COMMISSION REGULATION (EEC) No 1984/77

of 30 August 1977

on the delivery of various consignments of skimmed-milk powder as food aid

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 1298/76 of 1 June 1976 laying down general rules for the supply of skimmed-milk powder as food aid to certain developing countries and international organizations under the 1976 programme (3), as amended by Regulation (EEC) No 2017/76 (4), and in particular Article 6 thereof,

Whereas, under the food-aid programmes adopted by the Council Regulation specified in the Annex, the World Food Programme (WFP) and Bangladesh have requested the delivery of the quantities of skimmed-milk powder set out therein ;

Whereas, therefore, delivery should be effected in accordance with the rules laid down in Commission Regulation (EEC) No 303/77 of 14 February 1977 laying down general rules for the supply of skimmed-milk powder and butteroil as food aid (5) ; whereas in particular the periods and terms for delivery and the procedure to be followed by the intervention agencies to establish the costs arising therefrom should be laid down ;

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

In accordance with the provisions of Regulation (EEC) No 303/77 the intervention agency as specified in the Annex shall deliver skimmed-milk powder as food aid on the special terms set out therein.

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, 30 August 1977.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 146, 4. 6. 1976, p. 3.
(4) OJ No L 224, 16. 8. 1976, p. 1.
(5) OJ No L 43, 15. 2. 1977, p. 1.

ANNEX (1)

Consignment	A	B	C
1. Application of Council Regulations : (a) legal basis (b) affectation	(EEC) No 1298/76 (EEC) No 2018/76		
2. Beneficiary	WFP		Bangladesh
3. Country of destination (2)	Vietnam		
4. Total quantity of the consignment	500 tonnes	614 tonnes	4 000 tonnes
5. Intervention agency responsible for delivery	Germany (3)	will result from the application of the procedure referred to in point 12 (3)	will result from the application of the procedure referred to in point 12
6. Origin of the skimmed-milk powder	bought on the Community market		
7. Special characteristics and/or packaging (4)	vitamin A content : 5 000 i.u. per 100 g minimum vitamin D content : 500 i.u. per 100 g minimum date of manufacture clearly indicated on the bags		
8. Markings on the packaging	'Lait écremé en poudre vitaminé / Don de la Communauté économique européenne / Action du Programme alimentaire mondial / Ho-Chi-Minh-Ville'		'Skimmed-milk powder, enriched with vitamins A and D / Gift of the European Economic Community to Bangladesh'
9. Delivery period	after 25 September and before 10 October 1977	after 1 and before 15 November 1977	loading at the latest 10 November 1977
10. Stage and place of delivery	port of loading of the Community		port of unloading Chittagong (ship's hold) (5)
11. Representative of the beneficiary responsible for reception (6)	—	—	Controller of Movement and Storage, Ministry of Food, Chittagong
12. Procedure to be applied to determine the costs of supply	mutural agreement	tender	
13. In case of invitation to tender : expiry of the time limit for submission of tenders at 12 noon	—	27 September 1977	

Notes :

(1) This Annex, together with the notice published in OJ No C 95 of 19 April 1977, p. 7, takes the place of an invitation to tender from the intervention agency or agencies concerned in cases where, under point 12, there must be a tendering procedure.

(2) In cases where the total quantity of a lot is a multiple of 500 tonnes, the tender submitted may relate to a partial quantity of 500 tonnes or to a multiple of 500 tonnes ; see Article 14 (2) of Regulation (EEC) No 303/77.

(3) In accordance with Article 4 of Regulation (EEC) No 1298/76, the intervention agency guarantees, within 30 days after taking delivery of the skimmed-milk powder by the PAM, payment to this intervention agency of a contribution of 80 units of account for each tonne of skimmed-milk powder, towards transport and distribution costs of the skimmed-milk powder.

(4) Other than those set out in the Annex to Regulation (EEC) No 1108/68 ; see Article 6 (2) of Regulation (EEC) No 303/77.

(5) When the unloading at the port of Chittagong is carried out under the supervision of an agency approved by the recipient country, the intervention agency may accept, in the place of the supporting documents referred to in Article 21 (a) of Regulation (EEC) No 303/77, an official statement from such supervising agency certifying that the quantities concerned have been delivered to the 'port of unloading Chittagong (ship's hold)' and unloaded at this port.

(6) Only in the case of delivery 'to the port of unloading' and 'free at destination' ; see Article 5 and the last indent of Article 13 (1) of Regulation (EEC) No 303/77.