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(Acts whose publication is obligatory)

REGULATION (EEC) No 530/74 OF THE COUNCIL

of 4 March 1974

laying down general rules for the supply of milk fats as food aid to certain developing countries and certain international organizations

THE COUNCIL 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 of Accession [2], and in particular Article 6 (6) thereof;

Having regard to the proposal from the Commission;

Whereas certain developing countries and international organizations have indicated their requirements as regards milk fats;

Whereas it will not be possible to dispose of the quantities of butter held by intervention agencies on normal terms during the 1973/74 milk year; whereas it is possible to supply food aid in the form of butter or butteroil, equal to 39 000 metric tons of butteroil;

Whereas that quantity should be apportioned among the various countries and organizations whose applications are acceptable; whereas 4 400 metric tons on which a decision will later be taken should, however, be kept in reserve to meet unforeseeable needs;

Whereas to enable effective use to be made of the aid, provision should be made for the financing of certain transportation and distribution costs;

Whereas the amount to be paid to undertakings manufacturing the butteroil and certain transport costs for the butter and butteroil should be determined by competition among interested undertakings established in the Community; whereas the inviting of tenders is a suitable means of achieving this aim, but for the sake of speed it may be desirable to deal with exceptional cases by private contract,

HAS ADOPTED THIS REGULATION:

Article 1

Butter held by intervention agencies, delivered in the form of butter or butteroil and equal to 39 000 metric tons of butteroil, shall be made available to developing countries and international organizations as food aid.

The quantity for each of the developing countries and organizations which are to receive the aid and for the reserve, together with the terms of financing, are set out in the Annex.

Article 2

Tenders shall be invited for the processing of the butter into butteroil, packaging, shipment of the butter or butteroil ex-factory to fas or a corresponding stage and, where relevant, shipment of the product from this stage, save in exceptional cases where private contracts may be negotiated.

Article 3

The sums to be paid to the undertaking chosen shall be due only if:

(a) the undertaking satisfies the conditions laid down in the invitation to tender or the private contract; and

(b) the quality and packing of the delivered product are found on inspection to comply with the relevant Community provisions.

Provision may be made for partial advance payment of such sums.

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

Article 4

The quantities of butter to be mobilized shall be determined in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68.

Article 5

This Regulation shall enter into force on the third 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 March 1974.

For the Council

The President

W. SCHEEL

ANNEX

Recipient countries and organizations	Quantities of butteroil (in metric tons)	Financing
EUROPE		
Cyprus	250	fas
Malta	150	fas
AFRICA		
Morocco	150	fas
MIDDLE EAST		
Jordan	1 000	fas
Lebanon	250	fas
ARE	1 000	fas
FAR EAST		
Afghanistan	600	fas
Bangladesh	6 500	fas
Pakistan	3 000	fas
India	3 000	fas
LATIN AMERICA		
Peru	700	fas
INSTITUTIONS		
ICRC	1 000	free-at-destination
WFP	15 000	fas + lump-sum contribution towards shipment and distribution costs
UNRWA	2 000	cif + lump-sum contribution of 15 u.a./metric ton towards shipment and distribution costs
RESERVE	4 400	
TOTAL	39 000	