COMMISSION REGULATION (EEC) No 899/90

of 5 April 1990

opening an invitation to tender for the sale for export of baled tobacco held by the Greek 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 203/90 (2), and in particular Article 7 (4) thereof,

Whereas Commission Regulation (EEC) No 3389/73 (3), as last amended by Regulation (EEC) No 395/90 (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, 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 payment for all these lots is made before the tobacco is removed; whereas 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

Four lots of baled raw tobacco from the 1986 and 1987 harvests, held by the Greek intervention agency, with a total weight of 5 271 428 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 3 p.m. local time, on 28 May 1990.

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 fourth 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 sixth month following the said date for the remaining tobacco.

Article 5

1. The security referred to in Article 5 of Regulation (EEC) No 3389/73 must be lodged with and made payable to the Ypiresia Diachirisis Agoron Georgikon Proionton (YDAGEP), Acharnon 241, GR-Athens 10 446.

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 in 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 22, 27. 1. 1990, p. 10.
(3) OJ No L 345, 15. 12. 1973, p. 47.
(4) OJ No L 42, 16. 2. 1990, p. 46.

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

Done at Brussels, 5 April 1990.

For the Commission
Ray MAC SHARRY
Member of the Commission

ANNEX

Lot No	Variety	Harvest	Weight (kilograms)
1	Mavra	1986	306 491
	Kaba Koulak classic and Elassona	1986	623 250
	Kaba Koulak non-classic	1986	155 308
	Katerini	1986	229 960
	Burley EL	1986	252 050
	Basmas	1986	238 844
			1 805 903
2	Mavra	1986	306 491
	Kaba Koulak classic and Elassona	1986	567 712
	Kaba Koulak non-classic	1986	163 129
	Katerini	1986	229 988
	Burley EL	1986	252 516
			1 519 836
3	Mavra	1986	306 491
	Kaba Koulak classic and Elassona	1986	567 740
	Kaba Koulak non-classic	1986	163 155
	Katerini	1986	229 988
	Burley EL	1986	252 617
			1 519 991
4	Mavra	1987	333 872
	Basmas	1987	91 826
			425 698
		Total	5 271 428