COMMISSION REGULATION (EEC) No 391/79

of 27 February 1979

opening an invitation to tender for the sale for export of baled tobacco held by the Italian intervention agency

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 727/70 of 21 April 1970 on the common organization of the market in raw tobacco (1), as last amended by the Act concerning the conditions of accession and the adjustments to the Treaties (2), and in particular Articles 7 (4) and 9 (5) thereof,

Whereas Commission Regulation (EEC) No 3389/73 of 13 December 1973 (3), as amended by Regulation (EEC) No 313/79 (4), lays down the procedure and conditions for the sale of tobacco held by intervention agencies ;

Whereas, on account of the problems caused by the storage of baled tobacco, and in view of the quantity of tobacco available on the internal Community market, an invitation to tender should be opened for the sale of tobacco in lots ; whereas this tobacco should be intended for export without refund ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Tobacco,

HAS ADOPTED THIS REGULATION :

Article 1

Three lots of baled tobacco from the 1973 and 1975 harvest held by the Italian intervention agency of a total weight of 947 350 kilograms, divided as shown in the Annex hereto, shall be sold for export.

Article 2

1. The sale shall take place in accordance with the tendering procedure provided for in Regulation (EEC) No 3389/73.

2. The export refunds set out in Article 9 of Regulation (EEC) No 727/70 do not apply to exports resulting from this sale.

Article 3

The closing date for the submission of tenders at the seat of the Commission of the European Communities shall be at 2 p.m. Brussels time on 18 April 1979.

Article 4

The final date referred to in Article 9 (1) of Regulation (EEC) No 3389/73 for removal of the tobacco by the successful tenderer shall be the 60th day following the date of publication of the result of the sale by tender in the *Official Journal of the European Communities.*

Article 5

1. The security specified in Article 5 of Regulation (EEC) No 3389/73 shall be given to the Azienda di Stato per gli interventi nel mercato agricolo, sezione specialissata per il tabacco (AIMA), via Duccio Galimberti 47, 00136 Rome, Italy.

2. The Commission shall inform the concerned intervention agencies forthwith of the result of the sale by tender. These shall immediately release the securities of tenderers whose tenders were inadmissible or who were unsuccessful. The securities of the successful tenderer or tenderers shall be released when the conditions laid down in Article 7 (c) of that Regulation have been fulfilled.

Article 6

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

(1) OJ No L 94, 28. 4. 1970, p. 1.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No L 345, 15. 12. 1973, p. 47.
(4) OJ No L 43, 20. 2. 1979, p. 5.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 February 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

Variety	Harvest	Weight (kg)
Beneventano	1973	644 237
Xantì-Yaka	1975	132 565
Perustitza	1975	170 548
		Total 947 350