COMMISSION DECISION

of 28 July 1975

concerning an emergency supply of butteroil to the International Committee of the Red Cross as food aid to Vietnam

(Only the French and Dutch texts are authentic)

(75/503/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 804/68 (1) of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 740/75 (2), and in particular Article 6 (7) thereof ;

Whereas Council Regulation (EEC) No 530/74 (3) of 4 March 1974 laying down general rules for the supply of milk fats as food aid to certain developing countries and certain international organizations, provides, *inter alia*, that 1 000 metric tons of butteroil should be made available to the International Committee of the Red Cross ; whereas the ICRC has requested the emergency supply of 500 metric tons of butteroil for Vietnam ;

Whereas in pursuance of Article 2 of Regulation (EEC) No 530/74 a private contract could be issued for the delivery in case of emergency supplies ;

Whereas, in view of the deterioration of the situation in Vietnam and of the need for immediate aid, the abovementioned quantity of butteroil should be shipped as soon as possible ; whereas it is apparent that mutual agreement must be sought in respect of the delivery in question ;

Whereas, as regards quality and packing of the butteroil, it is useful to apply the requirements laid down in Commission Regulation (EEC) No 750/75 (4) of 21 March 1975 concerning invitations to tender for the costs of manufacture and delivery of butteroil as food aid to the countries of the Sahel and Ethiopia, as last amended by Regulation (EEC) No 1154/75 (5) ;

Whereas the measures provided for in this Decision are in accordance with the Opinion of the Management Committee for Milk and Milk Products,

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 74, 22. 3. 1975, p. 1.
(3) OJ No L 65, 7. 3. 1974, p. 1.
(4) OJ No L 74, 22. 3. 1975, p. 30.
(5) OJ No L 114, 3. 5. 1975, p. 1.

HAS ADOPTED THIS DECISION :

Article 1

1. In accordance with Regulation (EEC) No 530/74, 500 metric tons of butteroil shall be delivered to the ICRC, bound for Vietnam.

2. The butter to be used in manufacturing the butteroil shall be collected from the Belgian intervention agency.

3. The butteroil shall meet as to quality and packing the requirements laid down in the Annex to Regulation (EEC) No 750/75.

The butteroil shall be put up in containers of 5 kg.

The markings on the packing are the same as mentioned in Chapter II (2) of Regulation (EEC) No 750/75, completed with a red cross 10 × 10 cm and the following inscription in letters at least 1 cm high : 'Action du CICR'.

Article 2

1. The delivery is to be effected cif Da-Nang.

2. Delivery cif shall be effected at the moment at which the goods are actually deposited on the quayside or on board a lighter in the port of disembarkment.

3. The embarkation shall be effected as soon as possible and on 1 September 1975 at the latest.

Article 3

1. The costs of the processing of the butter into butteroil and the packaging and shipment of the butteroil shall be determined by mutual agreement on

the least onerous terms possible, having regard to the existing transport possibilities.

2. The Belgian intervention agency shall forward to the Commission without delay a copy of such mutual agreement.

Article 4

No refund or compensatory amount (whether monetary or accession) shall be payable in respect of the butteroil delivered pursuant to this Decision.

Article 5

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 28 July 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission