

## Act ratifying the EEC and the EAEC Treaties in Germany (27 July 1957)

**Caption:** On 27 July 1957, in agreement with the Bundesrat, the Bundestag adopts the Act ratifying the Treaties establishing the European Economic Community (EEC) and the European Atomic Energy Community (EAEC).

**Source:** Bundesgesetzblatt 1957 II. Hrsg. Der Bundesminister der Justiz. 19.08.1957, Nr. 23. Bonn: Bundesanzeiger Verlagsges. m. b. H. "Gesetz zu den Verträgen vom 25. März 1957 zur Gründung der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft", p. 753-754.

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**Last updated:** 05/07/2016

# Act relating to the Treaties of 25 March 1957 establishing the European Economic Community and the European Atomic Energy Community

Of 27 July 1957

The Bundestag has passed the following Act with the approval of the Bundesrat:

## Article 1

Assent is hereby given to the Treaties signed in Rome on 25 March 1957 establishing the European Economic Community and establishing the European Atomic Energy Community, together with the appendices and protocols attached thereto, and to the Convention signed at the same time on certain institutions common to the European Communities, including the Protocols signed on 17 April 1957 in Brussels on the Statute of the Court of Justice of the European Economic Community, the privileges and immunities of the European Economic Energy Community, the Statute of the Court of Justice of the European Atomic Community, and the privileges and immunities of the European Atomic Energy Community. The Treaties and the appendices and protocols attached thereto and the agreement are promulgated herewith.

## Article 2

The Federal Government shall keep both Houses of the Federal Parliament, the Bundestag and the Bundesrat, informed about developments in the Council of the European Economic Community and in the Council of the European Atomic Energy Community. In as much as the decision of one of the Councils requires the adoption of internal German laws or legislation taking immediate effect in the Federal Republic of Germany, this information shall be given before the Council takes a decision.

## Article 3

(1) The Federal Government is hereby empowered, with the assent of the Bundestag, to implement the Treaties establishing the European Economic Community and the European Atomic Energy Community.

1. to amend by decree provisions concerning taxation, in particular the customs tariff and the export duty list in accordance with the provisions of the Treaty establishing the European Economic Community, in as much as the Federal Republic of Germany

(a) is required to reduce the customs duties applying between the Member States under Articles 14, 16 and 17 (1) of that Treaty and No 1 of the Protocol on mineral oils and certain of their derivatives,

(b) is required to adjust the customs duties to the Common Customs Tariff under Article 23 of that Treaty and No 1 of the Protocol on mineral oils and certain of their derivatives,

(c) is required to reduce the customs duties for imports from the overseas countries and territories which maintain special relationships with Belgium, France, Italy and the Netherlands, under Article 133 (1) of that Treaty,

(d) is entitled to determine the setting of customs quotas for the import of bananas in accordance with the Protocol on import quotas,

(e) is required to reduce charges in relation to Member States, under Article 13 (2) of that Treaty, which have the equivalent effect as customs duties;

2. to alter the customs duty by decree, in accordance with the provisions of the Treaty establishing the European Atomic Energy Community, in as far as the Federal Republic of Germany

(a) is required to remove the customs duties for the import and export of certain products under Article 93 (1) of that Treaty,

(b) is required to establish and apply the Common External Tariff under Article 94a of that Treaty,

(c) is required to establish and apply the Common External Tariff as under Article 94b of that Treaty, where the customs duties of the Common External Tariff are no greater than three times the amount of the customs duties applied from 1 January 1957,

(d) is required, by decision of the Council, to apply the customs duties of the Common External Tariff at an earlier stage under Article 95 of that Treaty.

(2) The assent of the Bundestag for the issuing of a decree under Article 3 (1) shall not be required if the Bundestag has not taken a decision to grant its assent or to reject the proposal within three weeks after the draft decree designated as urgent by the Federal Government has been received by the Bundestag.

(3) Decrees under Article 3 (1) and (2) shall not require the assent of the Bundesrat, which shall be given the opportunity to state its position on the draft decrees within 14 days

#### **Article 4**

(1) This Act shall also apply in Land Berlin, in as far as Land Berlin has established the application of this Act. Decrees that are issued on the basis of this Act shall be valid in Land Berlin under § 14 of the Third Transition Act of 4 January 1952 (Federal Law Gazette I, p. 1).

(2) This Act shall apply in the Saarland from the end of the transitional period pursuant to Article 3 of the Saar Treaty (Federal Law Gazette II, p. 1587). § 16 of the Act on the Incorporation of the Saarland of 23 December 1956 (Federal Law Gazette I, p. 1011) shall remain unaffected.

#### **Article 5**

(1) This Act shall come into force on the day after its promulgation.

(2) The ratification instruments shall not be deposited until the parliaments of the other signatory states have given their assent to the Treaties.

(3) The day on which the Treaty establishing the European Economic Community pursuant to Article 247 thereof, the Treaty establishing the European Atomic Energy Community pursuant to Article 224 thereof and the Agreement under Article 7 thereof come into force shall be announced in the Federal Law Gazette.

The above Act is herewith promulgated.

Bonn, 27 July 1957.

The Federal President  
Theodor Heuss

The Federal Chancellor  
Adenauer

The Federal Minister for Foreign Affairs  
von Brentano

The Federal Minister for Economic Affairs  
Ludwig Erhard

The Federal Minister for Atomic Affairs  
Balke

For the Federal Minister for Finance  
The Federal Minister for Bundesrat Affairs  
von Merkatz

For the Federal Minister for Economic Cooperation  
The Federal Minister for Bundesrat Affairs  
von Merkatz