COMMISSION REGULATION (EEC) No 2477/76

of 12 October 1976

concerning an invitation to tender for the supply of butteroil as food aid to the World Food Programme for India

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 of 27 June 1968 on the common organization of the market in milk and milk products (1), as last amended by Regulation (EEC) No 559/76 (2), and in particular Article 6 (7) thereof,

Whereas Council Regulation (EEC) No 1542/75 of 16 June 1975 on the supply of milk fats under the 1975 food-aid programme to certain developing countries and to certain international organizations (3), provides *inter alia* that 16 000 metric tons of butteroil obtained from butter held by the intervention agencies shall be made available to the World Food Programme (WFP); whereas the WFP has requested the supply of 2 628 metric tons of butteroil for India;

Whereas this delivery shall be considered as completed when the butteroil is deposited at the port of embarkation at the point designated by the WFP or its appointed agent;

Whereas Article 5 of Council Regulation (EEC) No 1541/75 of 16 June 1975 laying down general rules for the supply of milk fats under the 1975 food-aid programme to certain developing countries and to certain international organizations (4), requires tenders to be invited for such supplies;

Whereas the tendering procedure is effected following the provisions of Commission Regulation (EEC) No 2247/75 of 29 August 1975 concerning invitations to tender for the costs of manufacture and delivery of butteroil as food aid to certain developing countries and to the World Food Programme (5), as last amended by Regulation (EEC) No 2212/76 (6); whereas it is still necessary to add a number of details particularly as regards the time limit for submission of tenders and the terms of supply;

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

Tenders are invited, as provided in Regulation (EEC) No 2247/75, for the costs of manufacture and delivery to the WFP of 2 628 metric tons of butteroil for India and divided into the following lots:

— Lot A: 428 metric tons,

— Lot B: 400 metric tons,

— Lot C 1: 600 metric tons,

— Lot C 2: 600 metric tons,

— Lot D: 600 metric tons.

Article 2

1. The butter to be used in manufacturing the butteroil shall be taken over:

— from the German intervention agency, as regards lots A and B,

— from the French intervention agency, as regards lots C 1 and C 2,

— from the Belgian intervention agency, as regards lot D.

2. The butteroil, which shall meet the requirements as to quality and packing laid down in the Annex to Regulation (EEC) No 2247/75, shall be put up only in 5 kg containers.

3. The marking to be indicated on the containers in accordance with Chapter II 2 (b) of the Annex mentioned in the preceding paragraph shall be the following:

'Butteroil/ Gift of the European Economic Community/World Food Programme action'.

The marking shall be followed by the name of the port of unloading to be communicated by the Commission to the intervention agency concerned.

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 157, 19. 6. 1975, p. 6.
(4) OJ No L 157, 19. 6. 1975, p. 4.
(5) OJ No L 229, 30. 8. 1975, p. 60.
(6) OJ No L 249, 11. 9. 1976, p. 5.

Article 3

1. The port of embarkation indicated in the tender shall be chosen from among ports in the Community accessible for ocean-going ships having a regular service with the recipient country.

Only one port may be indicated in the tender.

2. Delivery at the port of embarkation shall take place on a date to be fixed by the intervention agency concerned and which shall be after 6 and before 23 December 1976.

Article 4

1. As regards Lots C 1 and C 2, by way of derogation from Article 4 (2) of Regulation (EEC) No 2247/75, the tenderer shall stipulate in his tender whether it is valid for one lot or for these two lots.

2. The time limit for the submission of tenders shall be 26 October 1976, at 12 noon.

Article 5

This Regulation shall enter into force on the 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, 12 October 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission