilers for central heating), ranges, cookers, grates, fires and other space heaters, gas-rings, plate warmers with burners, wash boilers with grates or other heating elements, and similar equipment, of a kind used for domestic purposes, not electrically operated, and parts thereof, of iron or steel:
03	Not specified: Of welded, rolled or wrought iron or steel
74.07	Tubes and pipes and blanks therefor, of copper; hollow bars of copper:
01	Unworked or painted, varnished, enamelled or otherwise worked (including Mannesmann tubes and tubes obtained by swaging), whether or not with sockets or flanges, but not otherwise worked:
04	Of a thickness not exceeding 1 mm Not specified
74.19	Other articles of copper:
02	Other articles
76.04	Aluminium foil (whether or not embossed, cut to shape, perforated, coated, printed, or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.20 mm

Portuguese Customs Tariff No.	Description
82.01 01	Hand tools, the following: spades, shovels, picks, hoes, forks and rakes; axes, bill hooks and similar hewing tools; scythes, sickles, hay knives, grass shears, timber wedges and other tools of a kind used in agriculture, horticulture or forestry: Spades, hoes, forks, rakes, scrapers, scythes and sickles
82.02 01 02	Saws (non-mechanical) and blades for hand or machine saws (including toothless saw blades): Saws (non-mechanical) of all kinds, assembled, and blades therefor Band-saw blades
82.04 03	Hand tools, including glaziers' diamonds, not falling within any other heading of this Chapter; blow lamps, anvils; vices and clamps, other than accessories for, and parts of, machine tools; portable forges; grinding wheels with frameworks (hand or pedal operated): Hammers, mortise chisels, stone chisels, heading chisels, centre-punches and chasing chisels
82.05 01	Interchangeable tools for hand tools, for machine tools, or for power-operated hand tools (for example, for pressing, stamping, drilling, tapping, threading, boring, broaching, milling, cutting, turning, dressing, morticing or screw driving), including dies for wire drawing, extrusion dies for metal, and rock drilling bits, with a working part of: Heading chisels
83.01	Locks and padlocks (key, combination or electrically operated), and parts thereof, of base metals; frames incorporating locks, for handbags, trunks or the like, and parts of such frames, of base metal; keys for any of the foregoing articles, of base metal
83.02	Base metal fittings and mountings of a kind suitable for furniture, doors, staircases, windows, blinds, coachwork, saddlery, trunks, caskets and the like (including automatic door closers); base metal hat-racks, hat-pegs, brackets and the like
83.13	Stoppers, crown corks, bottle-caps, capsules, bung covers, seals and plombs, case corner protectors and other packing accessories, of base metal
83.15	Wire, rods, tubes, plates, electrodes and similar products, of base metal or of metal carbides, coated or cored with flux material, of a kind used for soldering, brazing, welding or deposition of metal or of metal carbides; wire and rods, of agglomerated base metal powder, used for metal spraying
84.06 ex 02 04	Internal combustion piston engines: Engines: Not specified: Of 25 kW or less (a) Parts: Wet and dry cylinder liners, gudgeon pins, pistons and piston rings
84.15 04	Refrigerators and refrigerating equipment (electrical and other): Not specified
84.20 01 02	Weighing machinery (excluding balances of a sensitivity of 5 cg or better), including weight-operated counting and checking machines; weighing machine weights of all kinds: Balances, including scales: Automatic and semi-automatic: Weighing up to 100 kg each Weighing more than 100 kg up to 250 kg each

(a) Except removable outboard motors for boats.

Portuguese Customs Tariff No.	Description
84.22	Lifting, handling, loading or unloading machinery, telfers and conveyors (for example, lifts, hoists, winches, cranes, transporter cranes, jacks, pulley tackle, belt conveyors and teleferics), not being machinery falling within heading No. 84.23:
07	Cranes, derricks and locomotives or wagon traversers; travelling cranes and travelling gantry cranes
84.45	Machine-tools for working metal or metal carbides, not being machines falling within heading No. 84.49 or 84.50:
01	Slide-lathes, shaping machines, planing machines, drilling and boring machines, saw-sharpening machines, reciprocating saws, circular saws, and band saws, whether or not fitted with a carriage:
02	Weighing up to 1,000 kg each
	Weighing more than 1,000 but not more than 2,000 kg each
84.47	Machine-tools for working wood, cork, bone ebonite (vulcanite), hard artificial plastic materials or other hard carving materials, other than machines falling within heading No. 84.49:
01	Band saws with or without carriages, circular saws, surface-planing machines, planing machines, spindle moulding-machines, wood paring, drilling and splitting machines, and slide lathes:
02	Weighing up to 1,000 kg each
06	Weighing more than 1,000 kg but not more than 2,000 kg each
	Not specified
84.51	Typewriters, other than typewriters incorporating calculating mechanisms; cheque-writing machines:
01	Typewriters
84.59	Machines and mechanical appliances, having individual functions, not falling within any other heading of this Chapter:
03	Hydraulic presses: Weighing up to 2,000 kg each
84.60	Moulding boxes for metal foundry; moulds of a type used for metal (other than ingot moulds), for metal carbides, for glass, for mineral materials (for example, ceramic pastes, concrete or cement) or for rubber or artificial plastic materials:
04	Moulds: For mechanical processes
84.61	Taps, cocks, valves and similar appliances, for pipes, boiler shells, tanks, vats and the like, including pressure reducing valves and thermostatically controlled valves:
01	Of copper or aluminium: Weighing up to 2 kg each
02	Weighing more than 2 kg each
04	Not specified
84.62	Ball, roller or needle roller bearings:
	Bearings: With a single row of balls, from which the balls cannot be removed manually or in which the row of balls is not separable or in which the faces of the rings are aligned in the same plane:
02	Of an external diameter exceeding 36 mm but not exceeding 50 mm
03	Of an external diameter exceeding 50 mm but not exceeding 72 mm
85.13	Electrical line telephonic and telegraphic apparatus (including such apparatus for carrier-current line systems):
	Telephonic apparatus:
03	Private telephone exchanges, with up to 50 internal lines
04	Not specified

Portuguese Customs Tariff No.	Description
90.07 01	Photographic cameras; photographic flashlight apparatus: Weighing up to 20 kg each
90.16 01	Drawing, marking-out and mathematical calculating instruments, drafting machines, pantographs, slide rules, disc calculators and the like; measuring or checking instruments, appliances and machines, not falling within any other heading of this Chapter (for example, micrometers, callipers, gauges, measuring rods, balancing machines); profile projectors: Drawing sets, extension-pieces for compasses, compasses, drawing pens and similar instruments
90.24 02	Instruments and apparatus for measuring, checking or automatically controlling the flow, depth, pressure or other variables of liquids or gases, or for automatically controlling temperature (for example, pressure gauges, thermostats, level gauges, flow meters, heat meters, automatic oven-draught regulators), not being articles falling within heading No. 90.14: Pressure gauges
90.28 02	Electrical measuring, checking, analysing or automatically controlling instruments and apparatus: Ammeters, voltmeters and wattmeters
94.01 05	Chairs and other seats (other than those falling within heading No. 94.02), whether or not convertible into beds, and parts thereof: Of iron or steel
94.03 05	Other furniture and parts thereof: Of iron or steel
97.02	Dolls
97.03 02	Other toys; working models of a kind used for recreational purposes: Not specified
98.01 05	Buttons and button moulds, studs, cuff-links, and press-fasteners, including snap-fasteners and press-studs; blanks and parts of such articles: Other: Not specified
98.10 03	Mechanical lighters and similar lighters, including chemical and electrical lighters, and parts thereof, excluding flints and wicks: Gilt or silvered, or of rolled precious metals

FINANCIAL PROTOCOL
BETWEEN
THE EUROPEAN ECONOMIC COMMUNITY
AND
THE PORTUGUESE REPUBLIC

His Majesty the King of the Belgians, Her Majesty the Queen of Denmark, The President of the Federal Republic of Germany, The President of the French Republic, The President of Ireland, The President of the Italian Republic, *His Royal Highness the Grand Duke of Luxembourg*, Her Majesty the Queen of the Netherlands, Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland, and The Council of the European Communities, of the one part, and The President of the Portuguese Republic, of the other part,

Anxious to pursue the action initiated by the Community to make emergency *exceptional aid available to Portugal*, with a view to promoting the accelerated development of the Portuguese economy in the context of co-operation between the European Economic Community and Portugal,

Have designated as their Plenipotentiaries:

His Majesty the King of the Belgians:

Renaat van Elsende,
Minister for Foreign Affairs;

Her Majesty the Queen of Denmark:

Ivar Nørgaard,
Minister for External Economic Affairs;

The President of the Federal Republic of Germany:

Hans-Dietrich Genscher,
Federal Minister for Foreign Affairs;

The President of the French Republic:

Louis de Guiringaud,
Minister for Foreign Affairs;

The President of Ireland:

Garret Fitzgerald,
Minister for Foreign Affairs;

The President of the Italian Republic:

Arnaldo Forlani,
Minister for Foreign Affairs;

His Royal Highness the Grand Duke of Luxembourg:

Jean Dondelinger,
Ambassador Extraordinary and Plenipotentiary,
Permanent Representative to the European Communities;

Her Majesty the Queen of the Netherlands:

Max van der Stoel,
President of the Council,
Minister for Foreign Affairs;

Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland:

Anthony Crosland,
Secretary of State for Foreign and Commonwealth Affairs;

The Council of the European Communities:

Max van der Stoel,
President of the Council,
Minister for Foreign Affairs of the Kingdom of the Netherlands;
François-Xavier Ortoli,
President of the Commission of the European Communities;

The President of the Portuguese Republic:

Jose Medeiros Ferreira,
Minister for Foreign Affairs;

Who, having exchanged their full powers, found in good and due form,

Have agreed as follows:

ARTICLE 1

The Community shall participate, within the framework of financial co-operation, in the financing of projects designed to contribute to the economic and social development of Portugal.

ARTICLE 2

1. For the purposes specified in Article 1 and for a period of five years from the entry into force of this Protocol or from 1 January 1978, whichever is the later, an amount of up to 200 million European units of account (EUA) may be committed in the form of loans from the European Investment Bank, hereinafter called the " Bank ", accorded from its own resources on the terms set out in its Statute.

2. Of the loans referred to in paragraph 1, a maximum amount of 150 million EUA shall attract interest rate subsidies of 3% per annum, it being understood that the cost to the Community of financing such subsidies must not exceed 30 million EUA.

3. The following shall be eligible for financing: capital projects helping to increase productivity and to diversify the Portuguese economy, and promoting in particular the industrialization of the country and the modernization of its agriculture, that have been submitted to the Bank by the Portuguese State or, with the latter's agreement, by public or private undertakings having their seat or a place of business in Portugal.

4. (a) Examination of the eligibility of the projects and the granting of loans shall be undertaken in accordance with the detailed rules, conditions and procedures laid down by the Bank's Statute.
- (b) The conditions governing repayment of each loan shall be established on the basis of the economic and financial characteristics of the project to be financed.

5. Loans shall carry the same rate of interest as that applied by the Bank on the day of signature of the loan agreement. However, loans for the sectors defined below shall have priority claim to the interest rate subsidy of 3% per annum referred to in paragraph 2:

- loans to Portuguese development agencies for financing small and medium-sized businesses;
- economic infrastructure, including energy;
- agricultural development and the processing of agricultural and fishery products.

This definition of sectors may be amended by mutual agreement between the Community and Portugal.

ARTICLE 3

1. The amounts to be committed each year shall be distributed as evenly as possible throughout the period of application of this Protocol.

2. Any funds not committed by the end of the period of five years referred to in Article 2(1) may be used, until exhausted, in accordance with the same arrangements as provided for in this Protocol.

ARTICLE 4

Aid contributed by the Bank for the execution of projects may, with the agreement of Portugal, take the form of co-financing.

ARTICLE 5

The execution, management and maintenance of works that are the subject of financing under this Protocol shall be the responsibility of Portugal or the other beneficiaries referred to in Article 2.

The Bank shall ensure that its financial aid is expended in accordance with the agreed allocations and to the best economic advantage.

ARTICLE 6

1. Portugal shall apply to contracts awarded for the execution of projects financed by the Bank fiscal and customs arrangements at least as favourable as those applied in respect of other international organizations.

2. Portugal shall take the necessary measures to ensure that interest and all other payments due to the Bank in respect of loans granted under this Protocol are exempted from any national or local taxes or levies.

ARTICLE 7

Where a loan is accorded to a beneficiary other than the Portuguese State, the provision of a guarantee by the latter may be required by the Bank as a condition of the grant of the loan.

ARTICLE 8

Throughout the duration of the loans accorded pursuant to this Protocol, Portugal shall undertake to make available to debtors enjoying such loans or to guarantors of the loans the foreign currency necessary for the payment of interest and commission and the repayment of principal.

ARTICLE 9

The results of financial co-operation may be examined within the Joint Committee referred to in Article 32 of the Agreement between the European Economic Community and the Portuguese Republic.

ARTICLE 10

This Protocol forms an integral part of the Agreement between the European Economic Community and the Portuguese Republic, signed on 22 July 1972.⁽¹⁾

ARTICLE 11

This Protocol is drawn up in two copies in the Danish, Dutch, English, French, German, Italian and Portuguese languages, each of these texts being equally authentic.⁽²⁾

ARTICLE 12

1. This Protocol shall be subject to ratification, acceptance or approval in accordance with the Contracting Parties' own procedures; the Contracting Parties shall notify each other that the procedures necessary to this end have been completed.

2. This Protocol shall enter into force on the first day of the second month following the date on which the notifications provided for in paragraph 1 have been given.⁽³⁾

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Financial Protocol.

Done at Brussels on the twentieth day of September in the year one thousand nine hundred and seventy-six.

[Here follow the signatures]

⁽¹⁾ Miscellaneous No. 51 (1972), Cmnd. 5164.

⁽²⁾ For texts in Danish, Dutch, French, German and Italian see Official Journal of the European Communities No. L 274/2 of 29 September 1978, available through Agency Section, Her Majesty's Stationery Office, PO Box 569, London, SW1 9NY—Tel. 01-928 6977, ext. 410.

⁽³⁾ The Protocol entered into force on 1 November, 1978.

FINAL ACT

The Plenipotentiaries of His Majesty the King of the Belgians, Her Majesty the Queen of Denmark, The President of the Federal Republic of Germany, The President of the French Republic, The President of Ireland, The President of the Italian Republic, His Royal Highness the Grand Duke of Luxembourg, Her Majesty the Queen of the Netherlands, Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland and of the Council of the European Communities of the one part, and of the President of the Portuguese Republic of the other part,

meeting at Brussels this twentieth day of September in the year one thousand nine hundred and seventy-six for the purpose of signing the Additional Protocol to the Agreement between the European Economic Community and the Portuguese Republic and its Annexes and the Financial Protocol,

have, on signing these Protocols,

— adopted the Joint Declaration on the term “ Contracting Parties ”,

— taken note of the following Declarations:

1. Declaration by the European Economic Community on the European unit of account referred to in Article 2 of the Financial Protocol,
2. Declaration by the Representative of the Government of the Federal Republic of Germany on the application of the Additional Protocol and the Financial Protocol to Berlin,
3. Declaration by the Representative of the Government of the Federal Republic of Germany on the definition of German nationality,

— and taken note of the following Exchanges of Letters as regards the Additional Protocol:

1. Exchange of Letters on Article 3 of the Additional Protocol,
2. Exchange of Letters on Article 6 of the Additional Protocol,
3. Exchange of Letters on Portuguese labour employed in the Community,
4. Exchange of Letters on industrial and technological co-operation.

The Declaration and Exchanges of Letters listed above are annexed to this Final Act.

The Plenipotentiaries have agreed that these Declarations and Exchanges of Letters shall be subjected, in the same manner as the Protocols, to any procedures that may be necessary to ensure their validity.

Done at Brussels on the twentieth day of September in the year one thousand nine hundred and seventy-six.

[Here follow the signatures]

Joint Declaration on the term " Contracting Parties "

The Contracting Parties agree to interpret the Additional Protocol and the Financial Protocol to the effect that the expression " Contracting Parties " appearing therein means on the one hand the Community and the Member States, or either the Community or the Member States alone, and on the other hand the Portuguese Republic. The meaning to be attributed to this expression in each case is to be deduced from the corresponding provisions of the Treaty establishing the European Economic Community.⁽³⁾

Declaration by the European Economic Community on the European unit of account referred to in Article 2 of the Financial Protocol

1. The European unit of account used to express the amounts specified in Article 2 of the Financial Protocol is defined as the sum of the following amounts in the currencies of the Member States of the European Economic Community:

German mark	...	...	...	...	...	0.828
Pound sterling	...	...	...	...	...	0.0885
French franc	...	...	...	...	...	1.15
Italian lira	...	...	...	...	...	109
Dutch guilder	...	...	...	...	...	0.286
Belgian franc	...	...	...	...	...	3.66
Luxembourg franc	...	...	...	...	...	0.14
Danish krone	...	...	...	...	...	0.217
Irish pound	...	...	...	...	...	0.00759

2. The value of the European unit of account in any given currency is equal to the sum of the equivalent in that currency of the amounts of currency referred to in paragraph 1. It is calculated by the Commission, using daily market exchange rates.

The daily values of the European unit of account in the various national currencies are published in the Official Journal of the European Communities.

Declaration by the Representative of the Government of the Federal Republic of Germany on the application of the Additional Protocol and the Financial Protocol to Berlin

The Additional Protocol and the Financial Protocol shall equally apply to Land Berlin unless, within a period of three months from the entry into force of the said Protocols, the Government of the Federal Republic of Germany has made a declaration to the contrary to the other Contracting Party.

⁽³⁾ Treaty Series No. 1 (1973)—Part II, Cmnd. 5179—II, as amended by Treaty Series No. 1 (1973)—Part I, Cmnd. 5179—I, Treaty Series No. 43 (1973), Cmnd. 5277, and Treaty Series No. 63 (1975), Cmnd. 6013. A consolidated text of the Treaty in force on 1 January 1973 is also published by Her Majesty's Stationery Office (SBN 11 590122 1).

**Declaration by the Representative of the Government
of the Federal Republic of Germany
on the definition of German nationality**

Every German person, within the meaning of the basic constitutional Law applying in the Federal Republic of Germany, is considered as a national of the Federal Republic of Germany.

**EXCHANGE OF LETTERS ON ARTICLE 3
OF THE ADDITIONAL PROTOCOL**

No. 1

*The Head of the Community Delegation to the
Head of the Portuguese Delegation*

Brussels

20 September 1976

Sir,

During the negotiations which have resulted in the conclusion of an Additional Protocol to the Agreement between the European Economic Community and the Portuguese Republic, the volumes of the ceilings for textile products and clothing for 1976 were fixed at the levels set out in Article 3 of the Additional Protocol. In addition, Portugal will take the necessary measures so that its exports of the following products to the United Kingdom in 1976 do not exceed the following levels:

Common Customs Tariff heading No.	Description	Amount in tonnes
55.05	Cotton yarn, not put up for retail sale	5,450
56.07	Woven fabrics of man-made fibres (discontinuous or waste)	3,164
60.05	Outer garments and other articles, knitted or crocheted, not elastic nor rubberized	1,221
61.01	Men's and boys' outer garments	2,500
61.02	Women's, girls' and infants' outer garments	625
61.03	Men's and boys' under garments, including collars, shirt fronts and cuffs	900
61.04	Women's, girls' and infants' under garments	212
62.02	Bed linen, table linen, toilet linen and kitchen linen; curtains and other furnishing articles	8,500

I should be grateful if you would indicate the agreement of your Government to the foregoing.

Please accept, Sir, the assurance of my highest consideration.

[Signature]
Head of the
Community Delegation

No. 2

*The Head of the Portuguese Delegation to the
Head of the Community Delegation*

*Brussels
20 September 1976*

Sir,

In your letter of today's date you inform me as follows:

[As in No. 1]

I have the honour to indicate the agreement of my Government to the foregoing.

Please accept, Sir, the assurance of my highest consideration.

[Signature]
Head of the
Portuguese Delegation

**EXCHANGE OF LETTERS ON ARTICLE 6
OF THE ADDITIONAL PROTOCOL**

No. 1

*The Head of the Community Delegation to the
Head of the Portuguese Delegation*

*Brussels
20 September 1976*

Sir,

The provisions of Article 6 of the Additional Protocol will not be applicable until the first day of the month following the date on which Portugal has notified the Community of the completion of the procedures necessary to ensure that the Community, as a result of the application of the provisions in question, is not treated less favourably than third countries.

Portugal will notify the Community of the basic duty rate for each of the products referred to in the said Article and the date from which the new duties will be applicable. In addition, Portugal will convert specific duties into ad valorem duties.

I should be grateful if you would indicate the agreement of your Government to the foregoing.

Please accept, Sir, the assurance of my highest consideration.

[Signature]
Head of the
Community Delegation

No. 2

*The Head of the Portuguese Delegation to the
Head of the Community Delegation*

Brussels

20 September 1976

Sir,

In your letter of today's date you inform me as follows:

[As in No. 1]

I have the honour to indicate the agreement of my Government to the foregoing.

Please accept, Sir, the assurance of my highest consideration.

[Signature]
Head of the
Portuguese Delegation

**EXCHANGE OF LETTERS
ON PORTUGUESE LABOUR EMPLOYED IN THE COMMUNITY**

No. 1

*The Head of the Community Delegation to the
Head of the Portuguese Delegation*

Brussels

20 September 1976

Sir,

I have the honour to inform you, on behalf of the Member States of the European Economic Community that the latter are ready to hold exchanges of views, in the context of talks to be arranged for that purpose, on Portuguese labour employed in the Community.

The purpose of these exchanges of views would be to examine the possibilities of making progress towards the attainment of equality of treatment for Community and Portuguese workers and the members of their families in respect of living and working conditions, having regard to the Community provisions in force.

Such exchanges of views, which would not be concerned with matters covered by the Additional Protocol, would deal in particular with social and cultural questions.

I should be grateful if you would acknowledge receipt of this letter.

Please accept, Sir, the assurance of my highest consideration.

[Signature]

Head of the
Community Delegation

No. 2

*The Head of the Portuguese Delegation to the
Head of the Community Delegation*

Brussels

20 September 1976

Sir,

In your letter of today's date you inform me as follows:

[As in No. 1]

I have the honour to acknowledge receipt of your letter.

Please accept, Sir, the assurance of my highest consideration.

[Signature]

Head of the
Portuguese Delegation

**EXCHANGE OF LETTERS ON INDUSTRIAL
AND TECHNOLOGICAL CO-OPERATION**

No. 1

*The Head of the Community Delegation to the
Head of the Portuguese Delegation*

Brussels

20 September 1976

Sir,

During the negotiations which have resulted in the conclusion of an Additional Protocol between the European Economic Community and the Portuguese Republic, it was agreed to make provision in Title III of that Protocol for industrial, technological and financial co-operation.

Industrial and technological co-operation is concerned, in particular, with the mutual exchange of economic and financial information, the development of infrastructures, the marketing of export products, co-operation between industries in the Community and Portugal and access for Portugal to technological know-how adapted to its specific needs. This list is indicative and in no sense excludes other fields of application which might be defined subsequently, since the Parties to the Agreement do not wish to prejudice the possibility of further development.

The Contracting Parties have agreed to facilitate the proper performance of co-operation and investment contracts which are of interest to both Parties and come within the framework of the Additional Protocol.

It was also pointed out during the negotiations that the promotion of the various forms of co-operation depends in the first instance on the participation of business firms on both sides, and such participation will be correspondingly more active where investments—which it has been agreed to encourage—are well received and afforded satisfactory protection.

A working party of the Joint Committee will be responsible for ensuring that the provisions of the Additional Protocol as regards industrial and technological co-operation and of this exchange of letters are implemented.

I should be grateful if you would indicate the agreement of your Government to the foregoing.

Please accept, Sir, the assurance of my highest consideration.

[Signature]
Head of the
Community Delegation

No. 2

*The Head of the Portuguese Delegation to the
Head of the Community Delegation*

Brussels

20 September 1976

Sir,

In your letter of today's date you inform me as follows:

[As in No. 1]

I have the honour to indicate the agreement of my Government to the foregoing.

Please accept, Sir, the assurance of my highest consideration.

[Signature]

Head of the
Portuguese Delegation