COMMISSION REGULATION (EC) No 438/1999

of 26 February 1999

amending Regulation (EC) No 1735/98 increasing to 5 282 tonnes the quantity of barley held by the Luxembourg intervention agency for which a standing invitation to tender for export has been opened

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 organisation of the market in cereals [1], as last amended by Commission Regulation (EC) No 923/96 [2], and in particular Article 5 thereof,

Whereas Commission Regulation (EEC) No 2131/93 [3], as last amended by Regulation (EC) No 39/1999 [4], lays down the procedures and conditions for the disposal of cereals held by the intervention agencies;

Whereas Commission Regulation (EC) No 1735/98 [5], as last amended by Regulation (EC) No 2043/98 [6], opened a standing invitation to tender for the export of 3 981 tonnes of barley held by the Luxembourg intervention agency; whereas, Luxembourg informed the Commission of the intention of its intervention agency to increase by 1 301 tonnes the quantity for which a standing invitation to tender for export has been opened; whereas the total quantity of barley held by the Luxembourg intervention agency for which a standing invitation to tender for export has been opened should be increased to 5 282 tonnes;

Whereas this increase in the quantity put out to tender makes it necessary to alter the list of regions and quantities in store; whereas Annex I to Regulation (EC) No 1735/98 must therefore be amended;

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

Regulation (EC) No 1735/98 is hereby amended as follows:

1. Article 2 is replaced by the following:

   'Article 2

   1. The invitation to tender shall cover a maximum of 5 282 tonnes of barley to be exported to all third countries with the exception of the United States, Canada and Mexico.

   2. The regions in which the 5 282 tonnes of barley are stored are stated in Annex I to this Regulation.';

2. Annex I is replaced by the Annex hereto.

Article 2

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, 26 February 1999.

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 191, 31. 7. 1993, p. 76.
[4] OJ L 5, 9. 1. 1999, p. 64.
[5] OJ L 217, 5. 8. 1998, p. 13.
[6] OJ L 263, 26. 9. 1998, p. 15.

ANNEX

'ANNEX I

(tonnes)

Place of storage	Quantity
Luxembourg	5 282'