COMMISSION DECISION

of 5 May 1977

relating to the urgent supply of durum wheat as food aid to the Republic of Chad

(Only the French and Dutch texts are authentic)

(77/352/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals [1], as last amended by Regulation (EEC) No 3138/76 [2],

Having regard to Council Regulation (EEC) No 2750/75 of 29 October 1975 laying down the conditions for the mobilization of cereals as food aid [3], and in particular Article 6 thereof,

Having regard to Council Regulation (EEC) No 696/76 of 25 March 1976 derogating from Regulation (EEC) No 2750/75 in respect of mobilization procedures for cereals to be supplied as food aid [4],

Whereas on 18 January 1977 the Council of the European Communities declared that it proposed, by way of Community action, to grant 2 000 tonnes of durum wheat to the Republic of Chad under its 1975/76 food-aid programme ;

Whereas, in view of the need to provide quick aid, it is necessary to have recourse to contracts by mutual agreement ;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION :

Article 1

1. In accordance with Article 1 of Council Regulation (EEC) No 696/76 of 25 March 1976, the Belgian Intervention Agency (OBEA), 82, rue de Trèves, 1040 Brussels, shall conclude a private contract for the mobilization of 2 000 tonnes of durum wheat in stock in its intervention stores for delivery to the Republic of Chad.

2. In concluding the private contract, OBEA must seek the least onerous terms possible.

3. The contract shall be for supply to the port of loading, loading charges and transport of the product to the destinations shown in the Annex.

4. The product shall be delivered in 50 kg new jute sacks.

Minimum weight of the sacks shall be 600 grams. The following shall be printed on the sacks :

'Froment dur / Don de la CEE à la République du Tchad / À distribuer gratuitement'.

To allow for the possibility of re-bagging, the successful tenderer shall supply 2 % of new empty sacks, of the same quality as those containing the goods but with the printing followed by a capital letter 'R'.

Article 2

The product referred to in Article 1 must be of fair and sound merchantable quality, be free from odour, and correspond at least to the standard quality for which the intervention price is fixed.

Article 3

1. A security of a value of five units of account per tonne shall be given by the party concerned on the signature of the contract. It shall be released on the completion of the operations in question within the time limit laid down and also for those quantities not realized due to *force majeure*.

2. The security provided for in paragraph 1 may be given in the form of a cash deposit or of a guarantee issued by a credit institution conforming to the criteria laid down by the Member State.

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 354, 24. 12. 1976, p. 1.
(3) OJ No L 281, 1. 11. 1975, p. 89.
(4) OJ No L 83, 30. 3. 1976, p. 8.

Article 4

Loading shall be carried out 14 May 1977.

Article 5

The intervention agency shall request the interested party to supply the following information :

(a) a statement giving details of the quantities loaded, the quality of the products and their packaging ;

(b) the date of the departure of the ships ; the expected date of arrival of the products at their destination ;

(c) all possible contingencies which might occur during transportation of the products.

The intervention agency shall transmit the information indicated to the Commission as soon as it is received together with a copy of the private contract.

Article 6

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 5 May 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEXE — ANHANG — ALLEGATO — BIJLAGE — BILAG — ANNEX

Lieux de livraison des 2 000 tonnes de froment dur

Lieferungsorte für 2 000 Tonnen Hartweizen

Luoghi di consegna delle 2 000 tonnellate di frumento duro

Plaatsen van bestemming voor 2 000 ton durum tarwe

Destinationer for i alt 2 000 tons hård hvede

Destination for the delivery of 2 000 tonnes of durum wheat

Biltine	100 t
Guereda	50 t
Iriba	50 t
Arada	25 t
Amzoer	25 t
Faya-Largeau	292 t
Bardat	175 t
Fada	116 t
Kirdimi	82 t
Koro Toro	46 t
Koulba	46 t
Oum-Chalouba	151 t
Ounianga-Keb	82 t
Souliat	60 t
Zouar	116 t
Mongo	175 t
Bitkine	175 t
Melfi	117 t
Mangalme	117 t
	2 000 t