

The sectoral approach in the CAP beyond and possible options to improve the EU food value chain

T. GARCÍA AZCÁRATE
Institute of Economics, Geography and
Demography
CSIC – Spanish National Research Council

Structure of the Presentation

1. Introduction
2. Public crisis management
3. POs and their Associations
4. 8 relevant issues outside CMO
5. 21 proposals

1. Introduction

- Few changes proposed in the Single CMO regulation
- Welcomed: rules on geographical indications; maintenance of specific sectoral interventions for some key sectors (and potential enlargement to others); no limited budget for F.V POs; Possible extension to new products.
- Omnibus regulation has significantly improved Regulation 1308/2013 introducing welcome changes on prerogatives of Producer Organisations.
- The recent ruling of the European Court of Justice on the so-called “endive case” is also an important item to be considered

2 . Public crisis management

- Significant progress in market data and analysis transparency that deserve to be acknowledged.
- To afford farmers a sound risk management, it is essential to setup clear and transparent rules for EU public intervention.
- On a case-by-case basis European reference thresholds could be revisited.
- Internal Commission rules and the corresponding Comitology made practically impossible for the Commission to implement preventive measures despite the fact that they are more efficient and effective.

3 . POs and their Associations

- Commercial POs and their Associations enjoy a significant and general derogation to the application of the antitrust discipline to arrangements and agreements
- The “milk package” and the first version of the regulation 1308/2013 opened a ceremony of the confusion. The same wording “Producer Organisation” was used in the same regulation with 2 significantly different meanings.
- The Omnibus regulation and the recent ruling of the European Court of Justice on the so-called “endive case”, represent important and positive steps in reducing the confusion and legal uncertainties.

4 . 8 relevant issues outside the scope of the single CMO I

- A pluri-annual crisis reserve
- Unfair trading practices have to be addressed
- Local markets and short supply chain, helpful
- Precautionary savings
- Crop diversification and rotation, to be promoted

4 . 8 relevant issues outside the scope of the single CMO

- Commercial POs and their associations , same treatment than micro, small and medium enterprises
- MS Optional financing of Operational Programs in other sector: more than 3% or 10/12/13+3
- A well-designed audit system

5: 21 proposals

More transparent market data

1. More transparent market data: an European Agricultural market Observatory
2. More statistical information on the structure of the whole industry
3. Specific information on organic products
4. A Commission progress report on market and data transparency

5: 21 proposals

EU public intervention

1. An early warning system and regular Commission reports
2. A Commission proposal on when and how it would activate public crisis management
3. More effective and efficient safety net: the level of the current reference thresholds

5: 21 proposals

Taking note of the endive case ruling

1. Differentiate Commercial POs and negotiating groups
2. POs and APOs are allowed to adopt measures to “ensure that production is planned and adjusted to demand, particularly in terms of quality and quantity” without any authorization of the Commission.
3. POs and APOs should be able to build their own price policy as any other company

5: 21 proposals

Improving POs, APOs and Interbranch rules

1. Simple recognition of POs in new sectors
2. Define clearly transnational PO and APO
3. Transnational collaborations included in Strategic plans
4. APOs could be member of a greater APO
5. Define the figure of Association of Interbranch Organisations (AIBO)
6. The Commission should control transnational POs, APOs and Interbranches

5: 21 proposals

Preventive market measures

1. Preventive joint actions between POs, APOs should be promoted
2. Reinforced possible role for Interbranch Organisations in market crisis management
3. Transnational POs, APOs and Interbranches should associate non-EU members
4. To enlarge the scope of the current Article 150 to all protected designation of origin or protected geographical indication

5: 21 proposals

The free rider issue

1. To enlarge the allowed scope for the extension of rules

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My web page: <http://tomasmarciaazcarate.com>

Twitter: Tgarciaazcarate

LinkedIn: Tomas Garcia Azcarate

Facebook: Tomas Garcia Azcarate