

**REGULATION (EEC) No 1692/72 OF THE COUNCIL**

of 2 August 1972

**laying down general rules for the supply of milk fats to the World Food Programme and to UNRWA**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68<sup>1</sup> of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 1411/71<sup>2</sup>, and in particular Article 6 (6) thereof;

Having regard to the proposal from the Commission;

Whereas the WFP and UNRWA have made known their requirements in milk fats;

Whereas the quantities of butter held by the intervention agencies cannot be marketed on normal terms during the 1972/73 milk year; whereas 15 000 metric tons of butteroil can be allocated for food aid;

Whereas, in order to ensure that the aid actually reaches those who need it, provision should be made for the financing of certain of the costs of forwarding and distributing the goods;

Whereas the amount to be paid to the firms manufacturing the butteroil and certain transport costs should be determined by bringing into competition interested firms established within the Community; whereas this can be achieved by the tendering procedure,

HAS ADOPTED THIS REGULATION:

*Article 1*

15 000 metric tons of butteroil produced from butter held by the intervention agencies shall be made available to the WFP and UNRWA.

The quantities shall be allocated to the recipient organizations as follows:

WFP: 13 000 metric tons;

UNRWA: 2 000 metric tons.

Butteroil delivered under this Article must be intended solely for consumption in the country receiving the food aid distributed through the above-mentioned organizations.

*Article 2*

1. For the purposes specified in Article 1:

(a) as regards food aid to the WFP:

- an amount shall be paid to cover the cost of transporting the butter from the storage warehouse to the processing factory, the cost of manufacturing the butteroil, packing costs and the cost of delivery fob or corresponding stage;
- the WFP shall be granted a fixed contribution towards forwarding costs from the fob or corresponding stage and distribution costs;

(b) as regards aid to UNRWA, an amount shall be paid to cover the cost of transporting the butter from the storage warehouse to the processing factory, the cost of manufacturing the butteroil, packing costs and the cost of delivery cif.

In addition, UNRWA shall be granted, in respect of forwarding costs from the cif stage and distribution costs, either a fixed contribution or a reimbursement on the basis of vouchers in accordance with the procedure laid down in the agreement to be concluded with that organization.

2. The amounts referred to in the first indent of paragraph 1 (a) and in paragraph 1 (b) shall be determined by the tendering procedure and paid to the successful tenderer.

*Article 3*

The amounts in respect of which tenders were invited shall be paid only:

<sup>1</sup> OJ No L 148, 28.6.1968, p. 13.

<sup>2</sup> OJ No L 148, 3.7.1971, p. 4.

(a) if the successful tenderer has fulfilled the obligations laid down in the invitation to tender;

(b) if a check has shown that the quality and packing of the product delivered conform to the relevant Community provisions.

Provision may be made for payments on account.

*Article 4*

The quantities of butter to be mobilized shall be determined in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68.

*Article 5*

This Regulation shall enter into force on the third day following 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, 2 August 1972.

*For the Council*

*The President*

T. WESTERTERP