REGULATION (EEC) No 336/74 OF THE COMMISSION

of 8 February 1974

on certain measures to be taken by the intervention agencies in the context of Community aid to the Sahel countries

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 No 359/67/EEC [3] of 25 July 1967 on the common organization of the market in rice, as last amended by the Act [4] annexed to the Treaty [5] on the Accession of new Member States to the European Economic Community and the European Atomic Energy Community signed at Brussels on 22 January 1972;

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

Whereas Council Regulation (EEC) No 3581/73 [7] of 28 December 1973 derogating from Regulation (EEC) No 1693/72 in respect of the procedures laid down for the mobilization of food aid to the countries of the Sahel, provides that, in respect of that particular food aid measure, a procedure other than the tendering procedure may be adopted; whereas where necessary the carriage from the point of delivery cif to the distribution points of the cereals and rice supplied as food aid to the Sahel countries may be negotiated by private treaty on the best terms possible;

Whereas, in view of the particular local conditions affecting the carriage of goods to the interior, including where applicable the voluntary assistance provided by some transport agencies or undertakings, the intervention agencies concerned should be allowed, in each particular case, to conclude contracts for all or part of the transport operations required;

Whereas it is essential that the intervention agencies concerned should inform the Commission of the means of transport used and of the amounts involved, giving details of the voluntary assistance provided, where applicable;

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

When recourse is had to private treaty, under Article 1 of Council Regulation (EEC) No 3581/73, for the carriage to distribution points of cereals and rice supplied as Community food aid to countries of the Sahel, the intervention agency which has, upon tender, awarded contracts for the delivery of the products to the point laid down in the tendering regulation shall seek the best possible terms for private treaty contracts, taking into account the available means of transport.

Article 2

The distribution points are those points designated by the authorities of the particular Sahel territory and notified to the interested intervention agency by the Commission.

Article 3

1. The intervention agencies shall immediately notify the Commission of the names of the undertakings responsible for transport, the costs incurred and of the means of transport used, giving details of the voluntary assistance provided, where applicable.

2. The intervention agency shall transmit to the Commission, on signing, one copy of the private treaty contracts.

Article 4

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

[1] OJ No 117, 16. 6. 1967, p. 2269/67.
[2] OJ No L 141, 28. 5. 1973, p. 8.
[3] OJ No 174, 31. 7. 1967, p. 1.
[4] OJ No L 73, 27. 3. 1972, p. 14.
[5] OJ No L 73, 27. 3. 1972, p. 14.
[6] OJ No L 178, 5. 8. 1972, p. 3.
[7] OJ No L 359, 28. 12. 1973, p. 49.

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

Done at Brussels, 8 February 1974.

For the Commission

The President

François-Xavier ORTOLI