

COMMISSION DECISION

of 16 February 1976

on the supply of skimmed-milk powder to the International Committee of the Red Cross as emergency food aid for Lebanon

(Only the English and the French texts are authentic)

(76/256/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 740/75⁽²⁾, and in particular Articles 7 (5) and 28 thereof,

Whereas Council Regulation (EEC) No 1827/74 of 11 July 1974 on the supply of skimmed-milk powder as food aid to certain developing countries and international organizations⁽³⁾, provides *inter alia* that 3 000 metric tons of skimmed-milk powder shall be made available to the International Committee of the Red Cross (ICRC); whereas the ICRC has requested the supply of 25 metric tons of skimmed-milk powder for Lebanon;

Whereas Article 5 of Council Regulation (EEC) No 1826/74 of 11 July 1974 laying down general rules for the supply of skimmed-milk powder as food aid to certain developing countries and international organizations⁽⁴⁾, stipulates that in case of emergency actions the forwarding costs may be determined by a procedure of mutual agreement;

Whereas, in view of the situation in Lebanon and of the need to provide immediate aid, it is necessary to deliver the requested quantity by air; whereas the ICRC shall take in charge the transport by air and shall take delivery of the goods at the airport;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Milk and Milk Products,

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 74, 22. 3. 1975, p. 1.

⁽³⁾ OJ No L 190, 13. 7. 1974, p. 22.

⁽⁴⁾ OJ No L 190, 13. 7. 1974, p. 20.

HAS ADOPTED THIS DECISION:

Article 1

1. In accordance with the provisions of Regulations (EEC) No 1826/74 and (EEC) No 1827/74, 25 metric tons of skimmed-milk powder bought in pursuant to Article 7 of Regulation (EEC) No 804/68 shall be delivered to the ICRC for Lebanon.

2. The skimmed-milk powder shall satisfy, as regards quality and packing, the requirements laid down in Annex I to Commission Regulation (EEC) No 1108/68 of 27 July 1968 concerning the methods of public storage of skimmed-milk powder⁽⁵⁾, as last amended by Regulation (EEC) No 1457/75⁽⁶⁾,

The packing of the skimmed-milk powder shall bear a red cross 10 cm × 10 cm and shall be marked with the following words in letters at least one centimetre high: 'Lait écrémé en poudre — Don de la Communauté économique européenne — Action du Comité international de la Croix-Rouge — À distribuer gratuitement'.

Article 2

1. The skimmed-milk powder shall be taken from:

- the intervention agency of the United Kingdom as regards a quantity of 15 metric tons,
- the French intervention agency as regards a quantity of 10 metric tons.

The intervention agency concerned shall supply 2 % extra empty bags.

2. The delivery shall take place as soon as possible:

- for a 15 metric tons quantity at the London airport,
- for a 10 metric tons quantity at the airport in Paris.

⁽⁵⁾ OJ No L 184, 29. 7. 1968, p. 34.

⁽⁶⁾ OJ No L 145, 6. 6. 1975, p. 17.

Article 3

1. The amount covering the delivery costs from the storage depot of the intervention agency to the stage free airport shall be determined by the intervention agency concerned by mutual agreement on the least onerous terms possible.
2. The intervention agencies shall immediately forward to the Commission a copy of the private contracts.

Article 4

1. The ICRC shall bear all costs subsequent to delivery of the goods including the costs of taking over the goods.
2. A delivery certificate shall be issued on delivery by the receiving agent nominated by the ICRC.

Article 5

No refund or compensatory amount (whether monetary or accession) shall be granted in respect of the skimmed-milk powder delivered pursuant to this Decision.

Article 6

This Decision is addressed to the United Kingdom and to the French Republic.

Done at Brussels, 16 February 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission
