



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 20.07.1995  
COM(95) 371 final

95/0198(CNS)

Proposal for a

COUNCIL REGULATION (EC)

**amending Regulation (EEC) No 3730/87 laying down the general rules  
for the supply of food from intervention stocks to designated organizations  
for distribution to the most deprived persons in the Community**

(presented by the Commission)



## EXPLANATORY MEMORANDUM

1. The arrangements for the supply of food from intervention stocks to the most deprived persons in the Community are well established in the Member States since their introduction in late 1987. Reports from the Member States and various charitable organizations involved in the scheme indicate that it is of considerable value to the beneficiaries, with more organizations applying each year to take part.

The funds earmarked for the implementation of the plan are rising steadily. In 1988 they amounted to ECU 100 million, in 1989 to 1993 they stood at ECU 150 million, in 1994 at ECU 175 million and currently they come to ECU 200 million.

The arrangements are based on the provision of supplies from intervention stocks. The present downward trend in the level of public stocks is threatening the implementation, in certain market sectors, of the annual plan for supplies in the coming year starting on 1 October 1995.

In order to ensure the operation of the arrangements and the implementation of the annual plan, it is proposed introducing, as an 'interim' measure, the mobilization on the Community market of products temporarily unavailable in intervention agency stocks.

2. The 'interim' system would involve the purchase on the Community market of a number of products under certain conditions. The use of intervention stocks would remain the basis for the arrangements, and mobilization on the market restricted to a number of products for periods when those products are unavailable and under certain conditions would function as an 'interim' mechanism.

This mechanism would have to be applied when it was established that stocks of the products sought were not available.

It is proposed providing for the same possibility of mobilization on the Community market, in the interests of sound administrative and financial management, where implementation of the annual plan is conditional on the transfer between Member States of small quantities of products held in intervention.

The system would operate only in the case of the supply of products bought in to intervention under the market regulations. Implementing conditions will have to be laid down in accordance with the Management Committee procedure.

Proposal for  
**Council Regulation (EC) No ..../95**  
of  
**amending Regulation (EEC) No 3730/87 laying down the general rules  
for the supply of food from intervention stocks to designated organizations  
for distribution to the most deprived persons in the Community**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas the arrangements laid down by Council Regulation (EEC) No 3730/87<sup>1</sup> for the supply of food to the most deprived persons in the Community are based on the availability of public stocks as a result of buying-in by intervention agencies, pursuant to the mechanisms for certain common market organizations; whereas implementation of the annual plan for the supply of food can be made difficult by the temporary unavailability of certain basic products over the year; whereas this threat is liable to increase in the light of the measures taken to control markets more effectively and to adapt production to requirements; whereas it seems appropriate, as an interim measure in such circumstances and in order not to jeopardize implementation of the supply programmes, to provide for the possibility of mobilizing the products concerned on the Community market, but on terms which will not undermine the principle of the supply of products from intervention;

Whereas, in order to guarantee the satisfactory administration of the arrangements, it would be appropriate also to provide for the possibility of mobilizing the products on the Community market where implementation of the annual supply plan would entail, given the geographical location of the public stocks in the Community, the transfer of small quantities of intervention products between two or more Member States;

---

<sup>1</sup> OJ No L 352, 15.12.1987, p. 1.

Whereas provision should be made for this Regulation to apply from the start of the implementation period for the annual supply plan,

HAS ADOPTED THIS REGULATION:

#### Article 1

The following paragraphs are hereby added to Article 1 of Regulation (EEC) No 3730/87:

"Where a product is temporarily unavailable in Community intervention stocks during implementation of the annual plan referred to in the preceding paragraph, to the extent necessary to allow implementation of the plan in one or more Member States, the product may be mobilized on the Community market. Mobilization on that market may take place also where implementation of the plan would involve the transfer between Member States of small quantities of products in intervention in a Member State other than that or those in which the product is required.

The conditions of mobilization on the Community market shall be laid down in accordance with the procedure provided for in Article 6."

#### Article 2

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

It shall apply from 1 October 1995.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council

# FINANCIAL STATEMENT

Date: [REDACTED]

1.	BUDGET HEADING: B1-350	APPROPRIATIONS: ECU 200 million			
2.	TITLE: Proposal for Council Regulation (EC) No .../95 amending Regulation (EEC) No 3730/87 laying down the general rules for the supply of food from intervention stocks to designated organizations for distribution to the most deprived persons in the Community				
3.	LEGAL BASIS: Article 43 of the Treaty				
4.	AIMS: Where certain basic products are temporarily unavailable in intervention storage, to provide for the possibility of mobilizing those products on the Community market				
5.	FINANCIAL IMPLICATIONS:	PERIOD OF 12 MONTHS (ECU million)	CURRENT FINANCIAL YEAR (95) (ECU million)	FOLLOWING FINANCIAL YEAR (96) (ECU million)	
5.0.	EXPENDITURE - CHARGED TO THE EC BUDGET (INTERVENTION) - NATIONAL AUTHORITIES - OTHER				
5.1.	REVENUE - OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES) - NATIONAL				
		1997	1998	1999	2000
5.0.1.	ESTIMATED EXPENDITURE				
5.1.1.	ESTIMATED REVENUE				
5.2.	METHOD OF CALCULATION:				
6.0.	CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?			YES	
6.1.	CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?				
6.2.	WILL A SUPPLEMENTARY BUDGET BE NECESSARY?				
6.3.	WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?				
OBSERVATIONS	The aim of the measure is to ensure that the aid programme for the most deprived persons can continue where there is a shortage of products in public intervention storage and that the budget appropriations allocated to this operation are used.				



ISSN 0254-1475

COM(95) 371 final

# DOCUMENTS

EN

05 03

---

Catalogue number : CB-CO-95-405-EN-C

ISBN 92-77-92222-2

---

Office for Official Publications of the European Communities

L-2985 Luxembourg