COMMISSION REGULATION (EEC) No 638/76

of 23 March 1976

fixing the minimum selling price for skimmed-milk powder for the invitation to tender opened by Regulation (EEC) No 357/76

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 7 (5) thereof,

Having regard to Council Regulation (EEC) No 974/71 of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States [3], as last amended by Regulation (EEC) No 557/76 [4], and in particular Article 6 thereof,

Whereas, pursuant to Commission Regulation (EEC) No 357/76 of 18 February 1976 opening a third invitation to tender and amending Regulation (EEC) No 3354/75 on the sale of skimmed-milk powder for processing into compound feedingstuffs for pigs or poultry [5], the intervention agencies have invited tenders for certain quantities of skimmed-milk powder held by them;

Whereas Article 8 of Commission Regulation (EEC) No 3354/75 of 23 December 1975 on the sale by invitation to tender of skimmed-milk powder at a reduced price for processing into compound feedingstuffs for pigs or poultry [6], as last amended by Regulation (EEC) No 357/76, provides that in the light of the tenders received, a minimum selling price is to be fixed or a decision may be taken to make no award; whereas, under Article 9 thereof, the amount of the processing security shall be fixed by reference to the difference between the minimum selling price and the market price of the skimmed-milk powder;

Whereas, having regard to the tenders received, the minimum price should be that specified below and the processing security should be determined accordingly;

Whereas furthermore Article 20 of the said Regulation provides that, in respect of the skimmed-milk powder in question, the compensatory amounts shall be multiplied by a coefficient to be determined at the same time as the minimum selling price, account being taken of the difference between that price and the market price of the skimmed-milk powder;

Whereas, moreover, when calculating the compensatory amounts applicable to the compound feedingstuffs produced from skimmed-milk powder sold under the invitation to tender, the selling price of this milk must be taken into consideration;

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 minimum selling price and the processing security awards under Regulation (EEC) No 357/76 in respect of which the time limit for the submission of tenders expired on 3 March 1976 shall be as follows:

Minimum selling price (in u.a. per 100 kg of skimmed-milk powder)	Processing security (in u.a. per 100 kg of skimmed-milk powder)
16	75

Article 2

1. The compensatory amounts applicable to the skimmed-milk powder subject to this Regulation and to the compound feedingstuffs produced from that skimmed-milk powder shall, where they differ from those applicable to the products not covered by this Regulation, be as set out in the Annex hereto.

2. They shall be amended in accordance with any amendments of the rates on which their calculation is based.

Article 3

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

[1] OJ No L 148, 28. 6. 1968, p. 13.
[2] OJ No L 67, 15. 3. 1976, p. 9.
[3] OJ No L 106, 12. 5. 1971, p. 1.
[4] OJ No L 67, 15. 3. 1976, p. 1.
[5] OJ No L 44, 20. 2. 1976, p. 12.
[6] OJ No L 330, 24. 12. 1975, p. 31.

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

Done at Brussels, 23 March 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

CCT heading No	Description of goods	Amounts to be granted on imports and charged on exports		
		UK £/100 kg	Ireland £/100 kg	Italy Lit/100 kg
ex 04.02 A II b) 1	Skimmed-milk powder sold pursuant to Regulation (EEC) No 357/76, non-denatured or containing fish, fish meal or fish oil or fish liver oil and iron carbonate or sulphate	1·026	0·698	1 381
	Compound feedingstuffs containing :			
ex 23.07 B I a) 2	(a) Skimmed-milk powder	0·345	0·258	566
ex 23.07 B I a) 3	(b) Grinded cereals and/or fish meal or fish oil or fish liver oil	0·616	0·419	829
ex 23.07 B I a) 4	and	0·821	0·558	1 105
ex 23.07 B I b) 2	(c) Active carbon or a mixture of tartazine yellow (E 102) and patent blue V (E 131) or cochineal red A (E 124) or patent blue V (E 131) and/or	0·534	0·435	1 037
ex 23.07 B I b) 3	(d) Iron carbonate or iron sulphate	0·909	0·641	1 326
ex 23.07 B I c) 2		0·810	0·695	1 728
ex 23.07 B I c) 3		0·893	0·679	1 521
ex 23.07 B II		0·872	0·593	1 174