COMMISSION DECISION

of 14 January 1977

relating to the urgent supply of common wheat flour as food aid to the International Committee of the Red Cross

(Only the French and Dutch texts are authentic)

(77/87/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 21 December 1976 the Council of the European Communities declared that it proposed by way of Community action, to grant 1 590 tonnes of common wheat flour to the International Committee of the Red Cross 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 the first Article of Council Regulation (EEC) No 696/76 of 25 March 1976 the Office Belge de l'Economie et de l'Agriculture (OBEA), 82, rue de Treves, 1040 Brussels (intervention agency) shall conclude a private contract for the purchase on the Community market of 1 590 tonnes of common wheat flour for delivery to the International Committee of the Red Cross.

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

3. The contract shall be for the purchase and supply of the products delivered to the quay or on lighter at the port of Beirut with option Limassol.

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

On the sacks shall be printed a red cross, 15 cm by 15 cm as well as the following :

'Farine de froment / Don de la Communauté économique européenne / Action du Comité International de la Croix-Rouge / Pour distribution gratuite au Liban'.

Article 2

The product referred to in Article 1 must meet the following standards :

— moisture content : maximum 14 %,

— protein content : minimum 10·5 % (N × 6·25 on dry matter),

— ash content : maximum 0·52 % of dry matter.

If the product does not meet these requirements it shall be refused.

Article 3

1. A security of a value of 10 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 realised 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 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

Shipment shall be carried out between 8 and 15 February 1977 (lot No 1 — 795 tonnes) and between 15 and 30 March 1977 (lot No 2 — 795 tonnes).

Article 5

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

(a) after each shipment, 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 provided for 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, 14 January 1977.

For the Commission

Finn GUNDELACH

Vice-President