COMMISSION REGULATION (EEC) No 3433/82

of 17 December 1982

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 Regulation (EEC) No 1461/82 [2], and in particular Article 7 (4) thereof,

Whereas Commission Regulation (EEC) No 3389/73 of 13 December 1973 [3], as last 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 particular the costs of storage, and in view of the quantities of tobacco available on the internal Community market, an invitation to tender should be opened for the sale of the tobacco in lots; whereas this tobacco should be intended for export, without refund;

Whereas, in view of the size of the lots and of the fact that payment for all these lots is made before the tobacco is removed, it should be provided that, at the request of the successful tenderer, the security should be released progressively as the quantities of tobacco are exported;

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

Eight lots of baled raw tobacco from the 1978 and 1979 harvests, held by the Italian intervention agency, with a total weight of 15 543 409 kilograms divided by varieties as shown in the Annex hereto, shall be sold for export.

Article 2

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

Article 3

The deadline for the submission of tenders at the headquarters of the Commission of the European Communities shall be at 12 noon, local time, on 13 April 1983.

Article 4

The closing date referred to in Article 9 (1) of Regulation (EEC) No 3389/73 for removal of the tobacco by the successful tenderer shall be:

(a) at the end of the sixth month following the date of publication of the result of the tendering procedure in the *Official Journal of the European Communities,* in respect of at least one third of the lots;

(b) at the end of the 10th month following the said date for the remaining tobacco;

Article 5

1. The security specified in Article 5 of Regulation (EEC) No 3389/73 must be lodged with and by the Azienda di Stato per gli interventi nel mercato agricolo, sezione specializzata per il tabacco (AIMA), via Duccio Galimberti 47, 00136 I-Roma.

2. The Commission shall inform the relevant intervention agency forthwith of the result of the sale by tender. The agency shall immediately release the securities of tenderers whose tenders were inadmissible or who were unsuccessful.

Save as otherwise provided in the second subparagraph of Article 7 of Regulation (EEC) No 3389/73, the securities of the successful tenderer or tenderers shall be released once the conditions laid down in Article 7 (c) of that Regulation have been fulfilled.

3. On application by the person concerned, the security shall be released by instalments in proportion to the quantities of tobacco in respect of which the proof referred to in Article 7 (c) of the said Regulation has been furnished.

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 164, 14. 6. 1982, p. 27.
[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, 17 December 1982.

For the Commission

Poul DALSAGER

Member of the Commission

ANNEX

Lot No	Variety	Harvest	Weight (kilograms)
1	Xanti-Yakà	1978	524 825
	Perustitza	1978	391 190
	Erzegovina	1978	975 705
			1 891 720
2	Xanti-Yakà	1978	692 161
	Perustitza	1978	339 223
	Erzegovina	1978	1 079 894
			2 111 278
3	Xanti-Yakà	1978	612 838
	Perustitza	1978	364 195
	Erzegovina	1978	970 117
			1 947 150
4	Xanti-Yakà	1979	403 015
	Perustitza	1979	513 995
	Erzegovina	1979	975 174
			1 892 184
5	Xanti-Yakà	1979	576 242
	Perustitza	1979	321 136
	Erzegovina	1979	1 032 590
			1 929 968
6	Xanti-Yakà	1979	519 236
	Perustitza	1979	529 355
	Erzegovina	1979	864 625
			1 913 216
7	Xanti-Yakà	1979	396 292
	Perustitza	1979	426 083
	Erzegovina	1979	1 130 607
			1 952 982
8	Xanti-Yakà	1979	424 124
	Perustitza	1979	502 604
	Erzegovina	1979	978 183
			1 904 911
		Total	15 543 409