REGULATION (EEC) No 1368/74 OF THE COMMISSION

of 31 May 1974

concerning deliveries of cereals as food aid for the Sahel countries and Ethiopia

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 1346/73 [2];

Having regard to Council Regulation (EEC) No 1693/72 [3] of 3 August 1972 fixing criteria for the mobilization of cereals intended as food aid, and in particular Article 6 thereof;

Whereas, on 28 December 1973, the Council of the European Communities expressed its intention to grant, as part of a Community action, 130 000 metric tons of cereals to the Sahel countries and to Ethiopia under its 1973/74 food aid programme;

Whereas the Commission adopted Regulation Nos (EEC) 289/74 of 1 February 1974 [4], 455/74 of 22 February 1974 [5] and 605/74 of 15 March 1974 [6] opening invitations to tender for the mobilization of sorghum, maize and soft wheat to be given to the Sahel countries and to Ethiopia as food aid, and whereas those Regulations provided for delivery to certain ports or to certain delivery centres indicated in the Annex to the said Regulations;

Whereas, because of the congestion in certain ports caused by wholesale arrival of food from all sources and because of the relocation of requirements in some areas of the recipient States, it appears that consideration will have to be given to the likelihood of having to re-route the products to a port or delivery centre other than as provided and that, consequently, the possibility of modification to the costs initially agreed may have to be provided for:

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

In respect of deliveries made pursuant to Regulation (EEC) Nos 289/74, 455/74 and 605/74 the intervention agencies may, where necessary, and in agreement with the successful tenderer, have the products with which the contract is concerned delivered to ports or delivery centres other than those provided for in the Annexes to those Regulations. In such case, the intervention agency is to agree with the successful tenderer any cost reduction or increase as against the cost originally agreed. The Commission will advise the intervention agencies of the names of the new ports and delivery centres.

Article 2

This Regulation shall enter into force on the day of 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, 31 May 1974.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 141, 28. 5. 1973, p. 8.
(3) OJ No L 178, 5. 8. 1972, p. 3.
(4) OJ No L 29, 2. 2. 1974, p. 20.
(5) OJ No L 51, 23. 2. 1974, p. 26.
(6) OJ No L 73, 16. 3. 1974, p. 22.