

**EUROPEAN  
COMMUNITIES**



Treaty Series No. 95 (1979)

## Decision

of the Representatives of the Governments of  
the Member States of the European Coal and  
Steel Community, meeting within the Council,  
opening tariff preferences for certain  
steel products originating in developing countries

Brussels, 29 December 1978

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

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**DECISION<sup>(1)</sup>**  
**OF THE REPRESENTATIVES OF THE GOVERNMENTS OF**  
**THE MEMBER STATES OF THE EUROPEAN COAL AND**  
**STEEL COMMUNITY, MEETING WITHIN THE COUNCIL,**  
**OPENING TARIFF PREFERENCES FOR CERTAIN STEEL**  
**PRODUCTS ORIGINATING IN DEVELOPING COUNTRIES**

The Representatives of the Governments of the Member States of The European Coal and Steel Community, meeting within the Council,

In agreement with the Commission,

Have decided as follows:

**ARTICLE 1**

1. From 1 January to 31 December 1979, the duties applicable in the Community to the imports of the products listed in Annex A shall be completely suspended, subject to the provisions of Article 2.

2. This suspension shall be enjoyed solely by products originating in the countries and territories listed in Annex B. For the purposes of the application of this Decision the concept of originating products shall be determined in accordance with the procedure laid down in Article 14 of Council Regulations (EEC) No. 802/68 of 27 June 1968 on the common definition of the concept of the origin of goods.<sup>(2)</sup>

3. Subject to Article 2, this suspension shall be granted generally up to the limit of a ceiling equal to the amount obtained, in respect of each category of products, by adding together, in European units of account, the value for 1971 of c.i.f. imports of the products concerned to the Community from the countries and territories enjoying these arrangements, excluding those already enjoying various preferential tariff arrangements granted by the nine Member States of the Community, and 5% of the value of c.i.f. imports in 1974 from other countries and from the countries and territories already enjoying such arrangements. For the particular purpose of the abovementioned calculations, all statistical data are to be considered as being expressed in European units of account of the Common Customs tariff.

Imports already enjoying exemption from customs duties under such arrangements shall not be charged against the aforementioned ceiling.

4. Subject to Article 2, within each ceiling thus calculated, charges of products originating in any one of the countries or territories listed in Annex B should not exceed a maximum amount equivalent to 50% of this ceiling, except for the specific cases indicated in Annex A.

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<sup>(1)</sup> For texts in Danish, Dutch, French, German and Italian see Official Journal of the European Communities No. L375 of 30 December 1978, available through Agency Section, Her Majesty's Stationery Office, PO Box 569, London SE1 9NY—Tel. 01-928 6977, ext. 410.

<sup>(2)</sup> Official Journal No. L148 of 28 June 1968, p. 1.

5. Any amendment to Annex B, in particular by the addition of new countries or territories enjoying tariff preferences, may entail a corresponding adjustment to the ceilings and maximum amounts referred to in paragraphs 3 and 4.

## ARTICLE 2

1. As soon as the ceilings calculated in accordance with the provisions of Article 1(3) which are laid down for Community imports of products originating in all of the countries and territories referred to in Article 1(2) are reached at Community level, the Member States may at any time, at the request of any one of them or of the Commission and in respect of the whole of the Community, re-introduce the levying of the corresponding duties on imports of the products in question from all the countries and territories concerned until the end of the period referred to in Article 1(1).

2. As soon as the maximum amounts calculated in accordance with the provisions of Article 1(4) which are laid down for the Community imports of products originating in each of the countries and territories referred to in Article 1(2) and (3) are reached for any one of these countries or territories at Community level, the Member States may at any time, at the request of any of them or of the Commission and in respect of the whole of the Community, re-introduce the levying of the corresponding duties on imports of the products in question from the country or territory concerned until the end of the period referred to in Article 1(1).

3. Within the framework of the foregoing provisions, the Commission shall coordinate the procedures for re-introducing normal customs duties, in particular, by notifying the date common to the whole of the Community and directly applicable in each Member State. This notification shall be published in the Official Journal of the European Communities.

4. However, paragraphs 1, 2 and 3 shall not apply to the imports in question originating in the countries listed in Annex C.

## ARTICLE 3

1. Imports of the said goods shall be charged against the ceilings and maximum amounts as and when they are entered for home use, on the basis of the customs value of the said goods, and are accompanied by a certificate of origin in accordance with the rules referred to in Article 1(2).

2. Goods may be charged against a ceiling or maximum amount only if the certificate of origin mentioned in paragraph 1 is presented before the date on which the levying of duties is re-introduced.

3. The extent to which ceilings and maximum amounts have been used up shall be recorded at Community level on the basis of imports charged in the manner laid down in paragraphs 1 and 2.

**ARTICLE 4**

Member States, in close cooperation with the Commission, shall take all necessary measures to ensure that the above provisions are applied.

**ARTICLE 5**

Member States shall inform the Commission periodically of imports of the products in question charged against the ceilings and maximum amounts laid down in Article 1(3) and (4).

**ARTICLE 6**

The Member States shall take all measures necessary for the implementation of this Decision.

Done at Brussels, 29 December 1978.

The President  
H. D. GENSCHER

**ANNEX A**

**List of products in respect of which the Common Customs Tariff duties are completely suspended under the generalized tariff preferences granted to developing countries and territories**

CCT heading No.	Description
73.07 <sup>(1)</sup>	Blooms, billets, slabs and sheet bars (including tinplate bars), of iron or steel; pieces roughly shaped by forging, of iron or steel: A. Blooms and billets: I. Rolled B. Slabs and sheet bars (including tinplate bars): I. Rolled
73.09	Universal plates of iron or steel
73.11 <sup>(2)(3)</sup>	Angles, shapes and sections, of iron or steel, hot-rolled, forged, extruded, cold-formed or cold-finished, sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements: A. Angles, shapes and sections: I. Not further worked than hot-rolled or extruded IV. Clad or surface-worked (for example, polished, coated): (a) Not further worked than clad: 1. Hot-rolled or extruded B. Sheet piling
73.12	Hoop and strip, of iron or steel, hot-rolled or cold-rolled: A. Not further worked than hot-rolled B. Not further worked than cold-rolled: I. In coils for the manufacture of tinplate C. Clad, coated or otherwise surface-treated: III. Tinned: (a) Tinplate V. Other (for example, copper-plated, artificially oxidized, lacquered, nickel-plated, varnished, clad, parkerized, printed): (a) Not further worked than clad: 1. Hot-rolled
73.15 <sup>(4)</sup>	Alloy steel and high carbon steel in the forms mentioned in heading Nos. 73.06 to 73.14: A. High carbon steel: I. Ingots, blooms, billets, slabs and sheet bars: (b) Other: 2. Blooms, billets, slabs and sheet bars III. Coils for re-rolling IV. Universal plates V. Bars and rods (including wire-rod) and hollow mining drill steel; angles, shapes and sections: (b) Not further worked than hot-rolled or extruded (d) Clad or surface-worked (for example, polished, coated): 1. Not further worked than clad: (aa) Hot-rolled or extruded

<sup>(1)</sup> For products covered by heading No. 73.07, the ceiling referred to in Article 1 (3) has been lowered to 6,899,000 EUA.

<sup>(2)</sup> For products covered by heading No. 73.11 and with respect to Yugoslavia, the maximum amount referred to in Article 1 (4) has been lowered to 594,150 EUA.

<sup>(3)</sup> For products covered by heading No. 73.11, the ceiling referred to in Article 1 (3) has been lowered to 3,961,000 EUA.

<sup>(4)</sup> For products covered by heading No. 73.15, the ceiling referred to in Article 1 (3) has been lowered to 12,224,000 EUA.

CCT heading No.	Description
73.15 (cont'd.)	<p>VI. Hoop and strip:  (a) Not further worked than hot-rolled  (c) Clad, coated or otherwise surface-treated:  1. Not further worked than clad:  (aa) Hot-rolled</p> <p>VII. Sheet and plates:  (a) Not further worked than hot-rolled  (b) Not further worked than cold-rolled, of a thickness of:  2. Less than 3 mm  (c) Polished, clad, coated or otherwise surface-treated  (d) Otherwise shaped or worked:  1. Cut into shapes other than rectangular shapes, but not further worked</p> <p>B. Alloy steel:  I. Ingots, blooms, billets, slabs and sheet bars:  (b) Other:  2. Blooms, billets, slabs and sheet bars</p> <p>III. Coils for re-rolling</p> <p>IV. Universal plates</p> <p>V. Bars and rods (including wire rod) and hollow mining drill steel; angles, shapes and sections:  (b) Not further worked than hot-rolled or extruded  (d) Clad or surface-worked (for example, polished, coated):  1. Not further worked than clad:  (aa) Hot-rolled or extruded</p> <p>VI. Hoop and strip:  (a) Not further worked than hot-rolled  (c) Clad, coated or otherwise surface-treated:  1. Not further worked than clad:  (aa) Hot-rolled</p> <p>VII. Sheets and plates:  (a) 'Electrical' sheets and plates  (b) Other sheets and plates:  1. Not further worked than hot-rolled  2. Not further worked than cold-rolled, of a thickness of:  (bb) less than 3 mm  3. Polished, clad, coated or otherwise surface-treated  4. Otherwise shaped or worked:  (aa) Cut into shapes other than rectangular shapes, but not further worked</p>
73.16	<p>Railway and tramway track construction material of iron or steel, the following: rails, check-rails, switch blades, crossings (or frogs), crossing pieces, point rods, rack rails, sleepers, fish-plates, chairs, chair-wedges, sole plates (base plates), rail clips, bedplates, ties, and other material specialized for joining or fixing rails:</p> <p>A. Rails:  II. Other</p> <p>B. Check-rails</p> <p>C. Sleepers</p> <p>D. Fish-plates and sole plates:  I. Rolled</p>

ANNEX B

List of developing countries and territories enjoying  
generalized tariff preferences<sup>(1)</sup>

I. INDEPENDENT COUNTRIES

660	Afghanistan <sup>(2)</sup>	500	Ecuador	268	Liberia
208	Algeria	220	Egypt	216	Libya
330	Angola	428	El Salvador	370	Madagascar
528	Argentina	310	Equatorial Guinea	386	Malawi <sup>(2)</sup>
453	Bahamas			701	Malaysia
640	Bahrain	334	Ethiopia <sup>(2)</sup>	667	Maldives Islands <sup>(2)</sup>
666	Bangladesh <sup>(2)</sup>	815	Fiji	232	Mali <sup>(2)</sup>
469	Barbados	314	Gabon	228	Mauritania
284	Benin <sup>(2)</sup>	252	Gambia <sup>(2)</sup>	373	Mauritius
675	Bhutan <sup>(2)</sup>	276	Ghana	412	Mexico
516	Bolivia	473	Grenada	204	Morocco
391	Botswana <sup>(2)</sup>	416	Guatemala	366	Mozambique
508	Brazil	260	Guinea <sup>(2)</sup>	803	Nauru
676	Burma	257	Guinea Bissau	672	Nepal <sup>(2)</sup>
328	Burundi <sup>(2)</sup>	488	Guyana	432	Nicaragua
302	Cameroon	452	Haiti <sup>(2)</sup>	240	Niger <sup>(2)</sup>
247	Cape Verde Islands	424	Honduras	288	Nigeria
306	Central African Empire <sup>(2)</sup>	664	India	649	Oman
244	Chad <sup>(2)</sup>	700	Indonesia	662	Pakistan
512	Chile	616	Iran	440	Panama
480	Colombia	612	Iraq	801	Papua New Guinea
375	Comoros	272	Ivory Coast	520	Paraguay
318	Congo, People's Republic of	464	Jamaica	504	Peru
436	Costa Rica	628	Jordan	708	Philippines
448	Cuba	696	Kampuchea	644	Qatar
600	Cyprus	346	Kenya	324	Rwanda <sup>(2)</sup>
338	Djibouti	728	Korea, Republic of	819	Samoa <sup>(2)</sup>
456	Dominican Republic	636	Kuwait	311	Sao Tome and Principe
		684	Laos <sup>(2)</sup>	632	Saudi Arabia
		604	Lebanon		
		395	Lesotho <sup>(2)</sup>		

<sup>(1)</sup> The code number preceding the name of each beneficiary country or territory is that given in 'Geonomenclature 1979' (Regulation (EEC) No. 2843/78—OJ No. L339, 5.12.1978, p. 5).

<sup>(2)</sup> This country is also included in Annex C.

248	Senegal	352	Tanzania <sup>(3)</sup>	524	Uruguay
355	Seychelles and Dependencies	680	Thailand	484	Venezuela
264	Sierra Leone	280	Togo	690	Vietnam
706	Singapore	817	Tonga	652	Yemen <sup>(3)</sup>
812	Solomon Islands	472	Trinidad and Tobago	656	Yemen, Democratic <sup>(3)</sup>
342	Somalia <sup>(3)</sup>	212	Tunisia	048	Yugoslavia
669	Sri Lanka	812	Tuvalu	322	Zaire
224	Sudan <sup>(3)</sup>	350	Uganda <sup>(3)</sup>	378	Zambia
492	Surinam	647	United Arab Emirates		
393	Swaziland	236	Upper Volta <sup>(3)</sup>		
608	Syria				

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(3) This country is also included in Annex C.



## II. COUNTRIES AND TERRITORIES

*dependent or administered, or for whose external relations Member States of the Community or third countries are wholly or partly responsible*

- 421 Belize
- 413 Bermuda
- 357 British Indian Ocean Territory
- 812 British Pacific Ocean
- 703 Brunei
- 463 Cayman Islands and Dependencies
- 802 Australian Oceania (Christmas Island, Cocos (Keeling) Islands, Heard Island and McDonald Islands, Norfolk Island)
- 529 Falkland Islands and Dependencies
- 822 French Polynesia
- 890 Polar Regions (French Southern and Antarctic Territories, Australian Antarctic Territories, British Antarctic Territories)
- 044 Gibraltar
- 740 Hong Kong
- 743 Macao
- 377 Mayotte
- 476 Netherlands Antilles
- 809 New Caledonia and Dependencies
- 808 American Oceania<sup>(1)</sup>
- 329 St. Helena and Dependencies
- 814 New Zealand Oceania (Cook Islands, Niue Island, Tokelau Islands)
- 454 Turks and Caicos Islands
- 457 Virgin Islands of the United States
- 811 Wallis and Futuna Islands
- 471 West Indies

*Note*: The above lists may be amended subsequently to take account of changes in the international status of countries or territories.

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<sup>(1)</sup> American Oceania includes: Guam, American Samoa (including Swain's Island), Midway Islands, Johnston and Sand Islands, Wake Island and the Trust Territory of the Pacific Islands (the Caroline, Marianas and Marshall Islands).

## ANNEX C

### List of least developed developing countries

660	Afghanistan	386	Malawi
666	Bangladesh	667	Maldivé Islands
284	Benin	232	Mali
675	Bhutan	672	Nepal
391	Botswana	240	Niger
328	Burundi	324	Rwanda
306	Central African Empire	819	Samoa
244	Chad	342	Somalia
334	Ethiopia	224	Sudan
252	Gambia	352	Tanzania
260	Guinea	350	Uganda
452	Haiti	236	Upper Volta
684	Laos	652	Yemen
395	Lesotho	656	Yemen, Democratic

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