

I

(Acts whose publication is obligatory)

REGULATION (EEC) No 1052/73 OF THE COUNCIL

of 17 April 1973

on the supply of sugar to UNRWA as food aid pursuant to the Agreement with that agency dated 18 December 1972

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas the Agreement concluded on 18 December 1972 between the European Economic Community and the United Nations Relief and Works Agency for Palestine Refugees in the Near East (UNRWA) concerning assistance to refugees from the countries of the Middle-East⁽¹⁾ — hereinafter referred to as 'the Agreement' — provides for the supplying to UNRWA by the Community of a quantity of white sugar amounting to 6 150 metric tons annually;

Whereas the Community has already supplied 4 000 metric tons of white sugar for the marketing year 1972/73 by virtue of Council Regulation (EEC) No 1475/72⁽²⁾ of 10 July 1972 on the supply of sugar to UNRWA as food aid; whereas future deliveries must be subject to the same conditions as those laid down in that Regulation, and whereas it is also necessary, in accordance with the Agreement, to provide for the adjustment of the quantities prescribed in respect of the sugar marketing years 1973/74 and 1974/75;

HAS ADOPTED THIS REGULATION:

Article 1

1. The following quantities of white sugar, produced and in free circulation in the Community, are to be placed at the disposal of UNRWA as food aid in accordance with the Agreement:

- 2 150 metric tons for the 1972/73 sugar marketing year;
- 6 150 metric tons for the 1973/74 sugar marketing year;
- 6 150 metric tons for the 1974/75 sugar marketing year.

However, if the quantities laid down for the sugar marketing years 1973/74 and 1974/75 are varied in accordance with Article 12 of the Agreement by an amount of 2 000 tons or less, the quantities given under the second and third indents above should be read as having been varied accordingly.

2. The contract for the mobilization of the goods cif to the port of unloading shall be awarded under the tendering procedure.

3. The conditions applying to the invitation for tender and other terms and conditions for applying this Article shall be adopted in accordance with the procedure laid down in Article 40 of Council Regulation No 1009/67/EEC⁽³⁾ of 18 December 1967 on the common organization of the market in sugar, as last amended by Regulation (EEC) No 174/73⁽⁴⁾.

Article 2

1. For the purposes of Article 1, the following are eligible for Community financing:

- the cif value of the sugar,
- the cost of transport to the destination and the distribution, subject to the conditions laid down in Article V of the Agreement.

2. The expenditure incurred by the implementation of this Regulation shall be charged to Title 9, 'Food Aid and other expenses' of the budget of the European Communities.

⁽¹⁾ OJ No L 304, 31. 12. 1972, p. 24.

⁽²⁾ OJ No L 157, 13. 7. 1972, p. 3.

⁽³⁾ OJ No 308, 18. 12. 1967, p. 1.

⁽⁴⁾ OJ No L 25, 30. 1. 1973, p. 1.

Article 3

1. To cover the expenditure referred to in the first indent of Article 2 (1), the Commission, after consulting the European Agricultural Guidance and Guarantee Fund Committee, and on the request of the Member States concerned, shall decide to grant advances. The Commission shall, within 6 months of the supply by a Member State of supporting documents for the expenditure, discharge that Member State's account. Rules for implementing this paragraph shall be adopted, as the need arises, in accordance with the procedure laid down in Article 113 of Council Regulation (EEC) No 729/70 ⁽¹⁾ of 21 April

1970 on the financing of the common agricultural policy, as last amended by Regulation (EEC) No 2788/72 ⁽²⁾.

2. In respect of the expenditure referred to in the second indent of Article 2 (1), the Commission shall pay to UNRWA the lump sum contribution provided for in Article V of the Agreement.

Article 4

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 Luxembourg, 17 April 1973.

For the Council

The President

A. LAVENS

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽²⁾ OJ No L 295, 30. 12. 1972, p. 1.