REGULATION (EEC) No 2392/74 OF THE COMMISSION

of 19 September 1974

on an invitation to tender for the sale of boneless beef held by the Irish intervention agency

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 805/68 [1] of 27 June 1968 on the common organization of the market in beef and veal, as last amended by Regulation (EEC) No 1855/74 [2], and in particular Article 7 (3) thereof;

Whereas the possibility of permanent intervention has led to the build-up of certain stocks particularly in Ireland and part of these intervention purchases have been stored as boneless beef in order to improve the intervention system in conformity with Commission Regulation (EEC) No 1315/74 [3] of 28 May 1974 on the deboning of beef bought in by intervention agencies;

Whereas the conditions of release from storage according to Article 1 (2) (a) of Council Regulation (EEC) No 98/69 [4] of 16 January 1969, laying down general rules for the disposal of frozen beef and veal bought in by the intervention agencies are fulfilled;

Whereas it appears necessary to make arrangement for sale by tender in order to allow the release from storage in the most economical conditions as laid down in Commission Regulation (EEC) No 216/69 [5] of 4 February 1969 on detailed rules for the disposal of frozen beef and veal bought in by the intervention agencies;

Whereas in the particular situation in which this tender is held it appears necessary to adapt the minimum quantity of meat placed on sale;

Whereas, however, *force majeure* may occur during the release from storage; therefore in this case the intervention agencies are allowed to take the necessary measures;

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

HAS ADOPTED THIS REGULATION:

Article 1

Approximately 2 500 metric tons of boneless beef bought in under Article 6 (1) of Regulation (EEC) No 805/68, deboned under Regulation (EEC) No 1315/74, and held by the Irish intervention agency shall be sold.

Article 2

The sale shall take place by tendering procedure as provided for by Regulation (EEC) No 216/69, and in particular Articles 6 to 14 thereof, and by this Regulation.

Article 3

By derogation from Article 9 (3) of Regulation (EEC) No 216/69, the tender shall be for a minimum quantity of 10 metric tons.

Article 4

By way of derogation from Article 13 (2) of Regulation (EEC) No 216/69, the price is paid *pro rata* on the quantities withdrawn when the goods leave the warehouse and at the latest on the day preceding each removal.

Article 5

When, for reasons of *force majeure* the tenderer cannot meet the time limit for taking over, the intervention agency shall adopt the measures which appear warranted by the circumstances invoked.

The intervention agencies shall inform the Commission of each case of *force majeure* and of the measures taken in respect of it.

Article 6

This Regulation shall enter into force on 30 September 1974.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 195, 18. 7. 1974, p. 14.
(3) OJ No L 144, 29. 5. 1974, p. 11.
(4) OJ No L 14, 21. 1. 1969, p. 2.
(5) OJ No L 28, 5. 2. 1969, p. 10.

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

Done at Brussels, 19 September 1974.

For the Commission

The President

François-Xavier ORTOLI