COMMISSION REGULATION (EEC) No 2572/76

of 22 October 1976

on an invitation to tender for the supply of butteroil as food aid to the Arab Republic of Yemen

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 695/76 of 25 March 1976 on the supply of milk fats to certain developing countries and international organizations under the 1976 food-aid programme (3), provides *inter alia* for the supply to the Arab Republic of Yemen of 700 metric tons of butteroil obtained from butter held by intervention agencies; whereas this country has requested the supply of the abovementioned quantity;

Whereas Article 5 of Council Regulation (EEC) No 694/76 of 25 March 1976 laying down general rules for the supply of milk fats to certain developing countries and international organizations under the 1976 food-aid programme (4), requires tenders to be invited for such supplies;

Whereas the invitation to tender shall be effected in accordance with 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 the 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

1. Tenders are hereby invited, in accordance with the provisions of Regulations (EEC) No 694/76 and (EEC) No 695/76, for the manufacture and delivery to the Arab Republic of Yemen of 700 metric tons of butteroil divided into two lots of 350 metric tons each.

2. Subject to the special provisions contained hereinafter, the provisions of Regulation (EEC) No 2247/75 shall apply to the tendering procedure and to the terms for manufacture and delivery of the butteroil.

Article 2

1. The butter to be used in manufacturing the butteroil shall be taken over from the German intervention agency.

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 exclusively in containers of 5 kg.

3. The marking to be applied on the container, as prescribed in Chapter II 2 (b) of the Annex mentioned in the preceding paragraph, shall be as follows: 'Butteroil / Gift of the European Economic Community / For free distribution'.

Article 3

1. Delivery shall be effected from the port of Bremen.

2. Delivery at the port of loading shall take place on a date to be fixed by the intervention agency concerned and which must be after 15 but not later than 31 December 1976.

Article 4

1. By way of derogation from Article 4 (2) of Regulation (EEC) No 2247/75, the tenderer shall specify in

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 83, 30. 3. 1976, p. 6.
(4) OJ No L 83, 30. 3. 1976, p. 4.
(5) OJ No L 229, 30. 8. 1975, p. 60.
(6) OJ No L 249, 11. 9. 1976, p. 5.

his tender whether it is valid for one or both lots put up for tender.

2. The time limit for the submission of tenders shall be 9 November 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, 22 October 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission