COMMISSION REGULATION (EEC) No 2210/79
of 9 October 1979
on the delivery of skimmed-milk powder as food aid for India

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 1761/78 (2), and in particular Article 7 (5) thereof,

Having regard to Council Regulation (EEC) No 827/78 of 25 April 1978 laying down general rules for the supply of skimmed-milk powder to certain developing countries and specialized bodies under the 1978 food-aid programme (3), and in particular Article 6 thereof,

Having regard to Council Regulation (EEC) No 937/79 of 8 May 1979 laying down general rules for the supply of skimmed-milk powder to certain developing countries and specialized bodies under the 1979 food-aid programme (4), and in particular Article 6 thereof,

Whereas, under the food-aid programmes adopted by the Council Regulations specified in the Annex, India has requested the delivery of the quantity 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), as last amended by Regulation (EEC) No 1488/79 (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 German intervention agency shall deliver skimmed-milk powder as food aid on the special terms set out in the Annex.

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, 9 October 1979.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 204, 28. 7. 1978, p. 6.
(3) OJ No L 115, 27. 4. 1978, p. 1.
(4) OJ No L 119, 15. 5. 1979, p. 1.
(5) OJ No L 43, 15. 2. 1977, p. 1.
(6) OJ No L 181, 18. 7. 1979, p. 20.

ANNEX (1)

Consignment	A	B
1. Application of Council Regulations : (a) legal basis (b) affectation	(EEC) No 827/78 (1978 programme) (EEC) No 1442/78	(EEC) No 937/79 (1979 programme) (EEC) No 938/79
2. Beneficiary	India	
3. Country of destination		
4. Total quantity of the consignment	4 000 tonnes (4)	3 500 tonnes (4)
5. Intervention agency responsible for delivery	German	
6. Origin of the skimmed-milk powder (2)	Intervention stocks	
7. Special characteristics and/or packaging (3)	Entry into stock after 1 July 1979	Entry into stock after 1 August 1979
8. Markings on the packaging	See note (5)	See note (6)
9. Delivery period	Delivery before 15 November 1979	Delivery after 15 November 1979 and before 15 December 1979
10. Stage and place of delivery	Community port of loading operating a regular service with the recipient country (7)	
11. Representative of the beneficiary responsible for reception	—	
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 22 October 1979	

Notes :

(1) This Annex, together with the notice published in Official Journal 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 of the European Communities.*

(3) Other than those set out in the Annex to Regulation (EEC) No 625/78 ; see Article 6 (2) of Regulation (EEC) No 303/77.

(4) Each offer may cover only a part quantity of 500 tonnes as specified in the complementary tender indicating the storage location of the product published along with this Regulation in the C series of the *Official Journal of the European Communities.*

(5) Inscription on the packaging :

'Supplied to the Indian Dairy Corporation under the food-aid programme of the European Economic Community /

followed by : for 1 500 tonnes : Bombay'
for 1 500 tonnes : Calcutta'
for 1 000 tonnes : Madras'.

(6) Inscription on the packaging :

'Supplied to the Indian Dairy Corporation under the food-aid programme of the European Economic Community /

followed by : for 2 000 tonnes : Bombay'
for 1 000 tonnes : Calcutta'
for 500 tonnes : Madras'.

(7) Delivery shall be deemed to have taken place and the risks shall pass from the successful tenderer to the recipient at the moment when the products have actually been lifted across the rails of the vessel at the port of shipment designated for delivery.