REGULATION (EEC) No 129/73 OF THE COMMISSION

of 4 January 1973

amending Commission Regulation (EEC) No 376/70 laying down the procedure and conditions for the disposal of cereals held by intervention agencies

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 120/67/EEC [1] of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 2429/72 [2], and in particular Article 7 (5) thereof ;

Whereas Article 3 (4) of Commission Regulation (EEC) No 376/70 [3] of 27 February 1970 laying down the procedure and conditions for the disposal of cereals held by intervention agencies, as last amended by Regulation (EEC) No 2198/72 [4], makes provision for the intervention agency of a Member State to be authorized to restrict the invitation to tender to use for specified purposes, whilst stipulating that the tenderer undertakes to use the cereals solely for the purpose specified in the invitation to tender ;

Whereas the measures provided for in this Regulation are in conformity with the Opinion of the Management Committee for Cereals ;

HAS ADOPTED THIS REGULATION :

Article 1

The second subparagraph of Article 3 (4) of Regulation (EEC) No 376/70 is replaced by the following :

'In this case, a tender shall not be valid unless the tenderer undertakes to use the cereals solely for the purpose and, where appropriate, within the period specified in the invitation to tender.'

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

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

Done at Brussels, 4 January 1973.

For the Commission

The President

S. L. MANSHOLT

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 264, 23. 11. 1972, p. 1.
(3) OJ No L 47, 28. 2. 1970, p. 49.
(4) OJ No L 235, 17. 10. 1972, p. 8.