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I

(Acts whose publication is obligatory)

REGULATION (EEC) No 2412/74 OF THE COMMISSION**of 24 September 1974****fixing the import levies on cereals and on wheat or rye flour groats and meal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 120/67/EEC ⁽¹⁾ of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 1996/74 ⁽²⁾, and in particular Article 13 (5) thereof ;

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 2016/74 ⁽³⁾ and subsequent amending Regulations ;

Whereas it follows from applying the provisions contained in Regulation (EEC) No 2016/74 to the

offer prices and today's quotations known to the Commission that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on the products listed in Article 1 (a), (b) and (c) of Regulation No 120/67/EEC are hereby fixed as shown in the Table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 25 September 1974.

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

Done at Brussels, 24 September 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No 117, 19. 6. 1967, p. 2269/67.

⁽²⁾ OJ No L 209, 31. 7. 1974, p. 1.

⁽³⁾ OJ No L 210, 1. 8. 1974, p. 1.

ANNEX

to the Commission Regulation of 24 September 1974 fixing the import levies on cereals and on wheat or rye flour groats and meal

CCT heading No	Description of goods	u.a./metric ton
10.01 A	Common wheat and meslin	0
10.01 B	Durum wheat	0 ⁽¹⁾ (⁴)
10.02	Rye	0 ⁽⁵⁾
10.03	Barley	0
10.04	Oats	0
10.05 B	Maize other than hybrid maize for sowing	0 ⁽³⁾ (²)
10.07 A	Buckwheat	0
10.07 B	Millet	0
10.07 C	Grain sorghum	0
10.07 D	Canary seed ; other cereals	0 ⁽⁴⁾
11.01 A	Wheat or meslin flour	0
11.01 B	Rye flour	17.69
11.02 A I a	Durum wheat groats and meal	0
11.02 A I b	Common wheat groats and meal	0

(¹) Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.50 u.a./metric ton.

(²) Where maize originating in the AASM and OCT is imported into the French Overseas Departments, the levy is reduced by 6 u.a./metric ton.

(³) Where maize originating in Tanzania, Uganda and Kenya is imported into the Community, the levy is reduced by 1 u.a./metric ton.

(⁴) Where wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.50 u.a./metric ton.

(⁵) The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 1234/71 and Commission Regulation (EEC) No 2622/71.

REGULATION (EEC) No 2413/74 OF THE COMMISSION

of 24 September 1974

fixing the premiums to be added to the import levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community;

Having regard to Council Regulation No 120/
67/EEC⁽¹⁾ of 13 June 1967 on the common organiza-
tion of the market in cereals, as last amended by Regu-
lation (EEC) No 1996/74⁽²⁾, and in particular Article
15 (6) thereof;

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
2017/74⁽³⁾ and subsequent amending Regulations;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in
force, which are to be added to the levies, should be

altered as shown in the Tables annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION:

Article 1

The scale of the premiums to be added, pursuant to
Article 15 of Regulation No 120/67/EEC, to the
import levies fixed in advance in respect of cereals
and malt is hereby fixed as shown in the Tables
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 25
September 1974.

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

Done at Brussels, 24 September 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No 117, 19. 6. 1967, p. 2269/67.

⁽²⁾ OJ No L 209, 31. 7. 1974, p. 1.

⁽³⁾ OJ No L 210, 1. 8. 1974, p. 4.

ANNEX

to the Commission Regulation of 24 September 1974 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour ⁽¹⁾

(u.s./metric ton)

CCT heading No	Description of goods	Current 9	1st period 10	2nd period 11	3rd period 12
10.01 A	Common wheat and meslin	0	0	0	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	1.63	1.63	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

(¹) The period of validity of the licence is limited in accordance with Regulation (EEC) No 2196/71 (OJ No L 231, 14. 10. 1971, p. 28), as last amended by Regulation (EEC) No 3148/73 (OJ No L 321, 22. 11. 1973, p. 13).

B. Malt

(u.s./100 kg)

CCT heading No	Description of goods	Current 9	1st period 10	2nd period 11	3rd period 12	4th period 1
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

REGULATION (EEC) No 2414/74 OF THE COMMISSION

of 24 September 1974

fixing the average producer prices for wine

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 816/70⁽¹⁾ of 28 April 1970 laying down additional provisions for the common organization of the market in wine as last amended by Regulation (EEC) No 1532/74⁽²⁾, and in particular Article 4 (1) thereof;

Whereas Article 4 of Regulation (EEC) No 816/70 provides that an average producer price must be fixed for each type of wine for which a guide price is fixed; whereas this average price must be fixed for each marketing centre for the type of wine in question on the basis of all the facts available;

Whereas the marketing centres for table wines are determined in Commission Regulation (EEC) No 1020/70⁽³⁾ of 29 May 1970 on recording quotations and fixing average prices for table wines, as last amended by Regulation (EEC) No 528/74⁽⁴⁾;

Whereas Article 10 of Regulation (EEC) No 1020/70 provides that the average price must be fixed on the basis of the average of the quotations notified, particular account being taken of the extent to which these quotations are representative, the comments of the Member States, and the alcoholic strength and quality of table wines which have been the subject of transactions;

Whereas arrangements for the notification by the Member States of quotations and information related thereto are specified in Regulation (EEC) No 1020/70; whereas, where this information is not avail-

able for any marketing centre, the average price for the preceding week must be maintained;

Whereas the average price for the type of wine in question must be fixed per degree/hl or per hl as appropriate; whereas, if the Tuesday is a public holiday, the average price must be fixed on the following working day;

Whereas, under Article 4 (b) (5) of Council Regulation (EEC) No 974/71⁽⁵⁾ of 12 May 1971, as last amended by Regulation (EEC) No 3450/73⁽⁶⁾, in the case where, when the Regulations laying down the rules for the common organization of the agricultural markets are applied, the prices on the Italian markets are concerned, the influence of the measures foreseen in paragraph 1 of the same Article is taken into consideration;

Whereas it follows from applying these rules to the information at present available to the Commission that the average price should be fixed as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The average prices referred to in Article 4 (1) of Regulation (EEC) No 816/70 are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 25 September 1974.

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

Done at Brussels, 24 September 1974.

For the Commission

The President

François-Xavier ORTOLI

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 166, 21. 6. 1974, p. 1.

⁽³⁾ OJ No L 118, 1. 6. 1970, p. 16.

⁽⁴⁾ OJ No L 64, 6. 3. 1974, p. 8.

⁽⁵⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁶⁾ OJ No L 353, 22. 12. 1973, p. 25.

ANNEX

Average prices for table wines at the various marketing centres

Type	u.a. per degree/hl	Type	u.a. per degree/hl
R I		A I	
Béziers	1·653	Bordeaux	No quotation
Montpellier	1·629	Nantes	1·433
Narbonne	1·665	Bari	1·170
Nîmes	1·604	Cagliari	No quotation
Perpignan	No quotation	Chieti	1·318
Asti	1·852	Ravenna (Lugo, Faenza)	1·376
Firenze	1·446	Trapani (Alcamo)	1·227
Lecce	No quotation	Treviso	1·539
Pescara	1·396		
Reggio Emilia	1·671		
Treviso	1·546		
Verona (for local wines)	No quotation		
			u.a./hl
		A II	
		Rheinfalz (Oberhaardt)	17·76
R II		Rheinhessen (Hügelland)	17·88
Bari	1·634	The wine-growing region of the Luxembourg Moselle	No quotation ⁽¹⁾
Barletta	No quotation		
Cagliari	No quotation		
Lecce	No quotation		
Taranto	No quotation		
		A III	
		Mosel-Rheingau	29·90
R III	u.a./hl	The wine-growing region of the Luxembourg Moselle	No quotation ⁽¹⁾
Rheinfalz-Rheinhessen (Hügelland)	17·39		

⁽¹⁾ Quotation not taken into account in accordance with Article 10 (1) of Regulation (EEC) No 1020/70.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 9 September 1974

fixing, pursuant to the invitation to tender opened by Regulation (EEC) No 2177/74, the maximum amount for the costs of delivery cif of skimmed-milk powder to Bangladesh

(Only the French and Dutch texts are authentic)

(74/475/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68 ⁽¹⁾ 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 ⁽²⁾, and in particular Article 7(5) thereof;

Whereas, pursuant to Commission Regulation (EEC) No 2177/74 ⁽³⁾ of 12 August 1974 opening an invitation to tender for the costs of delivery of skimmed-milk powder to the Republic of Bangladesh as food aid, the Belgian intervention agency has invited tenders for the delivery cif to Chittagong (Bangladesh) of a lot of 1 450 metric tons of skimmed-milk powder;

Whereas Article 7 of Commission Regulation (EEC) No 1885/73 ⁽⁴⁾ of 12 July 1973 on invitations to tender for the costs of delivery, as food aid, of skimmed-milk powder held by the intervention agencies, provides that in the light of the tenders received a maximum amount is to be fixed or the tendering procedure is to be cancelled;

Whereas, on the basis of the tenders received, the maximum amount should be that specified below;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount to be set for the purposes of awarding a contract pursuant to Regulation (EEC) No 2177/74 shall be 168 320 units of account.

Article 2

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 9 September 1974.

For the Commission

The President

François-Xavier ORTOLI

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 85, 29. 3. 1974, p. 51.

⁽³⁾ OJ No L 230, 21. 8. 1974, p. 9.

⁽⁴⁾ OJ No L 192, 13. 7. 1973, p. 31.

COMMISSION DECISION

of 10 September 1974

amending the Decision of 30 July 1964 on the introduction of a special method of administrative cooperation for implementing an intra-Community procedure for fishery catches of vessels of Member States

(74/476/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first subparagraph of Article 10 (2) thereof;

Whereas the Commission Decision of 30 July 1964⁽¹⁾, as amended by the Commission Decision of 4 December 1964⁽²⁾, introduced a special method of administrative cooperation for the implementation of intra-Community treatment for the fishery catches of vessels of Member States;

Whereas the conditions under which fishery catches are transported to the Member State of destination no longer always correspond with those taken into account when the Decision of 30 July 1964 was drawn up; whereas it is now necessary to make provision for the case where fishery catches are trans-shipped at sea to another vessel or unloaded in a country or territory outside the Community before being imported into the said Community,

HAS ADOPTED THIS DECISION:

Article 1

Articles 1, 2, 4 and 5 of the Decision of 30 July 1964 are amended to read as follows:

Article 1

There is hereby introduced, by way of administrative cooperation as referred to in the first subparagraph of Article 10 (2) of the Treaty establishing the European Economic Community, a movement certificate (Form DD5). The purpose of this certificate shall be to establish that fish caught by a vessel of a Member State and imported, either in the unaltered state or after being subjected on board the vessel to a process which does not remove them from the scope of Chapter 3 of the Common Customs Tariff, into the Community in the circumstances specified in Article 2 shall be regarded for the purposes of Article 9 (2) of the said Treaty as originating in that Member State.

Article 2

1. Movement certificate DD5 shall be used only where the products referred to in Article 1 are carried:

- (a) in the vessel which made the catch from the fishing grounds to a Member State other than that of the said vessel; or
- (b) from the fishing grounds to the Community by another vessel, being a vessel of a Member State, to which the catch has been trans-shipped at sea; or
- (c) in a vessel as specified in (a) or in (b) from the fishing grounds to a country or territory outside the Community and then transported from that country or territory to the Community.

2. Movement certificate DD5 shall be produced to the customs office where the fishery catch to which it relates is entered under a customs procedure.

Article 4

1. A carnet of movement certificate DD5 forms shall be issued at the request of the shipowner or his representative by the customs authorities of the port of registry or home port of the vessel.

The customs authorities issuing the carnet shall complete on all the forms contained therein the section headed "Customs certificate".

2. The master of the fishing vessel shall in the following cases complete on one of the forms in the carnet the section headed "Master's declaration":

- (a) each time the vessel's catch is landed in a Member State other than that of the vessel;
- (b) each time the vessel's catch is trans-shipped at sea to another vessel being a vessel of a Member State;
- (c) each time the vessel's catch is landed in a country or territory outside the Community.

3. In the case of trans-shipment as referred to in paragraph 2 (b) there shall be entered on the

⁽¹⁾ OJ No 137, 28. 8. 1964, p. 2293/64.

⁽²⁾ OJ No 213, 22. 12. 1964, p. 3622/64.

"Master's declaration" of the form used one of the following endorsements :

"Varer omlader til søs"

"Auf See umgeladenen Erzeugnisse"

"Catch trans-shipped at sea"

"Produits transbordés en mer"

"Prodotti trasbordati in mare"

"Op zee overgeladen produkten".

This endorsement must be signed by the two masters and the original of the movement certificate DD5 shall be given to the master of the vessel to which the catch is trans-shipped, the trans-shipment operation being recorded in the logbook of each vessel.

Article 5

1. The original of movement certificate DD5, completed in accordance with Article 4, must be produced to the customs authorities of the Member State where the catch is landed. The said authorities shall have the right to require a translation. They may further require, in order to check the particulars entered on the certificate, the production of all relevant documents, and in particular the ship's papers of the vessels referred to in Article 2 (a) and (b), and may require a translation of those documents.

2. Where the catch to which the movement certificate relates has been landed in a country or territory outside the Community, that document shall be valid only if accompanied by a certificate from the customs authorities of that country or territory.

This certificate shall :

- (a) contain a declaration that the catch to which the DD5 certificate relates has been under customs control throughout its stay in the country or territory in question and has undergone no handling or processing there other than that necessary for its preservation ; and
- (b) specify the dates of arrival and departure of the catch and the means of transport used for the re-exportation thereof to the Community.

In the absence of this certificate the customs authorities where the fishery catch is landed may accept any other document recognized by them as having equivalent effect.

Article 2

Member States shall apply this Decision with effect from 1 October 1974.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 10 September 1974.

For the Commission

The President

François-Xavier ORTOLI

COMMISSION DECISION**of 11 September 1974****supplementing, following the enlargement of the Community, Decision No 72/356/EEC on statistical surveys of milk and milk products**

(74/477/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community;

Having regard to Council Directive No
72/280/EEC⁽¹⁾ of 31 July 1972 on the statistical
surveys to be made by Member States on milk and
milk products, and in particular Article 6 (1) thereof;

Whereas following the enlargement of the Commu-
nity, Commission Decision No 72/356/EEC⁽²⁾ of 18
October 1972 laying down implementing provisions
for the statistical surveys on milk and milk products
must be supplemented by the addition of survey
regions for the new Member States;

Whereas the measures provided for in this Decision
are in accordance with the Opinion of the Standing
Committee on Agricultural Statistics,

HAS ADOPTED THIS DECISION:

Article 1

The following is added to footnote 1 to Table 4 of
Annex II to Commission Decision No 72/356/EEC of
18 October 1972:

'Denmark: to be treated as a single region.

Ireland: to be treated as a single region.

United Kingdom: Scotland, Northern Ireland,
Wales, English agricultural regions.'

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 September 1974.

For the Commission

The President

François-Xavier ORTOLI

⁽¹⁾ OJ No L 179, 7. 8. 1972, p. 2.

⁽²⁾ OJ No L 246, 30. 10. 1972, p. 1.

COMMISSION DECISION

of 12 September 1974

fixing the minimum export levy for the invitation to tender for the export of
husked long grain rice issued under Regulation (EEC) No 1921/74

(74/478/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,Having regard to the Treaty establishing the European
Economic Community;Having regard to Council Regulation No 359/
67/EEC⁽¹⁾ of 25 July 1967 on the common organiza-
tion of the market in rice, as last amended by the Act
of Accession⁽²⁾;Having regard to Council Regulation (EEC) No
2737/73⁽³⁾ of 8 October 1973 laying down general
rules to be applied in the event of the rice market
being disturbed, and in particular Article 4(2) thereof;Having regard to Commission Regulation (EEC) No
3197/73⁽⁴⁾ of 23 November 1973 establishing the
conditions for the application of the system of
tendering for export levies on rice, and in particular
Article 5(1) thereof;Whereas an invitation to tender for the export levy on
husked long grain rice was issued under Commission
Regulation (EEC) No 1921/74⁽⁵⁾ of 23 July 1974;
whereas the notice of invitation to tender⁽⁶⁾ associated
with this Regulation specified that the total tonnage
for which the export levy could be fixed was approxi-
mately 5 000 metric tons;Whereas Article 5(1) of Regulation (EEC) No 3197/73
allows the Commission, in accordance with the proce-
dure laid down in Article 26 of Regulation No 359/
67/EEC, to fix a minimum export levy; whereas,
when this minimum levy is being fixed, account must
be taken of the criteria set out in Article 3(1)(b) and
(d) of Regulation (EEC) No 2737/73, namely:— the objectives of the common organization of the
market in rice, namely to balance that market
both as regards supplies and as regards trade, and

— the economic aspect of the exports;

Whereas Article 5(2) of Regulation (EEC) No 3197/73
stipulates that the award is made to the tenderer or
tenderers whose tenders quote a levy equal to or
higher than the minimum;Whereas it follows from applying these rules to the
present situation on the market for the rice in ques-
tion that the minimum export levy should be fixed as
shown in Article 1; whereas the tonnage of husked
long grain rice to which this minimum applies is
1 000 metric tons;Whereas the measures provided for in this Decision
are in accordance with the Opinion of the Manage-
ment Committee for Cereals,

HAS ADOPTED THIS DECISION:

*Article 1*The minimum export levy for husked long grain rice
fixed on the basis of tenders submitted for 12
September 1974 is hereby fixed at 47.50 units of
account per metric ton.*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 12 September 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission⁽¹⁾ OJ No 179, 31. 7. 1967, p. 1.⁽²⁾ OJ No L 73, 27. 3. 1972, p. 14.⁽³⁾ OJ No L 282, 9. 10. 1973, p. 13.⁽⁴⁾ OJ No L 326, 27. 11. 1973, p. 10.⁽⁵⁾ OJ No L 202, 24. 7. 1974, p. 27.⁽⁶⁾ OJ No C 89, 27. 7. 1974, p. 6.

COMMISSION DECISION

of 12 September 1974

to take no action on tenders submitted for 12 September 1974 in response to the invitation to tender for the export levy on common wheat issued under Regulation (EEC) No 1841/74

(74/479/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 120/67/EEC⁽¹⁾ of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 1996/74⁽²⁾;

Having regard to Council Regulation (EEC) No 1968/73⁽³⁾ of 19 July 1973 laying down general rules to be applied in the event of the cereals market being disturbed, as amended by Regulation (EEC) No 2632/73⁽⁴⁾, and in particular Article 4 (2) thereof;

Having regard to Commission Regulation (EEC) No 3130/73⁽⁵⁾ of 16 November 1973 establishing the conditions for the application of the system of tendering for export levies on cereals, and in particular Article 5 (1) thereof;

Whereas an invitation to tender for the export levy on common wheat was issued under Commission Regulation (EEC) No 1841/74⁽⁶⁾ of 16 July 1974;

Whereas Article 5 (1) of Regulation (EEC) No 3130/73 allows the Commission to decide, in accordance with the procedure laid down in Article 26 of Regulation No 120/67/EEC, and on the basis of tenders submitted, either to fix a minimum export levy, taking account in particular of the criteria laid down in Article 3 (1) (b) and (d) of Regulation (EEC) No 1968/73, or to discontinue the invitation to tender;

Whereas none of the tenders submitted make it possible, given the present market situation for the cereal in question, to fix a minimum levy in accordance with the criteria laid down in Article 3 (1) (b) and (d) of Regulation (EEC) No 1968/73; whereas the invitation to tender should therefore be discontinued;

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

HAS ADOPTED THIS DECISION:

Article 1

No action shall be taken on the tenders submitted for 12 September 1974 in response to the invitation to tender for the export levy on common wheat referred to in Regulation (EEC) No 1841/74.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 12 September 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No 117, 19. 6. 1967, p. 2269/67.

⁽²⁾ OJ No L 209, 31. 7. 1974, p. 1.

⁽³⁾ OJ No L 201, 21. 7. 1973, p. 40.

⁽⁴⁾ OJ No L 272, 29. 9. 1973, p. 18.

⁽⁵⁾ OJ No L 319, 20. 11. 1973, p. 10.

⁽⁶⁾ OJ No L 193, 17. 7. 1974, p. 13.

COMMISSION DECISION

of 12 September 1974

to take no action on tenders submitted for 12 September 1974 in response to the invitation to tender for the export levy on common wheat issued under Regulation (EEC) No 1840/74

(74/480/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 120/67/EEC⁽¹⁾ of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 1996/74⁽²⁾;

Having regard to Council Regulation (EEC) No 1968/73⁽³⁾ of 19 July 1973 laying down general rules to be applied in the event of the cereals market being disturbed, as amended by Regulation (EEC) No 2632/73⁽⁴⁾, and in particular Article 4 (2) thereof;

Having regard to Commission Regulation (EEC) No 3130/73⁽⁵⁾ of 16 November 1973 establishing the conditions for the application of the system of tendering for export levies on cereals, and in particular Article 5 (1) thereof;

Whereas an invitation to tender for the export levy on common wheat was issued under Commission Regulation (EEC) No 1840/74⁽⁶⁾ of 16 July 1974;

Whereas Article 5 (1) of Regulation (EEC) No 3130/73 allows the Commission to decide, in accordance with the procedure laid down in Article 26 of Regulation No 120/67/EEC, and on the basis of tenders submitted, either to fix a minimum export levy, taking account in particular of the criteria laid down in Article 3 (1) (b) and (d) of Regulation (EEC) No 1968/73, or to discontinue the invitation to tender;

Whereas none of the tenders submitted make it possible, given the present market situation for the cereal in question, to fix a minimum levy in accordance with the criteria laid down in Article 3 (1) (b) and (d) of Regulation (EEC) No 1968/73; whereas the invitation to tender should therefore be discontinued;

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

HAS ADOPTED THIS DECISION:

Article 1

No action shall be taken on the tenders submitted for 12 September 1974 in response to the invitation to tender for the export levy on common wheat referred to in Regulation (EEC) No 1840/74.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 12 September 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No 117, 19. 6. 1967, p. 2269/67.

⁽²⁾ OJ No L 209, 31. 7. 1974, p. 1.

⁽³⁾ OJ No L 201, 21. 7. 1973, p. 40.

⁽⁴⁾ OJ No L 272, 29. 9. 1973, p. 18.

⁽⁵⁾ OJ No L 319, 20. 11. 1973, p. 10.

⁽⁶⁾ OJ No L 193, 17. 7. 1974, p. 2.

PUBLIC WORKS CONTRACTS

(Publication of notices of public works contracts and licences in conformity with Council Directive 71/305/EEC of 26 July 1971 supplemented by Council Directive 72/277/EEC of 26 July 1972)

MODEL NOTICES OF CONTRACTS**A. Open procedures**

1. Name and address of the authority awarding the contract (Article 16e)⁽¹⁾:
2. The award procedure chosen (Article 16b):
3. a) The site (Article 16c):
b) The nature and extent of the services to be provided and the general nature of the work (Article 16c):
c) If the contract is subdivided into several lots, the size of the different lots and the possibility of tendering for one, for several, or for all of the lots (Article 16c):
d) Information relating to the purpose of the contract if the contract entails the drawing up of projects (Article 16c):
4. Any time limit for the completion of the works (Article 16d):
5. a) Name and address of the service from which the contract documents and additional documents may be requested (Article 16f):
b) The final date for making such request (Article 16f):
c) Where applicable, the amount and terms of payment of any sum payable for such documents (Article 16f):
6. a) The final date for receipt of tenders (Article 16g):
b) The address to which they must be sent (Article 16g):
c) The language or languages in which they must be drawn up (Article 16g):
7. a) The persons authorized to be present at the opening of tenders (Article 16h):
b) The date, time and place of this opening (Article 16h):
8. Any deposits and guarantees required (Article 16i):
9. The main procedure for financing and payment and/or references to the instruments regulating these (Article 16j):
10. Where applicable, the specific legal form which must be assumed by the group of contractors to whom the contract is awarded (Article 16k):
11. The minimum economic and technical standards required of the contractors (Article 16l):
12. Period during which the tenderer is bound to keep open his tender (Article 16m):
13. Criteria for the award of the contract. Criteria other than that of the lowest price shall be mentioned if they do not appear in the contract documents (Article 29):
14. Other information:
15. The date of despatch of the notice (Article 16a):

⁽¹⁾ The Articles in brackets refer to Council Directive No 71/305/EEC of 26 July 1971 (OJ No L 185, 16. 8. 1971, p. 5).

B. Restricted procedures

1. Name and address of the authority awarding the contract (Article 17a)⁽¹⁾ :
2. The award procedure chosen (Article 17a) :
3. a) The site (Article 17a) :
 - b) The nature and extent of the services to be provided and the general nature of the work (Article 17a) :
 - c) If the contract is subdivided into several lots, the size of the different lots and the possibility of tendering for one, for several or for all of the lots (Article 17a) :
 - d) Information relating to the purpose of the contract if the contract entails the drawing up of projects (Article 17a) :
4. Any time limit for the completion of the works (Article 17a) :
5. Where applicable, the specific legal form which must be assumed by the group of contractors to whom the contract is awarded (Article 17a) :
6. a) The final date for the receipt of requests to participate (Article 17b) :
 - b) The address to which they must be sent (Article 17b) :
 - c) The language or languages in which they must be drawn up (Article 17b) :
7. The final date for the dispatch of invitations to tender (Article 17c) :
8. Information concerning the contractor's personal position, and the minimum economic and technical standards required of him (Article 17d) :
9. The criteria for the award of the contract if these are not stated in the invitation to tender (Article 18d) :
10. Other information :
11. The date of despatch of the notice (Article 17a) :

⁽¹⁾ The Articles in brackets refer to Council Directive No 71/305/EEC of 26 July 1971 (OJ No L 185, 16. 8. 1971, p. 5).

Open procedure

1. Vestsjælands Amtskommune, Amtsrådet, undervisnings- og kulturudvalget, Slagelsevej 7, 4180, Sorø, Denmark.
2. Public invitation to tender pursuant to Ministry of Housing Circular No 80 of 9 May 1971 and the Ministry of Housing circular letter of 30 January 1974 on fixed prices and fixed times.
3. a) Kalundborg High School.
b) The main structure will consist of a system of prefabricated roofing of concrete columns, and beams supported, like the floor, on piles. The roof will consist of laminated wooden beams and prefabricated wooden elements with felt roofing. The facing will consist of prefabricated joinery, and the floor covering of clinker bricks, linoleum and needled felt. The ceiling will be covered with fibre tiles, and the walls with ready-finished gypsum plasterboard elements. Heating and ventilation will be by means of an induction system supplemented by radiators.
c) The contract is offered in the following lots:
 1. Concrete work including demolition, excavation, landscaping, sewerage, pile-work, site-work, masonry, concrete and reinforced concrete work (including supply and assembly of prefabricated elements).
 2. Carpentry and joinery including supply and assembly of roof elements, roof covering and plumbing work and light partition walls.
 3. Glazing.
 4. Floor covering: sub-flooring and carpeting on first floor.
 5. Painting.
 6. Ventilation system, including thermal insulation and automatic control.
 7. Heating and sanitation, including thermal insulation.
 8. Electrical installation: lighting and power including provision for low-tension equipment.
 9. Installation of low-tension equipment, including intercoms, music systems, clocks, bells and aeriels.
 10. Lifts.
 11. Firewalls and doors.The work is in two phases, and is offered as a single contract. However, applicants may also tender for the various lots on the whole. The total floor space is approximately 3 980 m², of which 510 m² on one floor forms lot I. Lot II consists of 1 410 m² on the ground floor, 1 880 m² on the first floor and 180 m² cellar. The building covers an area of 2 100 m².
d)
4. Stage I: 1 December 1974 to 1 August 1975.
Stage II: 1 December 1974 to 1 June 1976.
5. a) Vestsjælands Amtsråd, Slagelsevej 7, 4180 Sorø, Denmark.
b) 23 September 1974.
c) Dkr 800. Payment is to be made by crossed cheque made out to Vestsjælands Amtsråd accompanying the application for the tender documents.
6. a) 1 November 1974.
b) See item 1.
c) Danish.
7. a) 1 November 1974.
b)
8. The tender documents will be dispatched on payment of a deposit of Dkr 800 for each part lot or list of suppliers, or Dkr 4 000 for the main contract. Payment should be made by crossed cheque made out to Vestsjælands Amtsråd, Slagelsevej 7, 4180 Sorø, Denmark.
The tender documents will be dispatched on 1 October 1974. The deposit will be refunded on return of the tender documents within eight days of submitting a tender. The documents should not, however, be returned with the tender.
- 9.
- 10.
- 11.
- 12.
- 13.
- 14.
15. 3 September 1974.

Open procedure

1. Dijkgraaf en Hoogmeerraden van het Hoogheemradschap van Rijnland, Leiden, Netherlands.
2. Public invitation to tender pursuant to the Uniform Aanbestedingsreglement (standard regulations for invitations to tender).
 3. a) In the municipality of Amsterdam, Province of Noord-Holland, Netherlands.
 - b) Specification 29-01, file 1-2146-29-01 and specification 2-72, for the construction of a winch pump with outbuildings and two staff dwellings in the western industrial zone of Amsterdam near the Amerika-haven.
The work comprises the hydraulic and civil engineering part, as well as the carcass work and completion, including the following (approximate data):
 - the supply and processing of steel sheet piling for temporary and permanent structures, with a total weight of 675 metric tons,
 - the supply and processing of anchoring material for steel sheet piling, with a total weight of 75 metric tons,
 - the supply and processing of 4 350 m reinforced concrete piles 40 × 40 cm, and of 150 m reinforced concrete piles 30 × 30 cm,
 - the supply and processing of 3 850 m³ concrete for reinforced concrete,
 - the supply and processing of 450 metric tons reinforcing steel,
 - the supply and processing of 34 metric tons steel for steel structures,
 - the supply and processing of 4 000 m² floor and slope protection,
 - the masonry, timberwork, tiling work, plastering, glass and paintwork, roof terracing, sewage work, paving work, fencing, etc.
 - c)
 - d)
4. 435 working days.
5. a) Ingeniebureau Dwars, Heederik en Verhey B.V., Postbus 85, Amersfoort, Netherlands.
- b) 17 October 1974.
- c) The specification will be sent after payment of Fl 266.80 including VAT to postal cheque account No 4068 of Ingeniebureau Dwars, Heederik en Verhey B.V., Amersfoort, Netherlands, quoting the specification and file numbers.
6. a) 26 October 1974.
- b) See under item 5 a). After this date, the tenders may be deposited in a box provided for this purpose at the time and address given under item 7 b).
- c) Dutch.
7. a) The tenders will be opened in public.
- b) 11 a.m. on Monday, 28 October 1974 in the Rijnlandshuis, Breedstraat 59, Leiden, Netherlands.
- 8.
9. Section 40 of the 'Algemene Voorwaarden voor de uitvoering van werken', (A.V.W. 1968). Section 310 paragraph 5. (Payment of the contract price shall be in four-weekly instalments to the extent of the amounts expended.)
- 10.
11. Economic: a sum equal to two instalments.
Technical: see the Uniform Aanbestedingsreglement (standard regulations for invitations to tender).
12. 60 days from the date of tendering.
13. See the Uniform Aanbestedingsreglement for the award criteria.
The tenderers' experience in the completion of similar works will also be taken into account.
The tenderer must prove his financial and economic resources and technical expertise within a week of receiving a request to do so, by supplying the following information:
proof of his firm's entry in the trade register;
a banker's statement showing the firm's financial resources;
a statement of the firm's total turnover and turnover on projects over the past three financial years;
a list of projects carried out by his firm in the past five years, giving the cost of these projects, the period and place of execution and the names of the principals.
14. Information on the specification and the drawings will be given at 10 a.m. on 17 October 1974 in the Cultureel Centrum, Olemenlaan 141, Zwanenburg, Netherlands. The information sheet will be sent to holders of the specification.
15. 16 September 1974.

Open procedure

1. Magistrat der Stadt Darmstadt, Stadtbauverwaltung, Tiefbauamt, 6100 Darmstadt, Federal Republic of Germany.
2. Public invitation to tender pursuant to the regulations governing construction works contracts — Part A (VOB/A).
3. a) 6100 Darmstadt, Wilhelminenstraße, Luisenplatz. The site is in the centre of the city.
b) Principal tender:
Carcass work for the lowering of the Wilhelminenstraße. Two- to five-lane tunnel in an open building pit; section-by-section progress without interruption to traffic. Buildings to be held by ground stabilization and bored piles.
Subsidiary tender:
Bored diaphragms as an advance measure for the building pit of Messrs Karstadt.
The total work involved is as follows (approximate data):
6 000 m² pit sheathing,
2 700 m² bored diaphragms,
2 600 m³ ground stabilization,
85 000 m³ excavation,
20 000 m³ reinforced concrete,
2 000 metric tons steel.
Total cubic content approximately 60 000 m³.
c) *Unum quid* contract. No subdivision into lots.
The contract for the advance measures for Messrs Karstadt will be awarded by their own construction department.
The award will be based on the price schedules for the principal and subsidiary tenders.
d)
4. 26 months.
5. a) Magistrat der Stadt Darmstadt, Tiefbauamt, 6100 Darmstadt, Bessunger Straße 125.
b) The tender documents can be collected between 8 a.m. and 12 noon on Mondays to Fridays. Latest date for collection is 2 October 1974.
c) A fee of DM 500 is payable upon collection of the documents.
6. a) 2 p.m. on 28 October 1974.
b) See under item 5 a).
c) German.
7. a) Tenderers and their authorized representatives.
b) 3 p.m. on 28 October 1974 in the Tiefbauamt Darmstadt, Block A, Room 204.
8. The surety of 5 % of the contract price for the principal tender must be deposited with the Stadtkasse der Stadt Darmstadt within 20 days of the contract being signed. Alternatively, a directly enforceable guarantee for the same amount from a major German bank may be deposited.
9. Interim and final payments in accordance with § 16 VOB/B.
- 10.
11. The tenderer must supply the following information on his economic and technical capacity:
the registered office of the company;
entry in the trade register at the tenderer's registered office;
the turnover in the past three full financial years on construction work comparable to the work being put out to tender, including the *pro rata* turnover as part of a consortium or with other group bidders;
the average manpower per year over the past three full financial years, divided into categories of trades and skills;
the technical equipment available to the tenderer for the work out to tender;
references on completed projects comparable to the work out to tender.
12. Tenders are binding until midnight on 23 December 1974.
13. In accordance with § 25 VOB/A, the contract will be awarded to the tender which appears the most acceptable when all technical and economic aspects have been taken into account.
14. Before the contract is awarded, the tenderer must produce declarations of non-objection, less than two months old, from the tax office, the municipal health insurance fund and the professional association.
15. 16 September 1974.

Restricted procedure

1. Greater London Council, The County Hall, London SE1 7PB, United Kingdom.
2. Lowest acceptable offer in competition among selected contractors.
3. a) Redbridge Magistrates' Courthouse and Probation Unit, Cranbrook Road, Ilford London, England.
Map reference : TQ 442897.
b) A two-storey building comprising five courtrooms, custody area, offices and ancillary accommodation and a probation unit for 24 probation officers constructed with *in situ* reinforced concrete frame, *in situ* and precast concrete floor and roof slabs, all clad with white precast concrete units.
Conditions of contract to be GLC standard form based on Royal Institute of British Architects (1963 edition as revised) with full fluctuations clause for both labour and materials. Bills of quantities will be supplied to be fully priced and returned by tenderers.
c)
d)
4. 26 calendar months from the date of the architect's order to commence work, expected to be in March 1975.
5. Should a group of contractors in temporary association be successful each firm to become jointly and severally responsible for the contract before acceptance.
6. a) 25 October 1974.
b) The Architect (Ref. AR/F/C), Room 218 (address as item 1).
c) English.
7. 2 January 1975.
8. Name and address of the contractor's bankers from whom the council's bankers can enquire as to the contractor's financial standing.
9. Balance sheets for the past three years.
Overall turnover on construction works for the past three years.
List of works completed over the past five years.
Details of resources of labour and plant.
Details of proposed organization and management techniques for handling the contract.
9. Lowest acceptable offer in competition subject to relationship of the price to the comparable estimate prepared by the architect, to approval by the Department of Environment, and establishment of the contractor's financial stability.
10. Six weeks will be allowed for tendering.
The work will be supervised by the council's architect. Directions on site may be given a full time clerk of works.
The preparation of the final account will be by the council's quantity surveyor.
A copy of the conditions of contract will be supplied to each tenderer together with two unbound copies of the bills of quantities. Additional unbound copies of the bills not exceeding two, will be supplied free of charge if requested.
The tender and bills of quantities must be completed in sterling and payment will be made only in sterling.
No right exists to participate in the competition, nor can information be given as to the progress of the tenderer's application.
11. 13 September 1974.

Restricted procedure ⁽¹⁾

1. The Council of Northampton Borough Council of the Guildhall, Northampton NN1 1DE, United Kingdom.
2. Restricted procedure.
3. a) Agricultural land on the southern outskirts of Northampton.
b) The construction of approximately 1.7 km of single 7.3 m carriageway, two grade roundabouts and three pedestrian subways.
c)
d)
4. Completion within a 44-week period.
5. The contract will be let to a single contractor or to a group of contractors and in the latter case the members of such a group will be required to undertake joint and several responsibility for the completion of the job and may be required to create a separate legal entity for the purpose of the contract.
6. a) 30 September 1974.
b) Borough Solicitor, 61 Derngate, Northampton NN1 1D1.
c) English.
7. Anticipated, October 1974.
8. Applicants should provide details of:
enrolment in the professional or trade register of the Member States in which they are established;
9. Lowest acceptable offer in competition.
10. The conditions of contract will be the general conditions of contract for works of civil engineering construction prepared by the Institution of Civil Engineers and current at the date of tender and disputes will be settled under the terms of the contract and English law. The estimated cost of the job is approximately two million units of account. The successful contractor will be required to provide two good and sufficient sureties or obtain the guarantee of a banker or insurance company to be jointly bound with the contractor in a sum equal to 10 % of the cost of the job for the due performance of the contract. Tenders must remain open for acceptance for a period of three months.
11. 21 September 1974.

similar jobs carried out in the past five years together with the names and addresses of persons to whom reference can be made and/or certificates of satisfactory completion;
the applicant firms average annual manpower and the number of managerial staff for the past three years;
the technicians or technical divisions which the applicant can call upon to do the job and whether or not they belong to the applicant firm;
the applicants financial standing in the form of a banker's reference,
the applicants overall turnover in construction works for the past three years.

⁽¹⁾ See Council Directive No 71/305/EEC, Article 12 (3), and Article 15 (OJ No L 185, 16. 8. 1971, p. 8).

Restricted procedure⁽¹⁾

1. The Council of Northampton Borough Council of The Guildhall, Northampton NN1 1DE, United Kingdom.

2. Restricted procedure.

3. a) Agricultural land on the south-west outskirts of Northampton.

b) The construction of approximately 3.2 km of two 7.3 m carriageways with earthworks for third lanes, one roundabout, two road overbridges, one postbridge and two culverts.

c)

d)

4. Within a 78-week period.

5. The contract will be let to a single contractor or to a group of contractors and in the latter case the members of such a group will be required to undertake joint and several responsibility for the completion of the job and may be required to create a separate legal entity for the purpose of the contract.

6. a) 7 October 1974.

b) Borough Solicitor, 61 Derngate, Northampton NN1 1D1.

c) English.

7. Anticipated, mid-November 1974.

8. Applicants should provide details of:
enrolment in the professional or trade register of the Member States in which they are established;

similar jobs carried out in the past five years together with the names and addresses of persons to whom reference can be made and/or certificates of satisfactory completion;

the applicant firms average annual manpower and the number of managerial staff for the past three years;
the technicians or technical divisions which the applicant can call upon to do the job and whether or not they belong to the applicant firm;

the applicants financial standing in the form of a banker's reference;

the applicants overall turnover in construction works for the past three years.

9. Lowest acceptable offer in competition.

10. The conditions of contract will be the general conditions of contract for works of civil engineering construction prepared by the Institution of Civil Engineers and current at the date of tender and disputes will be settled under the terms of the contract and English law. The successful contractor will be required to provide two good and sufficient sureties or obtain the guarantee of a banker or insurance company to be jointly bound with the contractor in a sum equal to 10 % of the cost of the job for the due performance of the contract. Tenders must remain open for acceptance for a period of three months.

11. 21 September 1974.

⁽¹⁾ See Council Directive No 71/305/EEC, Article 12 (3), and Article 15 (OJ No L 185, 16. 8. 1971, p. 8).

Restricted procedure ⁽¹⁾

1. The Council of Northampton Borough Council of The Guildhall, Northampton NN1 1DE, United Kingdom.
2. Restricted procedure.
3. a) Agricultural land on the southern outskirts of Northampton.
b) Approximately 8 km of trunk sewer between 300 mm and 1 050 mm diameter; including three thrust bores, two under railways and one under a canal.
c)
d)
4. Completion within a 52-week period.
5. The contract will be let to a single contractor or to a group of contractors and in the latter case the members of such a group will be required to undertake joint and several responsibility for the completion of the job and may be required to create a separate legal entity for the purpose of the contract.
6. a) 30 September 1974.
b) Borough Solicitor, 61 Derngate, Northampton NN1 1D1.
c) English.
7. Anticipated, October 1974.
8. Applicants should provide details of:
enrolment in the professional or trade register of the Member States in which they are established;
9. Lowest acceptable offer in competition.
10. The conditions of contract will be the general conditions of contract for works of civil engineering construction prepared by the Institution of Civil Engineers and current at the date of tender and disputes will be settled under the terms of the contract and English law. The estimated cost of the job is approximately 1.5 million units of account. The successful contractor will be required to provide two good and sufficient sureties or obtain the guarantee of a banker or insurance company to be jointly bound with the contractor in a sum equal to 10 % of the cost of the job for the due performance of the contract. Tenders must remain open for acceptance for a period of three months.
11. 21 September 1974.

⁽¹⁾ See Council Directive No 71/305/EEC, Article 12 (3), and Article 15 (OJ No L 185, 16. 8. 1971, p. 8).

Restricted procedure ⁽¹⁾

1. East Hampshire District Council, Technical Services Department, Hampshire, United Kingdom.
2. Restricted tendering procedure.
3. a) Proposed housing, Rival Moor, Petersfield, Hampshire.
b) The project comprises of the erection of 65 three-bedroom houses together with 33 garages, 66 parking spaces including roads, main services and external works.
c)
d)
- 4.
- 5.
6. a) 4 October 1974.
b) The Chief Technical Officer, Barton End, Lenten Street, Alton, Hampshire.
- 7.
8. Tenderers will be selected from those who apply and the applications must include details of similar works executed, and for reference purposes, the names and addresses of any local authorities or private architects for whom such has been carried out.
9. The council does not bind itself to accept the lowest or any tender.
- 10.
11. 20 September 1974.

⁽¹⁾ See Council Directive No 71/305/EEC, Article 12 (3), and Article 15 (OJ No L 185, 16. 8. 1971, p. 8).