

**COMMISSION REGULATION (EU) No 888/2010****of 7 October 2010****not fixing a minimum selling price in response to the eighth individual invitation to tender for the sale of butter within the tendering procedure opened by Regulation (EU) No 446/2010**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) <sup>(1)</sup>, and in particular Article 43(j), in conjunction with Article 4 thereof,

Whereas:

- (1) Commission Regulation (EU) No 446/2010 <sup>(2)</sup> has opened the sales of butter by a tendering procedure, in accordance with the conditions provided for in Commission Regulation (EU) No 1272/2009 of 11 December 2009 laying down common detailed rules for the implementation of Council Regulation (EC) No 1234/2007 as regards buying-in and selling of agricultural products under public intervention <sup>(3)</sup>.
- (2) In the light of the tenders received in response to individual invitations to tender, the Commission should fix a

minimum selling price or should decide not to fix a minimum selling price, in accordance with Article 46(1) of Regulation (EU) No 1272/2009.

- (3) In the light of the tenders received for the eighth individual invitation to tender, no minimum selling price should be fixed.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

*Article 1*

For the eighth individual invitation to tender for selling of butter within the tendering procedure opened by Regulation (EU) No 446/2010, in respect of which the time limit for the submission of tenders expired on 5 October 2010, no minimum selling price for butter shall be fixed.

*Article 2*

This Regulation shall enter into force on 8 October 2010.

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

Done at Brussels, 7 October 2010.

*For the Commission,  
On behalf of the President,*

Jean-Luc DEMARTY  
*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> OJ L 126, 22.5.2010, p. 17.

<sup>(3)</sup> OJ L 349, 29.12.2009, p. 1.