# REGULATION (EEC) No 3193/75 OF THE COMMISSION

## of 5 December 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, under Article 5 (2) of Commission Regulation (EEC) No 602/75 (3) of 7 March 1975 laying down detailed rules for the sale of skimmed-milk powder in public storage for supply to developing countries, as last amended by Regulation (EEC) No 1996/75 (4), a derogation may be made from the provisions of that Regulation as regards the submission of a certificate as provided for in Article 7 of that Regulation issued by the recipient country, or the furnishing, before delivery is taken of the quantity purchased, of security designed to ensure that the goods are not diverted from their particular destination; whereas, in those cases where very small quantities are bought by recipient agencies whose reputation is beyond question, the conditions of sale should be made more flexible in order to avoid major difficulties and delays which could reduce the effectiveness of the proposed measure;

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 subparagraph is added to Article 5 (2) of Regulation (EEC) No 602/75:

'At the request of a Member State whose intervention agency receives a request for supplies from a non-profit making body or association, the provisions referred to in the two indents of the preceding subparagraph may, having regard to the reputation of the recipient body in question and if the quantity requested is less than 90 metric tons both be waived.'

*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, 5 December 1975.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 74, 22. 3. 1975, p. 1.
(3) OJ No L 63, 8. 3. 1975, p. 18.
(4) OJ No L 202, 1. 8. 1975, p. 55.