COMMISSION REGULATION (EEC) No 838/82

of 6 April 1982

opening a standing invitation to tender for the sale of olive oil 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 No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats [1], as last amended by Regulation (EEC) No 3454/80 [2], and in particular Article 12 (4) thereof,

Whereas Article 2 of Council Regulation (EEC) No 2754/78 of 23 November 1978 [3], provides that olive oil held by the intervention agencies shall be put up for sale by tender;

Whereas, pursuant to Article 12 (1) of Regulation No 136/66/EEC, the Italian intervention agency has, since the 1975/76 marketing year, bought in large quantities of olive oil;

Whereas Commission Regulation (EEC) No 2960/77 [4], as last amended by Regulation (EEC) No 3473/80 [5], laid down the conditions for the sale by tender on the Community market and for export of olive oil; whereas the state of the Italian market in olive oil is at present favourable for the sale of part of the said oil; whereas, in order to facilitate the regular supply of the market up to the end of the current marketing year, the sale should be effected by means of a standing invitation to tender;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Italian intervention agency 'Azienda di Stato per gli interventi nel mercato agricolo', hereinafter referred to as 'AIMA', shall open a standing invitation to tender in accordance with the provisions of this Regulation and of Regulation (EEC) No 2960/77 for the sale on the Community market of the following quantities of olive oil:

— approximately 18 000 tonnes of extra virgin olive oil from intervention purchases made during the 1979/80, 1980/81 and 1981/82 marketing years,

— approximately 9 000 tonnes of fine virgin olive oil from intervention purchases made during the 1980/81 and 1981/82 marketing years,

— approximately 3 500 tonnes of ordinary olive oil from intervention purchases made during the 1980/81 and 1981/82 marketing years,

— approximately 7 500 tonnes of olive residue oil from intervention purchases made during the 1979/80, 1980/81 and 1981/82 marketing years,

— approximately 8 000 tonnes of virgin lampante olive oil from intervention purchases made during the 1980/81 and 1981/82 marketing years.

Approximately one sixth of these quantities will be put on sale each month together with any unsold quantities from the previous invitations to tender.

Article 2

The invitation to tender shall be published on 8 April 1982. Particulars of the lots of oil offered for sale and of the places where they are stored shall be displayed at the central office of AIMA, Via Palestro 81, Rome, Italy.

A copy of the invitation to tender shall be sent without delay to the Commission.

Article 3

The first series of tenders must reach AIMA, Via Palestro 81, Rome, Italy not later than 2 p.m. (local time) on 23 April 1982.

Subsequent series of tenders must be lodged by 2 p.m. on:

— 21 May 1982,

— 22 June 1982,

— 22 July 1982,

— 24 August 1982,

— 22 September 1982.

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[1] OJ No 172, 30. 9. 1966, p. 3025/66.
[2] OJ No L 360, 31. 12. 1980, p. 16.
[3] OJ No L 331, 28. 11. 1978, p. 13.
[4] OJ No L 348, 30. 12. 1977, p. 46.
[5] OJ No L 363, 31. 12. 1980, p. 49.

Article 4

1. With regard to olive residue oil, tenders shall be made for an oil of 5° acidity.

Within regard to virgin lampante olive oil, tenders shall be submitted for an oil of 5° acidity.

2. Where the oil awarded has a different degree of acidity from that for which the tender was submitted, the price to be paid shall be equal to the price tendered, increased or reduced in accordance with the scale below :

A. Virgin lampante olive oil :

— up to 5° acidity :

increase of Lit 2 642 for each degree or fraction of degree of acidity below 5° ;

— above 5° up to 8° acidity :

reduction of Lit 2 642 for each degree or fraction of degree of acidity above 5° ;

— above 8° :

additional reduction of Lit 2 893 for each degree or fraction of degree above 8°.

B. Olive residue oil :

— above 5° up to 8° acidity :

reduction of Lit 1 510 for each degree or fraction of degree of acidity above 5° ;

— above 8° :

additional reduction of Lit 1 887 for each degree or fraction of degree above 8°.

Article 5

Not later than three days after the expiry of each time limit laid down for the submission of tenders, AIMA shall send the Commission a list, without mentioning names, stating the highest tender received for each lot put up for sale.

Article 6

The minimum selling price shall be fixed, on the basis of the tenders received, not later than the last working day of the month during which the tenders were submitted and in accordance with the procedure set out in Article 38 of Regulation No 136/66/EEC. The decision fixing the minimum selling price shall be notified forthwith to the Member State concerned.

Article 7

The olive oil shall be sold by AIMA not later than the seventh day of each month following that during which the tenders were submitted. AIMA shall supply the agencies responsible for storage with a list of the lots remaining unsold.

A list of the lots put up for sale and a list of the lots remaining unsold from the previous invitations to tender shall be displayed at the head office of AIMA not later than the seventh day of each month.

Article 8

The security referred to in Article 7 of Regulation (EEC) No 2960/77 shall be Lit 11 950 per 100 kilograms.

Article 9

The storage charge referred to in Article 15 of Regulation (EEC) No 2960/77 shall be Lit 3 500 per 100 kilograms.

Article 10

This Regulation shall enter into force on the day of 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, 6 April 1982.

For the Commission

Poul DALSAGER

Member of the Commission