COMMISSION REGULATION (EEC) No 2852/77

of 19 December 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 2560/77 [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,

Having regard to Council Regulation (EEC) No 1766/77 of 25 July 1977 laying down general rules for the supply of skimmed-milk powder as food aid to certain developing countries and international organizations under the 1977 programme [5], and in particular Article 6 thereof,

Whereas, under the food-aid programmes adopted by the Council Regulations specified in the Annex, certain third countries 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 [6] ; 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 agencies 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, 19 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 303, 28. 11. 1977, p. 1.
(3) OJ No L 146, 4. 6. 1976, p. 3.
(4) OJ No L 224, 16. 8. 1976, p. 1.
(5) OJ No L 192, 30. 7. 1977, p. 1.
(6) 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 (1976 programme) (EEC) No 2018/76		
2. Beneficiary	India		
3. Country of destination			
4. Total quantity of the consignment	1 000 tonnes	1 000 tonnes	500 tonnes
5. Intervention agency responsible for delivery	British		
6. Origin of the skimmed-milk powder (2)	Intervention stocks		
7. Special characteristics and/or packaging (3)	Put into the storage of the intervention agency after 1 January 1977		
8. Markings on the packaging	'Skimmed-milk powder, non-enriched / Gift of the European Economic Community to the Republic of India'		
9. Delivery period	After 25 February and before 10 March 1978		
10. Stage and place of delivery	Community port of loading		
11. Representative of the beneficiary responsible for reception (4)	—	—	—
12. Procedure to be applied to determine the costs of supply	Tender		
13. Expiry of the time limit for submission of tenders	12 noon on 9 January 1978		

Consignment	D	E
1. Application of Council Regulations :		
(a) legal basis	(EEC) No 1766/77 (1977 programme)	
(b) affectation	(EEC) No 1767/77	
2. Beneficiary	Liberia	Lesotho
3. Country of destination		
4. Total quantity of the consignment	200 tonnes	30 tonnes
5. Intervention agency responsible for delivery	Will result from the application of the procedure referred to in point 12	Dutch
6. Origin of the skimmed-milk powder (2)	Bought on the Community market	
7. Special characteristics and/or packagaging (3)	Vitamin A content : 5 000 i.u./100 g minimum Vitamin D content : 500 i.u./100 g minimum Date of manufacture clearly indicated on the bags	
8. Markings on the packaging	'Skimmed-milk powder, enriched with vitamins A and D / Gift of the European Economic Community to Liberia / For free distribution'	'Skimmed-milk powder, vitamin enriched / Gift of the European Economic Community to the People of Lesotho / Not to be sold or exchanged'
9. Delivery period	After 1 and before 15 March 1978	Loading at the latest 15 February 1978
10. Stage and place of delivery	Community port of loading	Free at destination Maseru
11. Representative of the beneficiary responsible for reception (4)	—	Ministry of Rural Development, Maseru
12. Procedure to be applied to determine the costs of supply	Tender	Mutual agreement
13. Expiry of the time limit for submission of tenders	12 noon on 9 January 1978	—

Consignment	F
1. Application of Council Regulations :	
(a) legal basis	(EEC) No 1766/77 (1977 programme)
(b) affectation	(EEC) No 1767/77
2. Beneficiary	Botswana
3. Country of destination	
4. Total quantity of the consignment	30 tonnes
5. Intervention agency responsible for delivery	Belgian
6. Origin of the skimmed-milk powder (2)	Bought on the Community market
7. Special characteristics and/or packaging (3)	Vitamin A content : 5 000 i.u./100 g minimum Vitamin D content : 500 i.u./100 g minimum Date of manufacture clearly indicated on the bags
8. Markings on the packaging	'Skimmed-milk powder, vitamin enriched / Gift of the European Economic Community to Botswana / Not to be sold or exchanged'
9. Delivery period	Loading at the latest 15 February 1978
10. Stage and place of delivery	Free at destination : 15 tonnes : Francistown 15 tonnes : Palapye
11. Representative of the beneficiary responsible for reception (4)	Agricultural Marketing Board in the areas indicated
12. Procedure to be applied to determine the costs of supply	Mutual agreement
13. Expiry of the time limit for submission of tenders	—

Notes :

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

(2) In cases where the goods come from intervention stocks, an additional notice stating the warehouses where the product is stored will be published in the 'C' edition of the Official Journal.

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

(4) 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.