COMMISSION REGULATION (EEC) No 710/89

of 20 March 1989

on the supply of refined rape seed oil to non-governmental organizations (NGOs) as food aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3972/86 of 22 December 1986 on food-aid policy and food-aid management (1), as last amended by Regulation (EEC) No 1870/88 (2), and in particular Article 6 (1) (c) thereof,

Whereas Council Regulation (EEC) No 1420/87 of 21 May 1987 laying down implementing rules for Regulation (EEC) No 3972/86 on food-aid policy and food-aid management (3) lays down the list of countries and organizations eligible for food-aid operations and specifies the general criteria on the transport of food aid beyond the fob stage;

Whereas, by its Decision of 16 March 1988 on the supply of food aid to NGOs the Commission allocated to the latter organizations 90 tonnes of refined rape seed oil.

Whereas it is necessary to provide for the carrying-out of this measure in accordance with the rules laid down by Commission Regulation (EEC) No 2200/87 of 8 July 1987 laying down general rules for the mobilization in the Community of products to be supplied as Community food aid (4); whereas it is necessary to specify the time limits and conditions of supply and the procedure to be followed to determine the resultant costs,

HAS ADOPTED THIS REGULATION:

Article 1

A tendering procedure is hereby initiated for the award of a contract for the supply of refined rape seed oil to NGOs in accordance with the provisions of Regulation (EEC) No 2200/87 and with the conditions laid down in the Annexe hereto.

Article 2

This Regulation shall enter into force on the 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, 20 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

(1) OJ No L 370, 30. 12. 1986, p. 1.
(2) OJ No L 168, 1. 7. 1988, p. 7.
(3) OJ No L 136, 26. 5. 1987, p. 1.
(4) OJ No L 204, 25. 7. 1987, p. 1.

ANNEX

1. **Operation No** (1): 41/89
2. **Programme**: 1988
3. **Recipient**: Ligue des sociétés de la Croix-Rouge et du Croissant Rouge, Service Logistique, BP 372, CH-1211 Genève 19, tél. 34 55 80, telex 22555 LRCS CH
4. **Representative of the recipient** (2): Uganda Red Cross-97, Bungandi Road, Plot 97, PO Box 494-Kampala / Uganda-Tlx 62118 REDCROS UG. Tel. 25 87 01/2
5. **Place or country of destination**: Uganda
6. **Product to be mobilized**: refined rape seed oil
7. **Characteristics and quality of the goods** (3):

   See list published in OJ No C 216, 14. 8. 1987, p. 3 (under III.A.1)
8. **Total quantity**: 90 tonnes net
9. **Number of lots**: one
10. **Packaging and marking** (6):

    See list published in OJ No C 216, 14. 8. 1987, p. 3 (under III.B):

    — metal cans of 10 litres packed in cartons, with two cans per carton

    — the cans must carry the following wording:

    'ACTION No 41/89 / a red cross, 10 × 10 cm / VEGETABLE OIL / GIFT OF THE EUROPEAN ECONOMIC COMMUNITY / ACTION OF THE LEAGUE OF RED CROSS SOCIETIES (LICROSS) / FOR FREE DISTRIBUTION / KAMPALA'
11. **Method of mobilization**: Community market
12. **Stage of supply**: free at destination: Red Cross warehouse / Kampala
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: —
16. **Address of the warehouse and, if appropriate, port of landing**: —
17. **Period for making the goods available at the port of shipment where the supply is awarded at the port of shipment stage**: 16. 5. 1989 to 13. 6. 1989
18. **Deadline for the supply**: 11. 7. 1989
19. **Procedure for determining the costs of supply** (5): tendering
20. **Date of expiry of the period allowed for submission of tenders**: 4. 4. 1989 not later than 12 noon. Tenders shall be valid until 12 midnight on 5. 4. 1989
21. **In the case of a second invitation to tender**:

    (a) deadline for the submission of tenders: 18. 4. 1989 not later than 12 noon. Tenders shall be considered valid until 12 midnight on 19. 4. 1989

    (b) period for making the goods available at the port of shipment where the supply is awarded at the port of shipment stage: 30. 5. 1989 to 27. 6. 1989

    (c) deadline for the supply: 25. 7. 1989
22. **Amount of the tendering security**: ECU 15/tonne
23. **Amount of the delivery security**: 10 % of the amount of the tender in ecu
24. **Address for submission of tenders** (4):

    Bureau de l'aide alimentaire,
    à l'attention de Monsieur N. Arend,
    bâtiment Loi 120, bureau 7/58,
    200, rue de la Loi,
    B-1049 Bruxelles
    Telex: AGREC 22037 B.
25. **Refund payable on request by the successful tenderer**: —

Notes:

(1) The operation number is to be quoted in all correspondence.

(2) Commission delegate to be contacted by the successful tenderer: see list published in *Official Journal of the European Communities* No C 227 of 7 September 1985, page 4.

(3) The successful tenderer shall deliver to the beneficiary a certificate from an official entity certifying that for the products to be delivered the standards applicable, relative to nuclear radiation, in the Member State concerned, have not been exceeded.

The successful tenderer is to contact the recipient as soon as possible to establish which consignment documents are required and how they are to be distributed.

(4) In order not to overload the telex, tenderers are requested to provide, before the date and time laid down in point 20 of the Annex, evidence that the tendering security referred to in Article 7 (4) (a) of Regulation (EEC) No 2200/87 has been lodged, preferably:

— either by porter at the office referred to in point 24 of this Annex,

— or by telecopier on one of the following numbers in Brussels:
  — 235 01 32
  — 236 10 97
  — 235 01 30
  — 236 20 05

(5) Point (g) of Article 7 (3) of Regulation (EEC) No 2200/87 shall not be applicable to tenders submitted.

(6) Supply free at terminal, as provided for in Article 14 (5) (a) of Regulation (EEC) No 2200/87, implies that the following costs at the port of landing are to be borne by the successful tenderer:

— should containers be used on an FCL/FCL or LCL/FCL basis, all costs of unloading and transport from the under hook stage up to the designated destuffing area via, if any, transit check shed area. The costs of destuffing the goods from the containers, local charges incurred at a later stage, and costs occasioned by delays of detention or returning the containers are to be borne by the recipient,

— should containers be used on an LCL/LCL or FCL/LCL basis, all the costs of unloading and transport from the under hook stage up the designated destuffing area via, if any, transit check shed area and by way of derogation from the aforementioned Article 14 (5) (a), the LCL charges (destuffing of the goods). The local charges incurred after the stage of destuffing the goods from the containers are to be borne by the recipient.