COMMISSION REGULATION (EEC) No 396/78

of 27 February 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 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 (3), 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 to certain developing countries and international organizations under the 1977 food-aid programme (4), and in particular Article 7 thereof,

Whereas, under the food-aid programmes adopted by the Council Regulations specified in the Annex, certain 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 (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 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, 27 February 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 83, 30. 3. 1976, p. 4.
(4) OJ No L 192, 30. 7. 1977, p. 5.
(5) OJ No L 43, 15. 2. 1977, p. 1.

ANNEX

Consignment	A	B
1. Application of Council Regulations :		
(a) legal basis (b) affectaion	(EEC) No 694/76 (1976 programme) (EEC) No 695/76	(EEC) No 1768/77 (1977 programme) (EEC) No 1769/77
2. Beneficiary	Caritas	League of Red Cross Societies
3. Country of destination	Haiti	Mauritania
4. Total quantity of the consignment	150 tonnes	175 tonnes
5. Intervention agency responsible for delivery	German	Belgian
6. Origin of the butteroil	To manufacture from intervention butter	
7. Special characteristics and/or packaging (1)	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 / Pour distribution gratuite à Haïti / Port-au-Prince / ...' followed by : for 125 tonnes : 'Action de Cathwell' for 25 tonnes : 'Action de Caritas'	A red crescent 10 cm high, the tips pointing to the left and in letters at least 1 cm high the following marking : 'Butteroil / Don de la Communauté économique européenne / Action de la Ligue des Sociétés de la Croix-Rouge Pour distribution gratuite'
9. Delivery period	Loading at the latest 5 April 1978	Loading at the latest 5 April 1978
10. Stage and place of delivery	Port of unloading Port-au-Prince (deposited on the quay or on lighters)	Port of unloading Nouakchott (deposited on the quay or on lighters)
11. Representative of the beneficiary responsible for reception (2)	(Caritas nationale d'Haïti PO Box 1230, Port-au-Prince (Haïti) (3)	Président du Croissant-Rouge Mauritanien, avenue Gamal Abdel Nasser, B.P. 344, Nouakchott (Mauritanie) (4)
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) Other than those set out in Annex II to Regulation (EEC) No 303/77.

(2) 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.

(3) The bill of lading must contain the following indication : 'Gift shipment'.
Moreover, a copy of the dispatch documents should be sent by the tenderer as soon as possible after dispatch to the following addresses :

For the 125 tonnes : 'Action de Cathwell' :

1. Catholic Relief Services,
M. Jean Picard, Acting Programme Director,
PO Box 947,
Port-au-Prince (Haiti) ;

2. Catholic Relief Services,
11, rue Cornavin,
CH-1201 Geneva (Switzerland).

For the 25 tonnes : 'Action de Caritas' :

Deutscher Caritas Verband e.V.,
Abteilung Auslands- und Katastrophenhilfe,
Postfach 420,
D-7800 Freiburg i.Br.

(4) The bill of lading must contain the following information :
'Notify : League of Red Cross Societies, PO Box 276, CH-1211 Geneva-19 ;
Telegraph : Licros-Geneva ; Telex : 22 555 Lorcs. CH'.