COMMISSION REGULATION (EEC) No 146/78

of 25 January 1978

on the delivery of various consignments of butteroil 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 6 (7) thereof,

Having regard to Council Regulation (EEC) No 1541/75 of 16 June 1975 laying down general rules for the supply of milk fats as food aid to certain developing countries and international organizations under the 1975 food-aid programme (3), and in particular Article 7 thereof,

Having regard to Council Regulation (EEC) No 694/76 of 25 March 1976 laying down general rules for the supply of milk fats under the 1976 food-aid programme to certain developing countries and to certain international organizations (4), and in particular Article 7 thereof,

Having regard to Council Regulation (EEC) No 1768/77 of 25 July 1977 laying down general rules for the supply of milk fats under the 1977 food-aid programme to certain developing countries and to certain international organizations (5), and in particular Article 7 thereof,

Whereas, under the food-aid programmes adopted by the Council Regulations specified in the Annex, certain third countries and beneficiary organizations have requested the delivery of the quantities of butteroil 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 set out in the Annex shall deliver butteroil 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, 25 January 1978.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 303, 28. 11. 1977, p. 1.
(3) OJ No L 157, 19. 6. 1975, p. 4.
(4) OJ No L 83, 30. 3. 1976, p. 4.
(5) OJ No L 192, 30. 7. 1977, p. 5.
(6) OJ No L 43, 15. 2. 1977, p. 1.

ANNEX (1)

Consignment	A	B
1. Application of Council Regulations : (a) legal basis (b) affectation	(EEC) No 694/76 (1976 programme) (EEC) No 2575/77	(EEC) No 1768/77 (1977 programme) (EEC) No 1769/77
2. Beneficiary	Arab Republic of Egypt	UNICEF
3. Country of destination		—
4. Total quantity of the consignment	269 tonnes	25 tonnes
5. Intervention agency responsible for delivery	Belgian	Danish
6. Origin of the butteroil	To manufacture from intervention butter	Bought on the Community market
7. Special characteristics and/or packaging (2)	In 5 kg boxes, coated internally with food can varnish or having undergone treatment giving equivalent guarantees	
8. Markings on the packaging	'Butteroil / Gift of the European Economic Community to Egypt'	'Butteroil / Gift of the European Economic Community / Action of UNICEF'
9. Delivery period	After 10 and before 28 February 1978	After 20 February and before 10 March 1978
10. Stage and place of delivery	Port of loading Antwerp	Delivered to UNICEF warehouse
11. Representative of the beneficiary responsible for reception (3)	—	UNIPAC, UNICEF Packing and Assembly Center, 127 Aarhusgade, Freeport, 2100 Copenhagen (Denmark)
12. Procedure to be applied to determine the costs of supply		
13. Expiry of the time limit for submission of tenders	—	—

Consignment	C	D	E
1. Application of Council Regulations : (a) legal basis (b) affectation	(EEC) No 1768/77 (1977 programme) (EEC) No 1769/77		
2. Beneficiary 3. Country of destination	Sao Tome and Principe	Sri Lanka	
4. Total quantity of the consignment	200 tonnes	100 tonnes	100 tonnes
5. Intervention agency responsible for delivery	Dutch		
6. Origin of the butteroil	To manufacture from intervention butter (4)		
7. Special characteristics and/or packaging (2)	In 5 kg boxes, coated internally with food can varnish or having undergone treatment giving equivalent guarantees		
8. Markings on the packaging	'Butteroil / Don de la Communauté économique européenne à São Tomé et Prince'	'Butteroil / Gift of the European Economic Community to Sri Lanka'	
9. Delivery period	After 20 March and before 5 April 1978	After 20 March and before 5 April 1978	After 20 April and before 5 May 1978
10. Stage and place of delivery	French port of loading	Community port of loading	
11. Representative of the beneficiary responsible for reception (3)	—	—	—
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 13 February 1978		

Consignment	F	G	H	I
1. Application of Council Regulations : (a) legal basis	(EEC) No 1768/77 (1977 programme)		(a) 50 tonnes : (EEC) No 1541/75 (1975 programme) 10 tonnes : (EEC) No 694/76) (1976 programme)	(EEC) No 694/76 (1976 programme)
(b) affectation	(EEC) No 1769/77		(b) 50 tonnes : (EEC) No 1542/75 10 tonnes : (EEC) No 695/76	(EEC) No 695/76
2. Beneficiary	Ethiopia		UNHCR	
3. Country of destination			Zaire	
4. Total quantity of the consignment	500 tonnes	250 tonnes	60 tonnes	60 tonnes
5. Intervention agency responsible for delivery	German			
6. Origin of the butteroil	To manufacture from intervention butter (4)			
7. Special characteristics and/or packaging (2)	In 5 kg boxes, coated internally with food can varnish or having undergone treatment giving equivalent guarantees			
8. Markings on the packaging	'Butteroil / Gift of the European Economic Community to Ethiopia / For free distribution'		'Butter oil / Don de la Communauté économique européenne / Action UNHCR au Zaïre / À distribuer gratuitement'	
9. Delivery period	Loading at the latest 5 April 1978		Loading at the latest 5 March 1978	
10. Stage and place of delivery	Port of unloading Assab (ship's hold) (5)		Port of unloading (deposited on the quay or on lighters) : Boma | Matadi	
11. Representative of the beneficiary responsible for reception (3)	Ethiopia Amalgamated Ltd, PO Box 2090, Addis Abeba — Cable : Ethiamalga		UNHCR programme to Zaire in favour of Angolian refugees — c/o AIDR, PO Box 7611, Kinshasa	
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 13 February 1978		—	

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) Other than those set out in Annex II to Regulation (EEC) No 303/77.

(3) 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.

(4) 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.

(5) When the unloading at the port of Assab 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 supervision agency certifying that the quantities concerned have been delivered to the 'port of unloading Assab (ship's hold)' and unloaded in that port.