Treaty Series No. 18 (1979)

Treaty

concerning the Accession of the Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland to the European Economic Community and the European Atomic Energy Community

including the Act concerning the Conditions of Accession and the Adjustments to the Treaties as amended by the Decision of the Council of 1 January 1973 adjusting the instruments concerning the accession of new Member States to the European Communities and Decision of the Council of 21 April 1970 on Financial Contributions

Brussels, 22 January 1972

[The United Kingdom instrument of ratification was deposited on 18 October 1972 and the Treaty entered into force on 1 January 1973]

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

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INTRODUCTORY NOTE

This publication contains the English text of the Treaty concerning the Accession of the Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland to the European Economic Community and the European Atomic Energy Community together with its Annexes and Protocols, as amended by the Decision of the Council dated 1 January 1973 adjusting the instruments concerning the accession of new Member States to the European Communities (Treaty Series No. 43 (1973), Cmnd. 5277). Norway signed but did not ratify the Treaty.
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TREATY

between

Member States of the European Communities,

THE KINGDOM OF DENMARK, IRELAND, THE KINGDOM OF NORWAY, AND THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

concerning the accession of

THE KINGDOM OF DENMARK, IRELAND, THE KINGDOM OF NORWAY AND THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND to THE EUROPEAN ECONOMIC COMMUNITY and to THE EUROPEAN ATOMIC ENERGY COMMUNITY

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, His Majesty The King of Norway, Her Majesty The Queen of the United Kingdom of Great Britain and Northern Ireland

United in their desire to pursue the attainment of the objectives of the Treaty establishing the European Economic Community and the Treaty establishing the European Atomic Energy Community,

Determined in the spirit of those Treaties to construct an ever closer union among the peoples of Europe on the foundations already laid,

Considering that Article 237 of the Treaty establishing the European Economic Community and Article 205 of the Treaty establishing the European Atomic Energy Community afford European States the opportunity of becoming members of these Communities,

Considering that the Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland have applied to become members of these Communities,

Considering that the Council of the European Communities, after having obtained the Opinion of the Commission, has declared itself in favour of the admission of these States,
HAVE DECIDED to establish by common agreement the conditions of admission and the adjustments to be made to the Treaties establishing the European Economic Community and the European Atomic Energy Community, and to this end have designated as their Plenipotentiaries:

**HIS MAJESTY THE KING OF THE BELGIANS**
Mr. G. Eyskens, Prime Minister:
Mr. P. Harmel, Minister of Foreign Affairs:
Mr. J. van der Meulen, Ambassador,
Permanent Representative to the European Communities:

**HER MAJESTY THE QUEEN OF DENMARK**
Mr. J. O. Krag, Prime Minister:
Mr. I. Nørgaard, Minister of External Economic Affairs:
Mr. J. Christensen,
Secretary General for External Economic Affairs,
Ministry of Foreign Affairs:

**THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY**
Mr. W. Scheel, Minister of Foreign Affairs:
Mr. H.-G. Sachs, Ambassador,
Permanent Representative to the European Communities:

**THE PRESIDENT OF THE FRENCH REPUBLIC**
Mr. M. Schumann, Minister of Foreign Affairs:
Mr. J.-M. Boegner, Ambassador,
Permanent Representative to the European Communities:

**THE PRESIDENT OF IRELAND**
Mr. J. A. Lynch, Prime Minister:
Mr. P. J. Hillery, Minister for Foreign Affairs:

**THE PRESIDENT OF THE ITALIAN REPUBLIC**
Mr. E. Colombo, Prime Minister:
Mr. A. Moro, Minister of Foreign Affairs:
Mr. G. Bombassei Frascani de Vettor, Ambassador,
Permanent Representative to the European Communities:

**HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG**
Mr. G. Thon, Minister of Foreign Affairs:
Mr. J. Dondelinger, Ambassador,
Permanent Representative to the European Communities:

**HER MAJESTY THE QUEEN OF THE NETHERLANDS**
Mr. W. K. N. Schmelzer, Minister of Foreign Affairs:
Mr. T. E. Westerterp, State Secretary,
Ministry of Foreign Affairs:
Mr. E. M. J. A. Sassen, Ambassador,
Permanent Representative to the European Communities:
HIS MAJESTY THE KING OF NORWAY
Mr. T. Bratteli, Prime Minister:
Mr. A. Cappelen, Minister of Foreign Affairs:
Mr. S. Chr. Sommerfelt,
Ambassador Extraordinary and Plenipotentiary:

HER MAJESTY THE QUEEN OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND
The Right Honourable Edward Heath, M.B.E., M.P.,
Prime Minister,
First Lord of the Treasury, Minister for the Civil Service:

The Right Honourable Sir Alec Douglas-Home, K.T., M.P.,
Her Majesty’s Principal Secretary of State for Foreign and Commonwealth Affairs:

The Right Honourable Geoffrey Rippon, Q.C., M.P.,
Chancellor of the Duchy of Lancaster:

WHO, having exchanged their Full Powers found in good and due form, HAVE AGREED as follows:

ARTICLE 1

1. The Kingdom of Denmark, Ireland, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland hereby become members of the European Economic Community and of the European Atomic Energy Community and Parties to the Treaties establishing these Communities as amended or supplemented.

2. The conditions of admission and the adjustments to the Treaties establishing the European Economic Community and the European Atomic Energy Community necessitated thereby are set out in the Act annexed to this Treaty. The provisions of that Act concerning the European Economic Community and the European Atomic Energy Community shall form an integral part of this Treaty.

3. The provisions concerning the rights and obligations of the Member States and the powers and jurisdiction of the institutions of the Communities as set out in the Treaties referred to in paragraph 1 shall apply in respect of this Treaty.

ARTICLE 2

This Treaty will be ratified by the High Contracting Parties in accordance with their respective constitutional requirements. The instruments of ratification will be deposited with the Government of the Italian Republic by 31 December 1972 at the latest.

This Treaty will enter into force on 1 January 1973, provided that all the instruments of ratification have been deposited before that date and that all the instruments of accession to the European Coal and Steel Community are deposited on that date.
If, however, the States referred to in Article 1 (1) have not all deposited their instruments of ratification and accession in due time, the Treaty shall enter into force for those States which have deposited their instruments. In this case, the Council of the European Communities, acting unanimously, shall decide immediately upon such resulting adjustments as have become indispensable, to Article 3 of this Treaty, and to Articles 14, 16, 17, 19, 20, 23, 129, 142, 143, 155 and 160 of the Act concerning the Conditions of Accession and the Adjustments to the Treaties, to the provisions of Annex I to that Act concerning the composition and functioning of various committees, and to Articles 5 and 8 of the Protocol on the Statute of the European Investment Bank; acting unanimously, it may also declare that those provisions of the aforementioned Act which refer expressly to a State which has not deposited its instruments of ratification and accession have lapsed, or it may adjust them.

ARTICLE 3(*)

This Treaty, drawn up in a single original in the Danish, Dutch, English, French, German, Irish, Italian and Norwegian languages, the Danish, Dutch, English, French, German, Irish and Italian texts all being equally authentic, will be deposited in the archives of the Government of the Italian Republic, which will transmit a certified copy to each of the Governments of the other signatory States.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries have affixed their signatures below this Treaty.

DONE at Brussels on this twenty-second day of January in the year one thousand nine hundred and seventy-two.

[For signatures and ratifications see pages 283 and 284]

(*) Amended by Council Decision of 1 January 1973 adjusting the instruments concerning the accession of new Member States, Treaty Series No. 43 (1973), Cmnd. 5277.
ACT

CONCERNING THE CONDITIONS OF THE ACCESSION AND THE ADJUSTMENTS TO THE TREATIES

PART ONE

Principles

ARTICLE 1(1)

For the purposes of this Act:
— the expression “original Treaties” means the Treaty establishing the European Coal and Steel Community and the Treaty establishing the European Economic Community, and the Treaty establishing the European Atomic Energy Community, as supplemented or amended by treaties or other acts which entered into force before accession; the expressions “ECSC Treaty”, “EEC Treaty” and “Euratom Treaty” mean the relevant original Treaties thus supplemented or amended;
— the expression “original Member States” means the Kingdom of Belgium, the Federal Republic of Germany, the French Republic, the Italian Republic, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands;
— the expression “new Member States” means the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland.

ARTICLE 2

From the date of accession, the provisions of the original Treaties and the acts adopted by the institutions of the Communities shall be binding on the new Member States and shall apply in those States under the conditions laid down in those Treaties and in this Act.

ARTICLE 3

1. The new Member States accede by this Act to the decisions and agreements adopted by the Representatives of the Governments of the Member States meeting in Council. They undertake to accede from the date of accession to all other agreements concluded by the original Member States relating to the functioning of the Communities or connected with their activities.

2. The new Member States undertake to accede to the conventions provided for in Article 220 of the EEC Treaty, and to the protocols on the interpretation of those conventions by the Court of Justice, signed by the original Member States, and to this end they undertake to enter into negotiations with the original Member States in order to make the necessary adjustments thereto.
3. The new Member States are in the same situation as the original Member States in respect of declarations or resolutions of, or other positions taken up by, the Council and in respect of those concerning the European Communities adopted by common agreement of the Member States; they will accordingly observe the principles and guidelines deriving from those declarations, resolutions or other positions and will take such measures as may be necessary to ensure their implementation.

**ARTICLE 4**

1. The agreements or conventions entered into by any of the Communities with one or more third States, with an international organisation or with a national of a third State, shall, under the conditions laid down in the original Treaties and in this Act, be binding on the new Member States.

2. The new Member States undertake to accede, under the conditions laid down in this Act, to agreements or conventions concluded by the original Member States and any of the Communities, acting jointly, and to agreements concluded by the original Member States which are related to those agreements or conventions. The Community and the original Member States shall assist the new Member States in this respect.

3. The new Member States accede by this Act and under the conditions laid down therein to the internal agreements concluded by the original Member States for the purpose of implementing the agreements or conventions referred to in paragraph 2.

4. The new Member States shall take appropriate measures, where necessary, to adjust their positions in relation to international organisations and international agreements to which one of the Communities or to which other Member States are also parties, to the rights and obligations arising from their accession to the Communities.

**ARTICLE 5**

Article 234 of the EEC Treaty and Articles 105 and 106 of the Euratom Treaty shall apply, for the new Member States, to agreements or conventions concluded before accession.

**ARTICLE 6**

The provisions of this Act may not, unless otherwise provided herein, be suspended, amended or repealed other than by means of the procedure laid down in the original Treaties enabling those Treaties to be revised.

**ARTICLE 7**

Acts adopted by the institutions of the Communities to which the transitional provisions laid down in this Act relate shall retain their status in law; in particular, the procedures for amending those acts shall continue to apply.
ARTICLE 8

Provisions of this Act the purpose or effect of which is to repeal or amend acts adopted by the institutions of the Communities, otherwise than as a transitional measure, shall have the same status in law as the provisions which they repeal or amend and shall be subject to the same rules as those provisions.

ARTICLE 9

1. In order to facilitate the adjustment of the new Member States to the rules in force within the Communities, the application of the original Treaties and acts adopted by the institutions shall, as a transitional measure, be subject to the derogations provided for in this Act.

2. Subject to the dates, time limits and special provisions provided for in this Act, the application of the transitional measures shall terminate at the end of 1977.

PART TWO

Adjustments to the Treaties

TITLE I

PROVISIONS GOVERNING THE INSTITUTIONS

CHAPTER 1

The Assembly

ARTICLE 10(1)

The following shall be substituted for Article 21(2) of the ECSC Treaty, Article 138(2) of the EEC Treaty and Article 108(2) of the Euratom Treaty:

"The number of these delegates shall be as follows:

Belgium ... ... ... ... ... 14
Denmark ... ... ... ... ... 10
Germany ... ... ... ... ... 36
France ... ... ... ... ... 36
Ireland ... ... ... ... ... 10
Italy ... ... ... ... ... 36
Luxembourg ... ... ... ... ... 6
Netherlands ... ... ... ... ... 14
United Kingdom ... ... ... ... ... 36".
CHAPTER 2

The Council

ARTICLE 11(1)

The following shall be substituted for the second paragraph of Article 2 of the Treaty establishing a Single Council and a Single Commission of the European Communities:

"The office of President shall be held for a term of six months by each member of the Council in turn, in the following order of Member States: Belgium, Denmark, Germany, France, Ireland, Italy, Luxembourg, Netherlands, United Kingdom."

ARTICLE 12(1)

The following shall be substituted for Article 28 of the ECSC Treaty:

"ARTICLE 28

When the Council is consulted by the High Authority, it shall consider the matter without necessarily taking a vote. The minutes of its proceedings shall be forwarded to the High Authority.

Wherever this Treaty requires that the assent of the Council be given, that assent shall be considered to have been given, if the proposal submitted by the High Authority receives the approval:

—of an absolute majority of the representatives of the Member States, including the votes of the representatives of two Member States which each produce at least one eighth of the total value of the coal and steel output of the Community; or

—in the event of an equal division of votes and if the High Authority maintains its proposal after a second discussion, of the representatives of three Member States which each produce at least one eighth of the total value of the coal and steel output of the Community.

Wherever this Treaty requires a unanimous decision or unanimous assent, such decision or assent shall have been duly given if all the members of the Council vote in favour. However, for the purposes of applying Articles 21, 32, 32(a), 78(d) and 78(f) of this Treaty, and Article 16, the third paragraph of Article 20, the fifth paragraph of Article 28 and Article 44 of the Protocol on the Statute of the Court of Justice, abstention by members present in person or represented shall not prevent the adoption by the Council of acts which require unanimity.

Decisions of the Council, other than those for which a qualified majority or unanimity is required, shall be taken by a vote of the majority of its members; this majority shall be considered to be attained if it represents an absolute majority of the representatives of the Member States, including the votes of the representatives of two Member States which each produce at least one eighth of the total value of the coal and
steel output of the Community. However, for the purpose of applying those provisions of Article 78, 78(b) and 78(d) of this Treaty which require a qualified majority, the votes of the members of the Council shall be weighted as follows: Belgium 5, Denmark 3, Germany 10, France 10, Ireland 3, Italy 10, Luxembourg 2, Netherlands 5, United Kingdom 10. For their adoption, acts shall require at least forty-one votes in favour, cast by not less than six members.

Where a vote is taken, any member of the Council may act on behalf of not more than one other member.

The Council shall deal with the Member States through its President.

The acts of the Council shall be published in such a manner as it may decide.”

ARTICLE 13(1)

The following shall be substituted for the fourth paragraph of Article 95 of the ECSC Treaty:

“These amendments shall be proposed jointly by the High Authority and the Council, acting by an eight-ninths majority of its members, and shall be submitted to the Court for its opinion. In considering them, the Court shall have full power to assess all points of fact and of law. If as a result of such consideration it finds the proposals compatible with the provisions of the preceding paragraph, they shall be forwarded to the Assembly and shall enter into force if approved by a majority of three quarters of the votes cast and two thirds of the members of the Assembly.”

ARTICLE 14(1)

The following shall be substituted for Article 148(2) of the EEC Treaty and Article 118(2) of the Euratom Treaty:

“Where the Council is required to act by a qualified majority, the votes of its members shall be weighted as follows:

Belgium ... ... ... ... ... 5
Denmark ... ... ... ... ... 3
Germany ... ... ... ... ... 10
France ... ... ... ... ... 10
Ireland ... ... ... ... ... 3
Italy ... ... ... ... ... 10
Luxembourg ... ... ... ... ... 2
Netherlands ... ... ... ... ... 5
United Kingdom ... ... ... ... ... 10

For their adoption, acts of the Council shall require at least:

—forty-one votes in favour where this Treaty requires them to be adopted on a proposal from the Commission,
—forty-one votes in favour, cast by at least six members, in other cases.”
CHAPTER 3

The Commission

ARTICLE 15

The following shall be substituted for the first subparagraph of Article 10(1) of the Treaty establishing a Single Council and a Single Commission of the European Communities:

"The Commission shall consist of fourteen members, who shall be chosen on the grounds of their general competence and whose independence is beyond doubt."

ARTICLE 16

The following shall be substituted for the first paragraph of Article 14 of the Treaty establishing a Single Council and a Single Commission of the European Communities:

"The President and the five Vice-Presidents of the Commission shall be appointed from among its members for a term of two years in accordance with the same procedure as that laid down for the appointment of members of the Commission. Their appointments may be renewed."

CHAPTER 4

The Court of Justice

ARTICLE 17(1)

The following shall be substituted for the first paragraph of Article 32 of the ECSC Treaty, the first paragraph of Article 165 of the EEC Treaty and the first paragraph of Article 137 of the Euratom Treaty:

"The Court of Justice shall consist of nine Judges."

ARTICLE 18

The following shall be substituted for the first paragraph of Article 32(a) of the ECSC Treaty, the first paragraph of Article 166 of the EEC Treaty and the first paragraph of Article 138 of the Euratom Treaty:

"The Court of Justice shall be assisted by three Advocates-General."

ARTICLE 19(1)

The following shall be substituted for the second and third paragraphs of Article 32(b) of the ECSC Treaty, the second and third paragraphs of Article 167 of the EEC Treaty and the second and third paragraphs of Article 139 of the Euratom Treaty:

"Every three years there shall be a partial replacement of the Judges. Five and four Judges shall be replaced alternately. Every three years there shall be a partial replacement of the Advocates-General. One and two Advocates-General shall be replaced alternately."
ARTICLE 20

The following shall be substituted for the second paragraph of Article 18 of the Protocol on the Statute of the Court of Justice of the European Coal and Steel Community, Article 15 of the Protocol on the Statute of the Court of Justice of the European Economic Community and Article 15 of the Protocol on the Statute of the Court of Justice of the European Atomic Energy Community:

“Decisions of the Court shall be valid only when an uneven number of its members is sitting in the deliberations. Decisions of the full Court shall be valid if seven members are sitting. Decisions of the Chambers shall be valid only if three Judges are sitting; in the event of one of the Judges of a Chamber being prevented from attending, a Judge of another Chamber may be called upon to sit in accordance with conditions laid down in the rules of procedure.”

CHAPTER 5

The Economic and Social Committee

ARTICLE 21(1)

The following shall be substituted for the first paragraph of Article 194 of the EEC Treaty and the first paragraph of Article 166 of the Euratom Treaty:

“The number of members of the Committee shall be as follows:

<table>
<thead>
<tr>
<th>Country</th>
<th>Members</th>
</tr>
</thead>
<tbody>
<tr>
<td>Belgium</td>
<td>12</td>
</tr>
<tr>
<td>Denmark</td>
<td>9</td>
</tr>
<tr>
<td>Germany</td>
<td>24</td>
</tr>
<tr>
<td>France</td>
<td>24</td>
</tr>
<tr>
<td>Ireland</td>
<td>9</td>
</tr>
<tr>
<td>Italy</td>
<td>24</td>
</tr>
<tr>
<td>Luxembourg</td>
<td>6</td>
</tr>
<tr>
<td>Netherlands</td>
<td>12</td>
</tr>
<tr>
<td>United Kingdom</td>
<td>24</td>
</tr>
</tbody>
</table>

CHAPTER 6

The ECSC Consultative Committee

ARTICLE 22

The following shall be substituted for the first paragraph of Article 18 of the ECSC Treaty:

“A Consultative Committee shall be attached to the High Authority. It shall consist of not less than sixty and not more than eighty-four members and shall comprise equal numbers of producers, of workers and of consumers and dealers.”
CHAPTER 7

The Scientific and Technical Committee

ARTICLE 23(1)

The following shall be substituted for the first subparagraph of Article 134(2) of the Euratom Treaty:

"The Committee shall consist of twenty-seven members, appointed by the Council after consultation with the Commission."

TITLE II

OTHER ADJUSTMENTS

ARTICLE 24(1)

1. The United Kingdom shall be added to the Member States specified in the first sentence of Article 131 of the EEC Treaty.

2. The following countries and territories shall be added to the list in Annex IV to the EEC Treaty:

   Anglo-French Condominium of the New Hebrides
   The Bahamas
   Bermuda
   British Antarctic Territory
   British Honduras
   British Indian Ocean Territory
   British Solomon Islands
   British Virgin Islands
   Brunei
   Associated States in the Caribbean: Antigua, Dominica, Grenada, St Lucia, St Vincent, St Kitts-Nevis-Anguilla
   Cayman Islands
   Central and Southern Line Islands
   Falkland Islands and Dependencies
   Gilbert and Ellice Islands
   Montserrat
   Pitcairn
   St Helena and Dependencies
   The Seychelles
   Turks and Caicos Islands.
ARTICLE 25

The following paragraph shall be added after the first paragraph of Article 79 of the ECSC Treaty:

"Notwithstanding the preceding paragraph:

(a) This Treaty shall not apply to the Faroe Islands. The Government of the kingdom of Denmark may, however, give notice, by a declaration deposited by 31 December 1975 at the latest with the Government of the French Republic, which shall transmit a certified copy thereof to each of the Governments of the other Member States, that this Treaty shall apply to those islands. In that event, this Treaty shall apply to those Islands from the first day of the second month following the deposit of the declaration.

(b) This Treaty shall not apply to the Sovereign Base Areas of the United Kingdom of Great Britain and Northern Ireland in Cyprus.

(c) This Treaty shall apply to the Channel Islands and the Isle of Man only to the extent necessary to ensure the implementation of the arrangements for those islands set out in the Council Decision of 22 January 1972 concerning the accession of the new Member States to the European Coal and Steel Community."

ARTICLE 26

1. The following shall be substituted for Article 227(1) of the EEC Treaty:

"1. This Treaty shall apply to the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the French Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland."

2. The following subparagraph shall be added to Article 227(3) of the EEC Treaty:

"This Treaty shall not apply to those overseas countries and territories having special relations with the United Kingdom of Great Britain and Northern Ireland which are not included in the aforementioned list."

3. The following paragraph shall be added to Article 227 of the EEC Treaty.

"5. Notwithstanding the preceding paragraphs:

(a) This Treaty shall not apply to the Faroe Islands. The Government of the Kingdom of Denmark may, however, give notice, by a declaration deposited by 31 December 1975 at the latest with the Government of the Italian Republic, which shall transmit a certified copy thereof to each of the Governments of the other Member States, that this Treaty shall apply to those
Islands. In that event, this Treaty shall apply to those Islands from the first day of the second month following the deposit of the declaration.

(b) This Treaty shall not apply to the Sovereign Base Areas of the United Kingdom of Great Britain and Northern Ireland in Cyprus.

(c) This Treaty shall apply to the Channel Islands and the Isle of Man only to the extent necessary to ensure the implementation of the arrangements for those islands set out in the Treaty concerning the accession of new Member States to the European Economic Community and to the European Atomic Energy Community signed on 22 January 1972.”

ARTICLE 27(1)

The following paragraph shall be added to Article 198 of the Euratom Treaty:

“Notwithstanding the previous paragraphs:

(a) This Treaty shall not apply to the Faroe Islands. The Government of the Kingdom of Denmark may, however, give notice, by a declaration deposited by 31 December 1975 at the latest with the Government of the Italian Republic, which shall transmit a certified copy thereof to each of the Governments of the other Member States, that this Treaty shall apply to those Islands. In that event, this Treaty shall apply to those Islands from the first day of the second month following the deposit of the declaration.

(b) This Treaty shall not apply to the Sovereign Base Areas of the United Kingdom of Great Britain and Northern Ireland in Cyprus.

(c) This Treaty shall not apply to those overseas countries and territories having special relations with the United Kingdom of Great Britain and Northern Ireland which are not listed in Annex IV to the Treaty establishing the European Economic Community.

(d) This Treaty shall apply to the Channel Islands and the Isle of Man only to the extent necessary to ensure the implementation of the arrangements for those islands set out in the Treaty concerning the accession of new Member States to the European Economic Community and to the European Atomic Energy Community signed on 22 January 1972.”

ARTICLE 28

Acts of the institutions of the Community relating to the products in Annex II to the EEC Treaty and the products subject, on importation into the Community, to specific rules as a result of the implementation of the common agricultural policy, as well as the acts on the harmonization of legislation of Member States concerning turnover taxes, shall not apply to Gibraltar unless the Council, acting unanimously on a proposal from the Commission, provides otherwise.
PART THREE
Adaptations to Acts adopted by the Institutions

ARTICLE 29
The acts listed in Annex I to this Act shall be adapted as specified in that Annex.

ARTICLE 30
The adaptations to the acts listed in Annex II to this Act made necessary by accession shall be drawn up in conformity with the guidelines set out in that Annex and in accordance with the procedure and under the conditions laid down in Article 153.

PART FOUR
Transitional Measures

TITLE I
Free Movement of Goods

CHAPTER 1
Tariff Provisions

ARTICLE 31
1. The basic duty to which the successive reductions provided for in Articles 32 and 59 are to be applied shall, for each product, be the duty actually applied on 1 January 1972.

The basic duty used for the moves towards the Common Customs Tariff and the ECSC unified tariff provided for in Articles 39 and 59 shall, for each product, be the duty actually applied by the new Member States on 1 January 1972.

For the purposes of this Act, "ECSC unified tariff" means the customs nomenclature and the existing customs duties for the products in Annex I to the ECSC Treaty, other than coal.

2. If, after 1 January 1972, any tariff reductions deriving from the Agreement Relating Principally to Chemicals supplementary to the Geneva (1967) Protocol to the General Agreement on Tariffs and Trade became applicable, the reduced duties shall replace the basic duties referred to in paragraph 1.

ARTICLE 32
1. Customs duties on imports between the Community as originally constituted and the new Member States and between the new Member States themselves shall be progressively abolished in accordance with the following timetable:
—on 1 April 1973, each duty shall be reduced to 80% of the basic duty;
—the four other reductions of 20% each shall be made on:
1 January 1974;
1 January 1975;
1 January 1976;
1 July 1977.

2. Notwithstanding paragraph 1:

(a) customs duties on imports of coal within the meaning of Annex I to the ECSC Treaty shall be abolished between Member States from the date of accession;

(b) customs duties on imports of products listed in Annex III to this Act shall be abolished on 1 January 1974;

(c) duty-free entry shall, from the date of accession, apply to imports which benefit from the provisions relating to tax exemptions applicable to persons travelling from one Member State to another.

3. As regards the products listed in Annex IV to this Act which are subject to contractual margins of preference between the United Kingdom and certain other countries enjoying Commonwealth preference, the United Kingdom may defer until 1 July 1973 the first of the tariff reductions referred to in paragraph 1.

4. Paragraph 1 shall not preclude the possibility of opening tariff quotas for certain iron and steel products which are not manufactured or the manufacture of which is inadequate in quantity or quality in the Community as originally constituted.

ARTICLE 33

In no case shall customs duties higher than those applied to third countries enjoying most favoured nation treatment be applied within the Community.

In the event of the Common Customs Tariff duties being amended or suspended or the new Member States applying Article 41, the Council, acting by a qualified majority on a proposal from the Commission, may take the necessary measures for the maintenance of Community preference.

ARTICLE 34

Any new Member State may suspend in whole or in part the levying of duties on products imported from other Member States. It shall inform the other Member States and the Commission thereof.

ARTICLE 35

Any charge having equivalent effect to a customs duty on imports, introduced after 1 January 1972 in trade between the Community as originally constituted and the new Member States or between the new Member States themselves, shall be abolished on 1 January 1973.

Any charge having equivalent effect to a customs duty on imports the rate of which on 31 December 1972 is higher than that actually applied on 1 January 1972 shall be reduced to the latter rate on 1 January 1973.
ARTICLE 36

1. Charges having equivalent effect to customs duties on imports shall be progressively abolished between the Community as originally constituted and the new Member States and between the new Member States themselves in accordance with the following timetable:
   —by 1 January 1974 at the latest, each charge shall be reduced to 60% of the rate applied on 1 January 1972;
   —the three other reductions of 20% each shall be made on:
     1 January 1975;
     1 January 1976;
     1 July 1977.

2. Notwithstanding paragraph 1:
   (a) charges having equivalent effect to customs duties on imports of coal within the meaning of Annex I to the ECSC Treaty shall be abolished between Member States from the date of accession;
   (b) charges having equivalent effect to customs duties on imports on the products listed in Annex III to this Act shall be abolished on 1 January 1974.

ARTICLE 37

Customs duties on exports and charges having equivalent effect shall be abolished between the Community as originally constituted and the new Member States and between the new Member States themselves by 1 January 1974 at the latest.

ARTICLE 38

1. Without prejudice to the following paragraphs, the provisions concerning the progressive abolition of customs duties shall apply to customs duties of a fiscal nature.

2. The new Member States shall retain the right to replace a customs duty of a fiscal nature or the fiscal element of any such duty by an internal tax which is in conformity with Article 95 of the EEC Treaty. If a new Member State avails itself of this right, any element not so replaced by the internal tax shall constitute the basic duty under Article 31. This element shall be abolished in trade within the Community and brought into line with the Common Customs Tariff under the conditions laid down in Articles 32, 39 and 59.

3. Where the Commission finds that in a new Member State there is serious difficulty in replacing a customs duty of a fiscal nature or the fiscal element of any such duty, it shall authorise that State, following a request made before 1 February 1973, to retain the duty or fiscal element, provided the State abolishes it by 1 January 1976 at the latest. The decision of the Commission shall be taken before 1 March 1973.

The protective element, the amount of which shall be fixed by the Commission before 1 March 1973 after consulting the State concerned, shall constitute the basic duty provided for in Article 31. This element shall be abolished in trade within the Community and brought into line with the Common Customs Tariff under the conditions laid down in Articles 32, 39 and 59.
4. The Commission may authorise the United Kingdom to retain customs duties of a fiscal nature or the fiscal element of such duties on tobacco for two additional years if by 1 January 1976 it has not proved possible to convert those duties into internal taxes on manufactured tobacco on a harmonised basis in accordance with Article 99 of the EEC Treaty, either because there are no Community provisions in this field on 1 January 1975 or because the time limit set for the implementation of such Community provisions is later than 1 January 1976.

5. The Council Directive of 4 March 1969 on the harmonisation of provisions laid down by law, regulation or administrative action for deferred payment of customs duties, charges having equivalent effect and agricultural levies shall not apply in the new Member States to the customs duties of a fiscal nature referred to in paragraphs 3 and 4 or to the fiscal element of such duties.

6. The Council Directive of 4 March 1969 on the harmonisation of provisions laid down by law, regulation or administrative action in respect of inward processing shall not apply in the United Kingdom to the customs duties of a fiscal nature referred to in paragraphs 3 and 4 or to the fiscal element of such duties.

**ARTICLE 39(1)**

1. For the purpose of the progressive introduction of the Common Customs Tariff and of the ECSC unified tariff, the new Member States shall amend their tariffs applicable to third countries as follows:

   (a) in the case of tariff headings in respect of which the basic duties do not differ by more than 15% in either direction from the duties in the Common Customs Tariff or the ECSC unified tariff, these latter duties shall be applied from 1 January 1974;

   (b) in other cases, each new Member State shall, from the same date, apply a duty reducing by 40% the difference between the basic duty and the duty in the Common Customs Tariff or the ECSC unified tariff.

   This difference shall be further reduced by 20% on 1 January 1975 and by 20% on 1 January 1976.

   The new Member States shall apply in full the Common Customs Tariff and the ECSC unified tariff from 1 July 1977.

2. From 1 January 1974, if any duties in the Common Customs Tariff are altered or suspended, the new Member States shall simultaneously amend or suspend their tariffs in the proportion resulting from the implementation of paragraph 1.

3. The new Member States shall apply the Common Customs Tariff from 1 January 1974 in respect of the products listed in Annex III to this Act.

4. The new Member States shall apply the Common Customs Tariff nomenclature from the date of accession. Denmark and the United Kingdom are, however, authorised to defer their application of the nomenclature until 1 January 1974.
The new Member States may include within this nomenclature existing national subdivisions which are indispensable in order that the progressive alignment of their customs duties with those in the Common Customs Tariff be carried out under the conditions laid down in this Act.

5. With a view to facilitating the progressive introduction of the Common Customs Tariff by the new Member States, the Commission shall determine, if necessary, the provisions whereby new Member States alter their customs duties.

**ARTICLE 40**

**In respect of the following products in the Common Customs Tariff:**

<table>
<thead>
<tr>
<th>CCT Heading No.</th>
<th>Description of goods (ECSC)</th>
</tr>
</thead>
<tbody>
<tr>
<td>73.01</td>
<td>Pig iron, cast iron and spiegeleisen, in pigs, blocks, lumps and similar forms</td>
</tr>
<tr>
<td>73.02</td>
<td>Ferro-alloys: A. Ferro-manganese: I. Containing more than 2% by weight of carbon (high carbon ferro-manganese)</td>
</tr>
<tr>
<td>73.07</td>
<td>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: ex I. Rolled billets</td>
</tr>
</tbody>
</table>

Ireland shall, notwithstanding the provisions of Article 39, apply from 1 January 1975 duties reducing by one third the difference between the rates actually applied on 1 January 1972 and those of the ECSC unified tariff. The difference resulting from this first move towards alignment shall be further reduced by 50% on 1 January 1976.

Ireland shall apply in full the ECSC unified tariff from 1 July 1977.

**ARTICLE 41**

In order to bring their tariffs into line with the Common Customs Tariff and the ECSC unified tariff, the new Member States shall remain free to alter their customs duties more rapidly than is provided for in Article 39(1) and (3). They shall inform the other Member States and the Commission thereof.

**CHAPTER 2**

**Elimination of Quantitative Restrictions**

**ARTICLE 42**

Quantitative restrictions on imports and exports shall, from the date of accession, be abolished between the Community as originally constituted and the new Member States and between the new Member States themselves.

Measures having equivalent effect to such restrictions shall be abolished by 1 January 1975 at the latest.
**ARTICLE 43(1)**

Notwithstanding Article 42, Member States may, for a period of two years, retain restrictions on exports of waste and scrap metal of iron or steel falling within Common Customs Tariff heading No. 73.03, insofar as these arrangements are not more restrictive than those applied to exports to third countries.

For Denmark the period shall be three years and for Ireland five years.

**ARTICLE 44**

1. The new Member States shall progressively adjust State monopolies of a commercial character within the meaning of Article 37(1) of the EEC Treaty so as to ensure that by 31 December 1977 no discrimination regarding the conditions under which goods are procured and marketed exists between nationals of Member States.

The original Member States shall have equivalent obligations in relation to the new Member States.

2. From the beginning of 1973 the Commission shall make recommendations as to the manner in which and the timetable according to which the adjustment provided for in this Article must be carried out, it being understood that the manner and timetable must be the same for the new Member States and the original Member States.

**CHAPTER 3**

**Other Provisions**

**ARTICLE 45**

1. The Commission shall, before 1 April 1973 and with due regard for the provisions in force, in particular those relating to Community transit, determine the methods of administrative cooperation designed to ensure that goods fulfilling the requisite conditions benefit from the abolition of customs duties and charges having equivalent effect and quantitative restrictions and measures having equivalent effect.

2. The Commission shall, before the expiry of that time limit, lay down the provisions applicable to trade within the Community in goods obtained in the Community in the manufacture of which have been incorporated:

   —products on which the customs duties or charges having equivalent effect which were applicable to them in the Community as originally constituted or in a new Member State have not been levied, or which have benefited from a total or partial drawback of such duties or charges;

   —agricultural products which do not fulfil the conditions required for admission to free movement in the Community as originally constituted or in a new Member State.
In adopting these provisions, the Commission shall take into account the rules laid down in this Act for the elimination of customs duties between the Community as originally constituted and the new Member States and between the new Member States themselves, and for the progressive introduction by the new Member States of the Common Customs Tariff and the provisions relating to the common agricultural policy.

ARTICLE 46(1)

1. Save as otherwise provided in this Act, the provisions in force with regard to customs legislation for trade with third countries shall apply under the same conditions to trade within the Community, for such time as customs duties are levied in that trade.

For the purpose of establishing the customs value in respect of that trade, the customs territory to be taken into consideration shall be that defined by the provisions existing in the Community and in the new Member States on 31 December 1972.

2. The Member States shall apply the Common Customs Tariff nomenclature in trade within the Community from the date of accession. Denmark and the United Kingdom are, however, authorised to defer their application of this nomenclature until 1 January 1974.

The new Member States may include within this nomenclature existing national subdivisions which are indispensable in order that the progressive elimination of their customs duties within the Community be carried out under the conditions laid down in this Act.

ARTICLE 47

1. Where the compensatory amounts referred to in Article 55(1)(a) are levied in trade between the Community as originally constituted and the new Member States and between the new Member States themselves on imports of primary products considered as having been used in the manufacture of goods covered by Regulation No. 170/67/EEC on the common system of trade for ovalbumin and lactalbumin and Regulation (EEC) No. 1059/69 determining the system of trade applicable to certain goods processed from agricultural products, a compensatory amount, calculated on the basis of the said amounts and in accordance with the rules laid down by the above Regulations for calculating either the charge or the variable component applicable to the goods under consideration, shall be applied on importation of those goods.

When these same goods are imported from third countries into the new Member States, the charge laid down by Regulation No. 170/67/EEC and the variable component laid down by Regulation (EEC) No. 1059/69 shall be reduced or increased, as the case may be, by the compensatory amount under the same conditions as those laid down in Article 55(1)(b).
2. Article 61(2) shall apply for the determination of the customs duty constituting the fixed component of the charge applicable in the new Member States to goods covered by Regulation (EEC) No. 1059/69.

Each fixed component applied in trade between the Community as originally constituted and the new Member States and between the new Member States themselves shall be abolished in accordance with Article 32(1).

Each fixed component applied by the new Member States to imports from third countries shall be brought into line with the Common Customs Tariff in accordance with Article 39.


4. The new Member States shall abolish customs duties and charges having equivalent effect, other than those provided for in paragraphs 1 and 2, on 1 February 1973.

On the same date, the new Member States shall abolish the measures having equivalent effect to quantitative restrictions in trade between themselves and with the Community as originally constituted.

5. The Council shall, acting by a qualified majority on a proposal from the Commission, adopt provisions to implement this Article, taking account, in particular, of the special situations which may result from the implementation for the same goods of the first sub-paragraph of paragraph 1 and of Article 97.

**ARTICLE 48**

1. The provisions of this Title shall not prevent Ireland from applying to products originating in the United Kingdom arrangements enabling customs duties and protective elements contained in customs duties of a fiscal nature to be eliminated more rapidly, in accordance with the Anglo-Irish Free Trade Area Agreement, signed on 14 December 1965, and related Agreements.

2. The provisions adopted pursuant to Article 45(2) shall apply from 1 January 1974 in the context of the customs arrangements in force between Ireland and the United Kingdom.

**ARTICLE 49**

1. Protocol Nos. 8 to 15 annexed to this Act shall not preclude any alteration to or suspension of duties decided under Article 28 of the EEC Treaty.

2. The protocols annexed to the Agreement on the determination of part of the Common Customs Tariff in respect of the products in List G annexed to the EEC Treaty are hereby revoked, with the exception of Protocol No. XVII.
TITLE II

AGRICULTURE

CHAPTER 1

General Provisions

ARTICLE 50

Save as otherwise provided in this Title, the rules provided for in this Act shall apply to agricultural products.

ARTICLE 51(1)

1. This Article shall apply to prices in respect of which Chapters 2 and 3 refer to this Article.

2. Before the first move towards price alignment referred to in Article 52, the prices to be applied in each new Member State shall be fixed in accordance with the rules provided for in the common organisation of the market in the sector in question at a level which allows producers in that sector to obtain returns equivalent to those obtained under the previous national system.

3. In respect of the United Kingdom, those prices shall, however, be fixed at a level such that the application of the Community rules results in a level of market prices comparable with the level recorded in the Member State concerned during a representative period preceding the implementation of the Community rules.

ARTICLE 52

1. If the application of provisions of this Title results in a price level different from that of the common prices, the prices in respect of which Chapters 2 and 3 refer to this Article shall be aligned with the level of the common prices in six stages.

2. Subject to paragraph 4, the moves towards alignment shall be carried out each year at the beginning of the marketing year according to the following provisions:

(a) when the price of a product in a new Member State is lower than the common price, the price in that Member State shall, at the time of each move towards alignment, be increased successively by a sixth, a fifth, a quarter, a third and a half of the difference between the price level in that new Member State and the common price level which are applicable before each move towards alignment; the price resulting from this calculation shall be increased proportionately to any rise in the common price for the following marketing year;

(b) when the price of a product in a new Member State is higher than the common price, the difference between the price level applicable before each move towards alignment in the new Member State and
the common price level applicable for the next marketing year shall be reduced successively by a sixth, a fifth, a quarter, a third and a half.

3. In the interest of the smooth functioning of the process of integration, the Council, acting in accordance with the procedure laid down in Article 43(2) of the EEC Treaty, may decide that, notwithstanding paragraph 2, the price of one or more products in one or more of the new Member States shall for one marketing year depart from the prices resulting from the application of paragraph 2.

This departure may not exceed 10% of the amount of the price move to be made.

In that event, the price level for the following marketing year shall be that which would have resulted from applying paragraph 2 if the departure had not been decided upon. A further departure from this price level may, however, be decided upon for that marketing year in accordance with the conditions in the preceding subparagraphs.

4. The common prices shall be applied in the new Member States by 1 January 1978 at the latest.

ARTICLE 53

If the difference between the price level of a product in a new Member State and the common price level is found to be minimal, the Council, acting in accordance with the procedure laid down in Article 43(2) of the EEC Treaty, may decide that the common price shall be applied in that new Member State in respect of the product concerned.

ARTICLE 54

1. For such time as there is a difference in the United Kingdom between prices obtained under the national system of guaranteed prices and market prices resulting from the application of the mechanisms of the common agricultural policy and the provisions of this Title, that Member State is authorised to retain production subsidies.

2. The United Kingdom shall, for each of the products to which paragraph 1 applies, endeavour to abolish these subsidies as soon as possible during the period referred to in Article 9(2).

3. These subsidies may not have the effect of raising the returns of producers above the level which would have resulted from the application to these returns of the rules for the alignment of prices laid down in Article 52.

4. The Council, acting in accordance with the procedure laid down in Article 43(2) of the EEC Treaty, shall adopt the rules necessary for the application of this Article with a view to ensuring the proper functioning of the common agricultural policy and in particular of the common organisation of the market.
ARTICLE 55

1. The differences in price levels shall be compensated as follows:

(a) in trade between the new Member States themselves and with the Community as originally constituted, compensatory amounts shall be levied by the importing State or granted by the exporting State;

(b) in trade between the new Member States and third countries, levies or other import charges applied under the common agricultural policy and export refunds shall be reduced or increased, as the case may be, by the compensatory amounts applicable in trade with the Community as originally constituted. Customs duties may not, however, be reduced by the compensatory amount.

2. For products in respect of which prices are fixed in accordance with Articles 51 and 52, the compensatory amounts applicable in trade between the Community as originally constituted and the new Member States, and between those States and third countries, shall be equal to the difference between the prices fixed for the new Member State concerned and the common prices.

For the other products, the compensatory amounts shall be determined in the cases provided for in Chapters 2 and 3 and in accordance with the rules which they lay down.

3. The compensatory amounts applicable in trade between the new Member States shall be determined by direct reference to the compensatory amounts fixed for each of those States in accordance with paragraph 2.

4. No compensatory amount shall, however, be fixed if the application of paragraphs 2 and 3 results in a minimal amount.

5. For products in respect of which the duty in the Common Customs Tariff is bound under the General Agreement on Tariffs and Trade, the binding shall be taken into account.

6. The compensatory amount levied or granted by a Member State in accordance with paragraph 1(a) may not exceed the total amount levied by that same Member State on imports from third countries.

The Council, acting by a qualified majority on a proposal from the Commission, may derogate from this rule, in particular in order to avoid deflections of trade and distortions of competition.

ARTICLE 56

If the world market price for a product is higher than the price used in calculating the import charge introduced under the common agricultural policy, less the compensatory amount deducted from the import charge in accordance with Article 55, or if the refund on exports to third countries is less than the compensatory amount, or if no refund is applicable, appropriate measures may be taken with a view to ensuring the proper functioning of the common organisation of the market.
ARTICLE 57

In fixing the level of the various elements of the price and intervention system, except for the prices referred to in Articles 51 and 70, account shall be taken for the new Member States, to the extent necessary for the proper functioning of the Community rules, of the difference in prices expressed by the compensatory amount.

ARTICLE 58

The compensatory amounts granted shall be financed by the Community from the Guarantee Section of the European Agricultural Guidance and Guarantee Fund.

ARTICLE 59

The following provisions shall apply to products the importation of which from third countries into the Community as originally constituted is subject to customs duties:

1. Customs duties on imports shall be progressively abolished between the Community as originally constituted and the new Member States and between the new Member States themselves in five stages. The first reduction, which shall reduce the customs duties to 80% of the basic duty, and the four other reductions of 20% each, shall be made in accordance with the following timetable:

   (a) for products covered by the common organisation of the market in beef and veal: at the start of each marketing year, the first reduction taking place in 1973;

   (b) for products covered by Regulation No. 23 on the progressive establishment of a common organisation of the market in fruit and vegetables, by Regulation (EEC) No. 234/68 on the establishment of a common organisation of the market in live trees and other plants, bulbs, roots and the like, cut flowers and ornamental foliage, and by Regulation (EEC) No. 865/68 on the establishment of a common organisation of the market in products processed from fruit and vegetables: on 1 January each year, the first reduction taking place on 1 January 1974;

   (c) for other agricultural products: in accordance with the timetable laid down in Article 32(1), the first reduction, however, taking place on 1 July 1973.

2. For the purpose of the progressive introduction of the Common Customs Tariff, each new Member State shall reduce the difference between the basic duty and the duty in the Common Customs Tariff by successive amounts of 20%. These moves towards alignment shall be made on the dates laid down in paragraph 1 for the products in question. For the products referred to in paragraph 1(c), the moves towards alignment shall follow the timetable laid down in Article 39(1).

However, in the case of tariff headings in respect of which the basic duties do not differ by more than 15% in either direction from the duties in the Common Customs Tariff, the latter duties shall be applied from the date of the first move towards alignment for each category of products in question.
3. In respect of the second, third and fourth reductions or moves towards alignment, the Council, acting by a qualified majority on a proposal from the Commission, may decide that, in respect of one or more of the new Member States, the duties applicable to one or more of the products referred to in paragraph 1(b) shall, for one year, depart from the duties resulting from the application of paragraph 1 or, as the case may be, paragraph 2.

This departure may not exceed 10% of the amount of the modification to be made under paragraphs 1 or 2.

In that event, the duties to be applied for the following year shall be those which would have resulted from applying paragraph 1 or, as the case may be, paragraph 2, if the departure had not been decided upon. However, for that year, a further departure from those duties may be decided upon in accordance with the conditions set out in the above subparagraphs.

On 1 January 1978, the customs duties on these products shall be abolished and the new Member States shall apply in full the Common Customs Tariff.

4. In respect of products covered by a common organisation of the market, the new Member States may, in accordance with the procedure laid down in Article 26 of Regulation No. 120/67/EEC on the common organisation of the market in cereals or, as the case may be, laid down in the corresponding Articles of the other Regulations on the establishment of a common organisation of agricultural markets, be authorised to abolish the customs duties referred to in paragraph 1, or to align duties as provided for in paragraph 2, or both, at a more rapid rate than that laid down in the preceding paragraphs or to suspend in whole or in part the customs duties on products imported from other Member States.

In respect of other products, no authorisation shall be required for the introduction of the measures referred to in the preceding subparagraph.

The customs duties resulting from an accelerated alignment shall not be less than the customs duties on imports of the same products from other Member States.

Each new Member State shall inform the other Member States and the Commission of the measures taken.

**ARTICLE 60**

1. In respect of products covered, on the date of accession, by a common organisation of the market, the system applicable in the Community as originally constituted in respect of customs duties and charges having equivalent effect and quantitative restrictions and measures having equivalent effect shall, subject to Articles 55 and 59, apply in the new Member States from 1 February 1973.

2. In respect of products not covered, on the date of accession, by a common organisation of the market, the provisions of Title I concerning the progressive abolition of charges having equivalent effect to customs duties
and of quantitative restrictions and measures having equivalent effect shall not apply to those charges, restrictions and measures if they form part of a national market organisation on the date of accession.

This provision shall apply only to the extent necessary to ensure the maintenance of the national organisation and until the common organisation of the market for these products is implemented.

3. The new Member States shall apply the Common Customs Tariff nomenclature by 1 February 1973 at the latest, in respect of agricultural products covered by a common organisation of the market.

To the extent that no difficulties arise in the application of the Community rules and, in particular, in the functioning of the common organisation of markets and of the traditional mechanisms provided for in this Title, the Council, acting by a qualified majority on a proposal from the Commission, may authorise a new Member State to include within this nomenclature such existing national subdivisions as would be indispensable for carrying out the progressive moves towards alignment with the Common Customs Tariff or the elimination of the duties in the Community under the conditions laid down in this Act.

**Article 61**

1. The component for protection of the processing industry which is used in calculating the charge on imports from third countries of products covered by the common organisation of the markets in cereals, rice and products processed from fruit and vegetables shall be levied on imports from the new Member States into the Community as originally constituted.

2. For imports into the new Member States, the amount of that component shall be determined by separating out, from the total protection applied on 1 January 1972, the component or components designed to ensure the protection of the processing industry.

Such component or components shall be levied on imports from other Member States; they shall replace, as regards the charge on imports from third countries, the Community protective component.

3. Article 59 shall apply to the component referred to in paragraphs 1 and 2. The reductions or alignments in question shall, however, in respect of cereal and rice products be made at the beginning of the marketing year fixed for the basic product concerned.

**Article 62**

1. The Council, acting by a qualified majority on a proposal from the Commission, shall adopt the provisions necessary for implementing this Title.

2. The Council, acting unanimously on a proposal from the Commission after consulting the Assembly, may make the necessary adaptations to the provisions of Chapters 2, 3 and 4 of this Title, if made necessary as a result of a change in Community rules.
ARTICLE 63

1. If transitional measures are necessary to facilitate the passage from the existing arrangements in the new Member States to those resulting from the application of the common organisation of the markets as provided for in this Title, particularly if for certain products the implementation of the new arrangements on the scheduled date meets with appreciable difficulties, such measures shall be adopted in accordance with the procedure provided for in Article 26 of Regulation No. 120/67/EEC or, as the case may be, in the corresponding Articles of the other Regulations on the common organisation of agricultural markets. Such measures may be taken during the period up to 31 January 1974, but their application may not extend beyond that date.

2. The Council may, acting unanimously on a proposal from the Commission after consulting the Assembly, extend the time limit in paragraph 1 up to 31 January 1975.

ARTICLE 64

The provisions of this Title shall not affect the degree of freedom of trade in agricultural products which results from the Anglo-Irish Free Trade Area Agreement, signed on 14 December 1965, and related Agreements.

CHAPTER 2

Provisions relating to certain Common Organisations of Markets

SECTION 1

Fruit and Vegetables

ARTICLE 65

1. A compensatory amount shall be fixed for fruit and vegetables in respect of which:

(a) the new Member State concerned applied, during 1971, quantitative restrictions or measures having equivalent effect,

(b) a common basic price is fixed, and

(c) the producer price in that new Member State appreciably exceeds the basic price applicable in the Community as originally constituted during the period preceding the application of the Community system to the new Member States.

2. The producer price referred to in paragraph 1(c) shall be calculated by applying to the national data of the new Member State concerned the principles set out in Article 4(2) of Regulation No. 159/66/EEC laying down additional provisions in respect of the common organisation of the market in fruit and vegetables.

3. The compensatory amount shall apply only during the period for which the basic price is in force.

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ARTICLE 66

1. Until the first move towards alignment, the compensatory amount applicable in trade between a new Member State in which the conditions referred to in Article 65(1) are fulfilled and the Community as originally constituted, another new Member State, with the exception of those referred to in the following subparagraph, or third countries, shall be equal to the difference between the prices referred to in Article 65 (1)(c).

In trade between two new Member States in which the conditions referred to in Article 65(1) are fulfilled, the compensatory amount shall be equal to the difference between their respective producer prices. The compensatory amount shall not be applied if this difference is insignificant.

The differences referred to in the above subparagraphs shall be adjusted, to the extent necessary, by the incidence of customs duties.

2. Where subsequent compensatory amounts are fixed, the compensatory amount shall be reduced by one fifth of the original amount on 1 January every year, beginning on 1 January 1974.

Article 52 (3) shall apply by analogy. The compensatory amount shall be abolished on 1 January 1978.

ARTICLE 67

For the purpose of determining entry prices, the price quotations recorded in the new Member States shall be reduced by:

(a) the compensatory amount, if any;

(b) the duties applicable to imports into those Member States from third countries instead of the duties of the Common Customs Tariff.

ARTICLE 68

The provisions relating to the common quality standards shall apply to the marketing of home produce in the United Kingdom only from:

(a) 1 February 1974, in respect of artichokes, asparagus, Brussels sprouts, ribbed celery, witloof chicory, garlic and onions;

(b) 1 February 1975, in respect of beans, roundheaded cabbages, carrots, lettuces, curled-leaved endives and broad-leaved (Batavian) endives, shelling peas, spinach and strawberries.

SECTION 2

Wine

ARTICLE 69

Until 31 December 1975, Ireland and the United Kingdom are authorised to retain the use of composite names including the word wine for designation of certain beverages in respect of which the use of such names is incompatible with Community rules. This derogation shall not, however, apply to products exported to the Member States of the Community as originally constituted.
SECTION 3

Oilseeds

ARTICLE 70

1. Article 52 shall apply to the derived intervention prices for oilseeds.

2. The intervention prices applicable in the new Member States until the first move towards alignment shall be fixed in accordance with the rules provided for within the common organisation of the market, account being taken of the normal relationship which should exist between the income to be obtained from oilseeds and that obtained from the production of the products which compete in crop rotation with oilseeds.

ARTICLE 71

The amount of aid in respect of oilseeds harvested in a new Member State shall be adjusted by the compensatory amount applicable in that State, increased by the incidence of the customs duties applied therein.

ARTICLE 72

In trade in oilseeds, the compensatory amount shall be applied only to refunds granted on exports to third countries of oilseeds harvested in a new Member State.

SECTION 4

Cereals

ARTICLE 73

Articles 51 and 52 shall apply to the derived intervention prices for cereals.

ARTICLE 74

The compensatory amounts applicable in trade between the Community as originally constituted and the new Member States and between those States and third countries shall be fixed as follows:

1. The compensatory amount applicable until the first move towards alignment in the case of cereals for which no derived intervention price is fixed for the new Member States shall be derived from the compensatory amount applicable in the case of a competing cereal for which a derived intervention price is fixed, account being taken of the relationship existing between the threshold prices of the cereals in question. However, if the relationship between the threshold prices differs appreciably from that between the prices recorded on the market of the new Member State concerned, the latter relationship may be taken into consideration.
The subsequent compensatory amounts shall be fixed on the basis of those referred to in the first sub-paragraph and according to the rules in Article 52 for the alignment of prices.

2. The compensatory amount for the products specified in Article 1(c) and (d) of Regulation No. 120/67/EEC shall be derived from the compensatory amount for the cereals to which they relate with the help of the coefficients or rules used in determining the levy, or the variable component of the levy, on those products.

SECTION 5

Pigmeat

ARTICLE 75

1. The compensatory amount per kilogramme of pig carcase shall be calculated on the basis of the compensatory amounts applicable to the quantity of feed grain required for the production in the Community of one kilogramme of pigmeat.

2. The compensatory amount for the products, other than pig carcasses, specified in Article 1(1) of Regulation No. 121/67/EEC on the common organisation of the market in pigmeat shall be derived from the compensatory amount referred to in paragraph 1 with the help of the coefficients used in calculating levy.

ARTICLE 76

1. Until 31 December 1975, products which do not correspond to the provisions of point 23 of Annex I to Directive No. 64/433/EEC, on health protection questions in intra-Community trade in fresh meat, may be bought in by intervention agencies in Denmark, Ireland and the United Kingdom.

2. Until 31 October 1974, the United Kingdom is authorised not to apply the Community scale of classification for pig carcasses.

SECTION 6

Eggs

ARTICLE 77

1. The compensatory amount per kilogramme of eggs in shell shall be calculated on the basis of the compensatory amounts applicable to the quantity of feed grain required for the production in the Community of one kilogramme of eggs in shell.

2. The compensatory amount per hatching egg shall be calculated on the basis of the compensatory amounts applicable to the quantity of feed grain required for the production in the Community of one hatching egg.
3. The compensatory amount for the products specified in Article 1(1)(b) of Regulation No. 122/67/EEC on the common organisation of the market in eggs shall be derived from the compensatory amount for eggs in shell with the help of the coefficients used in calculating the levy.

ARTICLE 78

With regard to egg-marketing standards, Ireland and the United Kingdom may retain on their markets a system of grading in four and five weight-categories respectively, on condition that the marketing of eggs which comply with Community standards shall not be subject to restrictions because of different systems of grading.

SECTION 7

Poultry Meat

ARTICLE 79

1. The compensatory amount per kilogramme of slaughtered poultry shall be calculated on the basis of the compensatory amounts applicable to the quantity of feed grain, differentiated according to species of poultry, which is required for the production in the Community of one kilogramme of slaughtered poultry.

2. The compensatory amount applicable per chick shall be calculated on the basis of the compensatory amounts applicable to the quantity of feed grain required for the production in the Community of one chick.

3. The compensatory amount for the products specified in Article 1(2)(d) of Regulation No. 123/67/EEC on the common organisation of the market in poultry meat shall be derived from the compensatory amount for slaughtered poultry with the help of the coefficients used in calculating the levy.

SECTION 8

Rice

ARTICLE 80

The compensatory amounts applicable in trade between the Community as originally constituted and the new Member States and between those States and third countries shall be fixed as follows:

1. The compensatory amount applicable until the first move towards alignment for round-grained husked rice, long-grained husked rice and broken rice shall be established on the basis of the difference between the threshold price and the market prices recorded on the market of the new Member State concerned during a reference period.

The subsequent compensatory amounts shall be fixed on the basis of those provided for in the first subparagraph and according to the rules in Article 52 for the alignment of prices.
2. The compensatory amount for paddy rice, semi-milled rice, wholly-milled rice and the products specified in Article 1(1)(c) of Regulation No. 359/67/EEC on the common organisation of the market in rice shall, for each of those products, be derived from the compensatory amount for the product referred to in paragraph 1 to which it relates with the help of the coefficients used in determining the levy or the variable component of the levy.

SECTION 9

Sugar

ARTICLE 81

Articles 51 and 52 shall apply to the derived intervention price for white sugar, the intervention price for raw sugar and to the minimum price for beet.

ARTICLE 82

The compensatory amounts applicable in trade between the Community as originally constituted and the new Member States and between those States and third countries shall:

(a) in the case of the products, other than fresh beet, in Article 1(1)(b) of Regulation No. 1009/67/EEC on the common organisation of the market in sugar, be derived from the compensatory amount for the primary product in question, in accordance with the rules in force for calculating the levy;

(b) in the case of the products in Article 1(1)(d) of Regulation No. 1009/67/EEC, be derived from the compensatory amount for the primary product in question, in accordance with the rules in force for calculating:

— the levy, in respect of the compensatory amount applicable to imports,
— the refund, in respect of the compensatory amount applicable to exports.

ARTICLE 83

The amount referred to in Article 25(3) of Regulation No. 1009/67/EEC shall, in the new Member States, be adjusted by the compensatory amount calculated in accordance with Article 55(2).

SECTION 10

Live Trees and other Plants, Bulbs, Roots and the like, Cut Flowers and Ornamental Foliage

ARTICLE 84

The provisions relating to common quality standards shall be applicable to the marketing of home produce in the United Kingdom only from 1 February 1974 and, in respect of cut flowers, only from 1 February 1975.
SECTION 11
Milk and Milk Products

ARTICLE 85

Articles 51 and 52 shall apply to the intervention prices for butter and skim milk powder.

ARTICLE 86

In trade between the Community as originally constituted and the new Member States, and between those States and third countries, compensatory amounts shall be fixed as follows:

1. For pilot products other than those referred to in Article 85, the compensatory amount applicable until the first move towards alignment shall be determined on the basis of the difference between the representative market price level of the new Member State concerned and the representative market price level of the Community as originally constituted over a representative period preceding the introduction of the Community rules in the new Member State in question.

   In fixing the compensatory amounts applicable from the first move towards alignment, account shall be taken of the amount fixed in accordance with the first subparagraph or paragraph 3 and the rules for alignment of prices in Article 52.

2. For products other than pilot products, the compensatory amounts shall be derived from the compensatory amount for the pilot product of the group to which the product concerned belongs, in accordance with the rules in force for calculating the levy.

3. If the first subparagraph of paragraph 1 and paragraph 2 cannot be applied or if their application results in compensatory amounts leading to abnormal price relationships, the compensatory amount shall be calculated on the basis of the compensatory amounts applicable for butter and skim milk powder.

ARTICLE 87

1. If a system providing for a different valuation of milk according to its use existed in a new Member State before accession, and if the application of Article 86 leads to difficulties on the market, the compensatory amount applicable until the first move towards alignment for one or more products falling with Commons Customs Tariff heading No. 04.01 shall be fixed on the basis of the difference between market prices.

   When subsequent compensatory amounts are fixed, the compensatory amount shall be reduced annually at the beginning of the marketing year by one-sixth of the original amount and shall be abolished on 1 January 1978.

2. Appropriate measures shall be adopted to avoid distortions of competition which might result from the application of paragraph 1, either in respect of the products in question or in respect of other milk products, and to take account of possible changes in the common price.

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ARTICLE 88

1. Ireland is authorised to grant a subsidy on the direct consumption of butter to the extent necessary to allow, during the transitional period, the price paid by the consumer to be progressively adjusted to the price level obtaining in the Community as originally constituted.

In the event of Ireland making use of the authorisation referred to in the first subparagraph, it shall grant a subsidy of the same amount on the consumption of butter imported from the other Member States.

2. This subsidy shall be abolished in six stages coinciding with the stages for aligning the price of butter.

ARTICLE 89

1. Until 31 December 1975 in the United Kingdom and until 31 December 1977 in Ireland, the supply to consumers as whole milk of milk with a fat content of less than 3-5% is authorised.

Milk sold as a whole milk pursuant to the first subparagraph must not, however, have been subjected to any skimming. Furthermore, the provisions in respect of whole milk shall apply to such milk.

2. Denmark is authorised to maintain until 31 December 1977 the exclusive milk supply licences which existed in certain areas at the date of accession. Licences which expire before 1 January 1978 may not be renewed.

SECTION 12

Beef and Veal

ARTICLE 90

Articles 51 and 52 shall apply to the guide prices for adult bovine animals and calves.

ARTICLE 91

1. The compensatory amount for calves and adult bovine animals calculated in accordance with Article 55 shall be corrected to the extent necessary, by the incidence of customs duties.

If the incidence of the customs duty applicable to trade between the Community as originally constituted and the new Member States and between the Member States themselves is higher than the compensatory amount calculated in accordance with Article 55, the customs duty shall be suspended at a level such that its incidence corresponds to the compensatory amount.

2. If the third subparagraph of Article 10(1) of Regulation (EEC) No. 805/68 on the common organisation of the market in beef and veal, or if Article 11(1) of that Regulation, is applied, the appropriate measures shall be adopted in order to maintain Community preference and avoid defections of trade.
3. The compensatory amount for the products referred to in the Annexe to Regulations (EEC) No. 805/68 shall be fixed taking account of the provisions laid down in the preceding paragraphs and with the help of the rules laid down for fixing the levies applicable to those products.

**ARTICLE 92**

In respect of the products specified in Article 1(b) and (c) of Regulation (EEC) No. 805/68, the refund on exports to third countries by the new Member States shall be corrected by the incidence of the difference between the customs duties on the products listed in the Annex to the said Regulation to imports from third countries into the Community as originally constituted on the one hand and into the new Member States on the other.

**ARTICLE 93**

For such time as the United Kingdom, pursuant to Article 54, retains production subsidies for slaughter cattle, Ireland is authorised, in order to avoid distortion of the Irish cattle market, to retain the measures relating to the export of beef and veal which it applied before accession, in correlation with the system of subsidies applied in the United Kingdom.

**SECTION 13**

**Products Processed from Fruit and Vegetables**

**ARTICLE 94**

Compensatory amounts shall be determined on the basis of the compensatory amounts fixed for sugar, glucose, or glucose syrup, as the case may be, and in accordance with the rules applicable for calculating:

—the levy, in respect of the compensatory amount applicable to imports,
— the refund, in respect of the compensatory amount applicable to exports.

**SECTION 14**

**Flax**

**ARTICLE 95**

1. The amount of aid for flax shall, for the new Member States, be fixed on the basis of the difference between the income to be obtained by flax producers and the return resulting from the foreseeable market price for this product.

2. The income to be received by flax producers shall be established taking into account the price of competing products in the crop rotation in the new Member State in question and the relationship in the Community as originally constituted between the income resulting from flax production and that resulting from the production of competing products.

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SECTION 15

Seeds

ARTICLE 96

When an aid is granted for seed production, the amount of the aid may be fixed, in respect of the new Member States, at a level different from that fixed for the Community as originally constituted if the income of producers in a new Member State was previously appreciably different from the income of producers in the Community as originally constituted.

In that event, the amount of aid in respect of the new Member State must take account of the income previously received by seed producers and of the need to avoid any distortion of production patterns, and the need to align that amount gradually with the Community amount.

SECTION 16

Agricultural Products Exported in the Form of Goods not Covered by Annex II to the EEC Treaty

ARTICLE 97

Compensatory amounts shall be determined on the basis of the compensatory amounts fixed for the basic products and in accordance with the rules applicable for the calculation of the refunds provided for in Regulation (EEC) No. 204/69, establishing the general rules concerning the granting of export refunds and the rules for fixing the amounts thereof, with respect to certain agricultural products exported in the form of goods not covered by Annex II to the Treaty.

CHAPTER 3

Provisions relating to Fisheries

SECTION 1

Common Organisation of the Market

ARTICLE 98

Articles 51 and 52 shall apply to the guide price for fisheries products. The moves towards price alignment shall be made at the beginning of the fishing year, and for the first time on 1 February 1973.

ARTICLE 99

The compensatory amounts shall be corrected, to the extent necessary, by the incidence of the customs duties.
SECTION 2

Fishing Rights

ARTICLE 100

1. Notwithstanding the provisions of Article 2 of Regulation (EEC) No. 2141/70 on the establishment of a common structural policy for the fishing industry, the Member States of the Community are authorised, until 31 December 1982, to restrict fishing in waters under their sovereignty or jurisdiction, situated within a limit of six nautical miles, calculated from the base lines of the coastal Member State, to vessels which fish traditionally in those waters and which operate from ports in that geographical coastal area; however, vessels from other regions of Denmark may continue to fish in the waters of Greenland until 31 December 1977 at the latest.

Member States may not, insofar as they avail themselves of this derogation, adopt provisions dealing with conditions for fishing in those waters which are less restrictive than those applied in practice at the time of accession.

2. The provisions laid down in the preceding paragraph and in Article 101 shall not prejudice the special fishing rights which each of the original Member States and the new Member States might have enjoyed on 31 January 1971 in regard to one or more other Member States; the Member States may exercise these rights for such time as derogations continue to apply in the areas concerned. As regards the waters of Greenland, however, the special rights shall expire on the dates laid down for these rights.

3. If a Member State extends its fishing limits in certain areas to twelve nautical miles, the existing fishing activities within twelve nautical miles must be so pursued that there is no retrograde change by comparison with the situation on 31 January 1971.

4. In order to permit a satisfactory overall balance of fishing operations to be established within the Community during the period referred to in the first paragraph, the Member States need not make full use of the opportunities presented by the provisions of the first subparagraph of paragraph 1 in certain areas of the maritime waters under their sovereignty or jurisdiction.

The Member States shall inform the Commission of the measures which they adopt for this purpose; on a report from the Commission, the Council shall examine the situation and, in the light thereof, shall, where necessary, address recommendations to the Member States.

ARTICLE 101(1)

The limit of six nautical miles referred to in Article 100 shall be extended to twelve nautical miles for the following areas:

1. Denmark
   —the Faroe Islands
   —Greenland
   —the west coast, from Thyborøn to Blaavandshuk.

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2. France
   The coasts of the départements of Manche, Ille-et-Vilaine, Côtes du Nord, Finistère and Morbihan.

3. Ireland
   —the north and west coasts, from Lough Foyle to Cork Harbour in the south-west
   —the east coast, from Carlingford Lough to Carnsore Point, for crustaceans and molluscs (shellfish).

4. United Kingdom
   —the Shetlands and the Orkneys
   —the north and east of Scotland, from Cape Wrath to Berwick
   —the north-east of England, from the river Coquet to Flamborough Head
   —The south-west from Lyme Regis to Hartland Point (including twelve nautical miles around Lundy Island)
   —County Down.

**ARTICLE 102**

From the sixth year after Accession at the latest, the Council, acting on a proposal from the Commission, shall determine conditions for fishing with a view to ensuring protection of the fishing grounds and conservation of the biological resources of the sea.

**ARTICLE 103**

Before 31 December 1982, the Commission shall present a report to the Council on the economic and social development of the coastal areas of the Member States and the state of stocks. On the basis of that report, and of the objectives of the common fisheries policy, the Council, acting on a proposal from the Commission, shall examine the provisions which could follow the derogations in force until 31 December 1982.

**CHAPTER 4**

**Other Provisions**

**SECTION 1**

**Veterinary Measures**

**ARTICLE 104**

Directive No. 64/432/EEC on veterinary health inspection questions in intra-Community trade in bovine animals and swine shall be applied account being taken of the following provisions:
1. Until 31 December 1977, the new Member States are authorised to retain, in compliance with the general rules of the EEC Treaty, their national rules on imports of bovine animals and swine for breeding, store and slaughter with the exception, in the case of Denmark, of slaughter cattle.

Adjustments will be sought, within the framework of those national rules, to ensure the progressive development of trade; to this end, those rules will be examined by the Standing Veterinary Committee.

2. Until 31 December 1977, the Member States into which cattle are imported shall grant to the Member States from which cattle are exported the derogation provided for in Article 7(1) (A) (a) of the Directive.

3. Until 31 December 1977, the new Member States are authorised to retain the methods applied in their territory for declaring a herd of cattle officially free of tuberculosis or brucellosis within the meaning of Article 2 of the Directive, subject to the application of the provisions of the Directive relating to the presence of animals vaccinated against brucellosis. The provisions relating to the tests laid down for animals traded within the Community shall continue to apply, subject to paragraphs 4 and 6.

4. Until 31 December 1977, exports of cattle from Ireland to the United Kingdom may be carried out:

(a) by way of derogation from the provisions of the Directive relating to brucellosis; however, the provisions relating to the test laid down for animals traded within the Community shall continue to apply to exports of uncastrated cattle;

(b) by way of derogation from the provisions of the Directive relating to tuberculosis, provided that, at the time of export, a declaration is made certifying that the exported animal comes from a herd declared officially free of tuberculosis according to the methods in force in Ireland;

(c) by way of derogation from the provisions of the Directive relating to the obligation to separate store and breeding cattle on the one hand and slaughter cattle on the other.

5. Until 31 December 1975, Denmark is authorised to use "alttuberculin" by way of derogation from the provisions in Annex B to the Directive.

6. Until the implementation of the Community provisions concerning trade within the Member States, in respect of the matters governed by the Directive, Ireland and the United Kingdom are authorised to retain their national rules governing trade between Ireland and Northern Ireland.

The Member States concerned may take appropriate measures in order to limit this derogation exclusively to the trade referred to above.

**ARTICLE 105(3)**

Directive No. 64/433/EEC on health protection questions in intra-Community trade in fresh meat shall apply, account being taken of the following provisions:

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Until 31 December 1977 Ireland and the United Kingdom in respect of Northern Ireland, are authorised to retain for the import of fresh meat their national rules relating to protection against foot-and-mouth disease, while complying with the general provisions of the EEC Treaty.

ARTICLE 106

Before the expiry of the time limits referred to in Articles 104 and 105, a review of the situation in the Community as a whole and in its various parts will be carried out in the light of developments in the veterinary field.

By 1 July 1976 at the latest, the Commission shall submit a report to the Council and, in so far as is necessary, appropriate proposals taking account of these developments.

SECTION 2

Miscellaneous Provisions

ARTICLE 107

The acts listed in Annex V to this Act shall apply in respect of the new Member States under the conditions laid down in that Annex.

TITLE III

EXTERNAL RELATIONS

CHAPTER 1

Agreements of the Communities with Certain Third Countries

ARTICLE 108

1. From the date of accession, the new Member States shall apply the provisions of the agreements referred to in paragraph 3, taking into account the transitional measures and adjustments which may appear necessary and which will be the subject of protocols to be concluded with the co-contracting third countries and annexed to those agreements.

2. These transitional measures, which will take into account the corresponding measures adopted within the Community and which may not extend beyond the period of validity thereof, shall be designed to ensure the progressive application by the Community of a single system for its relations with the co-contracting third countries as well as the identity of the rights and obligations of the Member States.

3. Paragraphs 1 and 2 shall apply to the agreements concluded with Greece, Turkey, Tunisia, Morocco, Israel, Spain and Malta.

Paragraphs 1 and 2 shall also apply to agreements which the Community concludes with other third countries in the Mediterranean region before the entry into force of this Act.

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CHAPTER 2
Relations with the Associated African and Malagasy States
and with certain Developing Commonwealth Countries

ARTICLE 109

1. The arrangements resulting from the Convention of Association between the European Economic Community and the African and Malagasy States associated with that Community, signed on 29 July 1969, and from the Agreement establishing an Association between the European Economic Community and the United Republic of Tanzania, the Republic of Uganda and the Republic of Kenya, signed on 24 September 1969, shall not apply in relations between the new Member States and the States associated with the Community under the above acts.

The new Member States need not accede to the Agreement on products within the competence of the European Coal and Steel Community, signed on 29 July 1969.

2. Subject to the provisions of Articles 110 and 111, products originating in the Associated States referred to in paragraph 1 shall, on importation into the new Member States, be subject to the arrangements applied to those products before accession.

3. Subject to the provisions of Articles 110 and 111, products originating in the independent Commonwealth countries listed in Annex VI to this Act shall, on importation into the Community, be subject to the arrangements applied to those products before accession.

ARTICLE 110

For those products listed in Annex II to the EEC Treaty which are subject to a common organisation of the market and for those products subject on importation into the Community to specific rules as a result of the implementation of the common agricultural policy, which originate in the Associated States referred to in Article 109(1) or in the independent Commonwealth countries referred to in Article 109(3), the new Member States shall apply on importation the Community rules under the conditions laid down in this Act and subject to the following provisions:

(a) where the Community rules provide for the levying of customs duties on imports from third countries, the new Member States shall, subject to the provisions of Article 111, apply the tariff arrangements which they applied before accession;

(b) as regards protective components other than customs duties, the Council shall, acting by a qualified majority on a proposal from the Commission, determine, should it prove necessary, adaptations to Community Rules designed to ensure that those products are imported under conditions similar to those existing before accession.

ARTICLE 111

Where alignment with the Common Customs Tariff leads to the reduction of a customs duty in a new Member State, the reduced customs duty shall apply to imports covered by Articles 109 and 110.
ARTICLE 112

1. Products imported into the United Kingdom before the dates determined under Article 115 which originate in the independent Commonwealth countries referred to in Article 109(3) shall not, when they are re-exported to another new Member State or to the Community as originally constituted, be considered to be in free circulation within the meaning of Article 10 of the EEC Treaty.

2. Products imported into the Community as originally constituted during that same period which originated in the Associated States referred to in Article 109(1) shall not, when re-exported to another Member State, be considered to be in free circulation in the Community as originally constituted, within the meaning of Article 10 of the EEC Treaty.

3. Where there is no risk of deflection of trade, and in particular in the event of minimal disparities in the import arrangements, the Commission may derogate from paragraphs 1 and 2.

ARTICLE 113

1. From accession, the new Member States shall communicate to the original Member States and the Commission the provisions concerning the arrangements which they apply to imports of products originating in or coming from the independent Commonwealth countries referred to in Article 109(3) or the Associated States referred to in Article 109(1).

2. From accession, the Commission shall communicate to the new Member States the internal or conventional provisions concerning arrangements applicable to imports into the Community as originally constituted of products originating in or coming from the independent Commonwealth countries referred to in Article 109(3) or the Associated States referred to in Article 109(1).

ARTICLE 114

When the Council takes decisions and when the Committee of the European Development Fund gives opinions within the framework of the Internal Agreement on measures to be taken and procedures to be followed for the implementation of the Convention of Association between the European Economic Community and the African and Malagasy States associated with that Community, signed on 29 July 1969, of the Internal Agreement on the financing and administration of Community aid, signed on 29 July 1969, and of the Internal Agreement on measures to be taken and procedures to be followed for the implementation of the Agreement establishing an Association between the European Economic Community and the United Republic of Tanzania, the Republic of Uganda and the Republic of Kenya, signed on 24 September 1969, only the votes of the original Member States shall be counted, as the case may be, either in accordance with the weighted voting in force before accession for calculating a qualified majority or in accordance with Article 13(3) of the abovementioned Internal Agreement on the financing and administration of Community aid.
ARTICLE 115

1. Articles 109 to 114 shall apply until 31 January 1975.

2. However, imports originating in any independent Commonwealth country referred to in Article 109(3) which has before that date, established its relations with the Community on a basis other than association shall be subject in the new Member States from the date of entry into force of its agreement with the Community and in respect of matters not covered by that agreement, to the third country arrangements applicable to those imports taking into account the transitional provisions of this Act.

3. The Council may, acting unanimously after consulting the Commission, decide to defer the date laid down in paragraph 1 in the event of implementation of the transitional provisions laid down in the second paragraph of Article 62 of the Convention of Association between the European Economic Community and the African and Malagasy States associated with that Community, signed on 29 July 1969, or in the second paragraph of Article 36 of the Agreement establishing an Association between the European Economic Community and the United Republic of Tanzania, the Republic of Uganda and the Republic of Kenya, signed on 24 September 1969, for the period during which such transitional provisions are being implemented.

CHAPTER 3

Relations with Papua-New Guinea

ARTICLE 116

1. Articles 109(3) and 110 to 113 shall apply until 31 December 1977 to products originating in or coming from Papua-New Guinea imported into the United Kingdom.

2. These arrangements may be reviewed, in particular if that territory becomes independent before 1 January 1978. The Council shall, acting by a qualified majority on a proposal from the Commission, adopt, if the need arises, such provisions as are appropriate and may prove necessary.

TITLE IV

ASSOCIATION OF OVERSEAS COUNTRIES AND TERRITORIES

ARTICLE 117(1)

1. The association of the non-European territories maintaining special relations with the Anglo-French Condominium of the New Hebrides, listed in Article 24(2), shall take effect on 1 February 1975 at the earliest upon a decision of the Council taken under Article 136 of the EEC Treaty.

2. The new Member States need not accede to the Agreement on trade with overseas countries and territories in products within the province of the European Coal and Steel Community, signed on 14 December 1970.

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ARTICLE 118

The provisions of the third part of Protocol No. 22 on relations between the European Economic Community and the Associated African and Malagasy States and the independent developing Commonwealth countries situated in Africa, the Indian Ocean, the Pacific Ocean and the Caribbean shall apply both to the overseas countries and territories referred to in Article 117 and to the non-European countries and territories maintaining special relations with the original Member States.

ARTICLE 119(1)

1. The arrangements resulting from the Council Decision of 29 September 1970 on the association of the overseas countries and territories with the European Economic Community shall not apply in relations between those countries and territories and the new Member States.

2. Products originating in the countries and territories associated with the Community shall, on importation into the new Member States, be subject to the arrangements applied to those products before accession.

Products originating in the non-European territories maintaining special relations with the United Kingdom and in the Anglo-French Condominium of the New Hebrides, listed in Article 24(2), shall, on importation into the Community, be subject to the arrangements applied to those products before accession.

Articles 110 to 114 shall apply.

3. This Article shall apply until 31 January 1975. If Article 115(3) is applied, this date may be deferred in accordance with the procedure and under the conditions laid down in that Article.

TITLE V

CAPITAL MOVEMENTS

ARTICLE 120


2. Appropriate consultations shall take place in due course between the new Member States and the Commission about procedures for applying measures of liberalisation or relaxation, the implementation of which may be deferred under the following provisions.
ARTICLE 121

1. Denmark may:

(a) for a period of two years after accession, defer the liberalisation of purchases by non-residents of bonds denominated in Danish kroner and dealt in on the stock exchange in Denmark, including physical transfers of the securities in question;

(b) for a period of five years after accession, defer the liberalisation of purchases by persons resident in Denmark of foreign securities dealt in on the stock exchange and of repurchases from abroad of Danish securities dealt in on the stock exchange, denominated entirely or partly in foreign currency, including physical transfers of the securities in question.

2. From the date of accession, Denmark will proceed to a progressive liberalisation of the operations referred to in paragraph 1(a).

ARTICLE 122

1. Ireland may:

(a) for a period of two years after accession, defer the liberalisation of direct investments in Member States by persons resident in Ireland and the liberalisation of the liquidation of direct investments in Member States by persons resident in Ireland;

(b) for a period of thirty months after accession, defer the liberalisation of the following capital movements of a personal nature:

—transfers of capital belonging to persons resident in Ireland who are emigrating, other than transfers connected with freedom of movement for workers which shall be liberalised from the date of accession;

—gifts and endowments, dowries, succession duties, and real estate investments other than those connected with freedom of movement for workers which shall be liberalised from the date of accession;

(c) for a period of five years after accession defer the liberalisation of the operations set out in List B annexed to the Directives referred to in Article 120 and carried out by persons resident in Ireland.

2. Recognising that it is desirable to proceed, from the date of accession, to a substantial relaxation in the rules concerning the operations referred to in paragraph 1(a), Ireland will endeavour to take appropriate measures to this end.

ARTICLE 123(²)

ARTICLE 124

1. The United Kingdom may:

(a) for a period of two years after accession, defer the liberalisation of direct investments in Member States by persons resident in the

(²) Lapsed, Article 25, of Council Decision of 1 January 1973. (See footnote (¹).)
United Kingdom and the liberalisation of the liquidation of direct investments in Member States by persons resident in the United Kingdom;

(b) for a period of thirty months after accession, defer the liberalisation of the following capital movements of a personal nature:

—transfers of capital belonging to persons resident in the United Kingdom who are emigrating, other than transfers connected with freedom of movement for workers which shall be liberalised from the date of accession;

—gifts and endowments, dowries, succession duties and real estate investments other than those connected with freedom of movement for workers which shall be liberalised from the date of accession;

(c) for a period of five years after accession, defer the liberalisation of the operations set out in List B annexed to the Directives referred to in Article 120, and carried out by persons resident in the United Kingdom.

2. From the date of accession, the United Kingdom will proceed to a substantial relaxation in the rules concerning the operations referred to in paragraph 1(a).

**ARTICLE 125**

The new Member States will, circumstances permitting, carry out the liberalisation of capital movements referred to in Articles 121 to 124 before the expiry of the time limits laid down in those Articles.

**ARTICLE 126**

For the purpose of implementing the provisions of this Title, the Commission may consult the Monetary Committee and submit appropriate proposals to the Council.

**TITLE VI**

**FINANCIAL PROVISIONS**

**ARTICLE 127**

The Decision of 21 April 1970 on the replacement of financial contributions from Member States by the Communities' own resources, hereinafter referred to as the "Decision of 21 April 1970", shall be applied, account being taken of the following provisions.

**ARTICLE 128**

The revenue referred to in Article 2 of the Decision of 21 April 1970 shall also include:

(a) among those designated as agricultural levies, the revenue from any compensatory amount levied on imports under Articles 47 and 55,
and from the fixed components applied in trade between the Community as originally constituted and the new Member States and between the new Member States themselves under Article 61.

(b) among those designated as customs duties, the customs duties levied by the new Member States in trade with non-member States, and also customs duties levied in trade between the Community as originally constituted and the new Member States and between the new Member States themselves.

**Article 129**

1. The financial contributions from Member States referred to in Article 3(2) of the Decision of 21 April 1970 shall be apportioned as follows:
   
   —for the new Member States:
   
   Denmark ... ... ... 2.46 per cent.
   Ireland ... ... ... 0.61 per cent.
   United Kingdom ... ... 19.32 per cent.

   —and for the original Member States, in accordance with the scale laid down in Article 3(2) of the Decision of 21 April 1970, after the financial contributions of the new Member States specified above have been deducted.

2. For 1973, the basis for calculating the variations referred to in Article 3(3) of the Decision of 21 April 1970 shall be:
   
   —for the new Member States, the percentages referred to in paragraph 1;
   —for the original Member States, their relative share for the preceding year, account being taken of the percentages for the new Member States specified above.

**Article 130**

The Communities' own resources and also the financial contributions and, where appropriate, the contributions referred to in Article 4(2), (3) and (4) of the Decision of 21 April 1970 shall be due from the new Member States to the following extent only:

- 45.0 per cent. in 1973
- 56.0 per cent. in 1974
- 67.5 per cent. in 1975
- 79.5 per cent. in 1976
- 92.0 per cent. in 1977.

**Article 131**

1. From 1 January 1978, the Communities' own resources and, where appropriate, the financial contributions referred to in Article 4(2) (3) and (4) of the Decision of 21 April 1970, shall be due from the new Member States, in full, subject to the following provisions:
(a) The increase in the relative share to be paid by each new Member State under the head of the Communities' own resources and of the financial contributions for 1978 in comparison with the relative share due for 1977, shall not exceed two-fifths of the difference between the relative share due under the head of the Communities' own resources and of the financial contributions for 1977 and the relative share which each new Member State would have had to pay under the same head for the same year, if this relative share had been calculated in accordance with the arrangements laid down for the original Member States from 1978 by the Decision of 21 April 1970.

(b) For 1979, the increase in the relative share of each new Member State in comparison with 1978 shall not exceed that for 1978 in comparison with 1977.

2. The Commission shall carry out the calculations necessary for the application of this Article.

**ARTICLE 132**

Until 31 December 1979, that part of the Communities' budget which is not covered as a result of applying Articles 130 and 131 shall be incorporated into the amount apportioned for the original Member States in accordance with Article 129. The total amount thus determined shall be apportioned among the original Member States in accordance with the Decision of 21 April 1970.

**TITLE VII**

**OTHER PROVISIONS**

**ARTICLE 133**

The acts listed in Annex VII to this Act shall apply in respect of the new Member States under the conditions laid down in that Annex.

**ARTICLE 134(1)**

1. During the five years following accession, the Commission will examine, with the Governments concerned, whether existing measures arising from provisions laid down by law, regulation or administrative action in force in the new Member States, which had they been introduced after accession would have fallen within the scope of Article 67 of the ECSC Treaty, could, by comparison with the measures in force in the original Member States, give rise to serious distortions in conditions of competition in the coal and steel industries whether within the common market or in export markets. The Commission may, after consulting the Council, propose to the Governments concerned any action which it considers appropriate to correct such measures or to offset their effects.

2. Until 31 December 1977, the prices charged by undertakings for sales of steel on the Irish market, reduced to their equivalent at the point chosen...
for their price list, may not be below the prices shown in the price list in question for a comparable transaction, save when authorisation has been given by the Commission, in agreement with the Government of Ireland, without prejudice to the last subparagraph of Article 60(2)(b) of the ECSC Treaty.

3. If Decision No. 1/64 of the High Authority of 15 January 1964 prohibiting alignment on quotations for steel products and pig iron from State-trading countries or territories is extended after accession, that prohibition shall not apply until 31 December 1975 to products for the Danish market.

**ARTICLE 135**

1. If, before 31 December 1977, difficulties arise which are serious and liable to persist in any sector of the economy or which could bring about serious deterioration in the economic situation of a given area, a new Member-State may apply for authorisation to take protective measures in order to rectify the situation and adjust the sector concerned to the economy of the common market.

2. On application by the State concerned, the Commission shall, by emergency procedure, determine without delay the protective measures which it considers necessary, specifying the circumstances and the manner in which they are to be put into effect.

3. The measures authorised under paragraph 2 may involve derogations from the rules of the EEC Treaty and of this Act to such an extent and for such periods as are strictly necessary in order to attain the objectives referred to in paragraph 1. Priority shall be given to such measures as will least disturb the functioning of the common market.

4. In the same circumstances and according to the same procedure, any original Member State may apply for authorisation to take protective measures in regard to one or more new Member States.

**ARTICLE 136**

1. If, before 31 December 1977, the Commission, on application by a Member State or by any other interested party, finds that dumping is being practised between the Community as originally constituted and the new Member States or between the new Member States themselves, it shall address recommendations to the person or persons with whom such practices originate for the purpose of putting an end to them.

   Should the practices continue, the Commission shall authorise the injured Member State or States to take protective measures, the conditions and details of which the Commission shall determine.

2. For the application of this Article to the products listed in Annex II to the EEC Treaty, the Commission shall evaluate all relevant factors, in particular the level of prices at which these products are imported into the market in question from elsewhere, account being taken of the provisions of the EEC Treaty relating to agriculture, in particular Article 39.
ARTICLE 137

1. Notwithstanding Article 136, Ireland may, until 31 December 1977, take the necessary measures in cases of extreme urgency. It shall forthwith notify such measures to the Commission, which may decide to abolish or modify them.

2. This provision shall not apply to the products in Annex II to the EEC Treaty.

ARTICLE 138

Notwithstanding the second paragraph of Article 95 of the EEC Treaty, Denmark may retain until 30 June 1974 the special excise duties on table wines imported in bottles or other similar containers.

PART FIVE

Provisions relating to the Implementation of this Act

TITLE I

Setting up of the Institutions

ARTICLE 139

1. The Parliaments of the new Member States shall, upon accession, designate their delegates to the Assembly.

2. The Assembly shall meet at the latest one month after accession. It shall make such adaptations to its rules of procedure as are made necessary by accession.

ARTICLE 140

1. Upon accession, the office of President of the Council shall be held by the member of the Council who would have held that office in accordance with the original text of Article 2 of the Treaty establishing a Single Council and a Single Commission of the European Communities. On expiry of his term of office, the office of President shall then be held in the order of Member States laid down in the Article referred to above as amended by Article 11.

2. The Council shall make such adaptations to its rules of procedure as are made necessary by accession.

ARTICLE 141

1. The President, the Vice-Presidents and members of the Commission shall be appointed upon accession. The Commission shall take up its duties on the fifth day after its members have been appointed. The terms of office of the members in office at the time of accession shall terminate at the same time.

2. The Commission shall make such adaptations to its rules of procedure as are made necessary by accession.
ARTICLE 142(1)

1. Upon accession, new judges shall be appointed to the Court of Justice in order to bring the number of judges up to nine as provided for in Article 17 of this Act.

2. The terms of office of one of the judges appointed in accordance with paragraph 1 shall expire on 6 October 1976. That judge shall be chosen by lot. The term of office of the other judge shall expire on 6 October 1979.

3. Upon accession, a third Advocate-General shall be appointed. His term of office shall expire on 6 October 1979.

4. The Court shall make such adaptations to its rules of procedure as are made necessary by accession. The rules of procedure as adapted shall require the unanimous approval of the Council.

5. In order to give judgment in cases pending before the Court on 1 January 1973 in respect of which oral proceedings have started before that date, the full Court and the Chambers shall be composed as before accession and shall apply the rules of procedure in force on 31 December 1972.

ARTICLE 143(1)

Upon accession, the Economic and Social Committee shall be enlarged by the appointment of forty-two members representing the various categories of economic and social activity in the new Member States. The terms of office of the members thus appointed shall expire at the same time as those of the members in office at the time of accession.

ARTICLE 144

Upon accession, the Consultative Committee of the European Coal and Steel Community shall be enlarged by the appointment of additional members. The terms of office of the members thus appointed shall expire at the same time as those of the members in office at the time of accession.

ARTICLE 145

Upon accession, the members of the Scientific and Technical Committee shall be appointed in accordance with the procedure laid down in Article 134 of the Euratom Treaty. The Committee shall take up its duties on the fifth day after its members have been appointed. The terms of office of the members in office at the time of accession shall expire at that time.

ARTICLE 146

Upon accession, the Monetary Committee shall be enlarged by the appointment of members representing the new Member States. Their terms of office shall expire at the same time as those of the members in office at the time of accession.
ARTICLE 147

Adaptations to the Rules of the Committees established by the original Treaties and to their rules of procedure necessitated by accession, shall be made as soon as possible after accession.

ARTICLE 148

1. The terms of office of the new members of the Committees listed in Annex VIII shall expire at the same time as those of the members in office at the time of accession.

2. Upon accession, the membership of the Committees listed in Annex IX shall be completely renewed.

TITLE II

APPLICABILITY OF THE ACTS OF THE INSTITUTIONS

ARTICLE 149

From accession, the new Member States shall be considered as being addressees of and as having received notification of directives and decisions within the meaning of Article 189 of the EEC Treaty and of Article 161 of the Euratom Treaty, and of recommendations and decisions within the meaning of Article 14 of the ECSC Treaty, provided that those directives, recommendations and decisions have been notified to all the original Member States.

ARTICLE 150

The application in each new Member State of the acts listed in Annex X to this Act shall be deferred until the dates specified in that list.

ARTICLE 151

1. The following shall be deferred until 1 February 1973:

(a) the application to the new Member States of the Community rules established for production of and trade in agricultural products and for trade in certain goods processed from agricultural products which are the subject of special arrangements;

(b) the application to the Community as originally constituted of the amendments made to these rules by this Act, including those arising from Article 153.

2. Paragraph 1 shall not apply to the adaptations referred to in Part II, point A, of Annex I, referred to in Article 29 of this Act.

3. Until 31 January 1973, the arrangements applicable to trade between, on the one hand, a new Member State and, on the other hand, the Community as originally constituted, the other new Member States or third countries shall be those applied before accession.
ARTICLE 152

The new Member States shall put into effect the measures necessary for them to comply from the date of accession with the provisions of directives and decisions within the meaning of Article 189 of the EEC Treaty and of Article 161 of the Euratom Treaty, and with recommendations and decisions within the meaning of Article 14 of the ECSC Treaty, unless a time limit is provided for in the list in Annex XI or in any other provisions of this Act.

ARTICLE 153

1. Adaptations to the acts of the institutions of the Communities not included in this Act or its Annexes, made by the institutions before accession in accordance with the procedure in paragraph 2 to bring those acts into line with the provisions of this Act, in particular those of Part Four, shall enter into force on accession.

2. The Council, acting by a qualified majority on a proposal from the Commission, or the Commission, according to which of these two institutions adopted the original act, shall to this end draw up the necessary texts.

ARTICLE 154

Notwithstanding Article 3(3), the principles concerning the general arrangements for regional aid, elaborated within the framework of the application of Articles 92 to 94 of the EEC Treaty and contained in the communication of the Commission of 23 June 1971 and also in the resolution of the Representatives of the Governments of the Member States, meeting in Council, of 20 October 1971, shall apply to the new Member States on 1 July 1973 at the latest.

These texts will be supplemented to take account of the new situation of the Community after accession, so that all the Member States are in the same situation in regard to them.

ARTICLE 155(1)

The texts of the acts of the institutions of the Communities adopted before accession and drawn up by the Council or the Commission in the Danish and English languages shall, from the date of accession, be authentic under the same conditions as the texts drawn up in the four original languages. They shall be published in the Official Journal of the European Communities if the texts in the original languages were so published.

ARTICLE 156

Agreements, decisions and concerted practices in existence at the time of accession which come within the scope of Article 65 of the ECSC Treaty by reason of accession must be notified to the Commission within three months of accession. Only agreements and decisions which have been notified shall remain provisionally in force until a decision has been taken by the Commission.
ARTICLE 157

Provisions laid down by law, regulation or administrative action designed to ensure the protection of the health of the workers and the general public in the territories of the new Member States against the dangers arising from ionizing radiations shall, in accordance with Article 33 of the Euratom Treaty, be communicated by those States to the Commission within three months of accession.

TITLE III

FINAL PROVISIONS

ARTICLE 158

Annexes I to XI, Protocols Nos. 1 to 30 and the Exchange of Letters on Monetary Questions, which are attached to this Act, shall form an integral part thereof.

ARTICLE 159(1)

The Government of the French Republic shall transmit a certified copy of the Treaty establishing the European Coal and Steel Community and the Treaties amending that Treaty to the Governments of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland.

ARTICLE 160(2)

The Government of the Italian Republic shall transmit a certified copy of the Treaty establishing the European Economic Community, the Treaty establishing the European Atomic Energy Community and the Treaties amending or supplementing them in the Dutch, French, German and Italian languages to the Governments of the Kingdom of Denmark, Ireland and the United Kingdom of Great Britain and Northern Ireland.

The texts of the Treaty establishing the European Economic Community and the Treaty establishing the European Atomic Energy Community, and the Treaties amending or supplementing them, drawn up in the Danish, English and Irish languages, shall be annexed to this Act. These texts shall be authentic under the same conditions as the original texts of the Treaties referred to above.

ARTICLE 161

A certified copy of the international agreements deposited in the archives of the Secretariat of the Council of the European Communities shall be transmitted to the Governments of the new Member States by the Secretary-General.
ANNEXES
ANNEX I

List referred to in Article 29 of the Act of Accession(1)

I. CUSTOMS LEGISLATION

   OJ No. L 148/1, 28 June 1968
In Article 14(2), the word “twelve” is replaced by the word “forty-one”

   OJ No. L 148/6, 28 June 1968
Article 6(2) is replaced by the following:

   “2. For goods introduced into the territory of a Member State and then carried to a destination in another Member State, through the territory of a third country, or by sea after passing through the territory of a Member State, the place of introduction into the Community to be taken into consideration shall be determined in accordance with the procedure laid down in Article 17.”

The first sub-paragraph of Article 6(3) is replaced by the following:

   “3. For goods introduced into the customs territory of the Community and carried directly from one of the French overseas departments or Greenland to another part of the customs territory of the Community or vice-versa, the place of introduction to be taken into consideration shall be the place referred to in paragraphs 1 and 2 situated in that part of the customs territory of the Community from which the goods came, if they were unloaded or transhipped there and this was certified by the Customs authorities.”

In Article 17(2), the word “twelve” is replaced by the word “forty-one”.

   OJ No. L 172/1, 22 July 1968
Point C.3. in Title I of Part I of the Annex is replaced by the following text:

   “The unit of account (ua) used for certain specific customs duty rates or as a criterion for the purpose of determining the application of certain headings or sub-headings has a value of 0.88867088 grammes of fine gold. The exchange rate to be taken to convert the unit of account into Belgian francs, Danish kroner, Dutch guilders, French francs, German marks, Irish pounds, Italian lire, Luxembourg francs or pounds sterling shall be that corresponding to the par value communicated to and recognized by the International Monetary Fund in respect of these currencies.”

   OJ No. L 238/1, 28 September 1968
Article 1 is replaced by the following:

   “The customs territory of the Community shall comprise the following territories:

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—the territory of the Kingdom of Belgium;

—the territory of the Kingdom of Denmark, except the Faroe Islands;

—the German territories to which the Treaty establishing the European Economic Community applies, except the Island of Heligoland and the territory of Büsingen (Treaty of 23 November 1964 between the Federal Republic of Germany and the Swiss Confederation);

—the territory of the French Republic, except overseas territories;

—the territory of Ireland;

—the territory of the Italian Republic, except the communes of Livigno and Campione d'Italia and the national waters of Lake Lugano which are between the bank and the political frontier of the area between Ponte Tresa and Porto Ceresio;

—the territory of the Grand Duchy of Luxembourg;

—the territory of the Kingdom of the Netherlands in Europe;

—the territory of the United Kingdom of Great Britain and Northern Ireland and of the Channel Islands and the Isle of Man”.

    OJ No. L 285/1, 25 November 1968

In the Annex, the first sub-paragraph of paragraph 3 of the Introductory Notes is replaced by the following:

“As regards the French overseas departments of Guadeloupe, Guiana, Martinique and Reunion, and as regards Greenland, of which territories the airports are not included in the list, the following rules shall apply:

(a) for goods shipped direct from third countries to these territories, the whole of the cost of air transport to these airports is to be included in the value for customs purposes;

(b) for goods shipped from third countries to the European part of the Community and transshipped or unloaded in one of those territories, the air transport costs which would have been incurred for carrying the goods only as far as the airport of transshipment or unloading are to be included in the value for customs purposes;

(c) for goods shipped from third countries to those territories and transshipped or unloaded in an airport in the European part of the Community, the air transport costs to be included in the value for customs purposes are those which result from the application of the percentages given in the following list to the costs which would have been incurred for carrying the goods from the airport of departure to the airport of transshipment or unloading.”

    OJ No. L 14/1, 21 January 1969

In Article 3(2), the word “twelve” is replaced by the word “forty-one”.

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OJ No. L 77/1, 29 March 1969

Sub-paragraph (d) of Article 11 is replaced by the following:

"(d) "office of transit" means:
— the customs office at the point of entry into a Member State other than the Member State of departure,
— also the office at the point of exit from the Community when the consignment is leaving the customs territory of the Community in the course of a Community transit operation via a frontier between a Member State and a third country."

Sub-paragraph (g) of Article 11 is replaced by the following:

"(g) "internal frontier" means a frontier common to two Member States.

Goods loaded in a seaport of a Member State and unloaded in a seaport of another Member State shall be deemed to have crossed an internal frontier provided that the sea crossing is covered by a single transport document.

Goods coming from a third country by sea and transhipped in a seaport of a Member State with a view to unloading in a seaport of another Member State shall not be deemed to have crossed an internal frontier."

A new paragraph, worded as follows, is inserted in Article 41:

"3. The provisions of paragraph 1 shall likewise apply to goods crossing an internal frontier in accordance with the second sub-paragraph of Article 11(g)."

Article 44 is replaced by the following:

"Notwithstanding the provisions of Article 4, goods the transport of which involves crossing an internal frontier within the meaning of the second sub-paragraph of Article 11(g) need not be placed under the Community transit system before crossing the said frontier.

2. The provisions of paragraph 1 shall not apply:
— where goods are subject to Community measures entailing control of their use or destination; or
— where the transport operation is to end in a Member State other than that in which the port of unloading is situated, save where transport beyond that port is to be effected, in pursuance of the second sub-paragraph of Article 7(2), under the Rhine Manifest procedure.

3. Where goods have been placed under the Community transit system before crossing the internal frontier, the effect of that system shall be suspended during the crossing of the high seas.

4. No guarantee need be lodged in respect of the transport of goods by sea."
In Article 47, the words "...pursuant to the provisions of the second sub-paragraph of Article 44(1)" are replaced by:
"pursuant to the provisions of Article 44".

In Article 58(2) the word "twelve" is replaced by the word "forty-one".

The initials "EC" and "EF" are inserted in the heading of each form in Annex A.

The initials "EC" and "EF" are inserted in the heading of each form in Annex B.

The initials "EC" and "EF" are inserted in the heading of each form in Annex C.

The initials "EC" and "EF" are inserted in the heading of each form in Annex D.

The initials "EC" and "EF" are inserted in the heading of each form in Annex E.

The initials "EC" and "EF" are inserted in the heading of Specimen I in Annex F.

Point I.1. of Specimen I in Annex F is replaced by the following:

"The undersigned ...........................................(1)
resident at ..........................................................(2)
hereby jointly and severally guarantees, at the office of guarantee of ..........................
up to a maximum of .................. in favour of the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the French Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland (3), the amounts for which the principal ..............(1), may be or become liable to the abovementioned Member States of the European Communities by reason of infringements or irregularities committed in the course of a Community transit operation carried out by that person, including duties, taxes, agricultural levies and other charges—with the exception of pecuniary penalties—as regards principal or further liabilities, expenses and incidentals".

The initials "EC" and "EF" are inserted in the heading of Specimen II in Annex F.

Point I.1. of Specimen II in Annex F is replaced by the following:

"The undersigned ...........................................(1)
resident at ..........................................................(2)
hereby jointly and severally guarantees, at the office of departure of ..........................

.............................................................................. in favour of the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the French Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland (3), the amounts for which the principal ..............(1).
may be or become liable to the abovementioned Member States of the European Communities, by reason of infringements or irregularities committed in the course of a Community transit operation carried out by that person from the office of departure of .......................

........................................................................................................... to the office of destination of ............................................................... in respect of the goods designated hereafter, including duties, taxes, agricultural levies and other charges—with the exception of pecuniary penalties—as regards principal or further liabilities, expenses and incidentals.”

The initials “EC” and “EF” are inserted in the heading of the form in Annex G.

On the first page of the form in Annex G, three dotted lines are inserted after the words “the following.................Member States of the European Communities:”.

The initials “EC” and “EF” are inserted in the specimen label in Annex H.

   OJ No. L 79/1, 31 March 1969

   In the Annex, the following words are inserted in the heading of the “CERTIFICATE OF ORIGIN” form and the copy of that form:
   “EUROPEAN COMMUNITIES”
   “DE EUROPÆISK FÆLLESSKABER”

   OJ No. L 141/31, 12 June 1969

   In the Annex, the wording of the “CERTIFICATE”, the form of which is to be determined by the Commission, is replaced by the following:

   CERTIFICAT/BESEEHINIGUNG/CERTIFICATO/CERTIFICAAT/
   CERTIFICATE/CERTIFIKAT/N°. .......... .... (.........................) pour les préparations dites «Fondues» présentées en emballages immédiats d’un contenu net inférieur ou égal à 1 kg
   Für „Käsefondu“ genannte Zubereitungen in unmittelbaren Umschliessungen mit einem Gewicht des Inhalts von 1 kg oder weniger
   Per le preparazioni dette «Fondate» presentate in imballaggi immediati di un contenuto netto inferiore o uguale a 1 kg
   Voor de preparaten „Fondues” genaamd, in onmiddellijke verpakking, met een netto-inhoud van 1 kg of minder
   For preparations known as “Cheese Fondues” put up in immediate packings of a net capacity of 1 kg or less
   For tilberedte produkter betegnet “Oste-fondue” i eengangsemballage med et netto-inhold på mindre end eller lig med 1 kg
   L’autorité compétente/Die zuständige Stelle/L’autorità competente/De bevoegde autoriteit/The competent authority/Vedkommende myndighed:
certifie que le lot de
bescheinigt, dass die Sendung von
certifica che la partita di
bevestigt dat de partij van
certifies that the parcel of
bekræfter, at sendingen på

kilogrammes de produit, faisant l’objet de la facture no... du.................
kilogramm, für welche die Rechnung Nr.........................vom...........
chilogrammi di prodotto, oggetto della fattura n.............del ................
kilogram van het produkt, waarvoor factuur nr...........van ................
kilogrammes of product, covered by Invoice No............of...................
kilogram af produktet, omhandlet i factura nr.............af...................
délivrée par/ausgestellt wurde durch/emessa da/Afgegeven door/issued by/udstædt af

pays d’origine/Ursprungsland/paese d’origine/land van oorsprong/country of origin/oprindelsesland:

pays de destination/Bestimmungsland/paese destinatario/land van bestemming/country of destination/bestemmelsesland:

répond aux caractéristiques suivantes:
folgende Merkmale aufweist:
risponde alle seguenti caratteristiche:
de volgende kenmerken vertoont:
has the following characteristics:
svarer til følgende karakteristika:

Ce produit a une teneur en poids en matières grasses provenant du lait égale ou supérieure à 12% et inférieure à 18%.
Dieses Erzeugnis hat einen Gehalt an Milchfett von 12 oder mehr, jedoch weniger als 18 Gewichtshundertteilen.
Tale prodotto ha un tenore in peso di materie grasse provenienti dal latte uguale o superiore a 12% e inferiore a 18%.
Dit produkt heeft een gehalte aan van melk afkomstige vetstoffen gelijk aan of hoger dan 12%, doch lager dan 18%.
This product has a milkfat content equal to or exceeding 12% and less than 18% by weight.
Dette produkt har et vægtindhold af mælkefett på mindst 12 og højst 18 procent.

Il a été obtenu à partir de fromages dans la fabrication desquels ne sont entrés d’autres fromages que l’Emmental ou le Gruyère.
Es ist hergestellt aus Schmelzkäse, zu dessen Erzeugung keine anderen Käsensorten als Emmentaler oder Gruyerer verwendet wurden.
E stato ottenuto con formaggi fusi per la cui fabbricazione sono stati utilizzati solamente Emmental o Gruvieria.
Het werd verkregen uit gesmolten kass, waarin bij de fabricatie ervan geen andere kaassoorten dan Emmental en Gruyere werden verwerkt.
It is prepared with processed cheeses made exclusively from Emmental or Gruyere cheese.
Fremstillet af smelteost, ved hvis fabrikation der ikke er anvendt andre ostesorter end Emmentaler eller Gruyère.

avec adjonction de vin blanc, d’eau-de-vie de cerises (kirsch), de féculé et d’épices.
mit Zusätzen von Weisswein, Kirschwasser, Stärke und Gewürzen.
con l’aggiunta di vino bianco, acquavite di ciliege (kirsch), fecola e spezie.
met toevoeging van witte wijn, brandewijn van kersen (kirsch), zetmeel en specerijen.

with added white wine, kirsch, starch and spices.
med tilsætning af hvidvin, kirsebærærbandevin (kirsch), stivelse og krydderier.

Les frommages Emmental ou Gruyère utilisés dans sa fabrication ont été fabriqués dans le pays exportateur.
Die zu seiner Herstellung verwendeten Käsesorten Emmentaler oder Greyerzer sind im Ausfuhrland erzeugt worden.
I formaggi Emmental o Gruviera utilizzati per la sua fabbricazione sono stati fabbricati nel paese esportatore.
De voor de bereiding ervan verwerkte Gruyère en Emmentaler kaassoorten werden in het uitvoerland bereid.
The Emmental and Gruyere cheeses used in its manufacture were made in the exporting country.
De ved fabrikationen anvendte Emmentaler- eller Gruyère-oste er fremstillet i eksportlandet.

Lieu et date d’émission:
Ausstellungsort und -datum:
Luogo e data d’emissione:
Plaats en datum van afgifte:
Place and date of issue:
Sted og dato for udstedelsen:

Cachet de l’organisme émetteur:
Stempel der aussstellenden Stelle:
Timbro dell’organismo emittente:
Stempel van het met de afgifte belaste bureau:
Stamp of issuing body:
Den udstedende myndigheds stempel:

Signature(s)
Unterschrift(en)
Firma(e)
Handtekening(en)
Signature(s)
Underskrift(ér)

OJ No. L 212/1, 25 August 1969

The initials “EC” and “EF” are inserted in the heading of the form in the Annex.

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   OJ No. L 295/1, 24 November 1969

   The initials “EC” and “EF” are inserted in the heading of the form in Annex I.

   Point I.1 of the specimen in Annex I is replaced by the following:
   “1. The undersigned…………………………..(1) resident at……………………………………. (2) hereby jointly and severally guarantees, at the office of guarantee of………………
   ……………………………….in favour of the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the French Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland, any amounts for which a principal may become liable to the above-mentioned Member States of the European Communities by reason of infringements or irregularities committed in the course of a Community transit operation including duties, taxes, agricultural levies and other charges—with the exception of pecuniary penalties—as regards principal or further liabilities, expenses and incidental charges with regard to which the undersigned has agreed to be responsible by the issue of guarantee vouchers up to a maximum amount of 5,000 units of account per voucher.”

   Three dotted lines numbered 6, 7, 8 and 9 are inserted in the table contained in point I.4 of that specimen.

   The initials “EC” and “EF” are inserted in the heading of the form in Annex II.

   OJ No. L 295/6, 24 November 1969

   The initials “EC” and “EF” are inserted in the heading of the form in the Annex.

   The words:
   “RECEIPT”
   “ANKOMSTBEVIS”

   are inserted in the title of that form.

   OJ No. L 295/8, 24 November 1969

   In Article 5 (3) the words:
   “ISSUED RETROACTIVELY”
   “UDSTEDT EFTERFØLGENDE”

   are inserted after “Achteraf afgegeven”.

   The initials “EC” and “EF” are inserted in the heading of the form in the Annex.

OJ No. L 295/13, 24 November 1969

The initials “EC” and “EF” are inserted in the heading of the form in the Annex.

The words:

“TRANSIT ADVICE NOTE”

“GRÆNSEOVERGANGSATTEST”

are inserted in the heading of that form.


OJ No. L 295/14, 24 November 1969

The initials “EC” and “EF” are inserted in the heading of the form in the Annex.


OJ No. L 320/19, 20 December 1969

In Annex I, the wording of the “Certificate of authenticity”, the form of which is determined by the Commission, is replaced by the following:
<table>
<thead>
<tr>
<th>Certificate of authenticity</th>
<th>Certificat d'authenticité</th>
<th>Echteitszeugnis</th>
<th>Certificato di autenticità</th>
<th>Certificaat van echtheid</th>
<th>Ægtheds-certifikat</th>
<th>BOURBON WHISKY</th>
</tr>
</thead>
<tbody>
<tr>
<td>N°</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Consignor (Name and address)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Expéditeur (Nom et adresse)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Absender (Name und Adresse)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Spediteur (Cognome e indirizzo)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Afzender (Naam en adres)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Afsender (Navn og adresse)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Consignee (Name and address)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Destinataire (Nom et adresse)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Empfänger (Name und Adresse)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Destinario (Cognome e indirizzo)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ontvenger (Naam en adres)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Modtager (Nevn og adresse)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Number of packages</th>
<th>Serial numbers &amp; marks</th>
<th>Quantity—nombre—Anzahl</th>
<th>Weight—Poids—Gewicht</th>
<th>Quantity (Litres)</th>
<th>Observations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nombre des colis</td>
<td>Marques &amp; numéros</td>
<td>Quantité—Aantals</td>
<td>Peso—Gewicht—Vaegt</td>
<td>Quantité (Litres)</td>
<td>Bemerkungen</td>
</tr>
<tr>
<td>Anzahl der Packstücke</td>
<td>Zeichen &amp; Nummern</td>
<td>Antal kolli</td>
<td>Antal kolli</td>
<td>Menge (Liter)</td>
<td>Bemerkungen</td>
</tr>
<tr>
<td>Numero dei colli</td>
<td>Marche e numeri</td>
<td>Casks</td>
<td>Bottles</td>
<td>gross</td>
<td>net</td>
</tr>
<tr>
<td>Aantal colli</td>
<td>Merken en nummers</td>
<td>Fässer</td>
<td>Bouteilles</td>
<td>brut</td>
<td>netto</td>
</tr>
<tr>
<td>Antal kolli</td>
<td>Mærker og numre</td>
<td>Füster</td>
<td>Flaschen</td>
<td>lordo</td>
<td>netto</td>
</tr>
</tbody>
</table>

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The Internal Revenue Service certifies that the above whisky was distilled in the United States at L'Internal Revenue Service certifie que le whisky décrit ci-dessus a été obtenu aux U.S.A. Der Internal Revenue Service bestätigt, dass der oben genannte Bourbon-Whisky in den USA unmittelbar L'Internal Revenue Service certifica che il whisky Bourbon sopra descritto è stato ottenuto negli U.S.A. De Internal Revenue Service verklaart dat de hierboven omschreven Bourbon whisky met den sterkte The Internal Revenue Service bekræfter, at foran nævnte Bourbon-whisky med en styrke på højest 160°

not exceeding 160° proof (80° Gay-Lussac) from a fermented mash of grain of which not less than directement à 160° proof (80° Gay Lussac) au maximum, exclusivement par distillation de moutts fermen-
mit einer Stärke von höchstens 160° proof (80° Gay-Lussac) durch Destillation aus vergorener Getreide-
direttamente a non più di 160° proof (80° Gay-Lussac) esclusivamente per distillazione di mosti fermen-
van niet meer dan 160° proof (80° Gay-Lussac) in de Verenigde Staten van Noord-Amerika in één pro-
proof (80° Gay-Lussac) er fremstillet i USA i én arbejdsgang udelukkende ved destillering ar gæret

51 % was corn grain (maize) and aged for not less than two years in charred new oak containers.
51 % était des grains de maïs et qu'il a vêilli pendant au Maische mit einem Anteil an Mais von mindestens 51 Gewichtshundertteilen hergestellt wurde und dass
tés d'un mélange de céréales contenant au moins 51 % de grains de maïs et qu'il a vêilli pendant au
Maische mit einem Anteil an Mais von mindestens 51 Gewichtshundertteilen hergestellt wurde und dass
tali di una miscela di cereali contenente almeno 51 % di granurco e che è stato invecchiato per almeno
duktisgang is verkregen uitsluitend door distillatie van gistig beslag van gemengde granen bestaande uit
tart a een kornblanding indeholdende mindst 51 % majs, og at den er lagret i mindst 2 år i ny, indvendigt

moins deux ans en fûts de chêne neufs superficiellement carbonisés.
ert minstens 2 Jahre in neuen, innen angekohlten Eichenfässern gelagert hat.
due anni in fusti nuovi di quercia carbonizzati superficialmente.
ten minste 51 gewichtspercenten (%) mais en dat deze whisky gedurende ten minste twee jaar is gelagerd in
fornkelde egetræsfude.

Place and date of issuance Lieu et date d’émission Ort und Datum der Ausstellung Luogo e data di emissione Plaats en datum van afgifte Sted og dato for udstedelsen

U.S. Treasury Department Internal Revenue Service Officer

Seal of the Internal Revenue Service Sceau de l’Internal Revenue Service Stempel des Internal Revenue Service Timbro dell’Internal Revenue Service Stempel van het Internal Revenue Service Internal Revenue Service’s stempel
   OJ No. L 322/32, 24 December 1969

as amended by:

—*Commission Regulation (EEC) No. 2631/70 of 23 December 1970*
   OJ No. L 279/34, 24 December 1970

—*Commission Regulation (EEC) No. 1571/71 of 22 July 1971*
   OJ No. L 165/25, 23 July 1971

The text of the annex is replaced by the following:

“List of airline companies which are exempt from providing a guarantee:

1. Aer Lingus Teoranta (Irish Air Lines), Dublin
2. Aeroflot, Moskva
3. Aerolíneas Argentinas, Buenos Aires
4. Aerolinee Itavia, Roma
5. Aer Turas, Dublin
6. African Safari Airways, Nairobi
7. Air Afrique, Abidjan
8. Air Algérie (Compagnie generale de transports aériens), Alger
9. Air Anglia, Norwich
10. Air Bahama (International), Nassau
11. Air Canada, Montreal
12. Air Ceylon, Colombo
13. Air France, Paris
14. Air India, Bombay
15. Air Inter, Paris
16. Airlift International, USA
17. Air Madagascar (Société nationale malgache de transports aériens), Tananarive
18. Air Sénégal (Compagnie sénégalaise de transports aériens), Dakar
19. Air Viking, Reykjavik
20. Air Zaïre, Kinshasa
21. Alaska Airlines, USA
22. Alia (Royal Jordan Airlines), Amman
23. Alitalia (Linee Aeree Italiane), Roma
24. APSA, Lima
25. Arco Bermuda
26. Ariana (Afghan Airlines), Kabul
27. ATI, Napoli
28. Aurigny (Channel Islands), Alderney
29. Austrian Airlines, Wien
30. Avianca (Aerovías Nacionales de Colombia SA) Bogotá
31. “Balkan” Bulgarian Airlines, Sofia

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32. “Basco” Brothers Air Services Co., Aden
33. Bavaria Fluggesellschaft Schwabe & Co., München
34. BEA (British European Airways Corporation), Ruislip
35. BKS Air Transport Ltd., London
36. BOAC (British Overseas Airways Corporation), Heathrow Airport, London
37. Britannia, Luton
38. British Air Ferries, Southend
40. British Midland, Castle Donington
41. British United Airways, Gatwick Airport, London
42. Caledonian-BUA, Gatwick Airport, London
43. Cambrian, Rhoose
44. Canadian Pacific-Air, Vancouver
45. Československe Aerolinie (CSA), Praha
46. Channel Airways, Stansted Airport, London
47. Condor Flugdienst GmbH, Frankfurt/Main
48. Cyprus Airways, Nicosia
49. Dan-Air Services Ltd., London
50. Deutsche Lufthansa AG, Köln
51. Donaldson, Gatwick Airport, London
52. East African Airways Corporation, Nairobi
53. El Al Israel Airlines Ltd., Tel Aviv
54. Elivie (Società Italiana Esercizio Elicotteri SpA), Napoli
55. Ethiopian Airlines, Addis Abèba
56. Fairflight, Biggin Hill Airport, London
57. Finnair, Helsinki
58. Garuda Indonesian Airways, Djakarta
59. General Air Nord GmbH, Hamburg
60. Germanair Bedarfsflugfahrtgesellschaft mbH, Frankfurt/Main
61. Ghana Airways Corporation, Accra
62. Humber Airways, Hull
63. Iberia (Líneas Aéreas de España), Madrid
64. Icelandic Airlines (Flugfelag), Reykjavik
65. Interregional-Fluggesellschaft mbH, Düsseldorf
66. Intra Airways, Jersey
67. Invicta Airways, Manston
68. Iran National Airlines Corporation, Teheran
69. Iraqi Airways, Baghdad
70. Japan Air Lines Co. Ltd., Tokio
71. JAT (Jugoslovenski Aerotransport), Beograd
72. KLM (Koninklijke Luchtvaart Maatschappij), Den Haag
73. Kuwait Airways Corporation, Koweit
74. Laker Airways, Gatwick Airport, London
75. Libyan Arab Airlines, Tripoli
76. Lloyd International, Stansted Airport, London
77. Loftleidir HF, Reykjavik
78. Loganair, Glasgow
79. LOT (Polskie Linie Lotnicze), Warszawa
80. Lufttransport-Unternehmen GmbH, Düsseldorf
81. Luftverkehrsunternehmen Atlantis AG, Frankfurt/Main-Niederrad
82. Luxair (Luxembourg Airlines), Luxembourg
83. Malaysia-Singapore Airlines, Singapore
84. Malev (Magyar Légiközlekedési Vallalat), Budapest
85. Martinair Holland NV (MAC), Amsterdam
86. MEA (Middle East Airlines SAL), Beirut
87. Monarch, Luton
88. National Airlines Inc., Miami
89. Nigerian Airways, Lagos
90. NLM (Nederlandse Luchtvaart Maatschappij), Amsterdam
91. (Fred) Olsen, Oslo
92. Olympic Airways, Athenai
93. Ontario World Air, Toronto
94. Pacific Western, Vancouver
95. Pakistan International Airlines Corporation, Karachi
96. Panair Luftverkehrsgesellschaft mbH & Co., München
98. Qantas Airways Ltd., Sydney
99. Rousseau Aviation, Dinard
100. Royal Air Maroc, Casablanca
101. SAA (South African Airways), Johannesburg
102. Sabena—Belgian World Airlines, Bruxelles—Brussel
103. SAM (Societa Aerea Mediterranea), Roma
104. SAS (Scandinavian Airlines System), Stockholm
105. Saturn, Oakland
106. Saudi Arabian Airlines, Jeddah
108. Sierra Leone Airways, Freetown
109. Skyways Coach Air, Ashford
110. Southern Air Transport, Miami
111. South-West Aviation Ltd., Exeter
112. Spantax SA, Madrid
113. Strathallan, Perth
114. Sudan Airways, Khartoum
115. Swissair (Swiss Air Transport Company Ltd.), Zürich
116. Syrian Arab Airlines, Damascus
117. TAP (Transportes Aeros Portugueses SARL), Lisboa
118. Tarom (Rumanian Air Transport), Bucuresti
119. TF—Transport Flug GmbH & Co., Frankfurt/Main
120. Tradewinds, Gatwick Airport, London
121. Transavia (Holland NV), Amsterdam
122. Trans-Mediterranean Airways, Beirut
123. Transmeridian, Stansted Airport, London
124. Trans-Union, Paris
125. Tunis Air, Tunis
126. Turk Hava Yollari Anonim Ortakligi, Istanbul
127. TWA (Trans World Airlines Inc.), New York
128. United Arab Airlines, Heliopolis
129. UTA (Union de Transports Aériens), Paris
130. VARIG (Empresa Viação Aerea Riograndense), Rio de Janeiro
131. VIASA (Venezolana Internacional de Aviación SA), Caracas
132. Zambian Airways, Lusaka

   OJ No. L 171/10, 4 August 1970

Subparagraph (b) of Article 1 is replaced by the following:

"(b) marketing centre: one of the following centres:
— for Germany: Cologne, Frankfurt, Hamburg and Munich;
— for Denmark: Copenhagen;
— for France: Dieppe, Le Havre, Marseilles, Paris-Rungis, Perpignan and Rouen;
— for Ireland: Dublin;
— for Italy: Milan;
— for the Netherlands: Rotterdam;
— for the United Kingdom: London, Liverpool, Hull and Glasgow;
— for BLEU: Antwerp and Brussels."

Article 4(2) is replaced by the following:

"2. The average free-at-frontier price, not cleared through customs, shall be calculated on the basis of the gross proceeds of sales made between importers and wholesalers. However, for the Paris-Rungis, Milan, London and Copenhagen centres the basis to be used shall be the prices at which goods are most commonly sold at those centres.

The gross proceeds of such sales shall be decreased by:
— an intervention margin of 15 per cent. for the Paris-Rungis, Milan, London and Copenhagen centres and of 6 per cent. for the other marketing centres;"
transport costs within the Community;
a standard amount of 2.5 units of account, representing all the other costs which are not to be included in the value for customs purposes;
customs duties and charges which are not to be included in the value for customs purposes."

   OJ No. L 35/31, 12 February 1971
   Article 5 is replaced by the following:
   "The railway administrations shall ensure that for transport operations effected under the Community transit system labels bearing the following inscription are used: Douane/Zoll/Dogana/Customs/Told". The labels shall be affixed to the consignment note or to the express parcel dispatch note and also to the railway wagon in the case of a complete load or to the parcel or parcels in other cases."

   OJ No. L 133/32, 19 June 1971
   Article 2 is replaced by the following:
   "Where the goods referred to in Article 1(1) have been placed, for the purposes of their dispatch, under Community transit procedure, the principal shall enter under "Description of goods" in the Community transit declaration one of the following, as appropriate:

Sortie de la Communauté soumise à des restrictions.
Ausgang aus der Gemeinschaft Beschränkungen unterworfen.
Uscita dalla Communità assoggettata a restrizioni
Verlaten van de Gemeenschap aan beperkingen onderworpen.
Export from the Community subject to restrictions.
Udførsel fra Fællesskabet undergivet restriktioner.

Sortie de la Communauté soumise à imposition.
Ausgang aus der Gemeinschaft Abgabenerhebung unterworfen.
Uscita dalla Comunità assoggettata a tassazione.
Verlaten van de Gemeenschap aan belastingheffing onderworpen.
Export from the Community subject to duty.
Udførsel fra Fællesskabet betinget af afgiftsbetinging.

    OJ No. 137/2293, 28 August 1964
The initials "EC" and "EF" are inserted in the heading of form D.D.S. in the Annex.
"MOVEMENT CERTIFICATE" and "GODSTRANSPORTBEVIS"
are inserted in the title of that form.
   OJ No. L 13/13, 19 January 1970
   The initials “EC” and “EF” are inserted in the first page of form
   “MOVEMENT CERTIFICATE” and
   “GODSTRANSPORTBEVIS”
   are inserted in the first page of that form.

   OJ No. L 194/13, 6 August 1968
   The following is inserted at the end of the Annex:
   “6. United Kingdom of Great Britain
      and Northern Ireland
         —Transit sheds
   (Section 17 of the Customs & Excise Act 1952, as amended
      by Section 10 of the Finance Act 1966)
   7. Ireland
      —Transit sheds
      —Transit depots
   (Customs Code Vol II)
   (Section 16, Finance Act 1967)

   OJ No. L 58/1, 8 March 1969
   In Article 28(2), the word “twelve” is replaced by the word “forty-
   one”.

   OJ No. L 58/7, 8 March 1969
   The following is inserted at the end of the Annex:
   “7. United Kingdom of Great Britain
      and Northern Ireland
      —Private bonded warehouses
      —General bonded warehouses
      (Customs & Excise Act 1952, Part III)
   8. Ireland
      —Approved warehouses
      (Customs Consolidation Act 1876, Section 12)

   OJ No. L 58/11, 8 March 1969
   The following is inserted at the end of the Annex:
   “6. Ireland
      Shannon Customs-Free Airport
      (Customs-Free Airport Act 1947)
   7. Kingdom of Denmark
      Frihavne
      (Toldloven, Kapitel 9)

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II. AGRICULTURE

A. GENERAL

In the following acts "twelve" is replaced by "forty-one" in the Articles indicated.

1. Regulation No. 23
   OJ No. 30/965, 20 April 1962
   Article 13 (2)

2. Regulation No. 24
   OJ No. 30/989, 20 April 1962
   Article 7 (2)

   OJ No. 34/586, 27 February 1964
   Article 26 (2)

   OJ No. 109/1859, 23 June 1965
   Article 19 (2)

   OJ No. 172/3025, 30 September 1966
   Article 38 (2)

   OJ No. 117/2269, 19 June 1967
   Article 26 (2)

   OJ No. 117/2283, 19 June 1967
   Article 24 (2)

   OJ No. 117/2293, 19 June 1967
   Article 17 (2)

   OJ No. 117/2301, 19 June 1967
   Article 17 (2)

    OJ No. 174/1, 31 July 1967
    Article 26 (2)

    OJ No. 308/1, 18 December 1967
    Article 40 (2)

    OJ No. L 55/1, 2 March 1968
    Article 14 (2)
   OJ No. L 148/13, 28 June 1968
   Article 30 (2)

   OJ No. L 148/24, 28 June 1968
   Article 27 (2)

   OJ No. L 153/8, 1 July 1968
   Article 15 (2)

   OJ No. L 94/1, 28 April 1970
   Article 17 (2)

   OJ No. L 94/13, 28 April 1970
   Article 13 (2)

   OJ No. L 146/1, 4 July 1970
   Article 12 (2)

   OJ No. L 236/5, 27 October 1970
   Article 29 (2)

   OJ No. L 175/1, 4 August 1971
   Article 20 (2)

   OJ No. L 246/1, 5 November 1971
   Article 11 (2)

   OJ No. 115/2645, 11 November 1962
   as amended by:
     OJ No. L 157/36, 18 July 1970
     Article 11a (2)

   OJ No. 12/161, 27 January 1964
   as amended by:
     OJ No. L 157/38, 18 July 1970
     Article 8a (2)
   OJ No. L 121/1977, 29 July 1964
   as amended by:
   OJ No. L 179/1, 9 August 1971
   Article 12 (3)

   OJ No. 121/2012, 29 July 1964
   as amended by:
   OJ No. L 256/5, 11 October 1969
   Article 9a (3)

   OJ No. 125/2290, 11 July 1966
   Article 21 (3)

   OJ No. 125/2298, 11 July 1966
   Article 21 (3)

   OJ No. 125/2309, 11 July 1966
   Article 21 (3)

   OJ No. 125/2320, 11 July 1966
   Article 19 (3)

   OJ No. 125/2326, 11 July 1966
   Article 17 (3)

   OJ No. L 93/15, 17 April 1968
   Article 17 (3)

   OJ No. L 169/3, 10 July 1969
   Article 20 (3)

   OJ No. L 157/31, 18 July 1970
   Article 6 (2)

   OJ No. L 170/2, 3 August 1970
   Article 3 (2)
   OJ No. L 225/1, 12 October 1970
   Article 23 (3)

   OJ No. L 225/7, 12 October 1970
   Article 40 (3)

   OJ No. L 55/23, 8 March 1971
   Article 12 (3)

   OJ No. L 87/14, 17 April 1971
   Article 18 (3)

B. COMMON ORGANIZATION OF MARKETS

(a) FRUIT AND VEGETABLES

   OJ No. 192/3282, 27 October 1966
   as amended by:

   OJ No. 314/7, 23 December 1967

   OJ No. L 23/1, 30 January 1969

   OJ No. L 318/14, 18 December 1969

   OJ No. L 261/1, 2 December 1970

   In Article 2(3), the following subparagraph is inserted:

   "However, application of the additional quality grades for
   cauliflowers, tomatoes, apples and pears, peaches, citrus fruits,
   table grapes, lettuces, endives, onions, witloof chicory, cherries,
   strawberries, asparagus and cucumbers may be extended until
   31 December 1977."

   OJ No. L 26/6, 3 February 1970
   as amended by:

   OJ No. L 40/24, 20 February 1970

   OJ No. L 46/1, 27 February 1970

89
OJ No. L 269/10, 12 December 1970

OJ No. L 33/13, 10 February 1971
(3), The following are inserted at the end of the third paragraph of Article 9:
"goods to be put on the market in.........................(1)
by...........................................(2)"
"varer bestemt til forbrug i..........................(1)
af.................................(2)"

OJ No. L 169/55, 1 August 1970

The following is inserted at the end of the second subparagraph Article 10 (2):
"for processing into feedingstuffs under Article 7 (b) of Regulation No. 159/66/EEC"
"bestemt til omdannelse til dyrefoder i overensstemmelse med artikel 7, litra b, i forordning nr. 159/66/EØF"

OJ No. L 169/67, 1 August 1970

The following is inserted at the end of the second subparagraph of Article 10 (2):
"intended for distillation under Article 7 (b) of Regulation No. 159/66/EEC"
"bestemt til destillering i overensstemmelse med artikel 7, litra b, i forordning nr. 159/66/EØF"

(b) WINE

1. Commission Regulation No. 143
OJ No. 127/2789, 1 December 1962
as amended by:

—Commission Regulation No. 26/64/EEC of 28 February 1964
OJ No. 48/753, 19 March 1964

In Article 1, the first paragraph is replaced by the following:
"With a view to preparing the viticultural land register provided for in Article 1 of Council Regulation No. 24 on the progressive establishment of a common organization of the market in wine, any natural or legal person who cultivates vines or who causes vines to be cultivated in the open air in a Member State in which the total surface area of vines in the open air exceeds 100 hectares shall submit a declaration of vine cultivation to the authority designated by the Member States."
2. *Commission Regulation No. 26/64/EEC of 28 February 1964*
   OJ No. 48/753, 19 March 1964
as amended by:
   OJ No. L 9/17, 12 January 1968

The text of Article 4 becomes paragraph 1. The following paragraph is then added:

"2. The provisions of the preceding paragraph shall also apply in the case of vines cultivated in the open air in a Member State in which the total surface area of vines in the open air does not exceed 100 hectares."

   OJ No. L 173/23, 6 August 1970

Article 3 (2) is replaced by the following:

"2. In Belgium, Ireland, the Netherlands and the United Kingdom sucrose in aqueous solution may be added only to those products referred to in Article 19 (1a) and (1b) of Regulation (EEC) No. 816/70, which have been grown, or prepared from grapes grown, in areas situated in communes or other administrative units in which vines were cultivated at the time of the entry into force of this Regulation in respect of Belgium and the Netherlands, or at the date of accession in respect of Ireland and the United Kingdom."

   OJ No. L 190/4, 26 August 1970

The following are inserted at the end of Article 4 (2):

"intended for making into wine under Regulation (EEC) No. 1698/70 for the production of quality wine psr"

"bestemt til vinfromstilling i overensstemmelse med forordning (EØF) nr. 1698/70 med henblik på prodktion af k.y.b.d."

   OJ No. L 190/6, 26 August 1970

The following are inserted at the end of Article 2 (a) (aa):

"not to be made into wine nor to be used in the making of wine"

"ikke tilladt til vinfromstilling eller til anvendelse ved vinfromstilling"

The following are inserted at the end of Article 2 (a) (bb):

"not to be used for the preparation of wine or of beverages intended for direct human consumption, with the exception of alcohol, potable spirits and piquette, in so far as the making of the latter is authorized by the Member State concerned"

"ikke tilladt til tilberedning af vin eller drikkevarer bestemt til direkte menneskeligt forbrug, med undtagelse af alkohol, bøndervin og eftervin, for så vidt fremstillingen af denne sidstnævnte er tilladt i den pågældende medlemsstat"
The following are inserted at the end of Article 2 (a) (cc):
"intended for distillation"
"bestemt til destillering"

The following are inserted at the end of Article 2 (b) (aa):
"not to be made into wine nor to be used in the making of wine"
"ikke tilladt til vinfremstilling eller til anvendelse ved vinfremstilling"

The following are inserted at the end of Article 2 (b) (bb):
"not to be used for the preparation of wine or beverages intended for direct human consumption"
"ikke tilladt til tilberedning af vin eller drikkevarer bestemt til direkte menneskelig forbrug"

The following are inserted at the end of Article 2 (b) (cc):
"intended for the production of potable spirits"
"bestemt til fremstilling af brændevin"

   OJ No. L 190/9, 26 August 1970
   The following are inserted at the end of Article 1 (2) (a):
   "not for direct human consumption in the unaltered state"
   "ikke tilladt i denne stand til direkte menneskelig forbrug"

   The following are inserted at the end of Article 1 (2) (b):
   "not for direct human consumption"
   "ikke tilladt til direkte menneskelig forbrug"

(c) OILS AND FATS
   OJ No. 136/2919, 30 June 1967
   as amended by:
     OJ No. L 186/7, 30 July 1969
     OJ No. L 57/9, 12 March 1970
     OJ No. L 154/14, 15 July 1970
     OJ No. L 156/9, 13 July 1971
   In point A of the Annex, the words:
   "seeds from Denmark"
   and the corresponding coefficient of equivalence:
   "0.08"
   are deleted.
   OJ No. L 158/8, 6 July 1968
   as amended by:
      OJ No. L 239/1, 28 September 1968
      OJ No. L 8/1, 14 January 1969
      OJ No. L 63/21, 14 March 1969
      OJ No. L 127/10, 29 May 1969
      OJ No. L 186/7, 30 July 1969
      OJ No. L 236/31, 19 September 1969
      OJ No. L 312/35, 12 December 1969
      OJ No. L 43/22, 24 February 1970
      OJ No. L 156/12, 13 July 1971
      OJ No. L 231/23, 14 October 1971
   The following are inserted at the end of Article 10 (1) (b) (aa):
   “seeds or mixtures not imported from third countries or from Greece”
   “frø eller blandinger heraf ikke importeret fra tredjelande eller
   Grækenland”
   The following are inserted at the end of Article 10 (1) (b) (bb):
   “seeds or mixtures denatured in accordance with Article 9 of
   Regulation (EEC) No. 911/68”
   “frø eller blandinger heraf denatureret i overesstemmelse med artikel
   9 i forordning (EØF) nr. 911/68”
   The following are inserted at the end of Article 10 (1) (b) (cc):
   “seeds recognized as seeds for sowing”
   “frø anerkendt som udsæd”
   
(d) CEREALS
   OJ No. 120/2362, 21 June 1967
   as amended by:
      OJ No. L 104/1, 3 May 1968
      OJ No. L 155/6, 28 June 1969

93
The second paragraph of Article 2 is replaced by the following:

"Where inland waterway or sea freight charges are not based on the application of a tariff, the lowest average of these charges recorded over a period of two months selected from the twelve months preceding the month during which the prices are fixed shall be taken into account."

   OJ No. 117/2301, 19 June 1967
   as amended by:
     OJ No. 205/2, 24 August 1967
     OJ No. L 47/18, 23 February 1968
     OJ No. L 53/10, 4 March 1969
     OJ No. L. 279/19, 6 November 1969
     OJ No. L 170/20, 29 July 1971

In the Annex, the following are deleted from the various columns:
   with regard to common wheat, the wording relating to “Great Britain”
   with regard to rye, the wording relating to “Denmark”
   with regard to barley, the wording relating to “Denmark” and “Great Britain”
   with regard to oats, the wording relating to “Denmark” and “Great Britain”

(e) Eggs

1. **Council Regulation No. 129/63/EEC** of 12 December 1963
   OJ No. 185/2938, 19 December 1963
   as amended by:
     OJ No. 117/2293, 19 June 1967
     OJ No. 117/2301, 19 June 1967

   The following are inserted at the end of Article 1 (1) (a):
   “for hatching”
   “rugeæg”

94
   OJ No. L 13/13, 18 January 1969
Dutch text as amended by:

—*Regulation (EEC) No. 927/69 of 20 May 1969*
   OJ No. L 120/6, 21 May 1969

In Article 2 (2) the following Member States and their corresponding distinguishing numbers are inserted:

- Denmark 7
- Ireland 8
- United Kingdom 9

(f) **Pigmeat**

*Council Regulation No. 2108/70 of 20 October 1970*
   OJ No. L 234/1, 23 October 1970

In Annex 1, column 2 "weight of carcase" and column 3 "thickness of back fat" are to be amended in accordance with the following table:

<table>
<thead>
<tr>
<th></th>
<th>weight of carcase in kilograms</th>
<th>thickness of back fat in millimetres</th>
</tr>
</thead>
<tbody>
<tr>
<td>in sub-class EAA add:</td>
<td>50 to less than 60 (rest unchanged)</td>
<td>up to 15 inclusive</td>
</tr>
<tr>
<td>in sub-class I A add:</td>
<td>50 to less than 60 (rest unchanged)</td>
<td>up to 18 inclusive</td>
</tr>
<tr>
<td>in sub-class II A add:</td>
<td>50 to less than 60 (rest unchanged)</td>
<td>up to 22 inclusive</td>
</tr>
<tr>
<td>in sub-class III A add:</td>
<td>50 to less than 60 (rest unchanged)</td>
<td>up to 27 inclusive</td>
</tr>
</tbody>
</table>

(g) **Rice**

   OJ No. L 307/11, 21 December 1968
as amended by:

—*Commission Regulation (EEC) No. 316/70 of 20 February 1970*
   OJ No. L 41/14, 21 February 1970

The following are inserted at the end of the second indent of Article 4:

"intended for the manufacture of starch, of quellmehl or for use in the brewing industry, in accordance with the provisions of Regulation (EEC) No. 2085/68""

"bestemt til fremstilling af stivelse, kvaalde mel eller til anvendelse i bryggerier i overensstemmelse med bestemmelsene i forordning (EØF) nr. 2085/68""
   OJ No. L 106/6, 7 May 1968
   as amended by:
   —*Commission Regulation (EEC) No. 316/70 of 20 February 1970*
     OJ No. L 41/14, 21 February 1970
   —*Commission Regulation (EEC) No. 1607/71 of 26 July 1971*
     OJ No. L 168/16, 27 July 1971

   The following are inserted at the end of second indent of Article 2 (2):
   
   “intended for use in the brewing industry, in accordance with
the provisions of Regulation (EEC) No. 559/68”
   “bestemt til anvendelse i bryggerier i overensstemmelse med
bestemmelsene i forordning (EØF) nr. 559/68”

   *(h) Sugar*

   OJ No. 308/1, 18 December 1967
   amended by:
   —*Council Regulation (EEC) No. 2100/68 of 20 December 1968*
     OJ No. L 309/4, 24 December 1968
     OJ No. L 179/1, 21 July 1969
   —*Council Regulation (EEC) No. 2485/69 of 9 December 1969*
     OJ No. L 314/6, 15 December 1969
     OJ No. L 103/2, 13 May 1970
     OJ No. L 143/1, 1 July 1970
     OJ No. L 115/16, 27 May 1971

   The following sentence is added to the first subparagraph of Article 23 (1):
   “However, new Member States may, instead of the average annual sugar production during the 1961/62 to 1965/66 marketing years, use that of the 1965/66 to 1969/70 marketing years.”

   The second subparagraph of Article 23 (1) is replaced by the following:
   “The basic quantities shall be:

   for Denmark
   for Germany
   for France
   for Ireland

   96
for Italy 1,230,000 metric tons of white sugar
for Netherlands 550,000 " " " " "
for BLEU 550,000 " " " " "
for United Kingdom 900,000 " " " " "

The following subparagraph is added to Article 24 (2):

"However, the coefficient to be applied to the United Kingdom in determining the maximum quota shall be fixed at 1.0 for the period until the end of the sugar marketing year 1974/75."

The first paragraph of Article 26 (2) is replaced by the following:

"This quantity shall be equal to the anticipated human consumption in the Community, expressed as white sugar, for the sugar marketing year in respect of which it is fixed, reduced by the quantity expressed as white sugar which may be imported under the arrangements laid down in Protocol No. 17 on the import of sugar by the United Kingdom from the exporting countries and territories referred to in the Commonwealth Sugar Agreement."

The following Article 33(a) is inserted:

"Article 33(a)

1. New Member States shall make an inventory of the stocks of sugar in free circulation in their territory on the date of the application of this Regulation.

2. A quantity of sugar which may be regarded as representing a normal stock on the date referred to in paragraph 1 shall be fixed for each new Member State.

This quantity shall be fixed taking into consideration:

(a) a normal working stock,
(b) the anticipated consumption in the Member State concerned until the new beet harvest,
(c) the supply situation based on national production and imports or exports of that Member State.

3. When the quantities recorded in the framework of the inventory referred to in paragraph 1 exceed the quantity referred to in the first subparagraph of paragraph 2, the necessary measures shall be taken to obviate such financial burdens as may result for the Community from the marketing of a quantity equivalent to the excess quantity.

4. Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 40."

OJ No. L 313/2, 22 December 1967

The following subparagraph is inserted at the end of Article 3 (1):

“For the new Member States, this provision shall apply for the first sugar year following the date of accession.”
The following subparagraph is inserted at the end of Article 4 (1):
“For the new Member States, this provision shall apply from the first sugar year following the date of accession.”

   OJ No. L 47/1, 23 February 1968
After Article 8, the following is inserted:
“Article 8a
In respect of the new Member States:
—the words “1967/68 marketing year” in Articles 4 (2), 5 (2), 6 (2) and 10 (2) are replaced by:
   “1972/73 marketing year”;
—the words “prior to the 1968/69 sugar year” in Articles 5 (3) and 8 (d) are replaced by:
   “prior to the 1973/74 marketing year”.”

The following paragraph is inserted at the end of Article 5:
“4. However, when in a new Member State the sugar beet is delivered free of charge at the sugar factory, the contract shall provide for the manufacturer to share in transport costs and shall determine the percentage or the amount thereof.”

   OJ No. L 263/19, 21 October 1969
as amended by:
     OJ No. L 35/25, 13 February 1970
     OJ No. L 123/10, 6 June 1970
   —Commission Regulation (EEC) No. 772/71 of 14 April 1971
     OJ No. L 85/18, 15 April 1971

The following are inserted at the end of Article 16 (2):
   “intended for denaturing by one of the processes set out in the Annex to Regulation (EEC) No. 2061/69 and approved by the Member State of destination”
   “bestemt til denaturering efter en af de fremgangsmåder, der er fastsat i bilaget til forordning (EØF) nr. 2061/69 og tilladt af den modtagende medlemsstat”

The following are inserted at the end of Article 21 (1):
   “denatured sugar”
   “denatureret sukker”

   OJ No. L 191/30, 27 August 1970
as amended by:
   OJ No. L 264/16, 5 December 1970
   OJ No. L 178/15, 7 August 1971

The following paragraph is inserted in Article 4:
   “5. During the period when Summer Time is not in force in
   Ireland or in the United Kingdom, the time limits fixed in the pre-
   ceding paragraphs shall be taken as earlier by one hour in those
   Member States.”

   OJ No. L 29/29, 5 February 1971
   as amended by:
   OJ No. L 228/11, 9 October 1971

The following paragraph is inserted at the end of Article 4:
   “5. During the period when Summer Time is not in force in
   Ireland or in the United Kingdom, the time limits fixed in the pre-
   ceding paragraphs shall be taken as earlier by one hour in those
   Member States.”

(i) MILK PRODUCTS

   OJ No. L 151/3, 30 June 1968
   as amended by:
   OJ No. L 279/3, 6 November 1969
   OJ No. L 249/13, 17 November 1970
   OJ No. L 77/1, 1 April 1971
   OJ No. L 166/1, 24 July 1971
   In Annex II, the following are deleted from Common Customs
   Tariff subheading No. 04.04 E I (b) 2:
   “Havarti, Esrom”

   OJ No. L 169/6, 18 July 1968
   Article 1 (a) is replaced by the following:
   “(a) milk:
   The product of the milking of one or more cows or goats,
   to which nothing has been added and which has undergone no
   more than a partial skimming;”
   OJ No. L 179/17, 25 July 1968

   as amended by:
   
   OJ No. L 26/28, 1 February 1969
   
   OJ No. L 278/17, 23 December 1970
   
   OJ No. L 246/27, 5 November 1971

   The following are deleted from the title of the second certificate model:
   
   “Havarti or Esrom”

   OJ No. L 179/25, 25 July 1968

   as amended by:
   
   OJ No. L 26/28, 1 February 1969
   
   OJ No. L 286/25, 14 November 1969
   
   —**Commission Regulation (EEC) No. 2632/69 of 29 December 1969**
   OJ No. L 327/21, 30 December 1969
   
   
   —**Commission Regulation (EEC) No. 50/71 of 12 January 1971**
   OJ No. L 10/9, 13 January 1971
   
   OJ No. L 44/9, 23 February 1971
   
   OJ No. L 177/13, 29 May 1971
   
   OJ No. L 172/16, 31 July 1971

   In the third recital the following is deleted:
   
   “Denmark:
   
   —“Mejerbrugets Osteeksportudvalg”, Aarhus, for Havarti falling within subheading 04.04 E I (b) 2;”
   
   100
In the Annex, the heading

"Denmark"

and the corresponding specifications in the various columns are deleted.

   OJ No. L 184/10, 29 July 1968

as amended by:

  OJ No. L 54/9, 5 March 1969

— **Commission Regulation (EEC) No. 849/69 of 7 May 1969**
  OJ No. L 109/7, 8 May 1969

  OJ No. L 174/10, 16 July 1969

— **Commission Regulation (EEC) No. 951/71 of 7 May 1971**
  OJ No. L 103/10, 8 May 1971

In the Annex,

—under the heading Area E, the text "Territory of the United Kingdom . . . 'to' . . . with the exception of Gibraltar" is deleted;

—Area F becomes Area E.

   OJ No. L 184/26, 29 July 1968

as amended by:

— **Commission Regulation (EEC) No. 2044/69 of 17 October 1969**
  OJ No. L 262/9, 18 October 1969

— **Commission Regulation (EEC) No. 332/70 of 23 February 1970**
  OJ No. L 44/1, 25 February 1970

— **Commission Regulation (EEC) No. 2026/71 of 21 September 1971**
  OJ No. L 214/9, 22 September 1971

The following are inserted at the end of the second subparagraph of Article 7 (2):

"intended for denaturing or processing in accordance with Regulation (EEC) No. 1106/68"

"bestemt til at underkastes kontrol med henblik på denaturering eller forarbejdning i overensstemmelse med forordning (EØF) nr. 1106/68"."
OJ No. L 215/25, 30 August 1968  

Annex I to the Regulation is replaced by the following Annex:

<table>
<thead>
<tr>
<th>Subheadings appearing in Annex II to Regulation (EEC) No. 823/68</th>
<th>Products</th>
</tr>
</thead>
<tbody>
<tr>
<td>04.04 E I (b) 2</td>
<td>Tilsit</td>
</tr>
<tr>
<td>ex 04.04 E I (b) 3</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Butterkäse</td>
</tr>
<tr>
<td></td>
<td>Danbo</td>
</tr>
<tr>
<td></td>
<td>Edam</td>
</tr>
<tr>
<td></td>
<td>Elbo</td>
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<td></td>
<td>Esrom</td>
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<td>Fontina</td>
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<td>Maribo</td>
</tr>
<tr>
<td></td>
<td>Molbo</td>
</tr>
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<td></td>
<td>Mimolette</td>
</tr>
<tr>
<td></td>
<td>Samsø</td>
</tr>
<tr>
<td></td>
<td>St. Paulin</td>
</tr>
<tr>
<td></td>
<td>Tybo</td>
</tr>
<tr>
<td></td>
<td>other cheeses with a fat content by weight in the dry matter equal to or exceeding 30% and with a water content by weight in the non-fatty matter exceeding 52% and less than or equal to 67%</td>
</tr>
</tbody>
</table>

OJ No. L 90/12, 15 April 1969  
as amended by:  
OJ No. L 114/11, 13 May 1969  
OJ No. L 139/13, 11 June 1969  
OJ No. L 161/9, 3 July 1969  
OJ No. L 44/1, 25 February 1970  
OJ No. L 72/62, 1 April 1970  
OJ No. L 91/31, 25 April 1970  
OJ No. L 105/24, 15 May 1970

102
  OJ No. L 70/16, 24 March 1971
  OJ No. L 123/18, 5 June 1971

The text of Article 3 is replaced by the following:

"1. The butter shall be made in dairies which have the appropriate technical installations:

(a) from pasteurized sour cream, and

(b) under conditions which ensure the manufacture of butter of good keeping quality.

2. However, the intervention agencies of the Member States in which the production of butter from pasteurized sweet cream is at least 65% of the total production of butter, shall also buy in butter made from sweet cream."

The following are inserted at the end of Article 18 (1) (b):

"Butter for intervention"

"Interventionsmør"

The following are inserted at the end of the second subparagraph of Article 19 (2):

"for processing in accordance with Regulation (EEC) No. 685/69."

"bestemt til forarbejdning i overensstemmelse med forordning (EØF) nr. 685/69"

  OJ No. L 285/36, 31 December 1970

as amended by:

  OJ No. L 108/24, 14 May 1971
  OJ No. L 170/23, 29 July 1971
  OJ No. L 246/27, 5 November 1971

In the Annex, the words:

"ex 04.03",

"Butter, with a fat content by weight of not more than 99.5%"

and

"area E"

are deleted.

  OJ No. L 83/53, 8 April 1971

as amended by:

  OJ No. L 124/15, 8 June 1971

103
  OJ No. L 163/62, 21 July 1971

  OJ No. L 174/1, 3 August 1971

The following are inserted at the end of Article 3 (2):

  "Exported from the Community subject to payment of the amount
  laid down in Regulation (EEC) No. 757/71"

  "Udførsel fra Fællesskabet undergivet opkrævning af det beløb,
  der er ombandlet i forordning (EØF) nr. 757/71"

    OJ No. L 148/4, 3 July 1971

  as corrected by:

  —Corrigendum to Council Regulation (EEC) No. 1411/71 of 29 June
    1971
    OJ No. L 188/24, 20 August 1971

  —Corrigendum to Council Regulation (EEC) No. 1411/71 of 29
    June 1971
    OJ No. L 233/12, 16 October 1971

In Article 6 the following paragraph is inserted:

  "1a. The Member States may provide for an additional whole
  milk category with a fat content fixed by them of not less than
  3·8%.”

(j) BEEF AND VEAL

    OJ No. L 148/24, 28 June 1968

  as amended by:

    OJ No. L 143/1, 1 July 1970

    OJ No. L 132/1, 18 June 1971

Article 10 is replaced by the following:

  "Article 10

  1. Import prices shall be fixed for both calves and adult bovine
  animals, calculated for each of these products on the basis of
  Community free-at-frontier offer prices in accordance with the most
  representative purchasing possibilities as regards quality and quantity
  and the development of the market in these products.

  This import price shall be determined on the basis of the available
  price data for calves, adult bovine animals, or one of the products
  listed in the Annex under Section (a) under tariff heading No. 02.01
  A II (a) 1 (aa) or 02.01 A II (a) 1 (bb), the data on the latter products
  being converted into offer prices applicable to calves and adult
  bovine animals.

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2. Where live animals, or their fresh and chilled meat, are exported from one or more third countries at abnormally low prices which are lower than the offer prices of other third countries, a special import price shall be fixed for the importation of calves and adult bovine animals from such third countries.

3. Should one or more of the import prices for calves or for adult bovine animals, after addition of the customs duty, be lower than the guide price, the difference between the guide price and the import price in question plus that addition shall be offset by a levy on imports of that product into the Community.

However, such a levy shall be fixed at:

(a) 75% of the abovementioned difference, if it is found that the price of the product in question on the representative markets of the Community is more than the guide price but does not exceed 102% of that price;
(b) 50% of the abovementioned difference, if it is found that the price of the product in question on the representative markets of the Community is more than 102% of the guide price but does not exceed 104% of that price;
(c) 25% of the abovementioned difference, if it is found that the price of the product in question on the representative markets of the Community is more than 104% of the guide price but does not exceed 106% of that price;
(d) Nil, if it is found that the price of the product in question on the representative markets of the Community, is more than 106% of the guide price.

4. In applying the provisions of paragraph 3, no account shall be taken of a variation in the import price or in the price recorded on the representative markets of the Community which does not exceed an amount to be determined.

5. The price recorded on the representative markets of the Community shall be derived from the prices recorded on the representative market or markets of each Member State for the various qualities—of calves, adult bovine animals or the meat of these animals, as the case may be—after taking into account the significance of each of such qualities and the relative size of the bovine stock of each Member State.

6. The detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 27.

7. The levies resulting from the application of paragraph 2 shall be fixed in accordance with the procedure laid down in Article 27.

The levies resulting from the application of paragraph 1 shall be fixed by the Commission.”
   OJ No. L 174/14, 23 July 1968  
   as amended by:  
      OJ No. L 77/79, 1 April 1971  
Article 8, concerning trade with Denmark, is deleted.  
The text of Article 9 is replaced by the following:  
   “Subject to the provisions of Article 6 of Commission Regulation  
   (EEC) No. 1026/68 of 22 July 1968, on the calculation of a special  
   import price for calves and adult bovine animals, the levies referred to  
in Article 10 (1) of Regulation (EEC) No. 805/68 shall be fixed once  
weekly and shall be valid from the Monday following the fixing.”

   OJ No. L 184/5, 29 July 1968  
   as amended by:  
      OJ No. L 208/7, 21 August 1968  
      OJ No. L 244/15, 5 October 1968  
      OJ No. L 248/16, 11 October 1968  
      OJ No. L 232/6, 13 September 1969  
      OJ No. L 187/5, 19 August 1971  
The following are inserted at the end of Article 9 (1):  
   “this copy of the contract entitles to the special import arrange-  
   ments provided for in Article 14 (3), subparagraph (b) (ad) of  
   Regulation (EEC) No. 805/68”  
   “Dette kontrakteksemplar berettiger til at nyde godt af den  
særlige importordning, der er omhandlet i artikel 14, stk. 3, litra b,  
underlitra aa, i forordning (EØF) nr. 805/68”

(k) TOBACCO  
   OJ No. L 191/1, 27 August 1970  
   as amended by:  
      OJ No. L 277/7, 22 December 1970  
The following are inserted at the end of Article 4 (1) (a):  
   “leaf tobacco harvested in the Community”  
   “tobaksblade høstet i Fællesskabet”

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The following are inserted at the end of Article 4 (1) (b):

“leaf tobacco imported from third countries”
“tobaksblade importeret fra tredjelande”

The following are inserted at the end of the third paragraph of Article 5:

“tobacco imported from third countries”
“tobak importeret fra tredjelande”

(l) FISHERIES


OJ No. L 236/5, 27 October 1970

In Article 6, paragraph 3 is replaced by the following:

“3. The original Member States may continue to make available the aid granted to producers’ organizations established prior to the entry into force of this Regulation and new Member States may continue to make available the aid granted to producers’ organizations established prior to the date of accession, in order to facilitate their adaptation and operation within the framework of the measures referred to in Article 5 (1), provided that the amount and duration of such aid does not exceed any aid which may be granted under paragraph 1.”

After Article 7, a new article is inserted:

“Article 7(a)

Where the producers’ organization is considered to be representative of production and of the market in a given economic area, exclusive recognition may be granted by Member States to that one producers’ organization in fishery products.

Producers who are not members of the producers’ organization which has been granted such recognition, and who unload their products within the region concerned, may be required by the Member States to comply with:

(a) the common production and marketing rules referred to in the second indent of the second subparagraph of Article 5 (1);

(b) rules adopted by the organization concerned and relating to the withdrawal price, where the latter is equal to or higher than the price fixed in application of Article 10 (5), but not exceeding the guide price, and where it is in accordance with the provisions made in application of the third subparagraph of Article 7 (1).”

In Article 10 (4), the second subparagraph is replaced by the following:

“In order to ensure that producers in landing areas which are very distant from the main centres of consumption in the Community have access to markets under satisfactory conditions,
the price referred to in the preceding subparagraph may be multiplied by conversion factors for these areas; these factors shall be determined in such a way that the differences between the prices thus converted correspond to the price disparities expected in the case of normal production on the basis of natural conditions of price formation on the market.

The Council, acting in accordance with the voting procedure laid down in Article 43 (2) of the EEC Treaty on a proposal from the Commission, shall adopt general rules for determining the percentage of the guide price to be used in calculating the withdrawal price, and for determining the landing areas referred to in the preceding subparagraph.

On the basis of a report by the Commission, the Council shall examine the possible consequences of applying the conversion factors to the calculation of financial compensation made taking into account the position of fishermen in very distant areas. The Council, acting in accordance with the voting procedure referred to in the preceding subparagraph on a proposal from the Commission, shall adopt the necessary decisions.”

After Article 25, a new Article is inserted:

“Article 25(a)
For frozen products, the Council, acting in accordance with the procedure laid down in Article 43 (2) of the EEC Treaty, shall, to the fullest extent necessary, adopt appropriate provisions to avoid unstable prices and unequal conditions of competition between fish frozen on board and fish frozen on land. The Council, acting in accordance with the same procedure, shall also adopt appropriate measures to remedy the difficulties which could arise with regard to the stability of supply.”

   OJ No. L 23/3, 29 January 1971

   The following are inserted at the end of Article 10 (1) (b):
   “shrimps”
   “grà rejer”

(m) Hops
   OJ No. L 175/1, 4 August 1971

In Article 17 (5), the amount:
   “1.6 million units of account”
is replaced by:
   “2.4 million units of account.”

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C. ACTS OF A GENERAL NATURE

   OJ No. L 158/1, 20 July 1970
   as amended by:
   —*Commission Regulation (EEC) No. 2638/70 of 23 December 1970*
     OJ No. L 283/34, 29 December 1970
   In Article 6, paragraph 3 is replaced by the following:
   "3. The time limits fixed in this Article shall be:
   (a) later by one hour in Italy during the period when Summer Time is in force in that Member State,
   (b) earlier by one hour in Ireland and in the United Kingdom during the period when Summer Time is not in force in those Member States."
   In the second subparagraph Article 12 (4) the second sentence is replaced by the following:
   "The number shall be preceded by the following letters according to the country issuing the document: B for Belgium, DK for Denmark, D for Germany, F for France, IR for Ireland, I for Italy, L for Luxembourg, NL for the Netherlands and UK for the United Kingdom."

   OJ No. L 283/15, 29 December 1970
   as amended by:
   —*Commission Regulation (EEC) No. 434/71 of 26 February 1971*
     OJ No. L 48/71, 27 February 1971
   —*Commission Regulation (EEC) No. 435/71 of 26 February 1971*
     OJ No. L 48/72, 27 February 1971
   —*Commission Regulation (EEC) No. 589/71 of 19 March 1971*
     OJ No. L 67/15, 20 March 1971
   —*Commission Regulation (EEC) No. 952/71 of 7 May 1971*
     OJ No. L 103/11, 8 May 1971
   —*Commission Regulation (EEC) No. 1391/71 of 30 June 1971*
     OJ No. L 145/44, 1 July 1971
   —*Commission Regulation (EEC) No. 1605/71 of 26 July 1971*
     OJ No. L 168/13, 27 July 1971
   —*Commission Regulation (EEC) No. 1607/71 of 26 July 1971*
     OJ No. L 168/16, 27 July 1971
   —*Commission Regulation (EEC) No. 1614/71 of 26 July 1971*
     OJ No. L 168/34, 27 July 1971
   —*Commission Regulation (EEC) No. 2128/71 of 4 October 1971*
     OJ No. L 224/16, 5 October 1971

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The following are inserted at the end of the second subparagraph of Article 8 (2):

“without cash refund”
“uden kontant restitution”

The following are inserted at the end of the fourth subparagraph of Article 8 (3)

“exempt from levies”
“fritagelse for importafgift”

The following are inserted at the end of the first paragraph of Article 10:

“the quantity relates to the standard quality”
“mængden refererer til standardkvaliteten”

In Article 11 (2) (b), the following words are deleted:

“Denmark” and “Great Britain”

The following are inserted at the end of the second subparagraph of Article 16 (1):

“valid for... (quantity given in figures and in letters)”
“gyldig for... (mængde i tal og bogstaver)”

The following are inserted at the end of the first subparagraph of Article 18:

“the abbreviations AAMS/OCT”
“forkortelserne A.A.S.M./O.L.T.”

The following are inserted at the end of the second paragraph of Article 18:

“levy applied for in accordance with Article 3 (2) of Regulation No. 540/70”
“importafgift begæres i overensstemmelse med artikel 3, stk. 2, i forordning nr. 540/70”

The following are inserted at the end of the first paragraph of Article 19:

“food aid”
“fødevarehjælp”

The following are inserted at the end of Article 30 (2):

“Tender Regulation No......................... (OJ No......................)
final date for the submission of tenders expiring on..............................
.................................”
“licitationsforordning nr.............................. (EFT nr................
af.....................) tilbudsfristen udløber.................................”
The following are inserted at the end of the first paragraph of Article 31:
"for export in pursuance of Article 25 of Regulation No. 1009/67/EEC"
"til eksport i medfør af artikel 25 i forordning nr. 1009/67/EØF"

The following are inserted at the end of the second paragraph of Article 31:
"for export without refund"
"til eksport uden restitution"

In Article 35 (2) (b), the heading:
"ex 04.04 EI (b) 1 Cheddar and Chester for export to Area E" is deleted.

In Article 35, paragraph 4 is deleted.

The following are inserted at the end of the first subparagraph of Article 36 (1):
"target quantity"
"anslået maendge"

The following are inserted at the end of the second subparagraph of Article 36 (3):
"additional licence"
"ekstra licens"

The following are inserted at the end of Article 41 (1):
"meat intended for processing—system (bb) . . ."
"kød bestemt til forarbejdning—ordning bb . . ."

The following are inserted at the end of Article 41(2):
"suspension of the levy at . . . % in respect of . . . (quantity in figures and in letters) kg"
"nedsaettelse af importafgiften til . . . % for . . . (kvantum i tal og bogstaver) kg"

The following are inserted at the end of the second subparagraph of Article 47 (1):
"density tolerance of 0.03"
"tolerance for vægtfyldet på 0.03"

The following are inserted at the end of the second subparagraph of Article 49 (2):
"tolerance of 0.4 degree"
"tolerance 0.04 grader"
D. LEGISLATION ON SEEDS AND PLANTS

   OJ No. 125/2298, 11 July 1966
   as amended by:
     OJ No. L 48/8, 26 February 1969
     OJ No. L 87/24, 17 April 1971

In Article 14, a new paragraph is inserted, worded as follows:

“1(a) The Commission, in accordance with the procedure provided for in Article 21, shall for the marketing of forage crop seeds authorize, in respect of the whole or parts of the territory of one or more Member States, provisions which are more strict than those laid down in Annex II concerning the presence of Avena fatua in those seeds, if similar provisions are applied to the home production of those seeds and if there is a campaign to eradicate Avena fatua from forage crops grown in the region in question.”

   OJ No. 125/2309, 11 July 1966
   as amended by:
     OJ No. L 48/1, 26 February 1969
     OJ No. L 87/24, 17 April 1971

In Article 14, a new paragraph is inserted, worded as follows:

“1(a) The Commission, in accordance with the procedure provided for in Article 21, shall for the marketing of cereal seeds authorize, in respect of the whole or parts of the territory of one or more Member States, provisions which are more strict than those laid down in Annex II concerning the presence of Avena fatua in those seeds, if similar provisions are applied to the home production of those seeds and if there is a campaign to eradicate Avena fatua from cereals grown in the region in question.”

   OJ No. L 225/1, 12 October 1970

The following subparagraph is inserted at the end of Article 3 (3):

“With regard to the new Member States, the date 1 July 1970 referred to above shall be replaced by the date 1 January 1973.”

The following subparagraph is inserted at the end of Article 15 (1):

“With regard to the new Member States, the date 1 July 1972 referred to above shall be replaced by the date 1 July 1973.”
The following subparagraph is inserted at the end of Article 16 (1):

"With regard to the new Member States, the date 1 July 1972 referred to above shall be replaced by the date 1 July 1973."

The following paragraph is inserted at the end of Article 17:

"With regard to the new Member States, the date 1 July 1972 referred to above shall be replaced by the date 1 July 1973."

   OJ No. L 225/7, 12 October 1970
   as amended by:
   OJ No. L 87/24, 17 April 1971

The following subparagraph is inserted at the end of Article 9 (1):

"With regard to the new Member States, the dates 1 July 1970 and 30 June 1975 referred to above shall be replaced respectively by the dates 1 January 1973 and 31 December 1977.

The following subparagraph is inserted at the end of Article 9 (2):

"With regard to the new Member States, the date 1 July 1970 referred to above shall be replaced by the date 1 January 1973."

The following subparagraph is inserted at the end of Article 12 (1):

"With regard to the new Member States, the date 1 July 1970 referred to above shall be replaced by the date 1 January 1973."

The following subparagraph is inserted at the end of Article 16 (4):

"With regard to the new Member States, the date 1 July 1972 referred to above shall be replaced by the date 1 July 1973."

The following subparagraph is inserted at the end of Article 26 (2):

"With regard to the new Member States, the date 1 July 1970 referred to above shall be replaced by the date 1 January 1973."

The following are inserted at the end of Annex II 3(a):

(a) after the line concerning *Asparagus officinalis*, are inserted:

the following species is inserted: "Beta vulgaris (Cheltenham beet variety)", and in the columns relating to minimum specific purity, the maximum amount of seeds of other plant varieties and the minimum germinating factor, the following percentages respectively are inserted:

"97-0.5-50 (glomerules)"

(b) "Beta vulgaris (all varieties)" is replaced by:

"Beta vulgaris (other varieties)"

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E. AGRICULTURAL STATISTICS

   OJ No. L 76/13, 28 March 1968
   as corrected by:
   OJ No. L 132/15, 14 June 1968

   The following sentence is inserted at the end of Article 1 (1) (b):
   "The new Member States shall carry out this study during 1973".

   OJ No. L 288/1, 17 November 1969

   The following subparagraph is inserted at the end of Article 6 (2):
   "In the case of the new Member States, the information at their
disposal shall be forwarded as early as possible following accession".

F. VETERINARY LEGISLATION

   OJ No. 121/1977, 29 July 1964
   as amended by:
     OJ No. 192/3294, 27 October 1966
     OJ No. L 157/40, 18 July 1970
     OJ No. L 179/1, 9 August 1971

   The date given in the second subparagraph of Article 7 (1), point C, is
   replaced by the date 31 December 1977.

   In Annex F:

   (a) —the reference (3) is inserted in point IV, in the fifth line of the
   certificate at Specimen I, after the word "boat"
   —the reference (4) is inserted in point IV, in the fifth line of
   the certificate at Specimen II, after the word "boat"
   —the reference (3) is inserted in point IV, in the fifth line of
   the certificate at Specimen III, after the word "boat"
   —the reference (4) is inserted in point IV, in the fifth line of the
   certificate at Specimen IV, after the word "boat".

   (b) —footnote (3) of the certificate at Specimen I
   —footnote (4) of the certificate at Specimen II
   —footnote (3) of the certificate at Specimen III
   —footnote (4) of the certificate at Specimen IV

are replaced by the following sentence:
“In the case of trucks and lorries, state the registration number, in the case of aircraft, the flight number, and in the case of boats, the name.”

   OJ No. 121/2012, 29 July 1964
   as amended by:
     OJ No. 192/3302, 27 October 1966
     OJ No. L 256/5, 11 October 1969
     OJ No. L 239/42, 30 October 1970

   In Annex I, Chapter IX, point 40, the third indent of subparagraph 1, and point 43, the third indent of subparagraph 3 are replaced by the phrase:
   “—in the lower part, one of the initials CEE—EEG—EWG—EØF—EEC.”

   In Annex II, footnote 3 of the specimen certificate of health is replaced by the sentence:
   “In the case of trucks and lorries, state the registration number, in the case of aircraft, the flight number, and in the case of boats, the name.”

   OJ No. L 55/23, 8 March 1971
   The following sentence is added to the first subparagraph of Annex I, Chapter II, point 2(b):
   “However, within those Member States which have laid down that pigeons must be slaughtered in accordance with the provisions of this Directive, fresh meat from such pigeons may be stored in the same premises as fresh meat from domestic animals belonging to the species referred to in Article 1 (1).”

   The following sentence is added to the text of No. 16 in Annex I, Chapter IV:
   “However, stunning may be omitted if it is forbidden by a religious rite.”

   In Annex I, Chapter VII, point 31, the third indent of subparagraph 2(a) and the third indent of subparagraph 2(c) are replaced by the phrase:
   “—in the lower part, one of the initials CEE—EEG—EWG—EØF—EEC.”

   The following sentence is added to the text of point 1(a) in Annex II:
   “When such a certificate has not been issued in a Member State, it may be replaced by a statement under oath or solemn affirmation
made by the person concerned in the presence of a legal or adminis-
trative authority, a notary or a qualified professional body of that
Member State.”

In Annex IV, footnote 3 of the specimen certificate of health is
replaced by the sentence:

“In the case of trucks and lorries, state the registration number,
in the case of aircraft, the flight number, and in the case of boats,
the name.”

III. RIGHT OF ESTABLISHMENT, FREEDOM TO PROVIDE
SERVICES, COORDINATION OF PROCEDURES IN THE FIELD
OF PUBLIC WORKS CONTRACTS AND APPROXIMATION OF
LEGISLATION

A. AGRICULTURE, FORESTRY, HORTICULTURE, FISHERIES

   OJ No. 1/65, 8 January 1965

The following is inserted at the end of Article 5 (2):

“(d) In Denmark:

—the requirement that persons not resident in Denmark and
companies and firms not registered there wishing to acquire
immovable property obtain prior authorization from the Ministry
of Justice (Law of 23 December 1959 on the acquisition of
immovable property).”

Article 6 (2) is replaced by the following:

“2. Where the country of origin or the country whence the bene-

ficiary comes does not issue such documentary proof of good repute or
documentary proof of no previous bankruptcy, such proof may be replaced
by a declaration on oath—or, in States where there is no provision for
declaration on oath, by a solemn declaration—made by the person
concerned before a competent judicial or administrative authority, or
where appropriate a notary, in the country of origin or in the country
whence that person comes; such authority or notary will issue a certificate
attesting the authenticity of the declaration on oath or solemn declaration.
A declaration in respect of no previous bankruptcy may also be made
before a competent professional or trade body in the said country.”

   OJ No. 190/1, 10 August 1967

The following is inserted at the end of Article 3 (2):

“In Denmark:

—the requirement that persons not resident in Denmark and com-
panies and firms not registered there wishing to acquire immovable
property obtain prior authorization from the Ministry of Justice
(Law of 23 December 1959 on the acquisition of immovable
property).”
   OJ No. 190/3, 10 August 1967
   The following is inserted at the end of Article 3 (2):
   
   "in Denmark:
   
   —the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

   OJ No. 190/5, 10 August 1967
   The following is inserted at the end of Article 2 (1) (b):
   
   "in the United Kingdom:
   
   "Cooperative association" (Finance Act 1965, section 70 (9));

   in Ireland:
   
   "Cooperative society" (Industrial and Provident Societies Acts, 1893-1966);

   in Denmark:
   
   "Andelselskab".

   OJ No. 263/6, 30 October 1967
   The following is inserted at the end of Article 3(2)
   
   "(d) in Denmark:
   
   —the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

Article 6(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."
   OJ No. L 93/13, 17 April 1968
The following is inserted at the end of Article 3(2):
   “in Denmark:
   —the rule restricting the granting and extension of loans guaranteed
   on certain favourable terms for small farmers to Danish nationals
   (§ 5(1) of Law No. 117 of 10 April 1967 on small farmers).”

   OJ No. L 8/24, 11 January 1971
The following is inserted at the end of Article 3(2):
   “(c) in Denmark:
   —the requirement that persons not resident in Denmark and com-
   panies and firms not registered there wishing to acquire immovable
   property obtain prior authorization from the Ministry of Justice
   (Law of 23 December 1959 on the acquisition of immovable
   property).”

Article 7(2) is replaced by the following:
   “Where the country of origin or the country whence the bene-
   ficiary comes does not issue such documentary proof of good repute
   or documentary proof of no previous bankruptcy, such proof may
   be replaced by a declaration on oath—or, in States where there is no
   provision for declaration on oath, by a solemn declaration—made by
   the person concerned before a competent judicial or administrative
   authority, or where appropriate a notary, in the country of origin or
   in the country whence that person comes; such authority or notary
   will issue a certificate attesting the authenticity of the declaration on
   oath or solemn declaration. A declaration in respect of no previous
   bankruptcy may also be made before a competent professional or
   trade body in the said country.”

B. MINING AND QUARRYING, ELECTRICITY, GAS AND WATER
   OJ No. 117/1871, 23 July 1964
The following is inserted at the end of Article 4(2):
   “(e) in the United Kingdom:
   —limiting issue of licences for oil and natural gas exploration or
   production to persons who are citizens of the United Kingdom and
   Colonies and are resident in the United Kingdom or who are bodies
   corporate incorporated in the United Kingdom (Regulation No. 4
   of the Petroleum (Production) Regulations 1966);

(f) in Denmark:
   —the requirement that persons not resident in Denmark and com-
   panies and firms not registered there wishing to acquire immovable
   property obtain prior authorization from the Ministry of Justice
   (Law of 23 December 1959 on the acquisition of immovable
   property).”
Article 6(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

   OJ No. 42/584, 8 March 1966

The following is inserted at the end of Article 4(2):

"(e) in Denmark:
—the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

Article 7(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

   OJ No. L 68/4, 19 March 1969

The following is inserted at the end of Article 3(2):

"(d) in the United Kingdom:
—limiting issue of licences for oil and natural gas exploration to persons who are citizens of the United Kingdom and Colonies and are resident in the United Kingdom or who are bodies corporate incorporated in the United Kingdom (Regulation No. 4 of the Petroleum (Production) Regulations 1966);"
(e) in Denmark:
—making it obligatory for persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property to obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

Article 5(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

C. MANUFACTURING INDUSTRIES

   OJ No. L 260/9, 22 October 1968

The following is inserted at the end of Article 3(2):

"(d) in Denmark:
— the requirement that members of the board of directors of companies or firms authorized to produce alcohol and yeast be of Danish nationality (§ 3(1) of Law No. 74 of 15 March 1934 on alcohol and yeast);
— the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

The second subparagraph of Article 6(1) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."
   OJ No. 117/1880, 23 July 1964

The following is inserted at the end of Article 4(2):

"(f) in Denmark:

—the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

Article 7(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

D. COMMERCIAL ACTIVITIES, INCLUDING THOSE OF INTERMEDIARIES

   OJ No. 56/863, 4 April 1964

The following is inserted at the end of Article 3(2):

"(e) in Denmark:

—the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

Article 6(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

OJ No. 56/869, 4 April 1964

The following is inserted at the end of Article 3:

"in the United Kingdom:

<table>
<thead>
<tr>
<th>Self-employed persons</th>
<th>Paid employees</th>
</tr>
</thead>
<tbody>
<tr>
<td>Agent</td>
<td>Commercial traveller</td>
</tr>
<tr>
<td>Commission agent</td>
<td>Commission salesman</td>
</tr>
<tr>
<td>Broker</td>
<td>Representative</td>
</tr>
<tr>
<td>Factor</td>
<td></td>
</tr>
<tr>
<td>Representative</td>
<td></td>
</tr>
<tr>
<td>Wholesale auctioneer in Ireland:</td>
<td></td>
</tr>
<tr>
<td>Agent</td>
<td>Commercial traveller</td>
</tr>
<tr>
<td>Broker</td>
<td>Sales representative</td>
</tr>
<tr>
<td>Commercial (or Commission) agent in Denmark:</td>
<td></td>
</tr>
<tr>
<td>Handelsagent</td>
<td>Handelsreisende</td>
</tr>
<tr>
<td>Varemægler</td>
<td>Representant</td>
</tr>
<tr>
<td>Kommissionær</td>
<td></td>
</tr>
</tbody>
</table>

The following is inserted at the end of Article 4(2):

"in the United Kingdom:

—the sale of goods in execution of a court order (a) in England and Wales by sheriffs, under-sheriffs or sheriffs’ officers or (b) in Scotland by messengers-at-arms, sheriffs’ officers or any person authorized by a sheriff to act as such;

in Ireland:

—the sale of goods in execution of a court order by sheriffs, under-sheriffs or court messengers;

in Denmark:

—the sale by auction of goods by auctioneers."

The following is inserted at the end of Article 5(2):

"(f) in Denmark:

—the requirement that a person to whom an authorization to organize sales of fish and shellfish by public auction is issued shall be of Danish nationality (Article 3(1) of Law No. 72 of 13 March 1969 on the sale of fish by public auction);

—the requirement that persons pursuing the occupation of authorized broker or authorized assistant broker shall be of Danish nationality (§§ 1(2) and 7(4) of Law No. 69 of 15 March 1967 on brokers and shipbrokers);

—the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."
Article 8(2) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

   OJ No. L 260/1, 22 October 1968

The following is inserted at the end of Article 4:

"in the United Kingdom:
   —the sale of goods in execution of a court order (a) in England and Wales by sheriffs, under-sheriffs or sheriffs' officers or (b) in Scotland by messengers-at-arms, sheriffs' officers or any person authorized by a sheriff to act as such;

in Ireland:
   —the sale of goods in execution of a court order by sheriffs, under-sheriffs or court messengers;

in Denmark:
   —the sale by auction of goods by auctioneers."

The following is inserted at the end of Article 5(2):

"(f) in Denmark:
   —the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

The second subparagraph of Article 8(1) is replaced by the following:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."
   
   OJ No. L 267/14, 10 December 1970
   
   The following is inserted at the end of Article 4(2):
   
   "(d) in Denmark:
   
   —the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."
   
   Article 7(2) is replaced by the following:
   
   "Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

E. **SERVICE UNDERTAKINGS (including personal and business services)**

   
   OJ No. 10/140, 19 January 1967
   
   The following is inserted at the end of Article 2(3):
   
   "in the United Kingdom:
   
   —estate agents, including accommodation and house agents;
   
   —estate or property developers;
   
   —estate, house or property factors;
   
   —estate or property managers;
   
   —property investment or development companies;
   
   —property consultants;
   
   —property valuers.

   in Ireland:
   
   —auctioneers;
   
   —estate agents;
   
   —house agents;
   
   —property developers;
   
   —estate consultants;
   
   —estate managers;
   
   —estate valuers.

   in Denmark:
   
   —ejendomsmæglere;
   
   —ejendomshandlere;
   
   —ejendomsudlejningsbureauer."
The following is inserted at the end of Article 4:

"(c) in the United Kingdom:
—verderers of the New Forest and the Forest of Dean."

The following is inserted at the end of Article 5(2):

"(e) in Denmark:
—the condition of possession of Danish nationality for admission to
the profession of estate agent (ejendomsmægler) (§ 1(2) of Law
No. 218 of 8 June 1966 on estate agents);
—the condition of possession of Danish nationality for admission to
the profession of translator and interpreter (§ 1(2) of Law No. 213
of 8 June 1966 on translators and interpreters);
—the requirement that persons not resident in Denmark and com-
panies and firms not registered there wishing to acquire immovable
property obtain prior authorization from the Ministry of Justice
(Law of 23 December 1959 on the acquisition of immovable
property)."

Article 8(3) is replaced by the following:

"Where the country of origin or the country whence the beneficiary
comes does not issue such documentary proof of good repute or
documentary proof of no previous bankruptcy, such proof may be
replaced by a declaration on oath—or, in States where there is no
provision for declaration on oath, by a solemn declaration—made
by the person concerned before a competent judicial or administra-
tive authority, or where appropriate a notary, in the country of origin or
in the country whence that person comes; such authority or notary
will issue a certificate attesting the authenticity of the declaration on
oath or solemn declaration. A declaration in respect of no previous
bankruptcy may also be made before a competent professional or
trade body in the said country."


OJ No. L 260/16, 22 October 1968

The following is inserted at the end of Article 3(2):

"(f) in Denmark:
—the requirement that persons not resident in Denmark and com-
panies and firms not registered there wishing to acquire
immovable property obtain prior authorization from the Ministry
of Justice (Law of 23 December 1959 on the acquisition of
immovable property)"

The second subparagraph of Article 6(1) is replaced by the following:

"Where the country of origin or the country whence the bene-
fi ciary comes does not issue such documentary proof of good repute
or documentary proof of no previous bankruptcy, such proof may
be replaced by a declaration on oath—or, in States where there is
no provision for declaration on oath, by a solemn declaration—made
by the person concerned before a competent judicial or administra-
tive authority, or where appropriate a notary, in the country of
origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

F. CINEMA

   OJ No. L 260/22, 22 October 1968

   The following is inserted at the end of Article 3(2):
   
   "(d) in Denmark:
   
   —the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

   The second subparagraph of Article 4(1) is replaced by the following:

   "Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

   OJ No. L 218/37, 3 October 1970

   The following is inserted at the end of Article 3(2):

   "(e) in the United Kingdom:
   
   —the rule that only a company registered in, and the central management and control of whose business is exercised in, the United Kingdom shall be eligible for a payment from the British Film Fund (§ 3(1)(ii) of SI 1970 No. 1146);"

   (f) in Denmark:

   —the rule restricting the granting of aids for film production from the Danish Film Fund to persons having Danish nationality (§ 33 of Law No. 155 of 27 May 1964 on films and cinemas);

   —the requirement that persons not resident in Denmark and companies and firms not registered there wishing to acquire immovable property obtain prior authorization from the Ministry of Justice (Law of 23 December 1959 on the acquisition of immovable property)."

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The second subparagraph of Article 6(1) is replaced by the following text:

"Where the country of origin or the country whence the beneficiary comes does not issue such documentary proof of good repute or documentary proof of no previous bankruptcy, such proof may be replaced by a declaration on oath—or, in States where there is no provision for declaration on oath, by a solemn declaration—made by the person concerned before a competent judicial or administrative authority, or where appropriate a notary, in the country of origin or in the country whence that person comes; such authority or notary will issue a certificate attesting the authenticity of the declaration on oath or solemn declaration. A declaration in respect of no previous bankruptcy may also be made before a competent professional or trade body in the said country."

G. BANKS AND FINANCIAL ESTABLISHMENTS, INSURANCE

   OJ No. 56/878, 4 April 1964

The following is inserted at the end of subparagraph (a) of Article 3(1):

"in the Kingdom of Denmark:

Law of 23 December 1959 on the acquisition of immovable property."

The following is inserted at the end of subparagraph (b) of Article 3(1):

"in the Kingdom of Denmark:

Law of 23 December 1959 on the acquisition of immovable property."

H. COMPANY LAW

   OJ No. L 65/8, 14 March 1968

The following is inserted at the end of Article 1:

"In the United Kingdom:
—Companies incorporated with limited liability;
In Ireland:
—Companies incorporated with limited liability;
In Denmark:
—Aktieselskab; Kommandit-Aktieselskab.

Article 2(1)(f) is replaced by the following:

"(f) The balance sheet and the profit and loss account for each financial year. The document containing the balance sheet must give details of the persons who are required by law to certify it. However, in respect of the Gesellschaft mit beschränkter Haftung, société de personnes à responsabilité limitée, personenvennootschap met beperkte aansprakelijkheid, société à responsabilité limitée and società a responsabilità limitata under German, Belgian, French,
Italian or Luxembourg law referred to in Article 1, the besloten naamloze vennootschap under Netherlands law, the private company under the law of Ireland and the private company under the law of Northern Ireland, the compulsory application of this provision shall be postponed until the date of implementation of a Directive concerning coordination of the contents of balance sheets and of profit and loss accounts and concerning exemption of such of those companies whose balance sheet total is less than that specified in the Directive from the obligation to make disclosure in full or in part of the said documents. The Council will adopt such a Directive within two years following adoption of the present Directive.”

I. **Public Works Contracts**

   
   OJ No. L 185/5, 16 August 1971
   
   The following is inserted in Article 1(b) after the words “public law”:
   
   “(or, in Member States where this concept is unknown, equivalent bodies)”
   
   The following is inserted in Article 23 after the words “on oath”:
   
   “(or, in Member States where there is no provision for declarations on oath, by a solemn declaration.)”
   
   The following is inserted at the end of Article 24:
   
   “in Denmark, “Aktieselskabsregistret, foreningsregistret og handelsregistret”.

   As regards the United Kingdom and Ireland, proof of entry in a trade register for registered companies is replaced by a certificate issued by the Registrar of Companies showing that the company is incorporated.

   In Annex I to the Directive:

   (a) The title is replaced by:
   
   “List of legal persons governed by public law (or, in Member States where this concept is unknown, equivalent bodies) covered by Article 1(b).”

   (b) The following is inserted at the end of the list:
   
   “VIII. In the United Kingdom:
   —local authorities;
   —new towns’ corporations;
   —Commission for the New Towns;
   —Scottish Special Housing Association;
   —Northern Ireland Housing Executive.

   IX. In Denmark:
   —andre forvaltningssubjekter

   X. In Ireland:
   —other public authorities whose public works contracts are subject to control by the State.”

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IV. TRANSPORT

   OJ No. L 156/1, 28 June 1969

Article 19 (1) is replaced by the following:

   "1. As regards railway undertakings, this Regulation shall, in
      respect of their rail transport operations, apply to the following
      undertakings:
      —Société nationale des chemins de fer belges (SNCB)/Nationale
         Maatschappij der Belgische Spoorwegen (NMBS)
      —Danske Statsbaner (DSB)
      —Deutsche Bundesbahn (DB)
      —Société nationale des chemins de fer français (SNCF)
      —Côras Iompair Eireann (CIE)
      —Azienda autonoma delle Ferrovie dello Stato (FS)
      —Société nationale des chemins de fer luxembourgeois (CFL)
      —Naamloze Vennootschap Nederlandse Spoorwegen (NS)
      —British Railways Board (BRB)
      —Northern Ireland Railways Company Ltd (NIR)"

   OJ No. L 156/8, 28 June 1969

Article 3 (1) is replaced by the following:

   "1. This regulation shall apply to the following railway under-
      takings:
      —Société Nationale des chemins de fer belges (SNCB)/Nationale
         Maatschappij der Belgische Spoorwegen (NMBS)
      —Danske Statsbaner (DSB)
      —Deutsche Bundesbahn (DB)
      —Société nationale des chemins de fer français (SNCF)
      —Côras Iompair Eireann (CIE)
      —Azienda autonoma delle Ferrovie dello Stato (FS)
      —Société nationale des chemins de fer luxembourgeois (CFL)
      —Naamloze Vennootschap Nederlandse Spoorwegen (NS)
      —British Railways Board (BRB)
      —Northern Ireland Railways Company Ltd (NIR)"

   OJ No. L 1304, 15 June 1970

Points A and B in Annex II are replaced by the following:

   "A. RAIL

   Kingdom of Belgium
      —Société nationale des chemins de fer belges (SNCB)/Nationale
         Maatschappij der Belgische Spoorwegen (NMBS)"