

European Communities

EUROPEAN PARLIAMENT

Working Documents

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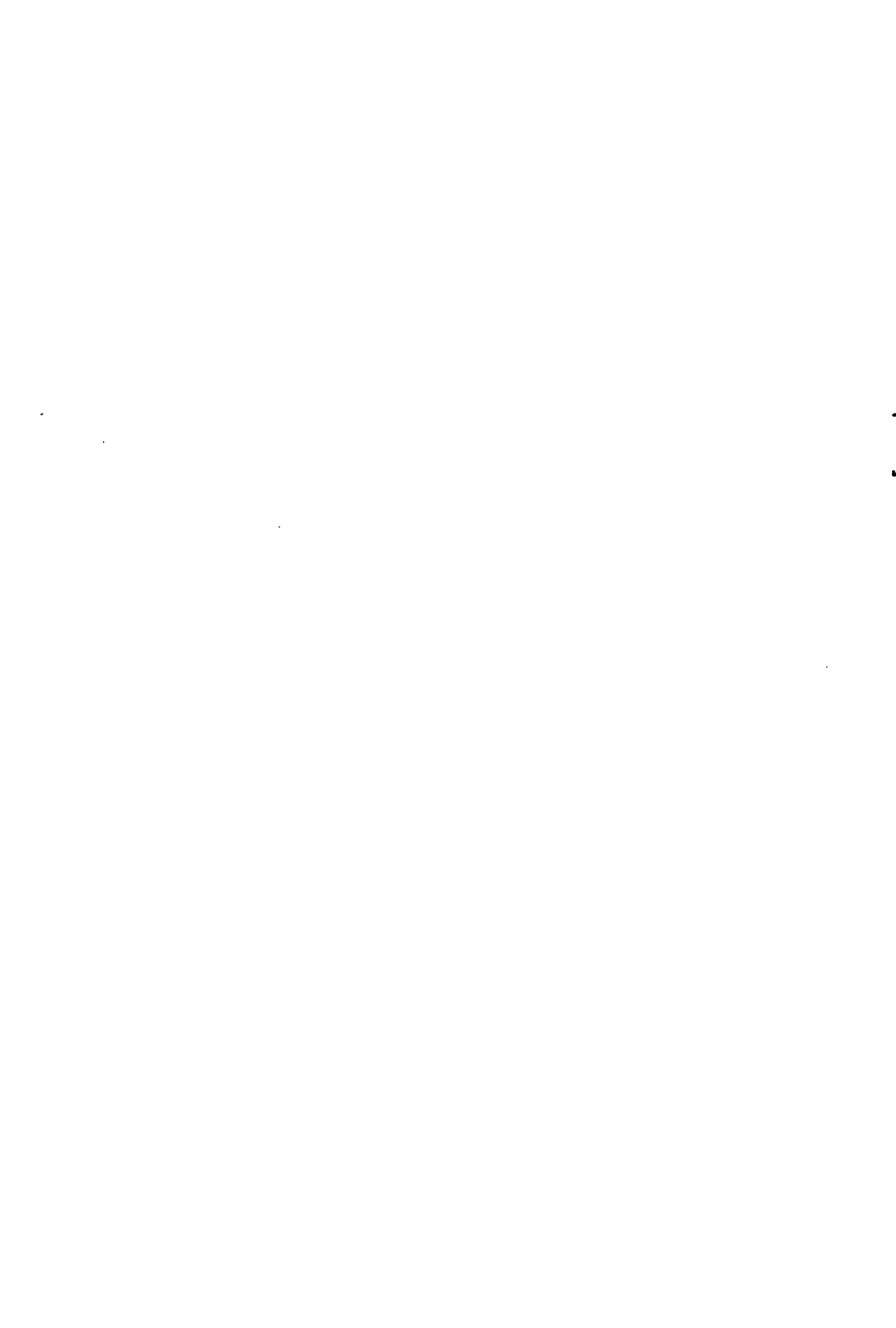
11th November 1974

DOCUMENT 331/74

PROPOSAL

from the Commission of the European Communities
to the Council

for a Regulation laying down the general rules
for the supply of skimmed milk powder as food
aid to the countries of the Sahel and Ethiopia



COUNCIL
OF THE
EUROPEAN COMMUNITIES

Brussels, 5 November 1974

Mr Cornelis BERKHOUWER
President of the Assembly
Case postale 1601
LUXEMBOURG
(Grand Duchy of Luxembourg)

Dear Mr President,

I have the honour to inform you that, by letter of 23 October 1974 the Commission of the European Communities submitted to the Council a proposal for a Regulation (EEC) of the Council laying down the general rules for the supply of skimmed milk powder as food aid to the countries of the Sahel and Ethiopia.

On 4 November 1974 the Council decided to consult the Assembly on this proposal, the text of which is attached (Doc. COM(74) 1687 final B) and instructed me to forward this request for consultation to you.

Since it has to act on this proposal as soon as possible, the Council would appreciate it if the Assembly could deliver its opinion, if possible, at its November part-session.

Yours sincerely,

HOMMEL
Secretary-General

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(74) 1687 final/B

Brussels, 21 October 1974

Proposal for a

REGULATION (EEC) OF THE COUNCIL

laying down the general rules for the supply of skimmed milk powder as food aid to the countries of the Sahel and Ethiopia

(submitted to the Council by the Commission)

Proposal for a
REGULATION (EEC) OF THE COUNCIL

laying down the general rules for the supply of skimmed milk powder as food aid to the countries of the Sahel and Ethiopia

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to Council Regulation (EEC) No 804/68¹ of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Council Regulation (EEC) No 662/74², and in particular Article 7(4) thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas the countries of the Sahel and Ethiopia have indicated their requirements as regards high-protein milk products; whereas these high-protein products may be supplied in the form of skimmed milk powder produced within the Community and meeting certain quality standards;

Whereas the supply of skimmed milk powder must take into account the amounts of skimmed milk powder available in the Community and the need to avoid disturbing the market;

Whereas the amounts available enable 9 000 metric tons of skimmed milk powder to be supplied; whereas, in addition, there is some mobility in distribution as between public stocks and market availabilities;

¹OJ No L 148, 28 June 1968, p.13.

²OJ No L 85, 29 March 1974, p.5.

Whereas, in view of the situation on the Community market in skimmed milk powder, the urgency of some of the deliveries and the need to ensure regular supplies, arrangements should be made for the skimmed milk powder supplied as food aid to be obtained, depending on availabilities, either from the stocks held by the intervention agencies or by purchase on the Community market;

Whereas the quantities thus obtained should be apportioned among the countries of the Sahel and Ethiopia;

Whereas, to enable the aid to be used effectively, arrangements should be made to finance shipment to the places of destination;

Whereas the supplies must be delivered at the lowest possible price; whereas in order to achieve that aim, a tendering procedure should be provided for; whereas, however, it may be desirable, in the interests of flexibility and speed, to have recourse to other procedures;

Whereas detailed rules for the application of the measures to be taken when skimmed milk powder is purchased on the market should be adopted in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68, as in the case of the rules to be applied where public stocks are used;

HAS ADOPTED THIS REGULATION:

Article 1

There shall be made available as food aid to the countries listed below 9 000 metric tons of skimmed milk powder allocated as follows:

Upper Volta	1 500	metric tons	
Mali	1 500	"	"
Mauritania	1 200	"	"
Niger	1 700	"	"
Senegal	500	"	"
Chad	1 000	"	"
Ethiopia	1 600	"	"

Article 2

1. The skimmed milk powder referred to in Article 1 shall have been bought in accordance with Article 7(1) of Regulation (EEC) No 804/68.

2. If the amounts of skimmed milk powder in public stocks are insufficient to supply the quantities provided for in Article 1 or if they do not have the characteristics necessary for their particular destination where this requires, in particular, other forms of packing or the addition of vitamins or other additives, supplies shall be obtained by the purchase of skimmed milk powder on the Community market. Such purchase must not disturb the normal trend of market prices.

Article 3

The cost of the food aid specified in Article 1, its labelling and shipment to the places of destination and the supply of any vitamins to be added to the milk shall be financed by the Community.

Article 4

Where the supply agreement provides for a lump-sum contribution towards the costs of shipment from the cif stage, such contribution shall be paid by the Commission in whole or in part to the country of destination. The Commission may in such cases make partial advance payment of the contribution.

Article 5

The amount of the expenditure specified in Article 3, but excluding lump-sum contributions, shall normally be determined by tendering procedure. However, in respect of shipment costs other procedures may be adopted.

Article 6

The decision to apply Article 2(2) shall be taken and the procedures required for implementing Article 2(2) and Article 5 shall be adopted in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68.

Article 7

In the eventuality provided for in Article 2(2):

(a) expenditure arising from implementation of this Regulation shall be charged against the appropriation for Chapter 92 'food aid' of the Budget of the European Communities;

(b) advances intended to cover expenditure incurred under Article 2(2) and Article 3 shall be decided on by the Commission on the basis of estimates of the financial requirements of the Member States and after consulting the Committee of the European Agricultural Guidance and Guarantee Fund.

The Commission shall audit the accounts of the Member States annually on the basis of the explanatory statements which the latter shall submit to it.

Such detailed rules as may be necessary for the implementation of this Article shall be adopted in accordance with the procedure laid down in Article 13 of Council Regulation (EEC) No 729/70¹ of 21 April 1970 on the financing of the common agricultural policy.

Article 8

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,

For the Council
The President

¹OJ No L 94, 28 April 1970, p.13.