

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 11 June 1976

relating to the urgent supply of grain sorghum as food aid to the Republic of
Niger

(Only the French text is authentic)

(76/549/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1143/76⁽²⁾,

Having regard to Council Regulation (EEC) No
2750/75 of 29 October 1975 laying down the condi-
tions for the mobilization of cereals as food aid⁽³⁾, and
in particular Article 6 thereof,

Having regard to Council Regulation (EEC) No
2752/75 of 29 October 1975 derogating from Regula-
tion (EEC) No 1693/72 in respect of the procedures
laid down for the mobilization of food aid to the coun-
tries of the Sahel and Ethiopia⁽⁴⁾,

Whereas on 3 March 1975 the Council of the Euro-
pean Communities declared that it proposed, by way
of Community action, to grant 10 000 metric tons of
grain sorghum to Niger under its 1974/75 food-aid
programme;

Whereas, in view of the need to provide quick aid, it
is necessary to have recourse to contracts by mutual
agreement;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Manage-
ment Committee for Cereals,

HAS ADOPTED THIS DECISION:

Article 1

1. In accordance with Article 1 of Council Regula-
tion (EEC) No 2752/75 of 29 October 1975, the
Office National Interprofessionnel des Céréales (ONIC)
Avenue Bosquet, Paris 7e (the intervention agency)
shall conclude a private contract for the purchase on
the Community market of 10 000 metric tons of grain
sorghum for delivery to Niger.

2. In concluding the private contract, ONIC must
seek the least onerous terms possible.

3. The contract shall be for the purchase and
supply of the products delivered to Cotonou.

4. The product shall be delivered in new 50 kg jute
sacks.

The sacks shall be marked by printing:

'Sorgho — Don de la Communauté économique euro-
péenne à la République du Niger'.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 89.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 93.

Article 2

The product referred to in Article 1 must be of fair and sound merchantable quality, be free from odour, with a moisture content not exceeding 14 %.

If the product does not meet these requirements it shall be refused.

Article 3

1. A security of a value of five units of account per metric ton shall be given by the party concerned on the signature of the contract. It shall be released on the completion of the operations in question within the time limit laid down and also for those quantities not realised due to *force majeure*.

2. The security provided for in paragraph 1 may be given in the form of a cash deposit or of a guarantee issued by a credit institution conforming to the criteria laid down by the Member State.

Article 4

Shipment shall be carried out between :

- 1 and 15 July 1976 (lots 1 and 2 — 2 500 metric tons and 2 500 metric tons),
- 15 and 30 July 1976 (lots 3 and 4 — 2 500 metric tons and 2 500 metric tons).

Article 5

The intervention agency shall request the interested party to specify the following information :

- (a) after each shipment, a statement giving details of the quantities loaded, the quality of the products and their packaging ;
- (b) the date of the departure of the ships ; the expected date of arrival of the products at their destination ;
- (c) all possible contingencies which might occur during transportation of the products.

The intervention agency shall transmit the information provided for to the Commission as soon as it is received together with a copy of the private contract.

Article 6

This Decision is addressed to the French Republic.

Done at Brussels, 11 June 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission