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REGULATION (EEC) No 1494/70 OF THE COUNCIL

of 27 July 1970

laying down general rules for the supply of butteroil to Turkey

THE COUNCIL 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 organisation of the market in milk and milk products, as last amended by Regulation (EEC) No 1253/70,[2] and in particular Article 6 (6) thereof;

Having regard to the proposal from the Commission;

Whereas the second subparagraph of Article 6 (3) of Regulation (EEC) No 804/68 provides that special measures may be taken with regard to butter held in public storage which cannot be marketed under normal conditions during a milk year;

Whereas intervention on the market in butter of first quality pursuant to that Regulation has led to substantial stocks being built up in the Community;

Whereas it is not possible to market all these stocks of butter under normal conditions during the current milk year;

Whereas, following the earthquake in Turkey, butteroil should be supplied free to that country;

Whereas the amount of aid to be granted for processing the butter and transporting the butteroil produced should be determined by competition between interested undertakings established in the Community; whereas a tendering procedure will serve this end;

Whereas, in order to ensure the good management of this operation, it should be provided that the competent agency of the Member State on whose territory processing takes place should make the payment of the aid and that such payment should be made only after the quality and packaging of the product have been inspected;

HAS ADOPTED THIS REGULATION:

Article 1

1000 metric tons of butteroil derived from butter bought in in accordance with Article 16 (1) of Regulation (EEC) No 804/68 shall be made available to Turkey.

In this Regulation 'butteroil' means a product obtained exclusively from butter and meeting quality criteria to be determined.

Article 2

In so far as the agreement with Turkey relating to this supply provides therefor, there shall be granted:

(a) an allowance covering the cost of processing the butter held by an intervention agency, and the cost of transport from the storage depot to the processing plant;

(b) an allowance covering the cost of delivery of the butteroil to the f.o.b. or a corresponding stage;

(c) an allowance covering, in whole or in part, shipping costs from the f.o.b. or a corresponding stage.

Article 3

The amount of the allowances provided for in Article 2 shall be determined by invitation to tender.

The competent agencies of the Member States shall invite tenders in accordance with provisions to be determined.

[1] OJ No L 148, 28.6.1968, p. 13.
[2] OJ No L 143, 1.7.1970, p. 1.

Article 4

The allowances shall be paid only if:

(a) the successful tenderer has fulfilled the conditions laid down in the invitation to tender; and

(b) it has been confirmed, after inspection, that the quality and packaging of the butteroil delivered comply with Community regulations.

Article 5

The quantity of butter to be made available shall be determined in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68, account being taken of stocks held by the intervention agencies and the situation on the market in butter.

Article 6

Each Member State shall appoint an agency authorised to implement the measures laid down in this Regulation.

The payment of allowances and the inspection mentioned in Article 4 shall be undertaken by the competent agency in the Member State in whose territory processing takes place.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 July 1970.

For the Council

The President

W. ARENDT