COMMISSION REGULATION (EEC) No 777/76

of 5 April 1976

limiting the scope of application of Regulation (EEC) No 232/75 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice-cream

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,

Having regard to Council Regulation (EEC) No 985/68 of 15 July 1968 laying down general rules for intervention on the market in butter and cream [3], as last amended by Regulation (EEC) No 2714/72 [4], and in particular Article 7a thereof,

Whereas, when applying Commission Regulation (EEC) No 232/75 of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice-cream [5], as last amended by Regulation (EEC) No 379/76 [6], it is evident that supplying intervention butter for ice-cream could lead to its substitution for fresh butter; whereas the scope of the abovementioned Regulation should therefore be reduced by deleting sales for ice-cream;

Whereas the Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION:

Article 1

Any tender submitted under the standing invitation to tender referred to in Regulation (EEC) No 232/75 shall in future only concern butter to be processed in accordance with formula A.

Any tender indicating under Article 7 (2) (c) of the said Regulation, that its intended use is to be that of formula B shall be rejected.

Article 2

This Regulation shall enter into force on the third 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, 5 April 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 169, 18. 7. 1968, p. 1.
(4) OJ No L 291, 28. 12. 1972, p. 15.
(5) OJ No L 24, 31. 1. 1975, p. 45.
(6) OJ No L 45, 21. 2. 1976, p. 28.