## Individual invitation to tender No 19/90 EC

(90/C 48/12)

By Regulation (EEC) No 486/90 of 27 February 1990 [1] the Commission opened individual sales by tender of vinous alcohol obtained from distillation as provided for in Articles 35, 36 and 39 of Regulation (EEC) No 822/87 [2] and held by the Spanish, French and Italian intervention agencies.

The places of storage, the quantity of alcohol and the analytical characteristics of the alcohol are specified in section XI below.

Tenderers must comply with the provisions of Council Regulation (EEC) No 3877/88 of 12 December 1988 laying down general rules for the disposal of alcohol obtained from the distillation operations referred to in Articles 35, 36 and 39 of Regulation (EEC) No 822/87 [3] and held by intervention agencies [2] and with the provisions of Commission Regulation (EEC) 1780/89 [4] as last amended by Regulation (EEC) No 141/90 [5] laying down detailed rules of application, and more particularly those set out below.

### I. Tenders

1. Tenders should be submitted for a quantity of 400 000 hectolitres of alcohol, expressed in hectolitres of alcohol at 100 % vol.

   Any tender relating to a smaller quantity will not be considered.

2. Tenders must be submitted or sent by registered mail to the Commission of the European Communities, 200 rue de la Loi, B-1049 Brussels.

3. Tenders must be enclosed in a sealed envelope marked 'Tender for individual sale No 19/90 EC (alcohol), DG VI-E-3 — to be opened only at the meeting of the group', which itself must be enclosed in an envelope addressed to the Commission.

4. *Tenders must reach the Commission not later than 12 noon (Brussels time) on 20 March 1990.*

5. Tenders must state the name and address of the tenderer and must:

   (a) include a reference to individual sale by tender No 19/90 EC;

   (b) specify the price tendered, expressed in ecus per hectolitre of alcohol at 100 % vol;

   (c) include all the undertakings and statements referred to in Article 30 of Regulation (EEC) No 1780/89 and the final destination of the alcohol awarded.

6. Each tender must be accompanied by attestations that a tendering security of ECU 3 per hectolitre of alcohol at 100 % vol has been lodged with the following intervention agencies:

   Senpa, Beneficiencia 8, E-28004 Madrid; tel. 522 29 61, telex 23427 Senpa, telefax 5219832,

   or

   SAV, acting on behalf of Onivins, Zone Industrielle, avenue de la Ballastière, BP 231, F-33505 Libourne Cedex; tel. 57 51 03 03, telex 572025, telefax 57250725,

   or

   AIMA, Via Palestro 81, I-00185 Roma; tel. 47 49 91, telex 620331/620252/613003, telefax 4453940/4953940,

   in respect of the quantities held by each intervention agency.

7. The conversion rates to be used for the conversion of ecus into national currency for invitations to tender for the sale of alcohol are those applying on the day before the publication of notice of individual sale by tender No 19/90 and given in Annex III to Regulation (EEC) No 1876/89 [6], as last amended by Regulation (EEC) No 444/90 [7], in the 'L' series of the *Official Journal of the European Communities.*

### II. Samples and examination of the alcohol

1. Any interested party may, on application to the intervention agencies concerned and on payment of ECU 2 per litre or the equivalent thereof in Spanish pesetas, French francs or Italian lire, obtain samples of the alcohol offered for sale. Such samples are to be taken by a representative of the intervention agencies concerned.

   However, the quantity delivered per interested party and per vat may not exceed five litres.

2. The intervention agencies are to supply any relevant information concerning the characteristics of the lot offered for sale.

[1] OJ No L 52, 28. 2. 1990, p. 5.
[2] OJ No L 84, 27. 3. 1987, p. 1.
[3] OJ No L 346, 15. 12. 1988, p. 7.
[4] OJ No L 178, 24. 6. 1989, p. 1.
[5] OJ No L 16, 20. 1. 1990, p. 23.
[6] OJ No L 319, 1. 11. 1989, p. 1.
[7] OJ No L 49, 26. 2. 1990, p. 1.

III. **Destination and use of the alcohol**

1. The alcohol offered for sale must be exported from the Community. It must be imported into and dehydrated in one of the non-member countries listed in Article 1 (2) of Regulation (EEC) No 444/90 as for use exclusively as motor fuel.

2. Evidence relating to the destination and use of the alcohol is to be obtained by an international security company and transmitted to the intervention agencies concerned.

   The costs thus incurred are to be borne by the successful tenderer.

IV. **Award of contract**

The contract will be awarded to the tenderer offering the best terms. Where two or more tenders are at identical prices, the contract will be awarded by drawing lots.

The Commission will inform each tenderer, in writing with advice of receipt of the outcome of his tender. It will similarly inform the intervention agencies holding the alcohol.

V. **Statement of award**

At the same time as he provides evidence of the lodging of a performance security of ECU 30 per hectolitre of alcohol at 100 % vol, the successful tenderer will obtain a statement of award from the intervention agency concerned within 20 days of the date of receipt of the Commission's decision awarding the lot in question.

VI. **Removal**

The removal of the alcohol from the storehouses of the intervention agencies concerned is subject to presentation of a removal order issued by the intervention agency holding the alcohol once payment has been made for the quantity to be removed.

VII. **Payment**

The successful tenderer will pay the price of the alcohol to the intervention agencies concerned not later than the day preceding that on which the removal order is issued.

VIII. **Delays in removal**

As regards the release of the performance security, the consequences of any delay in the removal of the alcohol are those set out in Commission Regulation (EEC) No 2220/85 laying down common detailed rules for the application of the system of securities for agricultural products.

IX. **Securities**

The lodging and release of securities are subject to the relevant Community rules, and in particular those laid down in Articles 14, 16, 33 and 34 of Regulation (EEC) No 1780/89, as last amended by Regulation (EEC) No 141/90 and those laid down in Article 3 of Regulation (EEC) No 444/90.

X. **Final date for the use of the alcohol**

All the alcohol awarded to the successful tenderer must have been used within three years of the date of the first removal.

## XI. INDIVIDUAL INVITATION TO TENDER No 19/90

| Member State | Location | Reference number of vat | Volume in hectolitres of pure alcohol | Reference to Regulation (EEC) No 822/87 | Type of alcohol |
|---|---|---|---|---|---|
| 1. FRANCE | Société Verniers<br>BP 629, Route de Cuxac<br>11106 Narbonne | | 117 047 | 35 + 36 | Neutral |
| | Sogestrol<br>76700 Gonfreville d'Orcher | | 17 931 | 35 + 36 | Raw |
| | Total | | 134 978 | | |
| 2. SPAIN | Tarancón | A 2<br>A 3<br>A 8<br>D 1 | 25 807<br>26 189<br>26 065<br>9 939 | 35 + 36<br>35 + 36<br>35 + 36<br>35 + 36 | Neutral<br>Neutral<br>Neutral<br>Neutral |
| | Total | | 88 000 | | |
| 3. ITALY | Kronion Soc. Coop. a.r.l.<br>Sciacca (AG) | | 17 300 | 39 | Raw |
| | Dist. G. Di Lorenzo<br>Pontevallegeppi (PG)<br>— Mag. Pontenuovodi Torgiano (PG) | | 28 643 | 39 | Neutral and of good flavour |
| | — Mag. Pontevalleceppi (PG) | | 30 000 | 35 | Raw |
| | Bonollo SpA<br>Formigine (MO) | | 60 138 | 39 | Raw |
| | (Mag. Anagni paduni (FR) | | 24 100 | 39 | Neutral and of good flavour |
| | Dist. DCA<br>Ascoli Piceno | | 16 841 | 36 | Of good flavour |
| | Total | | 177 022 | | |
| | Grand total | | 400 000 | | |