REGULATION (EEC) No 1996/75 OF THE COMMISSION

of 31 July 1975

amending Regulation (EEC) No 602/75 laying down detailed rules for the sale of skimmed-milk powder in public storage for supply to developing countries

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 Regulation (EEC) No 740/75 (2), and in particular Article 7 (5) thereof;

Whereas Council Regulation (EEC) No 155/75 (3) of 21 January 1975 on the sale of skimmed-milk powder in public storage for supply to developing countries has been amended by Regulation (EEC) No 1960/75 (4) with regard to the selling price and direct sale to the developing countries;

Whereas Commission Regulation (EEC) No 602/75 (5) of 7 March 1975 laying down detailed rules for the sale of skimmed-milk powder in public storage for supply to developing countries, as amended by Regulation (EEC) No 1476/75 (6), should be adapted accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

The following Article 5a is inserted in Regulation (EEC) No 602/75:

'*Article 5a*

When submitting their application to the Commission the countries referred to in Article 1 (2) of Regulation No 155/75 shall specify the conditions under which the skimmed-milk powder shall be placed at recipients' disposal and shall name the bodies appointed to supervise distribution.

Where the product is to be put up for sale on their market, they shall indicate the development project, approved by the European Development Fund, to which the funds from the sale will be allocated.

Applications for direct sale shall be decided on in accordance with Article 5 (2).'

Article 2

Article 6 of Regulation (EEC) No 602/75 is replaced by the following:

'*Article 6*

Skimmed-milk powder shall be sold:

(a) in quantities of not less than 10 metric tons;

(b) at a price of 22·175 u.a./100 kg ex-intervention agency store. (In the case of contracts of sale concluded by the intervention agencies of the Benelux countries before 16 September 1975, that amount shall be multiplied by the factor 1·00725);

(c) to a recipient agency within the meaning of Article 5 (1):

— which submits the certificate referred to in Article 7 (2), and

— which undertakes to distribute the quantity purchased free of charge in the recipient non-member country named in its application, within not more than four months from the day on which delivery was taken;

(d) to a non-member country within the meaning of Article 5a which gives the undertaking referred to in Article 7 (1);

(e) unless there are particular specifications regarding direct sales to developing countries, in packagings bearing one or more of the following inscriptions, in letters not less than 1 cm high:

"Lait écrémé en poudre destiné à une livraison gratuite au titre du règlement (CEE) n° 155/75",

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 74, 22. 3. 1975, p. 1.
(3) OJ No L 19, 24. 1. 1975, p. 3.
(4) OJ No L 200, 31. 7. 1975, p. 5.
(5) OJ No L 63, 8. 3. 1975, p. 18.
(6) OJ No L 149, 10. 6. 1975, p. 5.

"Magermilchpulver zur kostenlosen Lieferung gemäß der Verordnung (EWG) Nr. 155/75",

"Latte scremato in polvere destinato ad una fornitura gratuita conformemente al regolamento (CEE) n. 155/75",

"Skimmed-milk powder for free distribution under Regulation (EEC) No 155/75",

"Magere-melkpoeder bestemd voor gratis levering, volgens Verordening (EEG) nr. 155/75",

"Skummetmælkspulver bestemt for gratis levering i overensstemmelse med forordning (EØF) nr. 155/75".'

Article 3

In other respects, Regulation (EEC) No 602/75 is amended as follows :

1. In Articles 8 (1) and (2) and 9 (2), the words 'recipient agency' are in each case replaced by 'the purchaser'.

2. The second indent of Article 8 (2) is replaced by the following :

'— furnish security of 66·525 units of account per 100 kilogrammes, unless it is a direct sale in accordance with Article 5a'.

3. In Article 11, the factor '0·5' is replaced by '0·25'.

Article 4

If the purchaser so requests, the conditions valid from 1 August 1975 may apply in respect of quantities not taken over until after 31 July 1975.

Article 5

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

It shall apply from 1 August 1975.

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

Done at Brussels, 31 July 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission