# COMMISSION REGULATION (EC) No 2415/97

## of 4 December 1997

## concerning tenders notified in response to the invitation to tender for the export of oats issued in Regulation (EC) No 1773/97

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals [1], as last amended by Regulation (EC) No 923/96 [2],

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals [3], as last amended by Regulation (EC) No 2052/97 [4], and in particular Article 7 thereof,

Whereas an invitation to tender for the refund for the export of oats was opened pursuant to Commission Regulation (EC) No 1773/97 [5], as amended by Regulation (EC) No 2133/97 [6];

Whereas Article 7 of Regulation (EC) No 1501/95, allows the Commission to decide, in accordance with the procedure laid down in Article 23 of Regulation (EEC) No 1766/92 and on the basis of the tenders notified, to make no award;

Whereas on the basis of the criteria laid down in Article 1 of Regulation (EC) No 1501/95 a maximum refund should not be fixed;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

No action shall be taken on the tenders notified from 28 November to 4 December 1997 in response to the invitation to tender for the refund for the export of oats issued in Regulation (EC) No 1773/97.

*Article 2*

This Regulation shall enter into force on 5 December 1997.

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

Done at Brussels, 4 December 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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[1] OJ L 181, 1. 7. 1992, p. 21.
[2] OJ L 126, 24. 5. 1996, p. 37.
[3] OJ L 147, 30. 6. 1995, p. 7.
[4] OJ L 287, 21. 10. 1997, p. 14.
[5] OJ L 250, 13. 9. 1997, p. 1.
[6] OJ L 296, 30. 10. 1997, p. 29.