COMMISSION REGULATION (EEC) No 1146/80

of 7 May 1980

amending Regulation (EEC) No 516/80 on the transfer of skimmed-milk powder to 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 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 1763/78 of 25 July 1978 on the transfer to the Italian intervention agency of skimmed-milk powder held by the intervention agencies of other Member States (3), as last amended by Regulation (EEC) No 190/80 (4), and in particular Article 1 (4) thereof,

Whereas Regulation (EEC) No 1763/78 provides for 100 000 tonnes of skimmed-milk powder held by the intervention agencies of the other Member States to be made available to the Italian intervention agency and taken over before 1 January 1981 ; whereas, in accordance with Commission Regulation (EEC) No 2821/78 (5), as last amended by Regulation (EEC) No 699/79 (6), the first portion of 40 000 tonnes has been allocated for use as feed for pigs and poultry in Italy ;

Whereas, pursuant to Commission Regulation (EEC) No 516/80 (7), the remaining 60 000 tonnes will be transferred to Italy in 1980 ; whereas it is necessary to specify the special conditions under which the Italian intervention agency may put the aforementioned quantities back on the market, having regard to the special situation with regard to supplies of skimmed-milk powder intended for animal feed in Italy and to the detailed rules of application laid down in Article 1 (3) of Regulation (EEC) No 1763/78 ;

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

The following Article 3a is inserted in Regulation (EEC) No 516/80 :

'*Article 3a*

The Italian intervention agency shall sell the skimmed-milk powder made available to it under this Regulation in accordance with the provisions of Commission Regulation (EEC) No 2213/76, as last amended by Regulation (EEC) No 90/80.

However, such sales shall be subject to the following special conditions :

1. The skimmed-milk powder shall be used solely for denaturing or processing into compound feedingstuffs in accordance with Commission Regulation (EEC) No 1725/79, as last amended by Regulation (EEC) No 355/80.

2. The sale shall be limited to a maximum quantity of 400 tonnes per purchaser per month.

3. At the time of payment of the purchase price, that price shall be reduced by the amount of the aid referred to in Article 10 of Regulation (EEC) No 804/68.

4. Prior to taking over the skimmed-milk powder the purchaser shall lodge a security of 62 ECU per 100 kg intended to guarantee that the powder will be used on Italian territory for the purposes referred to in point 1 above.'

Article 2

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 148, 28. 6. 1968, p. 13.
(2) OJ No L 204, 28. 7. 1978, p. 6.
(3) OJ No L 204, 28. 7. 1978, p. 8.
(4) OJ No L 23, 30. 1. 1980, p. 18.
(5) OJ No L 334, 1. 12. 1978, p. 61.
(6) OJ No L 87, 7. 4. 1979, p. 20.
(7) OJ No L 58, 1. 3. 1980, p. 51.

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

Done at Brussels, 7 May 1980.

For the Commission

Finn GUNDELACH

Vice-President