REGULATION (EEC) No 2734/73 OF THE COMMISSION
of 8 October 1973
on the sale of butter 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 (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 the Act [2] concerning the Conditions of Accession and the Adjustments to the Treaties, and in particular Articles 6 (7) and 28 thereof;

Whereas the Community currently has at its disposal considerable quantities of butter held in public stores; whereas it is desirable to provide this butter should be sold where marketing outlets exist;

Whereas a temporary deficit actually exists in certain regions of the Community for fresh butter; whereas therefore it is desirable to permit commercial undertakings to obtain supplies from the intervention agencies; whereas this measure would also contribute towards avoiding an increase in the price of butter in these regions, which would have an adverse effect on the development of consumption; whereas the sale price has to be determined by taking into account the situation of the market prices of butter;

Whereas the conditions of sale are to be specified, in particular as regards the time-limits for payment and for removal of the butter from the store; whereas, in order to follow the results of this measure, the Commission must regularly be informed of the quantities sold;

Whereas the Management Committee for Milk and Milk Products has not delivered an Opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

Intervention agencies shall sell to any interested party butter purchased pursuant to Article 6 (1) of Regulation (EEC) No 804/68 and taken into store before 1 August 1973.

Article 2

1. The butter shall be sold:

(a) ex cold store, at a price equal to the intervention agency's buying-in price in force at the time of signing of the contract of sale plus 3 units of account per 100 kg;

(b) in lots of not less than 10 metric tons.

2. The purchaser shall pay the price to the intervention agency before the removal from store as referred to in paragraph 3 below.

3. The purchaser shall remove the butter purchased from the store within twelve days following the day of the signing of the contract of sale. Except in cases of force majeure, if the purchaser has not removed the butter from store within the prescribed time-limit, the sale shall be considered null and void for all remaining quantities.

Article 3

The Member States shall inform the Commission on Tuesday of each week of the quantities of butter sold pursuant to this Regulation during the preceding week.

Article 4

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

It is applicable until 15 November 1973.

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

Done at Brussels, 8 October 1973.

For the Commission

The President

François-Xavier ORTOLI

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[1] OJ No L 148, 28. 6. 1968, p. 13.
[2] OJ No L 73, 27. 3. 1972, p. 14.