

COMMISSION OF THE EUROPEAN COMMUNITIES

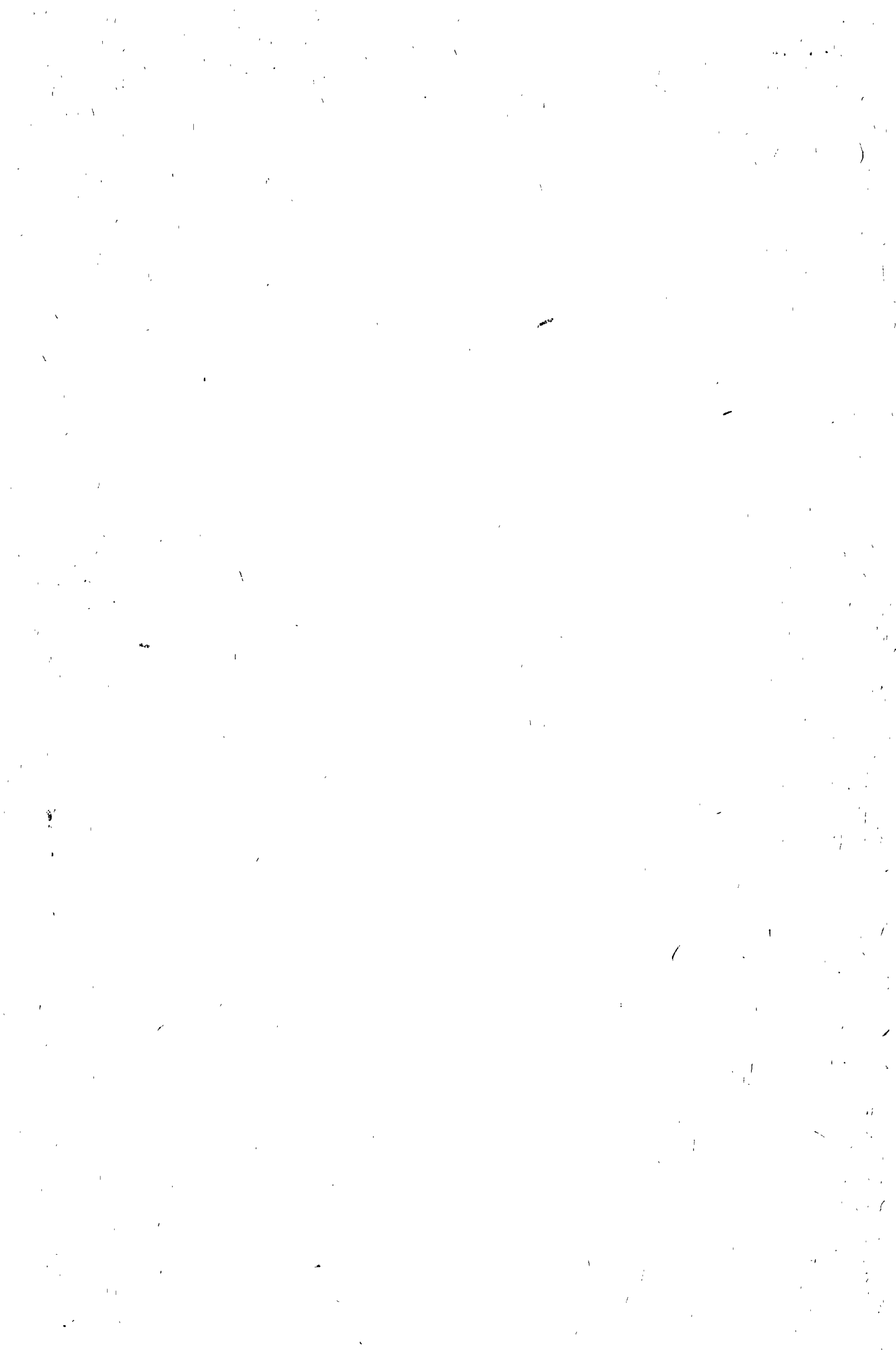
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Brussels, 8 October 1976.

COMMISSION COMMUNICATION TO THE COUNCIL

ON THE ACCESSION OF THREE FORMER OCT TO THE ACP-EEC
CONVENTION OF LOME AND PROPOSALS FOR CERTAIN LEGAL
ACTS RELATING THERETO

COM(76) 541 final.



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COMMISSION COMMUNICATION TO THE COUNCIL ON THE
ACCESSION OF THREE FORMER OCT TO THE ACP-EEC
CONVENTION ON LOMÉ AND PROPOSALS FOR CERTAIN LEGAL
ACTS RELATING THERETO

1. On 14 July the ACP-EEC Council of Ministers approved, in accordance with Article 89 of the ACP-EEC Convention of Lomé, the accession of

the Republic of Surinam (Decision No.4/76);
the Republic of Seychelles (Decision No.5/76);
the Comoro State (Decision No.6/76)

These Decisions entered into force on 16 July.

By depositing with the General Secretariat of the Council instruments of accession, the Republic of Surinam, the Republic of Seychelles and the Comoro State acceded to the Convention respectively on 16 July, 27 August and 13 September 1976.

The Commission considers it essential that the notice of these accessions be published in the "J." series of the Official Journal (see Annex I).

2. TRANSFER OF EDF RESOURCES

Article 1(4) of the Internal Agreement on the financing and administration of Community aid of 11 July 1975 reads as follows¹:

"Where a country or territory which has become independent accedes to the Convention, the amounts indicated in paragraph 3(b) above shall be reduced and those indicated in paragraph 3(a) above correspondingly increased by a decision taken by the Council acting unanimously on a proposal from the Commission."

¹ Contrast Article 1(5): "In this case, the country concerned will continue to be eligible for the funds provided for in paragraph 3(c), subject to the management of the Convention."

The Commission therefore proposes that the Council adopt a decision to this effect (Annex II).

The figures proposed by the Commission have been worked out on the basis of an equitable distribution among the countries and territories of the total amount of Community aid allocated to each area. The total for the three States amounts to 31.9 million units of account. This amount comprises 25.3 million units of account in grants and 6.6 million units of account in special loans. Furthermore, after consultation with the European Investment Bank, it is proposed that 1 million units of account of risk capital be equally transferred.

The share earmarked for the "reserve" has not been distributed or allocated since this category does not exist in the case of the ACP.

3. As regards Stabex, it is suggested that a declaration should be recorded in the Minutes of the Council calling attention to the provision of Article 1, paragraph 5 of the Internal Agreement (Annex III BIS).
4. This communication does not concern the ordinary loan on the resources of the European Investment Bank, a proposition to this effect falling within its competence.
5. ADJUSTMENT OF THE TEXTS CONCERNING THE OCT

(a) Article 56, the Decision of 29 June 1976 provides that:

"If a country or territory becomes independent, the Council, acting unanimously on a proposal from the Commission, shall decide on any necessary adjustments to this Decision, in particular to the amounts specified in Article 30."

Apart from the adjustment to Article 30 of the above Decision on the basis of the transfer to be carried out in the Internal Agreement (see point 2 above), the names of the three new ACP States are to be deleted from

the list of the OCT in Annex I to the Decision;

Article 22 (5) of the Decision;

Article 26 of the Decision;

Article 2 of Annex IV to the Decision.

The Commission therefore proposes that the Council adopt a decision to this effect (Annex III).

(b) A list of the OCT also appears in:

- (i) Annex I to Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories;
- (ii) the Annex to the Council Decision of 9 February 1976 on import arrangements for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community.

The Commission therefore:

proposes that the said Regulation be amended (Annex IV), and recommends that the said Decision be amended (Annex V).

6. TARIFF QUOTA FOR RUM

As a result of their accession to the Convention, the new States will automatically benefit under Protocol No 7 of the Convention on rum and as ACP States under Council Regulation (EEC) No 1464/76 of 21 June 1976 on the opening, allocation and administration of a Community tariff quota for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the ACP States (1976/77). At the same time, they will cease to benefit under Council Regulation No 1465/76, which regulated the importation of rum from the OCT¹.

Since the Republic of Surinam is currently the only rum exporter among the three new ACP States, the Commission proposes to take account of this fact for the purposes of the application of Regulations Nos 1464/76 and 1465/76

¹ Once these countries are deleted from the list in the Annex to the Council Decision of 9 February 1976 (see point 3(b) above), they can no longer benefit under Council Regulation (EEC) No 1465/76 of 21 June 1976 on the opening, allocation and administration of a Community tariff quota for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community (1976/77).

by increasing the volume of the tariff quota in the one case and reducing it in the other and by adapting, in the light of the trade flows recorded, the quota shares allocated to the Member States within these two tariff quotas. (See Annex VI and attachment.)

7. SUGAR

The Republic of Surinam is the only sugar exporter among the three new ACP States.

Before accession, Surinam had already received as an OCT treatment identical to that provided for in Protocol No 3 as a result of the special arrangements provided for in the Declaration by the Community concerning sugar originating in Belize, St. Kitts-Nevis-Anguilla and Surinam (Annex XXI to the Final Act of the Convention)¹ and implemented by the Council Decision of 25 February 1975 on imports of cane sugar originating in the overseas countries and territories, as supplemented by the Council Decision of 26 March 1975. These arrangements are incorporated in Annex IV to the Council Decision of 29 June 1976.

Consequently, the accession of the Republic of Surinam to the Lomé Convention entails its automatic accession to Protocol No.3 on ACP sugar, under the conditions resulting from the application to its exports of the special arrangements for OCT sugar for 1975/76.

8. ECSC AGREEMENT

The Agreement (with the ACP States) on products within the province of the European Coal and Steel Community of 28 February 1975 does not provide for any accession procedure. It therefore follows that accession can take place only by means of an agreement between all the contracting parties to the 1975 Agreement. It would furthermore be possible to envisage agreements with the same content between the Member States of the ECSC and each of the three new ACP States. Once these States are deleted from the list in Annex I to the Council Decision of 29 June 1976 (see point 3(a) above) they can no longer benefit under the Decision of the representatives

¹ Once Surinam is deleted from Article 2 of Annex IV to the Council Decision of 29 June 1976, the arrangements laid down in that Annex will no longer apply to it.

of the Governments of the Member States of the European Coal and Steel Community, meeting within the Council of 20 January 1976, on the opening of tariff preferences for products within the province of that Community originating in the overseas countries and territories associated with the Community¹.

Since this Agreement has no real economic significance for the three new States in question, which have no coal or steel industry, and given that the Agreement is only in force for five years, that is until 1980, and in view of the time that would be needed for the Member States to ratify any supplementary Agreement, it does not seem necessary to propose any action on this point.

10. DECISIONS TO BE TAKEN BY THE ACP-EEC COUNCIL OF MINISTERS

(a) Article 48(3) of the Convention provides that:

"The list of ACP States in paragraph 2 may be amended by decision of the Council of Ministers:

where a third State in a comparable economic situation accedes to this Convention;

....."

This list is also applicable in connection with the stabilization of export earnings system provided for in the Convention (Article 21(5)). The Comoros and the Seychelles are referred to by the corresponding provision of the Council Decision of 29 June 1976 (Article 23(5)), which clearly indicates that the EEC counts these countries as being among the least developed as a result of the problems caused by their geographical position as archipelagos, their income level and their dependence on a small range of exports and on structural food imports. The Commission therefore recommends to the Council that the Community

¹ See the first paragraph of Article 1:
"The duties applicable in the Community to imports of products within the province of the European Coal and Steel Community originating in the countries and territories listed in Annex I to Decision 76/568/EEC, the charges having an effect equivalent to such duties and the collection of such duties and charges shall be suspended; however, the treatment applied to these products shall not be more favourable than that applied by the Member States among themselves."

adopt a favourable position in the ACP-EEC Council of Ministers on the inclusion of these two new ACP States in the list in Article 48 (draft decision: Annex VII).

(b) The list in Article 24 of the Convention contains the landlocked or island ACP States in addition to the ACP States listed in Article 48. Being island States¹, the Comoro State and the Republic of Seychelles therefore benefit automatically from the special advantages of Articles 17, paragraph 1 and 2, and 19, paragraph 2.

(c) Article 17, paragraph 4 of the Convention reads as follows:

"For certain special cases the system shall apply to exports of the products in question irrespective of destination."

To the Minutes of the Negotiations for the ACP-EEC Convention of Lomé was annexed the

"Joint Declaration on Article 17 (4)."

- (a) For the moment the special cases referred to are Burundi, Ethiopia, Guinea-Bissau, Rwanda and Swaziland;
- (b) It can be decided by mutual agreement to make any changes in the above list of countries."

As regards the corresponding provision for the OCT, a Declaration on Article 18, paragraph 4 was written into the Minutes of the Council:

- 1. For the moment the special cases referred to are the Solomon Islands, the Seychelles and Tuvalu.
- 2. It may be decided to amend the above list of countries.

The Commission recommends to the Council that the Community adopt a favourable position in the ACP-EEC Council of Ministers on the inclusion of the Republic of Seychelles in the States benefiting under Article 17, paragraph 1 (draft declaration: Annex VIII);

¹ Article 26 of the Council Decision of 29 June 1976 (corresponding provision) refers to these two countries.

The Council will find enclosed the following proposals and recommendations:

proposal for a Council Decision adjusting the amounts made available to the European Development Fund (1975) for the ACP States on the one hand and the countries and territories and the French overseas departments on the other hand (Annex II);

proposal for a Council Decision adapting the Decision of 29 June 1976 on the association of the overseas countries and territories with the European Economic Community (Annex III);

proposal for a Council Regulation amending Regulation No 706/76 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories as regards the list of the countries and territories in question (Annex IV);

proposal for a Council Regulation amending Regulations Nos 1464/76 and 1465/76 on the opening, allocation and administration of Community tariff quotas for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the ACP States and in the overseas countries and territories associated with the European Economic Community (1976/77) (Annex VI);

recommendation for a Council Decision amending Decision 76/198/EEC on import arrangements for rum, arrack and tafia falling within subheading 22.09 CI of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community as regards the list of the countries and territories in question (Annex V);

draft Decision of the ACP-EEC Council of Ministers amending the lists in Articles 24 and 48, paragraph 2 of the Convention (Annex VII);

draft Declaration of the ACP-EEC Council of Ministers on Article 17, paragraph 1 of the Convention (Annex VIII).

ACCESSION OF THE REPUBLIC OF SURINAM, THE
REPUBLIC OF SEYCHELLES AND THE COMORO STATE
TO THE ACP-EEC CONVENTION OF LOMÉ

- The Republic of Surinam, in accordance with Article 89 of the ACP-EEC Convention of Lomé¹, acceded to the Convention on 16 July 1976 by depositing its instrument of accession.

Consequently, with effect from this date, any mention of the "ACP States" in the Acts of the Institutions of the Community also applies to the Republic of Surinam.

- The Republic of Seychelles, in accordance with Article 89 of the ACP-EEC Convention of Lomé¹, acceded to the Convention on 27 August 1976 by depositing its instrument of accession.

Consequently, with effect from this date, any mention of the "ACP States" in the Acts of the Institutions of the Community also applies to the Republic of Seychelles.

- The Comoro State, in accordance with Article 89 of the ACP-EEC Convention of Lomé¹, acceded to the Convention on 13 September 1976 by depositing its instrument of accession.

Consequently, with effect from this date, any mention of the "ACP States" in the Acts of the Institutions of the Community also applies to the Comoro State.

¹ O.J. No.L 28, 30 January 1976, n.2

PROPOSAL FOR A COUNCIL DECISION OF
ADJUSTING THE AMOUNTS MADE AVAILABLE TO THE
EUROPEAN DEVELOPMENT FUND (1975) FOR THE ACP
STATES AND FOR THE COUNTRIES AND
TERRITORIES AND THE FRENCH OVERSEAS DEPARTMENTS

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
Having regard to the Internal Agreement on the financing and administration
of Community aid¹ signed in Brussels on 11 July 1975, hereinafter called
the "Internal Agreement", and in particular Article 1 (4) thereof,

Having regard to the proposal from the Commission,

Whereas Surinam, Seychelles and the Comoros, which have become independent
and appear in Annex I to the Council Decision of 29 June 1976 on the
association of the overseas countries and territories with the
European Economic Community², acceded to the ACP-EEC Convention of Lomé³
on 16 July, 27 August and 13 September 1976 respectively,

Whereas the amounts given in Article 1, (3) (b) of the Internal
Agreement should accordingly be reduced and those given in Article 1
(3) (a) increased,

HAS DECIDED AS FOLLOWS:

Article 1

Article 1, (3) (a) and 3(b) of the Internal Agreement shall be
replaced by the following text:

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¹ OJ No. L 25, 30 January 1976, p.168

² OJ No. L176, 1 July 1976, p. 3

³ OJ No. L 25, 30 January 1976, p. 1

- (a) 3032.90 million units of account for the ACP States, comprising:
- 2125.30 million units of account in the form of grants
 - 436.60 million units of account in the form of special loans
 - 96.02 million units of account in the form of risk capital
 - 375.00 million units of account in the form of transfers pursuant to Title II of the Convention;
- (b) 97.10 million units of account for the countries and territories and the French overseas departments, comprising:
- 39.70 million units of account in the form of grants
 - 33.40 million units of account in the form of special loans
 - 4.00 million units of account in the form of risk capital
 - 20.00 million units of account as a reserve.

Article 2

This Decision shall be published in the Official Journal of the European Communities.

Done at

For the Council

PROPOSAL FOR A COUNCIL DECISION OF
ADAPTING DECISION 76/568/EEC ON THE
ASSOCIATION OF THE OVERSEAS COUNTRIES
AND TERRITORIES WITH THE EUROPEAN
ECONOMIC COMMUNITY

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
Having regard to the Council Decision of 29 June 1976 on the association
of the overseas countries and territories with the European Economic
Community¹, hereinafter called the "Decision", and in particular Article 56
thereof,

Having regard to the proposal from the Commission,

Whereas Surinam, Seychelles and the Comoros, which appear
in Annex I to the Decision, acceded to the ACP-EEC Convention of Lomé²
on 16 July, 27 August and 13 September 1976 respectively.

Whereas the Decision should consequently be adapted,

HAS DECIDED AS FOLLOWS:

Article 1

1. In Article 23, paragraph 5, of the Decision the following shall be deleted:
"the Comoros"
"Seychelles"
2. In Article 26 of the Decision the following shall be deleted:
"the Comoros"
"Seychelles"
3. In the list in Annex I to the Decision the following shall be deleted:
"the Comoros"
"Seychelles"
"Surinam"

4. In Article 2 of Annex IV to the Decision the following shall be deleted:
"Suriram 4 000".

Article 2

Article 30 of the Decision shall be amended to read as follows:

"For the duration of this Decision the overall amount of the Community's aid shall be 127.10 million units of account.

This amount comprises:

1. 117.10 million units of account from the European Development Fund (hereinafter called the 'Fund'), allocated as follows:
 - (a) for the purposes set out in Article 28, 96.78 million units of account consisting of:
 - 39.70 million units of account in the form of grants;
 - 34.40 million units of account in the form of special loans;
 - 4.00 million units of account in the form of risk capital;
 - 20.00 million units of account in the form of a reserve
 - (b) 20 million units of account, likewise from the Fund, in the form of transfers to the countries and territories for the stabilization of export earnings.
 2. For the purposes set out in Article 28, up to 10 million units of account in the form of loans from the Bank, made from its own resources on the terms and conditions provided for in its Statute, and supplemented, as a general rule, by a 3% interest rate subsidy under the conditions laid down in Article 4 of Annex V.
- The total cost of the interest rate subsidies shall be charged against the amounts of aid provided for in point 1 (a).
3. The amounts provided for in the form of grants, special loans and the reserve shall be allocated as follows:

- | | |
|--|----------------------|
| - the French overseas territories and departments, | - 33.40 million u.a. |
| - Netherlands Antilles | - 20.90 million u.a. |
| | 38.00 million u.a. |

- a) Of the portion allocated to the French overseas territories and departments:
- 13.0 million units of account shall be blocked;
 - 7.7 million units of account shall be allocated for the French overseas departments;
 - 2.0 million units of account shall be allocated as financial aid to the least favoured overseas countries and territories, irrespective of the zones within which they fall.
- (b) The sums allocated to the French overseas territories shall amount to 12.7 million units of account, consisting of:
- 10.7 million units of account taken from the share allocated to the French overseas territories and departments in accordance with paragraph 3;
 - 2 million units of account pursuant to Decision 76/569/EEC."

Article 3

This Decision shall be published in Official Journal of the European Communities.

Done at:

For the Council

ANNEX III A

COUNCIL DECLARATION IN RESPECT OF THE
REPUBLIC OF SURINAM, THE REPUBLIC OF
SEYCHELLES AND THE CONGO STATE AND
STABEX

The Council recalls that, in accordance with Article 1, (5) of the Internal Agreement on the financing and administration of Community aid, the above-mentioned ACP States will continue to be eligible for the funds provided for in Article 1, (3)(c) of that Agreement, subject to the management rules laid down in Title II of the ACP-EEC Convention of Lomé.

PROPOSAL FOR A COUNCIL REGULATION (EEC) No. /76 OF AMENDING
AS REGARDS THE LIST OF THE COUNTRIES AND TERRITORIES IN QUESTION (ANNEX I)
REGULATION No 706/76 ON THE ARRANGEMENTS APPLICABLE TO AGRICULTURAL
PRODUCTS AND CERTAIN GOODS RESULTING FROM THE PROCESSING OF AGRICULTURAL
PRODUCTS ORIGINATING IN THE AFRICAN, CARIBBEAN AND PACIFIC STATES OR IN THE
OVERSEAS COUNTRIES AND TERRITORIES.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 43 and 113 thereof,

Having regard to Council Regulation (EEC) No 1059/69 of 28 May 1969 laying
down the trade arrangements applicable to certain goods resulting from
the processing of agricultural products¹, as last amended by Regulation
(EEC) No 3058/75², and in particular Article 12 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament³,

Whereas Council Regulation (EEC) No 706/76 of 30 March 1976⁴ laid down
the arrangements applicable to agricultural products and certain goods
resulting from the processing of agricultural products originating in the
African, Caribbean and Pacific States or in the overseas countries and
territories;

Whereas Surinam, Seychelles and the Comoros have become independent
and appear in the list of the countries and territories referred to
in Article 1 of that Regulation (Annex I);

Whereas the said States acceded to the the ACP-EEC Convention of Lomé⁵ on
16 July, 27 August and 13 September 1976 respectively and should consequently be
counted among the ACP States referred to in Article 1 of Regulation No 706/76;

¹OJ No L 141, 12 June 1969, p.1.

²OJ No L 306, 26 November 1975, p.3.

³OJ

⁴OJ No L 85, 31 March 1976, p.2.

⁵OJ No L 25, 30 January 1976, p.2.

Whereas the list in Annex I should therefore be amended;

HAS ADOPTED THIS REGULATION:

Article 1

The following shall be deleted in the Annex to Regulation No. 706/76,
"The Comoros", "Seychelles", "Surinam".

Article 2

This Regulation shall enter into force on

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

Done at

For the Council

RECOMMENDATION FOR A COUNCIL DECISION OF
AMENDING AS REGARDS THE LIST OF THE COUNTRIES AND TERRITORIES IN QUESTION
(ANNEX I) DECISION 76/198/EEC OF IMPORT ARRANGEMENTS FOR RUM, ARRACK
AND TAFIA FALLING WITHIN SUBHEADING 22.09 C I OF THE COMMON CUSTOMS
TARIFF AND ORIGINATING IN THE OVERSEAS COUNTRIES AND TERRITORIES ASSOCIATED
WITH THE EUROPEAN ECONOMIC COMMUNITY.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 136 thereof,

Having regard to the recommendation from the Commission,

Whereas Council Decision 76/198/EEC of 9 February 1976¹
laid down import arrangements for rum, arrack and tafia
falling within subheading 22.09 C I of the Common Customs Tariff and
originating in the overseas countries and territories associated with the
European Economic Community;

Whereas Surinam, Seychelles and the Comoros have become independent
and appear in the list of the countries and territories referred to in
Article 1 of the said Decision (Annex);

Whereas the said States acceded to the ACP/EEC Convention of Lomé² on 16 July,
27 August and 13 September 1976 respectively and should consequently be
counted among the ACP States to which Protocol No 7 on rum annexed to
the Convention is applicable;

Whereas the list in the Annex to the said Decision should therefore be
amended;

1 OJ No L 37, 12 February 1976, p. 24.

2 OJ No L 25, 30 January 1976, p. 2.

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be deleted in the Annex to the Decision 76/189/EEC of 9 February 1976: "The Comores", "Seychelles", "Surinam".

Article 2

This Decision shall be published in the Official Journal of the European Communities.

Done at

For the Council

ANNEX VI

Proposal for Council Regulation (EEC) No/76 amending Regulations (EEC) Nos. 1464/76 and 1465/76 on the opening, allocation and administration of Community tariff quotas for rum, arrack and tafia falling within sub-heading 22.09 of the Common Customs Tariff and originating in the ACP States and the overseas countries and territories associated with the European Economic Community (1976/77).

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 113 and 136 thereof,

Having regard to Council Decision 76/198/EEC on import arrangements for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community¹, and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas, pursuant to Decision 76/198/EEC, the Council, by Regulation (EEC) No 1465/76², opened a Community tariff quota for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community; whereas Surinam was one of the beneficiary countries; whereas account was taken of the

¹OJ No L 37, 12 January 1976, p. 24.

²OJ No J, 165, 25 June 1976, p. 7.

Community imports of the said products originating in Surinam when the volume of the tariff quota was fixed;

Whereas on 16 July 1976 the Republic of Surinam acceded to the ACP-EEC Convention of Lomé¹; whereas the reference to Surinam was accordingly deleted by Decision 76/ /EEC² from the Annex to Decision 76/568/EEC³; whereas, therefore, Surinam no longer benefits under the tariff quota for the products in question; whereas, however, the Republic of Surinam is now covered by Protocol No.7 to the Lomé Convention, pursuant to which a Community tariff quota was by Regulation (EEC) No 1464/76⁴ opened for the same products originating in the ACP States;

Whereas the abovementioned Decision 76/198/EEC and Protocol No 7 lay down strict rules for the fixing of the annual quota volumes for the products in question; whereas, as a result, the volumes of the tariff quotas opened by Regulations (EEC) Nos 1464/76 and 1465/76 should be adjusted; whereas during the reference year used for the fixing of the volume of the tariff quota for the overseas countries and territories, only the Benelux countries and the Federal Republic of Germany imported quantities of the products in question originating in the said overseas countries and territories; whereas the shares allocated to those Member States within the two tariff quotas in question should therefore also be adjusted;

Whereas these measures do not disturb the equilibrium of the markets for the products in question and do not harm interests within the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. In Article 1 of Regulation (EEC) No 1464/76, the volume of the Community tariff quota shall be increased from 162 013 hectolitres of pure alcohol to 171 166 hectolitres.

2. Article 2 of Regulation (EEC) No 1464/76 shall be replaced by the following :

¹OT No L 25, 30 January 1976, p. 1.

²OJ No L

³OJ No L 176, 1 July 1976, p. 8.

Article 2

1. The tariff quota referred to in Article 1 shall be divided into two instalments. The first instalment, of 125 395 hectolitres of pure alcohol, shall be for United Kingdom consumption. The second instalment, of 45 771 hectolitres of pure alcohol, shall be allocated among the other Member States.

2. The shares of each of the Member States to which the second instalment is allocated pursuant to paragraph 1 shall consist of the following quantities:

Benelux	4 827,
Denmark	2 700,
Germany	24 643,
France	12 051,
Ireland	1 000,
Italy	550."

Article 3

1. In Article 1 of Regulation (EEC) No 1465/76, the volume of the Community tariff shall be fixed at 71 571 hectolitres of pure alcohol.

2. Article 2 of Regulation (EEC) No 1465/76 shall be replaced by the following :

Article 2

The Community tariff quota referred to in Article 1 shall be allocated amongst the Member States as follows:

(hectolitres of pure alcohol)

Benelux	3 140,
Denmark	100,
Germany	68 147,
France	8,
Ireland	8,
Italy	8,
United Kingdom	100."

Article 5.

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

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

Done at Brussels,

For the Council

The President

STATISTICAL DATA

Imports originating in the OCT:

(in hl of pure alcohol)

	1973	of which Surinam	1974	of which Surinam	1975	of which Surinam
Benelux	5 848		1 565	1 561	1 100	1 000
Dk	117		152		137	
D	56 876	3 575	23 102	8 170	70 188	7 100
F	-		-		-	
Irl	6		13		7	
I	-		6		5	
UK	-		-		-	
EC	62 847	3 575	24 833	9 731	71 437	8 100

- reference year
for 1976/77Adjustment of the subheading 22.09 C I tariff quotas for
the ACP and the OCTs

Regulation (EEC) No 1465/76 - OCT

Quota shares allocated:

Benelux	4 270	$\%(1\ 000 + 13\%)$	1 130	=	3 140
Dk	160				160
D	76 170	$\%(7\ 100 + 13\%)$	8 023	=	68 147
F	8				8
Irl	8				8
I	8				8
UK	100				100
EC	<u>80 724</u>		<u>9 153</u>		<u>71 571</u>

Regulation (EEC) No 1464/76 - ACP

Quota shares allocated:

Benelux	3 697	+ 1 130	=	4 827
Dk	2 700		=	2 700
D	16 620	+ 8 023	=	24 643
F	12 051		=	12 051
Irl	1 000		=	1 000
I	550		=	550
UK	<u>36 618</u>	<u>+ 9 153</u>	=	<u>45 771</u>
EC	<u>125 395</u>		=	<u>125 395</u>
EC	<u>171 013</u>	<u>+ 9 153</u>	=	<u>171 166</u>

DECISION No 1/76 OF THE ACP-EEC COUNCIL OF
MINISTERS AMENDING THE LIST IN ARTICLE 48 (2)
OF THE CONVENTION

THE COMMITTEE OF AMBASSADORS,

Having regard to the ACP-EEC Convention of Lomé signed on
28 February 1975, and in particular Article 48, (3) thereof,

Having regard to Decision No 11/76 of the ACP-EEC Council of Ministers
of 15 July 1976 delegating certain powers to the ACP-EEC Committee
of Ambassadors,

Whereas the Republic of Seychelles and the Comoro State have acceded to
the Convention in accordance with Article 89 thereof:

Whereas the economic situation of these two ACP States is comparable
to that of the least developed ACP States referred to in Article 48, (2)
of the Convention;

Whereas it is therefore necessary to ensure that these two ACP States
can benefit from the advantages provided for in Article 48, (1) and to
amend the list in Article 48, (2)

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added to the list of States in Article 48, (2)
"the Comoro State", "the Republic of Seychelles".

Article 2

The ACP States, the Member States and the Community shall be, within their
perspective areas of competence, take the necessary measures
to implement this Decision.

This Decision shall enter into force on 1976.

Done at

ANNEX VIII

DECLARATION TO BE WRITTEN INTO THE MINUTES

Declaration by the ACP-EEC Council of Ministers on Article 17(4) of
the Convention

The Republic of Seychelles shall be added to the list of the special cases referred
to in Article 17(4) of the Convention.

