

## COMMISSION DECISION

of 1 October 1974

on the supply of skimmed-milk powder to the Office of the United Nations High Commissioner for Refugees as emergency food aid for distribution to displaced persons in Cyprus

(Only the French and Dutch texts are authentic)

(74/526/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS DECISION:

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 662/74 <sup>(2)</sup>, and in particular Articles 7 (5) and 28 thereof;

Whereas Council Regulation (EEC) No 2332/74 <sup>(3)</sup> of 12 September 1974 on the supply of skimmed-milk powder to the Office of the United Nations High Commissioner for Refugees as food aid for distribution to displaced persons in Cyprus provides for the delivery to the abovementioned organization, for distribution to displaced persons in Cyprus, of 200 metric tons of skimmed-milk powder to be taken from the 6 000 metric tons of skimmed-milk powder constituting the reserve provided for in Regulation (EEC) No 1827/74 <sup>(4)</sup> of 11 July 1974 on the supply of skimmed-milk powder as food aid to certain developing countries and international organizations;

Whereas Article 5 of Council Regulation (EEC) No 1826/74 <sup>(5)</sup> of 11 July 1974 laying down the general rules for the supply of skimmed-milk powder as food aid to certain developing countries and international organizations provides that tenders must be invited for the purpose of effecting such deliveries, except in the case of emergency aid, where private contracts may be negotiated;

Whereas emergency aid is required since there are a large number of displaced persons in Cyprus who are critically short of food; whereas a private contract should therefore be negotiated;

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

*Article 1*

1. In accordance with Regulation (EEC) No 2332/74, 200 metric tons of skimmed-milk powder shall be delivered to the Office of the United Nations High Commissioner for Refugees for distribution to displaced persons in Cyprus.

2. The skimmed-milk powder shall be collected from the Belgian intervention agency.

3. The skimmed-milk powder shall meet the requirements as to quality and packing laid down in Annex I to Commission Regulation (EEC) No 1108/68 <sup>(6)</sup> of 27 July 1968 on detailed rules of application for public storage of skimmed-milk powder, as last amended by Regulation (EEC) No 1636/74 <sup>(7)</sup>.

The packing of the skimmed-milk powder shall be marked, in letters at least two centimetres high, with the words: 'Skimmed-milk powder — Gift of the European Economic Community to UNHCR for free distribution to the people of Cyprus'.

*Article 2*

Delivery shall be effected from the port of Antwerp on a date fixed by the Belgian intervention agency which must be later than 14 October and earlier than 20 October 1974.

The goods shall be regarded as delivered when they are deposited in the port of shipment at a point designated by the recipient country or its agent easily accessible to the ship.

*Article 3*

1. The Belgian intervention agency shall determine the costs of transporting the skimmed-milk powder by concluding a private contract on the least onerous terms, having regard to the existing transport possibilities.

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 85, 29. 3. 1974, p. 51.

<sup>(3)</sup> OJ No L 250, 13. 9. 1974, p. 1.

<sup>(4)</sup> OJ No L 190, 13. 7. 1974, p. 22.

<sup>(5)</sup> OJ No L 190, 13. 7. 1974, p. 20.

<sup>(6)</sup> OJ No L 184, 29. 7. 1968, p. 34.

<sup>(7)</sup> OJ No L 173, 28. 6. 1974, p. 51.

2. The Belgian intervention agency shall forward to the Commission without delay a copy of such contract or contracts.

*Article 4*

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 5*

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 1 October 1974.

*For the Commission*

*The President*

François-Xavier ORTOLI

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