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Committee on Agriculture and Rural Development

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AMENDMENTS

44 - 264

Draft report
Iratxe García Pérez
(PE460.980v02)

Proposal for a regulation of the European Parliament and of the Council on
agricultural product quality schemes

Proposal for a regulation
(COM(2010)0733 – C7-0423/2010 – 2010/0353(COD))

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United in diversity

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Amendment 44

Iratxe García Pérez, Sergio Gutiérrez Prieto

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The quality and diversity of European Union agricultural production is an important strength and competitive advantage for European Union producers and part of the Union's living cultural and gastronomic heritage. This is due to the skills and determination of European Union farmers and producers who have kept alive traditions while taking into account developments of new production methods and material.

Amendment

(1) The quality and diversity of European Union agricultural, **fishery and aquaculture** production is an important strength and competitive advantage for European Union producers and part of the Union's living cultural and gastronomic heritage. This is due to the skills and determination of European Union farmers and producers who have kept alive traditions while taking into account developments of new production methods and material.

Or. en

Amendment 45

Iratxe García Pérez, Sergio Gutiérrez Prieto

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) Citizens and consumers in the European Union increasingly demand product of quality as well as traditional products. They are also concerned to maintaining the diversity of the agricultural production in the European Union. This generates a demand for agricultural products or foodstuffs with an identifiable specificity, in particular for geographical origin.

Amendment

(2) Citizens and consumers in the European Union increasingly demand product of quality as well as traditional products. They are also concerned to maintaining the diversity of the agricultural, **fishery and aquaculture** production in the European Union. This generates a demand for agricultural products or foodstuffs with an identifiable specificity, in particular for geographical origin.

Or. en

Amendment 46
Herbert Dorfmann

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) Assisting producers, by means of the operation of quality schemes, to be rewarded for their efforts to produce a diversity of quality products, can benefit the rural economy. This is particularly the case in less favoured areas, where the farming sector accounts for a significant part of the economy. In this way quality schemes contribute to and complement rural development policy as well as market and income support policies of the common agricultural policy (CAP).

Amendment

(4) Assisting producers, by means of the operation of quality schemes, to be rewarded for their efforts to produce a diversity of quality products, can benefit the rural economy. This is particularly the case in less favoured areas **and mountain areas**, where the farming sector accounts for a significant part of the economy **and production costs are high**. In this way quality schemes contribute to and complement rural development policy as well as market and income support policies of the common agricultural policy (CAP).

Or. de

Amendment 47
Maria do Céu Patrão Neves

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) Assisting producers, by means of the operation of quality schemes, to be rewarded for their efforts to produce a diversity of quality products, can benefit the rural economy. This is particularly the case in less favoured areas, where the farming sector accounts for a significant part of the economy. In this way quality schemes contribute to and complement rural development policy as well as market and income support policies of the common agricultural policy (CAP).

Amendment

(4) Assisting producers, by means of the operation of quality schemes, to be rewarded for their efforts to produce a diversity of quality products, can benefit the rural economy. This is particularly the case in less favoured areas, **and in particular in the most remote regions**, where the farming sector accounts for a significant part of the economy. In this way quality schemes contribute to and complement rural development policy as well as market and income support policies

of the common agricultural policy (CAP).

Or. pt

Amendment 48
Herbert Dorfmann

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) The European Union has for some time been pursuing the aim of simplifying the regulatory environment of the CAP. This approach should also be applied to agricultural product quality policy Regulations.

Amendment

(11) The European Union has for some time been pursuing the aim of simplifying the regulatory environment of the CAP. This approach should also be applied to agricultural product quality policy Regulations, ***without in so doing calling into question the specificity of these products.***

Or. de

Amendment 49
Maria do Céu Patrão Neves

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) The European Union has for some time been pursuing the aim of simplifying the regulatory environment of the CAP. This approach should also be applied to agricultural product quality policy Regulations.

Amendment

(11) The European Union has for some time been pursuing the aim of simplifying the regulatory environment of the CAP. This approach should also be applied to agricultural product quality policy Regulations, ***with the aim of reducing the red-tape burden on producers.***

Or. pt

Amendment 50
Maria do Céu Patrão Neves

Proposal for a regulation
Recital 18

Text proposed by the Commission

(18) The specific objectives of protecting designations of origin and geographical indications are for farmers and producers to secure fair return for the qualities of product and provide clear information on products with specific characteristics linked to geographical origin, enabling consumers to make more informed purchasing choices.

Amendment

(18) The specific objectives of protecting designations of origin and geographical indications are for farmers and producers to secure fair return for the qualities **and characteristics of a given product or of its mode of production**, provide clear information on products with specific characteristics linked to geographical origin, enabling consumers to make more informed purchasing choices.

Or. pt

Amendment 51
Herbert Dorfmann

Proposal for a regulation
Recital 19

Text proposed by the Commission

(19) Ensuring uniform respect throughout the Union of the intellectual property rights related to names protected in the Union is **also an** objective that can be achieved more effectively at Union level.

Amendment

(19) Ensuring uniform respect throughout the Union of the intellectual property rights related to names protected in the Union is **a priority** objective that can be achieved more effectively at Union level.

Or. de

Amendment 52
Maria do Céu Patrão Neves

Proposal for a regulation
Recital 20

Text proposed by the Commission

(20) A Union framework for protection of designations of origin and geographical indications, with their inclusion into a register, permits their development since, by providing a more uniform approach, such a framework ensures fair competition between the producers of products bearing such indications and enhances the credibility of the products in the consumer's eyes. Provision should be made for the development of designations of origin and geographical indications at Union level.

Amendment

(20) A Union framework for protection of designations of origin and geographical indications, with their inclusion into a register, permits their development since, by providing a more uniform approach, such a framework ensures fair competition between the producers of products bearing such indications and enhances the credibility of the products in the consumer's eyes. Provision should be made for the development of designations of origin and geographical indications at Union level ***and the creation of mechanisms for their external protection in the framework of the WTO, within which it is important to secure the recognition, as a factor of value added, of the quality of products and of their model of production.***

Or. pt

Amendment 53
Maria do Céu Patrão Neves

Proposal for a regulation
Recital 28

Text proposed by the Commission

(28) In view of their specific nature, special provisions as to labelling should be adopted for protected designations of origin and protected geographical indications, requiring producers to use the appropriate Union symbols or indications on packaging. The use of such symbols or indications should be made obligatory in the case of Union names, on the one hand, to make this category of products and the guarantees attached to them better known to consumers and, on the other, to permit easier identification of these products on

Amendment

(28) In view of their specific nature, special provisions as to labelling should be adopted for protected designations of origin and protected geographical indications, requiring producers to use the appropriate Union symbols or indications on packaging. The use of such symbols or indications should be made obligatory in the case of Union names, on the one hand, to make this category of products and the guarantees attached to them better known to consumers and, on the other, to permit easier identification of these products on

the market so as to facilitate checks. Taking into account the requirements of the World Trade Organization, the use of *such symbols or indications* should be *made voluntary for geographical indications and* designations of origin *originating in a third country*.

the market so as to facilitate checks. Taking into account the requirements of the World Trade Organization, the use of *a specific symbol different from the European logo* should be *authorised only in the case of third-country products complying with the conditions of registration and the other legal requirements applying to European products with protected* designations of origin *or protected geographical indications*.

Or. pt

Amendment 54

George Lyon, Britta Reimers

Proposal for a regulation

Recital 28

Text proposed by the Commission

(28) In view of their specific nature, special provisions as to labelling should be adopted for protected designations of origin and protected geographical indications, requiring producers to use the appropriate Union symbols *or* indications on packaging. The use of such symbols *or indications* should be made obligatory in the case of Union names, on the one hand, to make this category of products and the guarantees attached to them better known to consumers and, on the other, to permit easier identification of these products on the market so as to facilitate checks. Taking into account the requirements of the World Trade Organization, the use of such symbols or indications should be *made voluntary* for geographical indications and designations of origin originating in a third country.

Amendment

(28) In view of their specific nature, special provisions as to labelling should be adopted for protected designations of origin and protected geographical indications, requiring producers to use the appropriate Union symbols *and, where appropriate*, indications on packaging. The use of such symbols should be made obligatory in the case of Union names, on the one hand, to make this category of products and the guarantees attached to them better known to consumers and, on the other, to permit easier identification of these products on the market so as to facilitate checks. Taking into account the requirements of the World Trade Organization, the use of such symbols or indications should be *authorised only in the case of products that have complied with the procedures set out in Chapter IV of Title V of this Regulation*, for geographical indications and designations of origin originating in a third country.

Justification

In order to raise consumer awareness and make sure that European consumers recognise and differentiate between genuine quality labels and numerous quality claims that some products display without control, the use of the Union logos should be made compulsory so that consumers can familiarise with them more quickly.

Amendment 55**George Lyon****Proposal for a regulation****Recital 36***Text proposed by the Commission*

(36) To ensure that names of genuine traditional products are registered under the scheme, *other* criteria and conditions for registration of a name *should be reviewed*, in particular concerning the definition of 'traditional' *that* should be *changed* to *cover* products *that* have been *produced for a highly significant period of time. To improve protection of the culinary heritage of the Union, the scope of the traditional specialities guaranteed scheme should henceforth be more clearly focussed on prepared meals and processed products.*

Amendment

(36) To ensure that names of genuine traditional products are registered under the scheme, *and in order to make the 'Traditional speciality guaranteed' scheme more attractive, it is appropriate to retain clear* criteria and conditions for registration of a name, in particular *those* concerning the definition of 'traditional', *which* should *continue to be fixed as the time period generally ascribed to one generation so that* products *using old methods of production which* have been *revived by products more recently placed on the market can continue to be covered.*

Justification

The proposed changes to the TSG scheme (change of definition of 'traditional' and exclusion of unprocessed products) run contrary to the desire to make the TSG scheme more attractive as they would exclude products currently recognised as TSG on inappropriate grounds.

Amendment 56**George Lyon**

Proposal for a regulation
Recital 39

Text proposed by the Commission

(39) In order to avoid creating unfair conditions of competition, any producer, including third-country producers, should be able to use a registered name *and, where appropriate, the Union symbol associated with the indication ‘Traditional speciality guaranteed’*, provided that the product complies with the requirements of the relevant specification and the producer is covered by a system of controls.

Amendment

(39) In order to avoid creating unfair conditions of competition, any producer, including third-country producers, should be able to use a registered name, provided that the product complies with the requirements of the relevant specification and the producer is covered by a system of controls. ***For traditional specialities guaranteed produced inside the Union, the Union symbol should be indicated on the labelling and may be associated with the indication ‘Traditional speciality guaranteed’, where appropriate.***

Or. en

Justification

In order to raise consumer awareness and make sure that European consumers recognise and differentiate between genuine quality labels and numerous quality claims that some products display without control, the use of the Union logos should be made compulsory so that consumers can familiarise with them more quickly.

Amendment 57

Paolo De Castro, Lorenzo Fontana, Salvatore Caronna, Giancarlo Scottà, Giovanni La Via

Proposal for a regulation
Recital 41 a (new)

Text proposed by the Commission

Amendment

(41a) In respect of names registered without reservation of the name pursuant to Regulation (EC) No 509/2006, a procedure should be introduced for replacing those names with names that may be registered and automatically entered in the register with reservation of the name.

Justification

The TSG register currently contains names registered without reservation of the name, as is currently permitted under Regulation (EC) No 509/2006. In view of the provisions enabling those names to continue to be used under the conditions provided for in Regulation (EC) No 509/2006 only until 31 December 2017, a procedure needs to be introduced to allow TSGs registered without reservation of the name to be replaced with names that may be registered and automatically entered in the register referred to in Article 25 of the new regulation.

Amendment 58
Esther de Lange

Proposal for a regulation
Recital 44 a (new)

Text proposed by the Commission

Amendment

(44a) A second tier of quality systems, based on quality terms which add value such as "product of mountain farming", "produced in Nature 2000 area" or "dairy of pasture-based cows", which can be communicated on the internal market and which are to be applied voluntarily, should be put in place. These optional quality terms should refer to specific characteristics with regard to the product, farming method or processing attribute. The optional quality term "product of mountain farming" has met the conditions up to now and will bring an additional value on the market.

Or. en

Amendment 59
Luís Paulo Alves

Proposal for a regulation
Recital 44 a (new)

Text proposed by the Commission

Amendment

(44a) A second level of quality systems should be created, based on quality labels conferring value added which can be transmitted within the internal market and applied on a voluntary basis. These voluntary quality labels should refer to specific characteristics of the product, the method of production or an aspect of processing. Optional quality labels of this nature for mountain agricultural products have, to date, fulfilled the requirements and should generate value added on the market. Similar measures should apply to the most remote regions.

Or. pt

Amendment 60
Elisabeth Jeggle

Proposal for a regulation
Recital 45

Text proposed by the Commission

Amendment

(45) With a view to the coherent development of optional quality terms describing specific product characteristics and attributes, provision should be made to confer the Commission the power to reserve an additional term, amend the product coverage or the conditions of use of, or cancel an optional quality term by means of delegated acts.

(45) With a view to the coherent development of optional quality terms describing specific product characteristics and attributes, provision should be made to confer the Commission the power to reserve an additional term, amend the product coverage or the conditions of use of, or cancel an optional quality term by means of delegated acts. ***In particular, the Commission, together with the Member States, should in the short term introduce an optional labelling scheme or a logo for ethyl alcohol of agricultural origin specifically identifying agricultural ethyl alcohol that, firstly, has been produced from source raw materials grown in the EU and that, secondly, has greenhouse gas reduction potential of over 60%.***

Amendment 61
Csaba Sándor Tabajdi

Proposal for a regulation
Recital 45 a (new)

Text proposed by the Commission

Amendment

(45a) A local farming and direct sales scheme should be established that helps producers to market their products and to communicate the value adding attributes thereof to consumers, thereby fostering the development of the local economy.

Or. en

Amendment 62
Astrid Lulling

Proposal for a regulation
Recital 57

Text proposed by the Commission

Amendment

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes. Nevertheless, these activities should not

(57) The role of groups ***and inter-sectoral organisations*** should be clarified and recognised. ***These*** play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group ***and/or inter-sectoral organisation*** can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and

facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty.

effectiveness of the quality schemes. ***Groups and inter-sectoral organisations should be able to implement supply regulating measures.*** Nevertheless, these activities should not facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty, ***nor should they infringe on the rights of small producers and new entrants on the market.***

Or. fr

Amendment 63
Richard Ashworth

Proposal for a regulation
Recital 57

Text proposed by the Commission

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes. ***Nevertheless, these activities should not facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty.***

Amendment

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes. ***Under no circumstances should the groups have the right to apply for the authorisation of systems for the management of supply, as these activities could facilitate or lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty, they could also infringe the rights of small producers and***

new entrants on the market.

Or. en

Amendment 64
Herbert Dorfmann

Proposal for a regulation
Recital 57

Text proposed by the Commission

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes. Nevertheless, these activities should not facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty.

Amendment

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes, ***as well as to monitor the position of the products on the market and to regulate this position within prescribed rules.*** Nevertheless, these activities should not facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty.

Or. de

Amendment 65
Maria do Céu Patrão Neves

Proposal for a regulation
Recital 57

Text proposed by the Commission

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes. Nevertheless, these activities should not facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty.

Amendment

(57) The role of groups should be clarified and recognised. Groups play an essential role in the application process for the registration of names of designations of origin and geographical indications and traditional specialities guaranteed, including amendments of specifications and cancellation requests. The group can also develop activities related to the surveillance of the enforcement of the protection of the registered names, the compliance of the production with the product specification, the information and promotion of the registered name as well as in general any activity aiming to improve the value of the registered names and effectiveness of the quality schemes. ***Groups should also play an active part in managing the amounts supplied for purposes of ensuring market stability and product quality.*** Nevertheless, these activities should not facilitate nor lead to anti-competitive conduct incompatible with Articles 101 and 102 of the Treaty.

Or. pt

Amendment 66
Esther de Lange

Proposal for a regulation
Recital 61 a (new)

Text proposed by the Commission

Amendment

(61a) In the case of cross-border quality products, the joint registration procedure for protected designations of origin, protected geographical indications and traditional specialities guaranteed should be simplified.

Or. en

Amendment 67
Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation
Article 1 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The measures herein are intended to foster agricultural and processing activities and farming systems associated with high quality products thus contributing to the achievement of rural development policy.

Amendment

The measures herein are intended to foster agricultural and processing activities and farming systems associated with high quality products thus contributing to the achievement of rural development policy, ***with a special focus on areas in which the farming sector is of greater economic importance and, in particular, disadvantaged areas.***

Or. it

Amendment 68
Iratxe García Pérez, Sergio Gutiérrez Prieto

Proposal for a regulation
Article 1 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The measures herein are intended to foster agricultural and processing activities and farming systems associated with high quality products thus contributing to the achievement of rural development policy.

Amendment

The measures herein are intended to foster agricultural, ***fishery*** and ***aquaculture*** processing activities and farming systems associated with high quality products thus contributing to the achievement of rural development policy.

Or. en

Amendment 69
Iratxe García Pérez

Proposal for a regulation
Article 1 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

2. This Regulation establishes ‘quality schemes’ which provide the basis for the identification and, where appropriate, protection of, names and terms that indicate or describe in particular agricultural products having:

2. This Regulation establishes ‘quality schemes’ which provide the basis for the identification and, where appropriate, protection of, names and terms that indicate or describe in particular agricultural, ***fishery and aquaculture*** products having:

Or. en

Amendment 70
George Lyon

Proposal for a regulation
Article 2 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

However, the quality scheme set out in Title III of this Regulation shall not apply to unprocessed agricultural products.

deleted

Or. en

Justification

By restricting the scope for this scheme to processed products only, it becomes less attractive than currently is. This would lead to the ineligibility of a number of products which currently enjoy protection as TSGs, or which application is being assessed.

Amendment 71
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 2 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

However, the quality scheme set out in Title III of this Regulation shall not apply

deleted

to unprocessed agricultural products.

Or. fr

Amendment 72
Stéphane Le Foll

Proposal for a regulation
Article 2 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

However, the quality scheme set out in Title III of this Regulation shall not apply to unprocessed agricultural products.

deleted

Or. fr

Amendment 73
Czesław Adam Siekierski, Jarosław Kalinowski, Janusz Wojciechowski

Proposal for a regulation
Article 2 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

However, the quality scheme set out in Title III of this Regulation shall not apply to unprocessed agricultural products.

deleted

Or. en

Amendment 74
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 3 – point 2

Text proposed by the Commission

Amendment

2) ‘group’ means any association, irrespective of its legal form, mainly

2) Group: ‘group’ means any association, irrespective of its legal form, mainly

composed of *producers or processors working with the same* product;

composed of *operators who produce, process or produce and process the* product;

Or. fr

Amendment 75
Elisabeth Köstinger, Peter Jahr

Proposal for a regulation
Article 3 – point 2

Text proposed by the Commission

(2) ‘group’ means any association, irrespective of its legal form, mainly composed of *producers or processors working with* the same product;

Amendment

(2) ‘group’ means any association, irrespective of its legal form, mainly composed of *operators who produce or process* the same product;

Or. en

Amendment 76
Herbert Dorfmann

Proposal for a regulation
Article 3 – point 2

Text proposed by the Commission

(2) ‘group’ means any association, irrespective of its legal form, mainly composed of producers or processors working with the same product;

Amendment

(2) ‘group’ means any association, irrespective of its legal form, mainly composed of producers *and/or* processors working with the same product, *who are representative of the production of that product both in terms of the quantity produced and in terms of the number of producers and/or processors. The Commission shall, by means of delegated acts, lay down the conditions for such representativeness.*

Or. de

Amendment 77
Maria do Céu Patrão Neves

Proposal for a regulation
Article 3 – point 2

Text proposed by the Commission

(2) ‘group’ means any association, irrespective of its legal form, mainly composed of producers or processors working with the same product;

Amendment

(2) ‘group’ means any association, irrespective of its legal form, mainly composed of producers or processors working with the same product ***or of agents who produce or process that product;***

Or. pt

Amendment 78
Richard Ashworth

Proposal for a regulation
Article 3 – point 3

Text proposed by the Commission

(3) ‘traditional’ means proven usage on the domestic market for a ***time*** period allowing transmission between generations; this time period should be the one generally ascribed to ***two generations***, at least ***50*** years;

Amendment

(3) ‘traditional’ means proven usage on the domestic market for a period allowing transmission between generations; this time period should be the one generally ascribed to ***one generation, that is***, at least ***25*** years;

Or. en

Amendment 79
George Lyon, Britta Reimers

Proposal for a regulation
Article 3 – point 3

Text proposed by the Commission

(3) ‘traditional’ means proven usage on the domestic market for a time period allowing transmission between generations; this

Amendment

(3) ‘traditional’ means proven usage on the domestic market for a time period allowing transmission between generations; this

time period should be the one generally ascribed to *two generations*, at least **50** years;

time period should be the one generally ascribed to *one generation, that is*, at least **25** years;

Or. en

Justification

The proposed change to the definition of 'traditional' made by the Commission runs counter to the stated desire to make the TSG scheme more attractive as the proposed 50 years would exclude products using old methods of production which have been revived by products more recently.

Amendment 80

Alyn Smith, José Bové, Richard Ashworth

Proposal for a regulation

Article 3 – point 3

Text proposed by the Commission

(3) ‘traditional’ means proven usage on the domestic market for a time period allowing transmission between generations; this time period should be the one generally ascribed to two generations, at least 50 years;

Amendment

(3) ‘traditional’ means proven usage on the domestic market for a time period allowing transmission between generations; this time period should be the one generally ascribed to two generations, *that is*, at least 50 years. *However, exemptions should be made for old products and recipes which have been revived in recent times. In these cases, the period will be the one ascribed to one generation, that is, at least 25 years.*

Or. en

Justification

Restores the current legislative situation, protecting many TSGs from being excluded from the scheme, and emphasises the importance of protecting traditional recipes.

Amendment 81

Richard Ashworth

Proposal for a regulation
Article 3 – point 3 - paragraph 1 a (new)

Text proposed by the Commission

Amendment

Notwithstanding this definition, if a traditional method has been revived in its entirety, and the original method dates from more than 50 years ago, it can also be classified as 'traditional';

Or. en

Amendment 82
Elisabeth Köstinger, Peter Jahr

Proposal for a regulation
Article 3 – point 6 - paragraph 1 a (new)

Text proposed by the Commission

Amendment

Terms and descriptions of products that already exist among the "generic terms" shall be made evident by inclusion in a list.

Or. en

Amendment 83
Maria do Céu Patrão Neves

Proposal for a regulation
Article 3 – point 6 a (new)

Text proposed by the Commission

Amendment

6a) 'production stage' means any of the following stages: production, processing or finalisation, packaging being excepted;

Or. pt

Amendment 84
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 3 – point 6 a (new)

Text proposed by the Commission

Amendment

6a) 'production step' means one of the following: production, processing or preparation.

Or. fr

Amendment 85
Herbert Dorfmann, Giancarlo Scottà, Michel Dantin, Paolo De Castro, Csaba Sándor Tabajdi, Sergio Paolo Francesco Silvestris, Giovanni La Via

Proposal for a regulation
Article 3 – point 6 a (new)

Text proposed by the Commission

Amendment

(6a) 'production step' means one of the following: production, processing or preparation and labelling;

Or. it

Amendment 86
Elisabeth Jeggle

Proposal for a regulation
Article 3 – point 6 a (new)

Text proposed by the Commission

Amendment

(6a) 'production steps' means the production, processing or preparation of a product. A production step is a step in the value chain that according to generally accepted standards is considered to be essential. Packaging is not one of the production steps.

Amendment 87
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production *steps* of which *all take* place in the defined geographical *area*;

Amendment

(iii) the production, *processing and preparation* of which take place in the defined geographical area;

Or. fr

Amendment 88
Sergio Paolo Francesco Silvestris

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production steps of which all take place in the same defined geographical area;

Amendment

(iii) the production, *processing and preparation* steps of which all take place in the same defined geographical area;

Or. it

Amendment 89
Esther Herranz García, Gabriel Mato Adrover

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production steps of which all take place in the same defined geographical area;

Amendment

(iii) the production, *processing and preparation* steps of which all take place in the same defined geographical area;

Amendment 90
Britta Reimers

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production *steps* of which all take place in the same defined geographical area;

Amendment

(iii) the production, *processing and preparation* of which all take place in the same defined geographical area;

Or. de

Amendment 91
Maria do Céu Patrão Neves

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production steps of which all take place in the same defined geographical area;

Amendment

(iii) the production steps of which (*production, processing and finalisation*) all take place in the same defined geographical area;

Or. pt

Amendment 92
Elisabeth Jeggle

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production steps of which all take place in *the same* defined geographical area;

Amendment

(iii) the production steps of which all take place in *a single* defined geographical area;

Amendment 93
Elisabeth Köstinger

Proposal for a regulation
Article 5 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) the production *steps* of which all take place in the same defined geographical area;

Amendment

(iii) the production, *processing and preparation* of which all take place in the same defined geographical area; *both the production of the raw materials and the production and processing of the product take place entirely in the defined geographical area;*

Amendment 94
Czesław Adam Siekierski, Jarosław Kalinowski, Janusz Wojciechowski

Proposal for a regulation
Article 5 – paragraph 1 – point b – subpoint i

Text proposed by the Commission

(i) originating in a specific place, region or *country*,

Amendment

(i) originating in a specific place, region or, *in exceptional cases*, country,

Amendment 95
Elisabeth Köstinger

Proposal for a regulation
Article 5 – paragraph 1 – point b – subpoint i

Text proposed by the Commission

(i) originating *in* a specific place, region or

Amendment

(i) originating *from* a specific place, region

country,

or country,

Or. de

Amendment 96
Herbert Dorfmann

Proposal for a regulation
Article 5 – paragraph 1 – point b – subpoint iii

Text proposed by the Commission

Amendment

(iii) at least one of the production steps of which **take** place in the defined geographical area.

(iii) at least one of the production steps of which, **that are critical for fulfilling the conditions set out under (ii), takes** place in the defined geographical area.

Or. de

Amendment 97
Britta Reimers

Proposal for a regulation
Article 5 – paragraph 1 – point b – subpoint iii

Text proposed by the Commission

Amendment

(iii) **at least one of** the production **steps** of which take place in the defined geographical area.

(iii) the production **and/or processing and/or preparation** of which take place in the defined geographical area.

Or. de

Amendment 98
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 5 – paragraph 1 – point b – subpoint iii

Text proposed by the Commission

Amendment

(iii) at least one of the production steps of

(iii) at least one of the **essential** production

which take place in the defined geographical area.

steps of which take place in the defined geographical area.

Or. fr

Amendment 99
Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The current PGIs, all of the steps for the production of which take place in a given territory, as indicated in the specification, and which meet all of the conditions laid down in the definition of DOPs, may be the subject of requests for re-registration as DOPs, on the basis of a simplified procedure laid down in an implementing act adopted by the Commission.

Or. it

Amendment 100
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Notwithstanding point (b) of paragraph 1, certain names shall be treated as geographical indications where the raw materials for the products concerned come from a wider geographical area, provided that:
(a) the production area of the raw materials is defined, and contiguous with the zone of processing;

(b) special conditions exist that justify the enlargement of the production area of the raw materials; these conditions must be detailed in the registration application;

(c) there are inspection arrangements to ensure that the requirements of points (a) and (b) are adhered to.

In very exceptional cases, duly substantiated in the registration application, a raw material sourcing area need not be specified for certain products with a geographical indication.

The Commission may, by means of delegated acts, and after having informed the representatives of the sectors concerned, adopt derogations regarding the steps of production which shall take place in the defined geographical area or regarding the provenance of raw materials, when the application for product registration is made.

Or. fr

Amendment 101
Herbert Dorfmann

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. In order to take into account the specificities related to certain sectors or areas, the Commission may, by means of delegated acts, adopt **restrictions and** derogations regarding the steps of production which shall take place in the defined geographical area or regarding the sourcing of raw materials.

Amendment

3. In order to take into account the specificities related to certain sectors or areas, the Commission may, **on a proposal from the applicant group and** by means of delegated acts, adopt derogations regarding the steps of production which shall take place in the defined geographical area or regarding the sourcing of raw materials.

Or. it

Amendment 102
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. In order to take into account the specificities related to certain sectors or areas, the Commission may, by means of delegated acts, adopt restrictions and derogations regarding the steps of production which shall take place in the defined geographical area or regarding the sourcing of raw materials.

Amendment

3. In order to take into account the specificities related to certain sectors or areas, the Commission may, by means of delegated acts, adopt restrictions and derogations regarding:

– specific steps in production that must take place in the defined geographical area, or

– *the localisation of certain steps in production in the defined geographical area, or*

– the sourcing of raw materials;

These restrictions and derogations shall, on the basis of objective criteria, take into account quality, usage and recognised know-how, specific natural factors and the development of disadvantaged areas.

Or. fr

Amendment 103
Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation
Article 5 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. With a view to ensuring that consumers are properly informed, in respect of protected geographical indication products the place of provenance of the agricultural product shall be specified, at least in cases where

the place of provenance is not the same as the place in which processing took place.

Or. it

Amendment 104

Giancarlo Scottà, Lorenzo Fontana, Sergio Paolo Francesco Silvestris

Proposal for a regulation

Article 5 a (new)

Text proposed by the Commission

Amendment

Article 5a

With a view to ensuring that consumers are properly informed, in respect of protected geographical indication products the place of provenance of the agricultural product shall be specified, at least in cases where the place of provenance is not the same as the place in which processing took place.

Or. it

Amendment 105

Elisabeth Jeggle

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

Amendment

1. Names that have become generic may not be registered as protected designations of origin or protected geographical indications.

1. Names that have become generic may not be registered as protected designations of origin or protected geographical indications. *In establishing whether or not a name has become generic, the translation of the name into each of the official languages of the Union shall be taken into account.*

Or. de

Amendment 106
José Bové

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

3. A name proposed for registration that is wholly or partially homonymous with a name already entered in the register established under Article 11 may be registered **provided** there is sufficient distinction in practice between conditions of usage and presentation of the homonym registered subsequently and the name already entered in the register, so as to not mislead the consumer.

Amendment

3. A name proposed for registration that is wholly or partially homonymous with a name already entered in the register established under Article 11 may **not** be registered **unless** there is sufficient distinction in practice between conditions of usage and presentation of the homonym registered subsequently and the name already entered in the register, so as to not mislead the consumer ***into believing that products come from another territory even if the name is accurate as far as the actual territory, region or place of origin of the agricultural products or foodstuffs in question is concerned.***

Or. en

Amendment 107
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 6 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. A designation shall in all events be registered:

- where a trade mark is registered as an exclusive geographical name, contains a geographical name, or evokes one using adjectives and derivatives, or***
- where a trademark has been registered as an extension under different categories of a principal trademark, but is not being used or is being used by a smaller group***

than the one applying for the designation.

Or. fr

Amendment 108

Michel Dantin, Agnès Le Brun

Proposal for a regulation

Article 7 – paragraph 1 – point d

Text proposed by the Commission

(d) evidence that the product originates in the defined geographical area referred to in point (a) or (b) of Article 5(1);

Amendment

(d) evidence that the product originates in the defined geographical area referred to in point (a) or (b) of Article 5(1) **and 5(3)** ;

Or. fr

Amendment 109

Elisabeth Jeggle

Proposal for a regulation

Article 7 – paragraph 1 – point e

Text proposed by the Commission

(e) a description of the method of obtaining the product and the authentic and unvarying local methods and, where applicable, information concerning packaging, if the applicant group so determines and gives reasons why the packaging must take place in the defined geographical area to safeguard quality or ensure the origin or ensure control;

Amendment

(e) a description of the method of obtaining the product and the authentic and unvarying local methods and, where applicable, information concerning packaging, if the applicant group so determines and gives reasons why the packaging must take place in the defined geographical area to safeguard quality or ensure the origin or ensure control. ***As a product-specific restriction on the free movement of goods and the free movement of services, justification and detailed reasons shall be provided for specifying that packaging must take place in the area;***

Or. de

Amendment 110
Janusz Wojciechowski

Proposal for a regulation
Article 7 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

(1a) To help contribute to safeguarding the quality and good name of the products, the product specification may include specific requirements aimed at protecting the natural resources or landscape of the production area or improving the welfare of farmed animals.

Or. en

Amendment 111
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 7 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In order to help preserve the quality and reputation of products, the product specification may contain special measures to protect natural resources or the countryside in the areas of production, or to improve animal welfare.

Or. fr

Amendment 112
Stéphane Le Foll

Proposal for a regulation
Article 7 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In order to help preserve the quality and reputation of products, the product specification may contain special measures to protect natural resources and/or the countryside in the areas of production, or to improve animal welfare.

Or. fr

Amendment 113
Herbert Dorfmann

Proposal for a regulation
Article 8 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) proof that the applicant group within the meaning of Article 46 is representative of producers of the product;

Or. de

Amendment 114
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 9 – paragraph 1

Text proposed by the Commission

Amendment

A Member State may, on a transitional basis only, grant protection to a name under this Regulation at national level, with effect from the date on which an application is lodged with the Commission.

A Member State may, on a transitional basis only, grant protection to a name, ***or agree to an amendment to the product specification,*** under this Regulation at national level, with effect from the date on which an application is lodged with the Commission.

Or. fr

Amendment 115

Paolo De Castro, Lorenzo Fontana, Giancarlo Scottà, Salvatore Caronna, Herbert Dorfmann, Giovanni La Via

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

A Member State may, on a transitional basis only, grant protection to a name under this Regulation at national level, with effect from the date on which an application is lodged with the Commission.

Amendment

A Member State may, on a transitional basis only, grant protection to a name ***or accept an amendment to a product specification*** under this Regulation at national level, with effect from the date on which an application is lodged with the Commission.

Or. en

Justification

A transitional national period should be available to cover not only the registration of a new PDO or PGI but also the request for the modification of a PDO or a PGI specification. This would ensure a status quo on this point.

Amendment 116

Elisabeth Jeggle

Proposal for a regulation

Article 10 – paragraph 1 – point d

Text proposed by the Commission

(d) gives details from which it can be concluded that the name for which registration is requested is generic.

Amendment

(d) gives details from which it can be concluded that the name for which registration is requested ***or its translation into an official language of the Union*** is generic.

Or. de

Amendment 117
Elisabeth Köstinger

Proposal for a regulation
Article 10 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) shows that the name in another language is identical when translated.

Or. de

Amendment 118
Elisabeth Jeggle

Proposal for a regulation
Article 10 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) shows that the requirements laid down in Article 7(1)(e) are not complied with.

Or. de

Amendment 119
Sergio Paolo Francesco Silvestris

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

Amendment

2. Designations of origin and geographical indications pertaining to products of third countries that are protected in the Union under ***an international agreement to which the Union is a contracting party*** may be entered in the register. Unless specifically identified in the said agreement as protected designations of origin under this Regulation, such names shall be entered in the register as protected

2. Designations of origin and geographical indications pertaining to products of third countries that are protected in the Union under ***Chapter IV of Title V of this Regulation*** may be entered in the register. Unless specifically identified in the said agreement as protected designations of origin under this Regulation, such names shall be entered in the register as protected

geographical indications.

geographical indications.

Or. it

Amendment 120

Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

2. Designations of origin and geographical indications pertaining to products of third countries that are protected in the Union under *an international agreement to which the Union is a contracting party* may be entered in the register. Unless specifically identified in the said agreement as protected designations of origin under this Regulation, such names shall be entered in the register as protected geographical indications.

Amendment

2. Designations of origin and geographical indications pertaining to products of third countries that are protected in the Union under **Chapter IV of Title V of this Regulation** may be entered in the register. Unless specifically identified in the said agreement as protected designations of origin under this Regulation, such names shall be entered in the register as protected geographical indications.

Or. it

Amendment 121

Elisabeth Jeggle

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

2. Designations of origin and geographical indications pertaining to products of third countries that are protected in the Union under an international agreement to which the Union is a contracting party may be entered in the register. Unless specifically identified in the said agreement as protected designations of origin under this Regulation, such names shall be entered in the register as protected geographical

Amendment

2. Designations of origin and geographical indications pertaining to products of third countries that are protected in the Union under an international agreement to which the Union is a contracting party may be entered in the register. **They shall be entered in the register if the international agreement provides for this.** Unless specifically identified in the said agreement as protected designations of origin under

indications.

this Regulation, such names shall be entered in the register as protected geographical indications.

Or. de

Amendment 122
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 11 – paragraph 3

Text proposed by the Commission

3. The Commission may, by means of implementing acts without the assistance of the Committee referred to in Article 54, lay down the form and content of the register.

Amendment

3. The Commission may, by means of implementing acts without the assistance of the Committee referred to in Article 54, lay down the form and content of the register.
The register shall contain, at a minimum, the single document, the product specification and the Commission acts of approval.

Or. fr

Amendment 123
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 12 – paragraph 1

Text proposed by the Commission

1. Protected designations of origin and protected geographical indications may be used by any operator marketing a product conforming to the corresponding specification.

Amendment

1. Protected designations of origin and protected geographical indications may be used by any operator marketing a product conforming to the corresponding specification ***and control plan.***

Or. fr

Amendment 124
Richard Ashworth

Proposal for a regulation
Article 12 – paragraph 3

Text proposed by the Commission

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ or the ***Union symbols associated with them shall appear on the labelling. In addition, the*** corresponding abbreviations ‘PDO’ or ‘PGI’ may appear on the labelling.

Amendment

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ or the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Or. en

Amendment 125
Herbert Dorfmann

Proposal for a regulation
Article 12 – paragraph 3

Text proposed by the Commission

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ ***or the Union symbols associated with them*** shall appear on the labelling. ***In addition,*** the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Amendment

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ shall appear on the labelling ***immediately after the designation of origin. The associated Union symbols and/or*** the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Or. it

Amendment 126
Britta Reimers, Elisabeth Jeggle

Proposal for a regulation
Article 12 – paragraph 3

Text proposed by the Commission

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ **or** the Union symbols associated with them shall appear on the labelling. In addition, the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Amendment

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ **and** the Union symbols associated with them shall appear on the labelling. In addition, the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Or. de

Amendment 127
Paolo De Castro, Lorenzo Fontana, Salvatore Caronna, Giancarlo Scottà, Giovanni La Via

Proposal for a regulation
Article 12 – paragraph 3

Text proposed by the Commission

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ or the Union symbols associated with them shall appear on the labelling. In addition, the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Amendment

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ or the Union symbols associated with them shall appear on the labelling. In addition, the corresponding abbreviations "PDO" or "PGI" may appear on the labelling,

together with depictions of the geographical area of origin as referred to in Article 5 and text, graphics or symbols referring to the Member State and/or region in which that geographical area of origin is located.

Or. it

Justification

This amendment seeks to put an end to interpretation and implementation difficulties relating to the use of geographical area labels and symbolic references to a given territory on PDO and PGI product labels.

Amendment 128

Herbert Dorfmann, Paolo De Castro, Giancarlo Scottà, Sergio Paolo Francesco Silvestris, Giovanni La Via

Proposal for a regulation

Article 12 – paragraph 3

Text proposed by the Commission

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ or the Union symbols associated with them shall appear on the labelling. In addition, the corresponding abbreviations "PDO" or "PGI" may appear on the labelling.

Amendment

3. In the case of products originating in the Union, marketed under a protected designation of origin or a protected geographical indication registered in accordance with the procedures laid down in this Regulation, the indications ‘protected designation of origin’ or ‘protected geographical indication’ or the Union symbols associated with them shall appear on the labelling. In addition, the corresponding abbreviations "PDO" or "PGI" may appear on the labelling. ***The name or business name or registered trade mark of the producer or at least one of the persons subject to official controls shall also appear on the labelling.***

Or. it

Amendment 129
Maria do Céu Patrão Neves

Proposal for a regulation
Article 12 – paragraph 4

Text proposed by the Commission

4. In the case of products originating in third countries marketed under a name entered in the register, the indications referred to in paragraph 3 *or the Union* symbols *associated with them* may appear on the labelling.

Amendment

4. In the case of products originating in third countries marketed under a name entered in the register, *it should only be possible to authorise use of a dedicated logo that is different from the Union logo where those products comply with the same conditions of registration and other legal criteria as those required of European products with protected designations of origin or protected geographical indications. Following verification of reciprocity of conditions and respect for* the indications referred to in paragraph 3, *quality symbols for third-country products* may appear on the labelling, *provided they are different from the European logo.*

Or. pt

Amendment 130
Sergio Paolo Francesco Silvestris

Proposal for a regulation
Article 12 – paragraph 4

Text proposed by the Commission

4. In the case of products originating in third countries marketed under a name entered in the register, the indications referred to in paragraph 3 or the Union symbols associated with them may appear on the labelling.

Amendment

4. In the case of products originating in third countries marketed under a name entered in the register *in accordance with Chapter IV of Title V of this Regulation*, the indications referred to in paragraph 3 or the Union symbols associated with them may appear on the labelling.

Or. it

Amendment 131
Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation
Article 12 – paragraph 4

Text proposed by the Commission

4. In the case of products originating in third countries marketed under a name entered in the register, the indications referred to in paragraph 3 or the Union symbols associated with them may appear on the labelling.

Amendment

4. In the case of products originating in third countries marketed under a name entered in the register ***in accordance with Chapter IV of Title V of this Regulation***, the indications referred to in paragraph 3 or the Union symbols associated with them may appear on the labelling.

Or. it

Amendment 132
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) any direct or indirect commercial use of a registered name in respect of products not covered by the registration insofar as those products are comparable to the products registered under that name or insofar as using the name exploits the reputation of the protected name;

Amendment

(a) any direct or indirect commercial use of a registered name in respect of products ***or services*** not covered by the registration insofar as those products ***or services*** are comparable to the products registered under that name or insofar as using the name exploits the reputation of the protected name, ***including when they are used as ingredients***;

Or. fr

Amendment 133
José Bové

Proposal for a regulation
Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) any direct or indirect commercial use of a registered name in respect of products not covered by the registration insofar as those products are comparable to the products registered under that name or insofar as using the name exploits the reputation of the protected name;

Amendment

(a) any direct or indirect commercial use of a registered name in respect of products ***or services*** not covered by the registration insofar as those products ***or services*** are comparable to the products registered under that name or insofar as using the name exploits the reputation of the protected name, ***including when it is used as an ingredient***;

Or. en

Amendment 134

Herbert Dorfmann, Giancarlo Scottà, Csaba Sándor Tabajdi, Sergio Paolo Francesco Silvestris, Giovanni La Via

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) any direct or indirect commercial use of a registered name in respect of products not covered by the registration insofar as those products are comparable to the products registered under that name or insofar as using the name exploits the reputation of the protected name;

Amendment

(a) any direct or indirect commercial use of a registered name in respect of products not covered by the registration insofar as those products are comparable to the products registered under that name or insofar as using the name exploits the reputation of the protected name, ***including in cases where they are used as ingredients***;

Or. it

Amendment 135

Herbert Dorfmann, Giancarlo Scottà, Csaba Sándor Tabajdi, Sergio Paolo Francesco Silvestris

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) any misuse, imitation or evocation, even if the true origin of the product or service is indicated or if the protected name is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’ or similar;

Amendment

(b) any misuse, imitation or evocation, even if the true origin of the product or service is indicated or if the protected name is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’ or similar, ***in so far as those products or services are comparable to the products registered under that name or in so far as the misuse, imitation or evocation of the name exploits the reputation of the protected name, including when used as an ingredient;***

Or. fr

Amendment 136

José Bové

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) any misuse, imitation or evocation, even if the true origin of the product or service is indicated or if the protected name is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’ or similar;

Amendment

(b) any misuse, imitation or evocation, even if the true origin of the product or service is indicated or if the protected name is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’ or similar, ***in so far as those products or services are comparable to the products registered under that name or in so far as the misuse, imitation or evocation of the name, exploits the reputation of the protected name, including when it is used as an ingredient;***

Or. en

Amendment 137

Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) any misuse, imitation or evocation, even if the true origin of the product or service is indicated or if the protected name is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’ or similar;

Amendment

(b) any misuse, imitation or evocation, even if the true origin of the product or service is indicated or if the protected name is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’ or similar, ***in so far as those products or services are comparable to the products registered under that name or in so far as the misuse, imitation or evocation of the name exploits the reputation of the protected name, including when the product is used as an ingredient,***

Or. it

Amendment 138

Paolo De Castro, Salvatore Caronna, Giancarlo Scottà, Lorenzo Fontana, Giovanni La Via

Proposal for a regulation

Article 13 – paragraph 3

Text proposed by the Commission

3. Member States shall take the appropriate administrative and judicial steps to prevent or stop the unlawful use of protected designations of origin and protected geographical indications as referred to in paragraph 1, ***in particular at the request of a producer group as provided for in point (a) of Article 42.***

Amendment

3. Member States shall take the appropriate administrative and judicial steps to prevent or stop the unlawful use of protected designations of origin and protected geographical indications, as referred to in paragraph 1, ***that are produced or marketed in that Member State.***

Or. it

Amendment 139
Sergio Paolo Francesco Silvestris

Proposal for a regulation
Article 13 – paragraph 3

Text proposed by the Commission

3. Member States shall take the appropriate administrative and judicial steps to prevent or stop the unlawful use of protected designations of origin and protected geographical indications as referred to in paragraph 1, in particular at the request of a producer group as provided for in point (a) of Article 42.

Amendment

3. Member States shall take the appropriate administrative and judicial steps to prevent or stop the unlawful use of protected designations of origin and protected geographical indications, as referred to in paragraph 1, ***as a matter of regular procedure as well as*** at the request of a producer group as provided for in point (a) of Article 42.

Or. it

Amendment 140
Spyros Danellis

Proposal for a regulation
Article 13 – paragraph 3 - subparagraph 1 a (new)

Text proposed by the Commission

Amendment

In order to prevent the marketing in the Union or the export to third countries of products not labelled in conformity with the Regulation on the protection of PDO and PGI, the Commission may, by means of delegated acts, define the actions to be implemented by the Member States in this respect.

Or. el

Amendment 141
Salvatore Caronna

Proposal for a regulation
Article 13 – paragraph 3 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

To that end the Member States shall designate the authorities responsible for managing the administrative measures relating to PDO/PGI/TSG by following procedures determined by each individual Member State. The above-mentioned authorities must offer appropriate guarantees in terms of objectivity and impartiality. They must also be equipped with staff and resources that are commensurate with these objectives.

Or. it

Amendment 142
Georgios Papastamkos

Proposal for a regulation
Article 13 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. In order to prevent the marketing in the Union or the export of products not labelled in conformity with this Regulation, the Commission may, by means of delegated acts, define the actions to be implemented by the Member States in this respect.

Or. el

Justification

Introduces a provision corresponding to Article 207(5) of the single CMO regulation in respect of wine (COM(2010)0799). Protection under this regulation must be given to products originating in the EU and marketed in third countries.

Amendment 143
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 14 – paragraph 1– subparagraph 1

Text proposed by the Commission

1. Where a designation of origin or a geographical indication is registered under this Regulation, the **registration of** a trade mark the use of which would contravene Article 13 **and which relates to a same type of product** shall be refused if **the application for registration of the trade mark** is submitted after the date of submission of the registration application to the **Commission**.

Amendment

1. Where a designation of origin or a geographical indication is registered under this Regulation, the **application to register** a trade mark the use of which would contravene Article 13 shall be refused if **that** application is submitted after the date of submission of the registration application to **the Member State concerned**.

Or. fr

Amendment 144
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 14 – paragraph 2

Text proposed by the Commission

2. Without prejudice to Article 6(4), a trade mark the use of which contravenes Article 13 which has been applied for, registered, or established by use, if that possibility is provided for by the legislation concerned, in good faith within the territory of the European Union, before the date on which the application for protection of the designation of origin or geographical indication is submitted to the **Commission**, may continue to be used and renewed for that product notwithstanding the registration of a designation of origin or geographical indication, provided that no grounds for its invalidity or revocation exist under Council Regulation (EC) No 207/2009 of 26 February 2009 on the Community trade mark or under Directive 2008/95/EC. In such cases, the use of the protected designation of origin or protected

Amendment

2. Without prejudice to Article 6(4), a trade mark the use of which contravenes Article 13 which has been applied for, registered, or established by use, if that possibility is provided for by the legislation concerned, in good faith within the territory of the European Union, before the date on which the application for protection of the designation of origin or geographical indication is submitted to the **Member State concerned**, may continue to be used and renewed for that product notwithstanding the registration of a designation of origin or geographical indication, provided that no grounds for its invalidity or revocation exist under Council Regulation (EC) No 207/2009 of 26 February 2009 on the Community trade mark or under Directive 2008/95/EC. In such cases, the use of the protected

geographical indication shall be permitted as well as use of the relevant trade marks.

designation of origin or protected geographical indication shall be permitted as well as use of the relevant trade marks.

Or. fr

Amendment 145
Elisabeth Köstinger

Proposal for a regulation
Article 14 – paragraph 2

Text proposed by the Commission

2. Without prejudice to Article 6(4), a trade mark the use of which contravenes Article 13 which has been applied for, registered, or established by use, if that possibility is provided for by the legislation concerned, in good faith within the territory of the European Union, before the date on which the application for protection of the designation of origin or geographical indication is submitted to the Commission, may continue to be used and renewed for that product notwithstanding the registration of a designation of origin or geographical indication, provided that no grounds for its invalidity or revocation exist under Council Regulation (EC) No 207/2009 of 26 February 2009 on the Community trade mark or under Directive 2008/95/EC. In such cases, the use of the protected designation of origin or protected geographical indication shall be permitted as well as use of the relevant trade marks.

Amendment

2. Without prejudice to Article 6(4), a trade mark the use of which contravenes Article 13 which has been applied for, registered, or established by use, if that possibility is provided for by the legislation concerned, in good faith within the territory of the European Union, before the date on which the application for protection of the designation of origin or geographical indication is submitted to the Commission, may continue to be used and renewed for that product notwithstanding the registration of a designation of origin or geographical indication, provided that no grounds for its invalidity or revocation exist under Council Regulation (EC) No 207/2009 of 26 February 2009 on the Community trade mark or under Directive 2008/95/EC. In such cases, the use of the protected designation of origin or protected geographical indication shall be permitted as well as use of the relevant trade marks ***if the product bearing the trade mark which would contravene Article 13 is produced in accordance with the specification and is covered by the system of controls.***

Or. de

Amendment 146
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 14 – paragraph 3

Text proposed by the Commission

3. The provisions of **paragraph 1** shall apply notwithstanding the provisions of Directive 2008/95/EC.

Amendment

3. The provisions of **paragraphs 1 and 2** shall apply notwithstanding the provisions of Directive 2008/95/EC.

Or. fr

Amendment 147
Paolo De Castro, Salvatore Caronna, Giancarlo Scottà, Lorenzo Fontana, Giovanni La Via

Proposal for a regulation
Article 14 – paragraph 3

Text proposed by the Commission

3. The provisions of paragraph 1 shall apply notwithstanding the provisions of Directive 2008/95/EC.

Amendment

3. The provisions of paragraph 1 shall apply notwithstanding the provisions of Directive 2008/95/EC. ***The collective geographical marks referred to in Article 15 of Directive 2008/95/EC shall be allowed to be used on labels, together with the protected designation of origin or protected geographical indication.***

Or. it

Amendment 148
Georgios Papastamkos

Proposal for a regulation
Article 15 – paragraph 1 – introductory part

Text proposed by the Commission

1. Without prejudice to Article 14, products originating in a Member State or a third country other than the one of the

Amendment

1. Without prejudice to Article 14, products originating in a Member State or a third country other than the one of the

applicant the designation of which comprises or contains a name that contravenes Article 13(1) may continue to use the *protected* name for a transitional period of up to five years, solely where an admissible statement of opposition under Article 48 shows that:

applicant the designation of which comprises or contains a name that contravenes Article 13(1) may continue to use the name *under which it was marketed* for a transitional period of up to five years, solely where an admissible statement of opposition under Article 48 shows that:

Or. el

Justification

'A name that contravenes Article 13(1)' may not necessarily signify the use of a protected name as such but a deformation thereof or a reference thereto.

Amendment 149 George Lyon

Proposal for a regulation Article 15 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. A transitional period may also be set for undertakings established in the Member State or third country in which the geographical area is located, provided that the undertakings concerned have legally marketed the products in question, using the names concerned, continuously for at least five years preceding the date of the publication referred to in Article 47(2) and have noted that point in the national opposition procedure referred to in Article 46(3) or the Community opposition procedure referred to in Article 48(1). The transitional period referred to in this subparagraph may not exceed five years.

Or. en

Justification

This amendment will include current provisions in Article 13.3 second sub-paragraph of Council Regulation (EC) No 510/2006 which provide for the granting of a transitional period

to businesses located in the applicant Member State who made an admissible objection to the application during the domestic consultation stage and who wish to have time to make the necessary adjustments to take account of the fact that the name whose registration they opposed has been protected.

Amendment 150
George Lyon

Proposal for a regulation
Article 17 – paragraph 1

Text proposed by the Commission

A scheme for traditional specialities guaranteed is established *in order* to *assist* producers of traditional product in marketing and communicating the value adding attributes of the product to consumers.

Amendment

A scheme for traditional specialities guaranteed is established to *safeguard and promote traditional methods of production and recipes by assisting* producers of traditional product in marketing and communicating the value adding attributes of the product to consumers.

Or. en

Amendment 151
José Bové, Alyn Smith

Proposal for a regulation
Article 17 – paragraph 1

Text proposed by the Commission

A scheme for traditional specialities guaranteed is established in order to assist producers of traditional product in marketing and communicating the value adding attributes of *the product* to consumers.

Amendment

A scheme for traditional specialities guaranteed is established in order to assist producers of traditional product in marketing and communicating the value adding attributes of *their traditional recipes and products* to consumers.

Or. en

Amendment 152
George Lyon

Proposal for a regulation
Article 18 – paragraph 1 – introductory part

Text proposed by the Commission

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific ***processed*** product that:

Amendment

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific ***agricultural*** product ***or foodstuff*** that:

Or. en

Justification

By restricting the scope for this scheme to processed products only, the Commission makes the scheme less attractive than currently is. This would lead to the ineligibility of a number of products which currently enjoy protection as TSGs, or which application is being assessed.

Amendment 153
Stéphane Le Foll

Proposal for a regulation
Article 18 – paragraph 1 – introductory part

Text proposed by the Commission

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific ***processed*** product that:

Amendment

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific product that:

Or. fr

Amendment 154
Czesław Adam Siekierski, Jarosław Kalinowski, Janusz Wojciechowski

Proposal for a regulation
Article 18 – paragraph 1 – introductory part

Text proposed by the Commission

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific ***processed*** product

Amendment

1. A name shall be eligible for registration as a traditional speciality guaranteed where

that:

it describes a specific product that:

Or. en

Amendment 155

Michel Dantin, Agnès Le Brun

Proposal for a regulation

Article 18 – paragraph 1 – introductory part

Text proposed by the Commission

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific *processed* product that:

Amendment

1. A name shall be eligible for registration as a traditional speciality guaranteed where it describes a specific product that ***results from a mode of production and composition corresponding to traditional practice for that product.***

A name shall also be eligible for registration as a traditional speciality guaranteed where it describes a specific processed product that:

Or. fr

Amendment 156

George Lyon, Britta Reimers

Proposal for a regulation

Article 18 – paragraph 1 – point a

Text proposed by the Commission

(a) results from a mode of production and composition corresponding to traditional practice for that product, and

Amendment

(a) results from a mode of production ***and/or processing*** and composition corresponding to traditional practice for that product ***or foodstuff***, and

Or. en

Justification

By restricting the scope for this scheme to processed products only, the Commission makes

the scheme less attractive than currently is. This would lead to the ineligibility of a number of products which currently enjoy protection as TSGs, or which application is being assessed.

Amendment 157
Elisabeth Jeggle

Proposal for a regulation
Article 18 – paragraph 3

Text proposed by the Commission

Amendment

3. A name *may* not be registered if it *refers only to claims of a general nature used for a set of products, or to those provided for by particular Union legislation.*

3. A name *shall* not be registered if it *would jeopardise the existence of an entirely or partly identical name or the existence of products which have been legally on the market for at least five years preceding the date of the publication provided for in point (a) of Article 47(2).*

Or. de

Amendment 158
Wojciech Michał Olejniczak

Proposal for a regulation
Article 18 – paragraph 4

Text proposed by the Commission

Amendment

4. *In order to ensure a smooth functioning of the scheme, the Commission may, by means of delegated acts, further define the eligibility criteria required.*

deleted

Or. pl

Justification

The interpretation or establishment of criteria for recognising agricultural products and foodstuffs as traditional specialities guaranteed is unsound from a legal certainty perspective. All such criteria should be given sufficiently clear definitions in the basic act.

Amendment 159

Czesław Adam Siekierski, Jarosław Kalinowski, Janusz Wojciechowski

Proposal for a regulation

Article 18 – paragraph 4

Text proposed by the Commission

Amendment

4. In order to ensure a smooth functioning of the scheme, the Commission may, by means of delegated acts, further define the eligibility criteria required.

deleted

Or. en

Amendment 160

Michel Dantin, Agnès Le Brun

Proposal for a regulation

Article 19 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the scope of the demand for recognition as a traditional speciality guaranteed;

Or. fr

Amendment 161

Michel Dantin, Agnès Le Brun

Proposal for a regulation

Article 23 – paragraph 1

Text proposed by the Commission

Amendment

1. A name registered as a traditional speciality guaranteed may be used by any operator marketing a product conforming to the corresponding specification.

1. A name registered as a traditional speciality guaranteed may be used by any operator marketing a product conforming to the corresponding specification **and its**

control plan.

Or. fr

Amendment 162
Herbert Dorfmann

Proposal for a regulation
Article 23 – paragraph 3 – subparagraph 1

Text proposed by the Commission

In the case of *the* products originating in the Union marketed *under* a traditional speciality guaranteed *registered* in accordance with this Regulation *the symbol referred to in paragraph 2 shall*, without prejudice to paragraph 4, appear on the labelling.

Amendment

The labelling of products originating in the Union marketed *as* a traditional speciality guaranteed, in accordance with *the procedures laid down in* this Regulation, *must bear the wording 'traditional speciality guaranteed' immediately after the designation of origin. The associated Union symbols and/or the relevant TSG abbreviation may*, without prejudice to paragraph 4, appear on the labelling.

Or. it

Amendment 163
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 23 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. In the case of the products originating in the Union marketed under a traditional speciality guaranteed registered in accordance with this Regulation the symbol referred to in paragraph 2 shall, without prejudice to paragraph 4, appear on the labelling.

Amendment

3. In the case of the products originating in the Union marketed under a traditional speciality guaranteed registered in accordance with this Regulation the symbol referred to in paragraph 2 shall, without prejudice to paragraph 4, appear on the labelling. *In addition, 'traditional speciality guaranteed', or the corresponding abbreviation 'TSG', may also appear on the labelling.*

Amendment 164
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 23 – paragraph 3 – subparagraph 3

Text proposed by the Commission

Amendment

The symbol referred to in paragraph 2 may be supplemented or replaced by the indication ‘traditional speciality guaranteed’.

deleted

Amendment 165
George Lyon, Britta Reimers

Proposal for a regulation
Article 23 – paragraph 3 – subparagraph 3

Text proposed by the Commission

Amendment

The symbol referred to in paragraph 2 may be supplemented *or replaced* by the indication ‘traditional speciality guaranteed’.

The symbol referred to in paragraph 2 **shall appear on the labelling. The Union symbol** may be supplemented by the indication ‘traditional speciality guaranteed’, **where appropriate. In addition, the corresponding abbreviation ‘TSG’ may appear on the labelling.**

Justification

In order to raise consumer awareness and make sure that European consumers recognise and differentiate between genuine quality labels and numerous quality claims that some products display without control, the use of the Union logos should be made compulsory so that consumers can familiarise with them more quickly.

Amendment 166
Zigmantas Balčytis

Proposal for a regulation
Article 25 – paragraph 1

Text proposed by the Commission

1. Names registered in accordance with Article 13(2) of Regulation (EC) No 509/2006 ***describing products within the scope of this Title***, shall be automatically entered in the register referred to in Article 22 of this Regulation. The corresponding specifications shall be deemed to be the specifications referred to in Article 19. Any specific transitional provisions associated with such registrations shall continue to apply. ***Such names describing products falling outside the scope of this Title may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017.***

Amendment

1. Names registered in accordance with Article 13**(1) and** (2) of Regulation (EC) No 509/2006 shall be automatically entered in the register referred to in Article 22 of this Regulation. The corresponding specifications shall be deemed to be the specifications referred to in Article 19. Any specific transitional provisions associated with such registrations shall continue to apply.

Or. It

Amendment 167
Zigmantas Balčytis

Proposal for a regulation
Article 25 – paragraph 2

Text proposed by the Commission

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, ***including those registered*** pursuant to applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017.

Amendment

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, pursuant to applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017.

Amendment 168

Czesław Adam Siekierski, Rareş-Lucian Niculescu, Jarosław Kalinowski, Janusz Wojciechowski

Proposal for a regulation

Article 25 – paragraph 2

Text proposed by the Commission

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, including those registered pursuant to applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017.

Amendment

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, including those registered pursuant to applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017, ***unless Member States use the procedure set out in paragraphs 3 to 7.***

Or. en

Justification

It should be noted that wording of Article 25 proposed by the Commission covers names registered without reservation only till 31 December 2017. It doesn't precise in any way how the names already registered can be cover by the new regulation. Therefore, present wording of the transitional provision is discriminatory.

Amendment 169

Wojciech Michał Olejniczak

Proposal for a regulation

Article 25 – paragraph 2

Text proposed by the Commission

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, including those registered pursuant to

Amendment

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, including those registered pursuant to

applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017.

applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017, ***unless a Member State uses the procedure set out in paragraphs 3 to 7.***

Or. pl

Amendment 170

Paolo De Castro, Lorenzo Fontana, Giancarlo Scottà, Salvatore Caronna, Giovanni La Via

Proposal for a regulation Article 25 – paragraph 2

Text proposed by the Commission

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, including those registered pursuant to applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017.

Amendment

2. Names registered in accordance with the requirements laid down in the first subparagraph of Article 1(1), and in Article 13(1) of Regulation (EC) No 509/2006, including those registered pursuant to applications referred to in the second subparagraph of Article 55(1) of this Regulation, may continue to be used under the conditions provided for in Regulation (EC) No 509/2006, until 31 December 2017, ***unless Member States use the procedure set out in paragraph 2a of this Article.***

Or. en

Amendment 171

Paolo De Castro, Lorenzo Fontana, Giancarlo Scottà, Salvatore Caronna, Giovanni La Via

Proposal for a regulation Article 25 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Member States shall, no later than 31 December 2016, submit to the Commission a list of traditional specialities guaranteed registered in accordance with Article 13(1) of Regulation (EC) No 509/2006 and complying with this Regulation. Names of those traditional specialities guaranteed may be adjusted in order to comply with Article 18 paragraph 2(b).

The Commission shall publish the full list in the Official Journal of the European Union.

Within the two months from the date of publication in the Official Journal of the European Union, a statement of opposition referred to in Articles 48 and 49 may be submitted to the Commission.

The Commission, after the opposition procedure, shall, where appropriate, adjust the entries in the register referred to in Article 22. The corresponding specifications shall be the specifications referred to in Article 19.

Or. en

Amendment 172

Czesław Adam Siekierski, Rareș-Lucian Niculescu, Jarosław Kalinowski, Janusz Wojciechowski

Proposal for a regulation

Article 25 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Member States shall, no later than [31 December 2012], submit to the Commission a list of traditional specialities guaranteed registered in accordance with Article 13(1) of Regulation (EC) No 509/2006 and

complying with this Regulation. Names of those traditional specialities guaranteed may be adjusted in order to comply with Article 18 paragraph 2 (b). Member States shall, where appropriate, assure the national opposition procedure.

The Commission shall, by means of implementing acts, without the assistance of the Committee referred to in Article 54, publish the full list in the Official Journal of the European Union.

Within the two months from the date of publication in the Official Journal of the European Union, a statement of opposition may be submitted to the Commission by the authorities of a Member State or of a third country or a natural or legal person having a legitimate interest and established in a third country.

Articles 48 and 49 shall apply mutatis mutandis.

The Commission, after the opposition procedure, shall, where appropriate, adjust the entries in the register referred to in Article 22. The corresponding specifications shall be the specifications referred to in Article 19.

Or. en

Justification

The wording proposed would constitute a simplified mode of inclusion names registered without the reservation under regulation 509/2006, but it would also enable the applicants or national authorities to adjust names already existing to the requirements of the drafted regulation. Moreover, the proposed wording allows for adjusting the names registered to the new Article 18 paragraph 1 b in order to avoid possible collisions with existing trademarks.

Amendment 173
Wojciech Michał Olejniczak

Proposal for a regulation
Article 25 – paragraph 3

Text proposed by the Commission

3. In order to protect the rights and the legitimate interests of producers or stakeholders concerned, the Commission may, by means of delegated acts, lay down additional transitional rules.

Amendment

3. Member States shall, no later than 31 December 2012, submit to the Commission a list of traditional specialities guaranteed registered in accordance with Article 13(1) of Regulation (EC) No 509/2006 and complying with this Regulation. Names of those traditional specialities guaranteed may be adjusted in order to comply with Article 18(2)(b). Member States shall, where appropriate, guarantee a national opposition procedure.

Or. pl

**Amendment 174
Wojciech Michał Olejniczak**

**Proposal for a regulation
Article 25 – paragraph 3 a (new)**

Text proposed by the Commission

Amendment

3a. The Commission shall publish the list of traditional specialities guaranteed in the Official Journal of the European Union.

Or. pl

**Amendment 175
Wojciech Michał Olejniczak**

**Proposal for a regulation
Article 25 – paragraph 3 b (new)**

Text proposed by the Commission

Amendment

3b. Within two months from the date of publication in the Official Journal of the European Union, a statement of

opposition may be lodged with the Commission by the authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

Or. pl

Amendment 176
Wojciech Michał Olejniczak

Proposal for a regulation
Article 25 – paragraph 3 c (new)

Text proposed by the Commission

Amendment

3c. Articles 48 and 49 shall apply mutatis mutandis.

Or. pl

Amendment 177
Wojciech Michał Olejniczak

Proposal for a regulation
Article 25 – paragraph 3 d (new)

Text proposed by the Commission

Amendment

3d. Upon conclusion of the procedure, the Commission shall, where appropriate, adjust entries in the register referred to in Article 22. The corresponding specifications shall be deemed to be the specifications referred to in Article 19.

Or. pl

Amendment 178
Stéphane Le Foll

Proposal for a regulation
Article 27 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The Member States that already have optional terms may retain more restrictive national measures.

Or. fr

Amendment 179
Georgios Papastamkos

Proposal for a regulation
Article 28

Text proposed by the Commission

Amendment

Article 28

deleted

Reservation, amendment and cancellation

In order to take account of the expectations of consumers, developments in scientific and technical knowledge, the situation in the market, and developments in marketing standards and in international standards, the Commission may, by means of delegated acts:

- (a) reserve an additional optional quality term, laying down its conditions of use,***
- (b) amend the conditions of use of an optional quality term, or***
- (c) cancel an optional quality term.***

Or. el

Justification

These are key elements of EU policy aimed at improving the quality of agricultural products. It is necessary to follow the standard legislative procedure in order to amend this regulation with a view to establishing new optional terms (for example, 'products of mountain farming') or cancelling an optional term.

Amendment 180
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 28 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) cancel an optional quality term.

deleted

Or. fr

Amendment 181
Herbert Dorfmann, Elisabeth Köstinger, Giancarlo Scottà

Proposal for a regulation
Article 29 a (new)

Text proposed by the Commission

Amendment

Article 29a

Mountain product

1. The term 'mountain product' shall be established. This term may only be used to describe products intended for human consumption that are listed in Annex I to the Treaty of which the raw materials come from mountain areas. In addition, for the term to be applied to processed products, such processing must also take place in mountain areas or in certain circumstances in areas in close proximity to the mountains.

2. For the purposes of this Article, "mountain areas" within the Union are those areas within the meaning of Article 18(1) of Regulation (EC) No 1257/1999. For products of third countries, "mountain areas" shall include areas that fulfil criteria equivalent to those set out in Article 18(1) of Regulation (EC) No 1257/1999.

3. The Commission shall be empowered to adopt delegated acts in accordance with Article 53 laying down derogations from the conditions of use referred to in paragraph 1 in duly justified cases and in order to take into account of natural constraints affecting agricultural production in mountain areas.

4. The Commission shall lay down guidelines, by means of delegated acts, in order to prevent the term 'mountain' or similar terms that are likely to mislead consumers from being used in the labelling of foodstuffs which do not comply with this article.

Or. de

Amendment 182
Giovanni La Via, Carlo Fidanza, Clemente Mastella

Proposal for a regulation
Article 29 a (new)

Text proposed by the Commission

Amendment

Article 29a

Mountain product

The term 'mountain product' is established.

This term may only be used to describe agricultural and agri-food products listed in Annex I to the Treaty of which the raw materials come from mountain areas. In addition, for the term to be applied to processed products, such processing must also take place in mountain areas.

Or. it

Amendment 183
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 29 a (new)

Text proposed by the Commission

Amendment

Article 29a

Products of mountain farming

1. The term ‘product of mountain farming’, established as an optional quality term, may only be used to describe products intended for human consumption listed in Annex I to the Treaty that contain raw materials that come from mountain areas.

In addition, if the term is applied to processed products, such processing must also take place in mountain areas.

The raw materials used in animal feed must also come primarily from mountain areas.

2. For the purposes of this article, ‘mountain areas’ within the European Union are those areas within the meaning of Article 18(1) of Council Regulation (EC) No 1257/1999 of 17 May 1999 on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) and amending and repealing certain Regulations¹. For products of third countries, ‘mountain areas’ shall include areas that are officially designated as such by third countries, or that fulfil criteria equivalent to those set out in Article 18(1) of Regulation (EC) No 1257/1999.

3. The Commission shall be empowered to adopt delegated acts in accordance with Article 53 laying down derogations from the conditions of use referred to in paragraph 1 in duly justified cases and in order to take into account natural constraints affecting agricultural production in mountain areas.

Amendment 184
Georgios Papastamkos

Proposal for a regulation
Article 29 a (new)

Text proposed by the Commission

Amendment

Article 29a

Product of mountain farming

1. The term 'product of mountain farming' is established. The term may only be used to describe products intended for human consumption listed in Annex I to the Treaty of which the raw materials come from mountain areas. In addition, for the term to be applied to processed products, such processing must also take place in mountain areas in cases where this substantially affects the particular characteristics of the final product.

2. For the purpose of this Article, 'mountain areas' in the European Union are those areas within the meaning of Article 18(1) of Council Regulation (EC) No 1257/1999 of 17 May 1999 on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) and amending and repealing certain Regulations¹. For products of third countries, 'mountain areas' shall include areas that fulfil criteria equivalent to those set out in Article 18(1) of Regulation (EC) No 1257/1999.

¹ OJ L 160, 26.6.1999, p. 80.

Justification

Definition of the term 'product of mountain farming' will be of benefit to producers in the areas concerned as well as consumers. Regarding processed products, processing must also take place in mountain areas in cases where this substantially affects the characteristics of the product. It should be noted that, in certain cases, the establishment and operation of processing plant in mountain areas is particularly difficult and/or environmentally harmful.

Amendment 185
Spyros Danellis

Proposal for a regulation
Article 29 a (new)

Text proposed by the Commission

Amendment

Article 29a

Island products

The Commission is invited to examine and submit proposals in the immediate future for the optional quality terms for 'island products'.

Or. el

Amendment 186
Salvatore Caronna

Proposal for a regulation
Article 29 a (new)

Text proposed by the Commission

Amendment

Article 29a

'Traditional regional products'

The term 'traditional regional product' is established. This term may only be used to describe agricultural and agri-food products which prove they have a tradition of at least 25 years in the use of their name and/or in their production technique or in their processing attributes and that the optional classification

'traditional regional product' meets the relevant conditions and provides added value on the market.

Or. it

Amendment 187
Georgios Papastamkos

Proposal for a regulation
Article 29 b (new)

Text proposed by the Commission

Amendment

Article 29b

Product of island farming

The term 'product of island farming' is established. The term may only be used to describe products intended for human consumption listed in Annex I to the Treaty of which the raw materials come from islands. In addition, for the term to be applied to processed products, such processing must also take place on islands in cases where this substantially affects the particular characteristics of the final product.

Or. el

Justification

Indications regarding the particularities of EU island products through adoption of the term 'product of island farming' will be of benefit to producers in the areas concerned as well as consumers.

Amendment 188
Spyros Danellis

Proposal for a regulation
Article 29 b (new)

Text proposed by the Commission

Amendment

Article 29b

Logo for local products

The Commission is invited to submit proposals for the creation of a new distinctive Union logo and the establishment of a specific identity for small distribution networks in order to encourage local products in the EU, the activities of small producers and communication between consumers and producers on the one hand, as well as securing environmental benefits on the other.

Or. el

Amendment 189

Alyn Smith

Proposal for a regulation

Article 31 a (new)

Text proposed by the Commission

Amendment

Article 31a

By 30 September 2012, the Commission shall present an Impact Assessment on the case for a new local-farming and direct-sales labelling scheme to assist producers in marketing their produce locally. That Impact Assessment shall focus on the ability of the farmer to add value to his produce through the new label, and the possibilities of reducing carbon emissions and waste through short production and distribution chains.

That Impact Assessment shall, if necessary, be accompanied by appropriate legislative proposals creating that local labelling scheme, which shall be linked to additional proposals on appropriate

simplified levels of sanitary rules for these small-scale producers that are participating in the scheme.

Or. en

Justification

Seeks to push forward action on a "local farming and direct sales" labelling scheme which will assist small farmers in selling their produce locally. The small farmers who participate in this scheme must also be assisted with simplified sanitary rules, as opposed to requirements more suited for industrialised large sale farming.

Amendment 190
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Title IV a (new)

Text proposed by the Commission

Amendment

Title IVa

LOCAL AGRICULTURE AND DIRECT SALES

Article 31a

Objective

A system for local agriculture and direct sales is established in order to help producers market their products and inform consumers of their value-adding characteristics, and thus promote the development of the local economy.

Article 31b

Indication and symbol

- 1. A European symbol and the words 'produce from my farm' are established in order to promote and provide information on local produce marketed as direct sales.*
- 2. The terms that appear in Annex IIa may be used for the labelling and advertising of products that comply with the requirements laid down under this*

Title, or in accordance with the provisions of this Title.

3. In order to ensure appropriate information for consumers, the Commission shall, by means of delegated acts, define the characteristics of form, colour, size and design associated with the European symbol, as well as the conditions for its reproduction and use.

Article 31c

Conditions for using the indication and symbol

1. The Member States shall determine the conditions for using the indication and symbol referred to in Article 34, by taking account of the system's objectives, existing agricultural practices and structures, and one or more of the following types of marketing:

(a) sales of own production to consumers directly from the holding or in its immediate vicinity, including in a farmers market or other common sales points used by farmers;

(b) sales of own production by means of direct delivery to consumers of the produce of the holding or holdings taking part in the system.

2. The Member States may add other criteria, particularly with a view to targeting this system towards small holdings, the volume of production or the product's traditional character.

3. In cases where the wording 'produce from my farm' or the wording in Annex II conflict with names already used in existing national rules, or it is likely to mislead consumers, the Member State concerned may permit the use of one or more alternative forms of wording. These terms should first be communicated to the Commission and accepted by it.

Article 31d

How the system works

1. Member States shall:

(a) establish and administer the procedures for identifying the producers taking part in the local agriculture system and direct sales;

(b) forward to the Commission a statement showing that the national system complies with the requirements laid down under this Title, or is in accordance with the provisions of this Title;

(c) make accessible and available on a public Internet site the national list of producers using the symbol or indication, in accordance with a model provided by the Commission;

(d) undertake to carry out checks, based on a risk analysis, to ensure that the products comply with the requirements laid down under this Title and, if they do not, to apply the appropriate administrative sanctions.

2. The Commission shall set up an Internet site providing links to the national Internet sites referred to in paragraph 1, point (c).

3. The Commission may, by implementing acts without the assistance of the Committee referred to in Article 54, adopt more detailed rules on the accessibility and harmonisation of the information available on the Internet sites referred to in paragraph 1(c) and paragraph 2.

Or. fr

Amendment 191

Rareş-Lucian Niculescu, Mariya Nedelcheva, Czesław Adam Siekierski

Proposal for a regulation

Title IV a (new)

Title IVa

LOCAL FARMING AND DIRECT SALES

Article 31a

Objective

A local-farming and direct-sales scheme shall be established in order to assist producers in marketing their products and communicating the value-adding attributes of the product to consumers, thereby fostering the development of the local economy.

Article 31b

Indication and symbol

- 1. A Union symbol and the indication "product from my farm", designed to advertise and promote the local products marketed by direct sales, shall be established.***
- 2. The indications listed in Annex IIa may be used for the labelling and advertising of products which satisfy the requirements laid down in this Title or pursuant to the provisions thereof.***
- 3. In order to ensure appropriate consumer information, the Commission shall, by means of delegated acts, define the characteristics as to shape, colour, size and design of the related Union symbol as well as the rules for its reproduction and use.***

Article 31c

Use of indication and symbol

- 1. Member States shall determine the conditions for use of the indication and the symbol referred to in Article 31b, taking into account the objectives of the scheme, existing farming practices and farm structures, and one or more of the***

following ways of marketing the product:

(a) sales from own production to consumers by direct sale on the farm or in its vicinity, including in a farmers' market or other producers common selling points;

(b) sales from own production by direct delivery to consumers of product of the farm or farms participating in the arrangement;

2. Member States may add other criteria, in particular with a view to focusing the scheme on small-scale exploitations, the volume of production, or the traditional character of the product.

Article 31d

Operation of the scheme

1. Member States shall:

(a) lay down and manage the procedures for the identification of producers who participate in the local farming and direct sales scheme;

(b) forward to the Commission a declaration that the national system meets the conditions laid down in this Title and in the provisions adopted pursuant to it;

(c) make available on a public and accessible website the relevant national list of producers using the symbol or indication, in accordance with a template to be provided by the Commission;

(d) undertake checks, based on a risk analysis, to ensure products conform to the requirements of this Title and, in case of breaches, apply appropriate administrative penalties.

2. The Commission shall set up a website providing links to the national websites referred to in point (c) of paragraph 1.

3. The Commission may, by means of implementing acts, without the assistance of the Committee referred to in Article 54, adopt further detailed rules as regards the

accessibility and the harmonisation of the information on the internet.

Or. en

Amendment 192
José Bové

Proposal for a regulation
Title IV a (new)

Text proposed by the Commission

Amendment

Title IVa

**LOCAL FARMING AND DIRECT
SALES**

Article 31a

Objective

The objective of the local farming and direct sales scheme is to assist producers to market their products and communicate the value-adding attributes of the product to consumers and thereby foster the development of the local economy.

Article 31b

Indication and symbol

- 1. A Union symbol and the indication 'product from my farm', designed to advertise and promote the local products marketed by direct sales, shall be established.*
- 2. The indication may be used throughout the Union and in any language of the Union for the labelling and advertising of products which satisfy the requirements set out or pursuant to the provisions of this Title.*
- 3. In order to ensure appropriate consumer information, the Commission shall, by means of delegated acts, define the characteristics as to shape, colour,*

size and design of the related Union symbol as well as the rules for its reproduction and use.

Article 31c

Use of indication and symbol

1. Member States shall determine the conditions for use of the indication and the symbol referred to in Article 31b, taking into account the objectives of the scheme, existing farming practices and farm structures, and one or more of the following ways of marketing the product:

(a) sales to consumers by direct sale on the farm or in its vicinity, including in a farmers' market or other producers common selling points;

(b) sales by direct delivery to consumers of product of the farm or farms participating in the arrangement.

2. Member States may add other criteria, in particular regarding the size of the exploitation, the volume of production, or the traditional character of the product.

Article 31d

Operation of the scheme

1. Member States shall:

– lay down and manage the procedures for the identification of producers which are covered by the local farming and direct sales scheme;

– forward to the Commission a declaration that the national system meets the conditions laid down in this Title and in the provisions adopted for its implementation;

– make available on a public and accessible website the relevant national list of producers using the symbol or indication, in accordance with a template provided by the Commission;

– undertake checks, based on a risk analysis, to ensure products conform to

the requirements of this Title and, in case of breaches, apply appropriate administrative sanctions

2. The Commission shall set up a website providing links to the national websites referred to in the third indent of paragraph 1.

3. In order to ensure the accessibility and the harmonisation of the information on the internet, the Commission may, by means of implementing acts, with the assistance of the Committee referred to in Article 54, adopt further detailed rules.

Or. en

Justification

The Commission's "Explanatory Memorandum" shows that there has been a "widespread failure" to attract small scale producers to EU quality schemes, due to the "burdensome" application procedure, "costly" controls and the need to adhere to a specification. The Commission responded by creating a "local farming and direct sales" labelling scheme to help small farmers market their produce locally without facing unwieldy administrative burdens and costs. This amendment restores the original text.

Amendment 193

Vasilica Viorica Dăncilă

Proposal for a regulation

Title IV a (new)

Text proposed by the Commission

Amendment

TITLE IVa

LOCAL FARMING AND DIRECT SALES

Article 31a

Objective

The objective of the local farming and direct sales scheme is to assist producers to market their products and communicate the value adding attributes of the product to consumers and thereby

foster the development of the local economy.

Article 31b

Indication and symbol

1. A Union symbol and the indication 'product from my farm', designed to advertise and promote the local products marketed by direct sales, shall be established.

2. The indications listed in Annex IIa may be used throughout the Union and in any language of the Union for the labelling and advertising of products which satisfy the requirements set out or pursuant to the provisions of this Title.

3. In order to ensure appropriate consumer information, the Commission shall, by means of delegated acts, define the characteristics as to shape, colour, size and design of the related Union symbol as well as the rules for its reproduction and use.

Article 31c

Use of indication and symbol

1. Member States shall determine the conditions for use of the indication and the symbol referred to in Article 31b, taking into account the objectives of the scheme, existing farming practices and farm structures, and one or more of the following ways of marketing the product:

(a) sales to consumers by direct sale on the farm or in its vicinity, including in a farmers' market or other producers common selling points;

(b) sales by direct delivery to consumers of product of the farm or farms participating in the arrangement;

2. Member States may add other criteria, in particular regarding the size of the exploitation, the volume of production, or the traditional character of the product.

Article 31d

Operation of the scheme

1. Member States shall:

- lay down and manage the procedures for the identification of producers which are covered by the local farming and direct sales scheme;*
- forward to the Commission a declaration that the national system meets the conditions laid down in this Title and in the provisions adopted for its implementation;*
- make available on a public and accessible website the relevant national list of producers using the symbol or indication, in accordance with to a template provided by the Commission;*
- undertake checks, based on a risk analysis, to ensure products conform to the requirements of this Title and, in case of breaches, apply appropriate administrative sanctions*

2. The Commission shall set up a website providing links to the national websites referred to in the third indent of paragraph 1.

3. In order to ensure the accessibility and the harmonisation of the information on the internet, the Commission may, by means of implementing acts, without the assistance of the Committee referred to in Article 54, adopt further detailed rules.

Or. en

Justification

The impact assessment for the geographical indications and the traditional specialities guaranteed already indicates that small producers have difficulty accessing this scheme, as the scheme requires a complex application procedure and high costs. Moreover, all the consumers in the EU attached importance to knowing which farm the food comes from. Accordingly, this scheme it is important and necessary in order to increase the availability of quality schemes in the EU.

Amendment 194
Csaba Sándor Tabajdi

Proposal for a regulation
Title IV a (new)

Text proposed by the Commission

Amendment

TITLE IVa

**LOCAL FARMING AND DIRECT
SALES**

Article 31a

Objective

The objective of the local farming and direct sales scheme is to assist producers to market their products and communicate the value adding attributes of the product to consumers and thereby foster the development of the local economy.

Article 31b

Indication and symbol

1. A Union symbol and the indication 'product from my farm', designed to advertise and promote the local products marketed by direct sales, shall be established.

2. The indications listed in Annex IIa may be used throughout the Union and in any language of the Union for the labelling and advertising of products which satisfy the requirements set out or pursuant to the provisions of this Title.

3. In order to ensure appropriate consumer information, the Commission shall, by means of implementing acts, define the characteristics as to shape, colour, size and design of the related Union symbol as well as the rules for its reproduction and use. Those implementing acts shall be adopted in accordance with the examination

procedure referred to in Article 5 of Regulation (EU) No 182/2011.

Article 31c

Use of indication and symbol

1. Member States shall determine the conditions for use of the indication and the symbol referred to in Article 31b, taking into account the objectives of the scheme, existing farming practices and farm structures, and one or more of the following ways of marketing the product:

(a) sales to consumers by direct sale on the farm or in its vicinity, including in a farmers' market or other producers common selling points;

(b) sales by direct delivery to consumers of product of the farm or farms participating in the arrangement.

2. Member States may add other criteria, in particular regarding the size of the exploitation, the volume of production, or the traditional character of the product.

Article 31d

Operation of the scheme

1. Member States shall:

– lay down and manage the procedures for the identification of producers which are covered by the local farming and direct sales scheme;

– forward to the Commission a declaration that the national system meets the conditions laid down in this Title and in the provisions adopted for its implementation;

– make available on a public and accessible website the relevant national list of producers using the symbol or indication, in accordance with a template provided by the Commission;

– undertake checks, based on a risk analysis, to ensure products conform to the requirements of this Title and, in case

of breaches, apply appropriate administrative sanctions.

2. The Commission shall set up a website providing links to the national websites referred to in the third indent of paragraph 1.

3. In order to ensure the accessibility and the harmonisation of the information on the internet, the Commission may, by means of implementing acts, adopt further detailed rules. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 52 of Regulation (EU) No 182/2011.

Or. en

Amendment 195
George Becali

Proposal for a regulation
Title IV a (new)

Text proposed by the Commission

Amendment

TITLE IV a

LOCAL FARMING AND DIRECT SALES

Article 31a

Objective

The objective of the local farming and direct sales scheme is to assist producers to market their products and communicate the value adding attributes of the product to consumers and thereby foster the development of the local economy.

Article 31b

Indication and symbol

1. A Union symbol and the indication 'product from my farm', designed to

advertise and promote the local products marketed by direct sales, shall be established.

2. The indication 'product from my farm' may be used throughout the Union and in any language of the Union for the labelling and advertising of products which satisfy the requirements set out or pursuant to the provisions of this Title.

3. In order to ensure appropriate consumer information, the Commission shall, by means of delegated acts, define the characteristics as to shape, colour, size and design of the related Union symbol as well as the rules for its reproduction and use.

Article 31c

Use of indication and symbol

1. Member States shall determine the conditions for use of the indication and the symbol referred to in Article 31b, taking into account the objectives of the scheme, existing farming practices and farm structures, and one or more of the following ways of marketing the product:

(a) sales to consumers by direct sale on the farm or in its vicinity, including in a farmers' market or other producers common selling points;

(b) sales by direct delivery to consumers of product of the farm or farms participating in the arrangement.

2. Member States may add other criteria, in particular regarding the size of the exploitation, the volume of production, or the traditional character of the product.

Article 31d

Operation of the scheme

1. Member States shall:

– lay down and manage the procedures for the identification of producers which are covered by the local farming and

direct sales scheme;

– forward to the Commission a declaration that the national system meets the conditions laid down in this Title and in the provisions adopted for its implementation;

– make available on a public and accessible website the relevant national list of producers using the symbol or indication, in accordance with a template provided by the Commission;

– undertake checks, based on a risk analysis, to ensure products conform to the requirements of this Title and, in case of breaches, apply appropriate administrative sanctions

2. The Commission shall set up a website providing links to the national websites referred to in the third indent of paragraph 1.

3. In order to ensure the accessibility and the harmonisation of the information on the internet, the Commission may, by means of implementing acts, without the assistance of the Committee referred to in Article 54, adopt further detailed rules.

Or. en

Amendment 196

Daciana Sarbu

Proposal for a regulation

Title IV a (new)

Text proposed by the Commission

Amendment

TITLE IVa

Small farming quality product scheme

Article 31a

Objective

The objective of the small farming quality

product scheme is to assist small producers to market their products locally and communicate the value adding attributes of the product to consumers and thereby foster the development of the local economy.

Article 31b

Indication and symbol

1. A Union symbol and the indication 'small farm product', designed to advertise and promote these products marketed locally and directly from producers that meet the criteria defined by Member States for small farm quality production.

2. The indication 'small farm product' may be used throughout the Union and in any language of the Union for the labelling and advertising of products which satisfy the requirements set out or pursuant to the provisions of this Title.

3. In order to ensure appropriate consumer information, the Commission shall, by means of delegated acts, define the characteristics as to shape, colour, size and design of the related Union symbol as well as the rules for its reproduction and use.

Article 31c

Use of indication and symbol

1. Member States shall determine the conditions for use of the indication and the symbol referred to in Article 31 b, taking into account the objectives of the scheme, existing farming practices and farm structures, and one or more of the following ways of marketing the product:

(a) sales to consumers by direct sale on the farm or in its vicinity, including in a farmers' market or other producers common selling points;

(b) sales by direct delivery to consumers of product of the farm or farms participating

in the arrangement.

2. Member States may add other criteria, in particular regarding the size of the exploitation, the volume of production, or the traditional character of the product.

Article 31d

Operation of the scheme

1. Member States shall:

– lay down and manage the procedures for the identification of producers which are covered by the small farming quality product scheme;

– forward to the Commission a declaration that the national system meets the conditions laid down in this Title and in the provisions adopted for its implementation;

– make available on a public and accessible website the relevant national list of producers using the symbol or indication, in accordance with a template provided by the Commission;

– undertake checks, based on a risk analysis, to ensure products conform to the requirements of this Title and, in case of breaches, apply appropriate administrative sanctions.

2. The Commission shall set up a website providing links to the national websites referred to in the third indent of paragraph 1.

3. In order to ensure the accessibility and the harmonisation of the information on the internet, the Commission may, by means of implementing acts, without the assistance of the Committee referred to in Article 54, adopt further detailed rules.

Or. en

Justification

A specific quality product scheme should apply to products from small farms. A quality

product scheme could help to promote local produce to consumers thereby creating and sustaining a local market which is accessible for small scale producers. Consumers have indicated that they want to know where their food comes from, and such a scheme would enable consumers to choose products which have been locally produced.

Amendment 197

Paolo De Castro, Herbert Dorfmann, Salvatore Caronna, Giancarlo Scottà, Lorenzo Fontana, Giovanni La Via

Proposal for a regulation

Article 33 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States also designate the competent authorities to put in place the necessary administrative and judicial steps of article 13(3).

Or. en

Justification

The rule provided in art. 13.3 is crucial, but there is a need to make it more effective. To do so, each Member State should identify the authority in charge of carrying out the administrative and judicial measures provided by in article 13.

Amendment 198

Herbert Dorfmann, Giancarlo Scottà, Michel Dantin, Sergio Paolo Francesco Silvestris, Giovanni La Via

Proposal for a regulation

Article 34 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

The costs of such verification of compliance with the specifications **may** be borne by the operators subject to those controls.

The costs of such verification of compliance with the specifications **shall** be borne by the operators subject to those controls. ***The Member States may also contribute to the costs.***

Or. it

Amendment 199
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 35 – paragraph 1

Text proposed by the Commission

Member States shall inform the Commission on the names and addresses of the competent authorities referred to in Article 33. The Commission shall make public the name and address of those authorities.

Amendment

Member States shall inform the Commission on the names and addresses of the competent authorities referred to in Article 33. The Commission shall make public the name and address of those authorities. ***Member States shall undertake checks, based on a risk analysis, to ensure compliance with the requirements of this Regulation and, in the event of breaches, shall apply appropriate administrative penalties.***

Or. fr

Amendment 200
Salvatore Caronna

Proposal for a regulation
Article 35 – paragraph 1

Text proposed by the Commission

Member States shall inform the Commission *on* the names and addresses of the competent authorities referred to in Article 33. The Commission shall make public the *name* and *address* of those authorities.

Amendment

Member States shall inform the Commission *of* the names and addresses of the competent authorities referred to in Article 33. The Commission shall make public the *names* and *addresses* of those authorities. ***Member States shall also undertake checks, based on a risk analysis, to ensure compliance with the requirements of this regulation and, in case of breaches, shall apply appropriate administrative penalties.***

Or. it

Amendment 201
Elisabeth Köstinger

Proposal for a regulation
Article 36 – paragraph 2

Text proposed by the Commission

2. Such control bodies shall be accredited in accordance with European Standard EN **45004** or ISO/IEC Guide 65 (General requirements for bodies operating product certification systems).

Amendment

2. Such control bodies shall be accredited in accordance with European Standard EN **45011** or ISO/IEC Guide 65 (General requirements for bodies operating product certification systems), ***although other certification standards can also be agreed with regard to controls on products registered as PGI, PDO or TSG which are not exported to other Member States or to third countries.***

Or. de

Amendment 202
Elisabeth Jeggle

Proposal for a regulation
Article 38 – paragraph 1

Text proposed by the Commission

1. Without prejudice to Article 13, this Regulation shall not affect the use of terms that are generic in ***the Union***, even if the generic term is part of a name that is protected under a quality scheme.

Amendment

1. Without prejudice to Article 13, this Regulation shall not affect the use of terms that are generic in ***one or more Member States***, even if the generic term is part of a name that is protected under a quality scheme.

Or. de

Amendment 203
Elisabeth Jeggle

Proposal for a regulation
Article 38 – paragraph 3 – point a

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Text proposed by the Commission

Amendment

(a) the existing situation ***in the Member States and*** in areas of consumption;

(a) the existing situation in areas of consumption;

Or. de

Amendment 204
Georgios Papastamkos

Proposal for a regulation
Article 38 – paragraph 4

Text proposed by the Commission

Amendment

4. In order to fully protect the rights of interested parties, the Commission may, by means of delegated acts, lay down additional rules for determining the generic status of names or terms referred to in paragraph 1.

deleted

Or. el

Justification

The adoption of rules for determining 'generic status' is essential for product quality schemes and must not therefore be left to delegated acts.

Amendment 205
Herbert Dorfmann, Paolo De Castro, Giancarlo Scottà, Giovanni La Via

Proposal for a regulation
Article 41 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Indications, abbreviations and symbols referring to the quality schemes may only be used ***in the labelling of product*** produced in conformity with the rules of the quality scheme to which they apply. This applies in particular to the following

1. Indications, abbreviations and symbols referring to the quality schemes may only be used ***to identify products*** produced in conformity with the rules of the quality scheme to which they apply. This applies in particular to the following indications,

indications, abbreviations and symbols:

abbreviations and symbols:

Or. it

Amendment 206
Salvatore Caronna

Proposal for a regulation
Article 41 – paragraph 2

Text proposed by the Commission

2. In accordance with Article 5 of Regulation (EC) No 1290/2005, the European Agricultural Fund for Rural Development (EAFRD) may finance on a centralised basis on the initiative of the Commission or on its behalf, administrative support concerning the development, preparatory work, monitoring, administrative and legal support, legal defence, registration fees, renewal fees, mark watching fees, litigation fees and any other related measure required to protect the use of the indications, abbreviations and symbols referring to the quality schemes from misuse, imitation, evocation or any other practice liable to mislead the consumer, within the Union and in third countries.

Amendment

2. In accordance with Article 5 of Regulation (EC) No 1290/2005, the European Agricultural Fund for Rural Development (EAFRD) may finance on a centralised basis on the initiative of the Commission or on its behalf, administrative support concerning the development, preparatory work, monitoring, administrative and legal support, legal defence, registration fees, renewal fees, mark watching fees, litigation fees and any other related measure required to protect **and promote** the use of the indications, abbreviations and symbols referring to the quality schemes from misuse, imitation, evocation or any other practice liable to mislead the consumer, within the Union and in third countries.

Or. it

Amendment 207
Herbert Dorfmann

Proposal for a regulation
Article 41 – paragraph 3

Text proposed by the Commission

3. The Commission shall adopt, by means of **implementing** acts, rules for the uniform protection of the indications, abbreviations

Amendment

3. The Commission shall adopt, by means of **delegated** acts, rules for the uniform protection of the indications, abbreviations

and symbols referred to in paragraph 1.

and symbols referred to in paragraph 1.

Or. de

Amendment 208
Salvatore Caronna

Proposal for a regulation
Article 41 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. In case of infringement of the provisions of paragraph 1, the Member States shall apply appropriate administrative penalties.

Or. it

Amendment 209
Stéphane Le Foll

Proposal for a regulation
Article 42 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

Without prejudice to specific provisions on producer organisations and inter-branch organisations as laid down in Regulation (EC) No 1234/2007, a group is entitled to:

Without prejudice to specific provisions on producer organisations and inter-branch organisations as laid down in Regulation (EC) No 1234/2007, a group ***or, where appropriate, an inter-branch organisation*** is entitled to:

Or. fr

Amendment 210
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 42 – paragraph 1 – point a

Text proposed by the Commission

(a) contribute to ensuring that the quality of their products is guaranteed on the market by monitoring the use of the name in trade and, if necessary, informing competent authorities as referred to in Article 33, within the framework of Article 13(3);

Amendment

(a) contribute to ensuring that the quality, ***the reputation and the authenticity*** of their products is guaranteed on the market by monitoring the use of the name in trade and, if necessary, informing competent authorities as referred to in Article 33, ***or any other competent authority*** within the framework of Article 13(3);

Or. fr

Amendment 211

José Bové

Proposal for a regulation

Article 42 – paragraph 1 – point a

Text proposed by the Commission

(a) contribute to ensuring that the quality of their products is guaranteed on the market by monitoring the use of the name in trade and, if necessary, informing competent authorities as referred to in Article 33, within the framework of Article 13(3);

Amendment

(a) contribute to ensuring that the quality, ***reputation and authenticity*** of their products is guaranteed on the market by monitoring the use of the name in trade and, if necessary, informing competent authorities as referred to in Article 33, ***or any other competent authority*** within the framework of Article 13(3);

Or. en

Amendment 212

José Bové

Proposal for a regulation

Article 42 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) take action to ensure adequate legal protection of the protected denomination of origin or protected geographical

indication and other relevant intellectual property rights;

Or. en

Amendment 213
Martin Häusling

Proposal for a regulation
Article 42 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) take action to ensure adequate legal protection of the protected denomination of origin or protected geographical indication and other relevant intellectual property rights;

Or. en

Amendment 214
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 42 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) take action to ensure adequate legal protection for the protected designation of origin or the protected geographical indication and other relevant intellectual property rights;

Or. fr

Amendment 215
Paolo De Castro, Salvatore Caronna, Giancarlo Scottà, Lorenzo Fontana, Giovanni La Via

Proposal for a regulation
Article 42 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) define rules that set out the conditions under which the protected PDO or PGI name can be used in the sales denomination of a prepared or a processed food, in accordance with Article 13(1);

Or. en

Justification

It is important to define very clearly the role of the group in charge of the PDO or PGI in order to strengthen the protection of PDO and PGI in sale's denomination of a prepared or a processed food.

Amendment 216
José Bové

Proposal for a regulation
Article 42 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(ab) define rules that set out the conditions under which the protected PDO or PGI name can be used in the sale's denomination of a prepared or a processed food, in accordance with Article 13(1);

Or. en

Amendment 217
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 42 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(ab) apply, only if their representativeness complies with the requirements laid down in Article 125f or Article 125k of Regulation (EC) No 1234/2007, for an authorisation from its Member State with regard to defining the rules laying down the conditions whereby the name of a PDO or IGP can be used in the sales description of a prepared or processed foodstuff, in accordance with Article 13(1);

Or. fr

Amendment 218

Michel Dantin, Agnès Le Brun

Proposal for a regulation

Article 42 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) apply for an authorisation from its Member State to establish a system for managing its production.

With regard to that system, in order to create better conditions for the stability and functioning of the market for PDO and PGI products, Member States may establish rules on adjusting supply to demand in the cases where the groups responsible for the PDO and PGI formally introduce such a demand. Such management of supply systems shall not harm competition in the internal market, constitute a barrier for new entrants on the market, or lead to small producers being adversely affected. The Commission shall be notified and may revoke at any time the authorisation of the Member States.

Amendment 219

Herbert Dorfmann, Giancarlo Scottà, Sergio Paolo Francesco Silvestris

Proposal for a regulation

Article 42 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) take measures to enhance the value of products and, where necessary, take steps to prevent or counter any measures which tarnish, or are likely to tarnish the image of those products.

Or. it

Amendment 220

José Bové

Proposal for a regulation

Article 42 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) ensure that production is planned and adjusted to demand, provided that it is authorised by the Member State concerned and applied in a proportionate and non-discriminatory manner. Such measures shall aim at preventing or managing crisis and shall be notified to the European Commission by the Member State;

Or. en

Amendment 221

José Bové

Proposal for a regulation

Article 42 – paragraph 1 – point d – d b (new)

Text proposed by the Commission

Amendment

(db) Member States shall communicate to the Commission which shall make public, the name and address of the groups referred to in Article 3, paragraph 3, and update them periodically.

Or. en

Amendment 222
Stéphane Le Foll

Proposal for a regulation
Article 42 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) develop, under the supervision of the Member State concerned, management-of-supply measures, on the understanding that these regulatory measures shall not harm competition in the internal market, constitute a barrier for new entrants on the market, or lead to small producers being adversely affected.

Or. fr

Amendment 223
Astrid Lulling

Proposal for a regulation
Article 42 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) apply for an authorisation from its Member State or region to establish a system for managing its production.

With regard to that system, in order to create better conditions for the stability and functioning of the market for PDO

and PGI products, either the Member States or the regions may establish rules on adjusting supply to demand in the cases where the groups responsible for the PDO and PGI formally introduce such a demand. The Commission shall be notified and may revoke at any time the authorisation of the Member States.

Or. fr

Amendment 224
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 42 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The Member States shall inform the Commission, which shall make them public, the names and addresses of the groups referred to in Article 3(2), and update them periodically.

Or. fr

Amendment 225
Paolo De Castro, Salvatore Caronna, Giancarlo Scottà, Lorenzo Fontana, Csaba Sándor Tabajdi, Giovanni La Via

Proposal for a regulation
Article 42 a (new)

Text proposed by the Commission

Amendment

Article 42a

1. In the public interest, with the overall objective of ensuring an increasing level of quality of the products covered by this Regulation, and a balance between production and consumption, in order to eliminate speculative behaviour that runs counter to competition rules and is

detrimental to quality, Member States may lay down rules at the production level, by way of implementing decisions taken by groups of operators handling the PDO or PGI considered.

Such rules must not create obstacles to intra-European and/or international trade or violate relevant competition rules, shall be proportionate to the objective pursued and shall not:

(a) allow for price fixing, including where prices are set for guidance or recommendation;

(b) reduce an excessive proportion of the volume that is produced annually and normally available;

(c) prevent the entry of new operators

2. The rules referred to in paragraph 1 must be brought to the attention of operators by publication in extenso in an official publication of the Member State concerned.

3. Decisions and actions taken by Member States in year n accordance with the provisions of this Article shall be notified to the Commission before 1 March of year n+1.

Or. en

Amendment 226
Herbert Dorfmann

Proposal for a regulation
Article 42 a (new)

Text proposed by the Commission

Amendment

Article 42a

1. In the public interest, with the overall objective of ensuring an increasing level of quality of the products covered by this Regulation, and a balance between

production and consumption, in order to eliminate speculative behaviour that runs counter to competition rules and is detrimental to quality, Member States may lay down rules at the production level, by way of implementing decisions taken by groups of operators handling the PDO or PGI considered.

Such rules shall be proportionate to the objective pursued and shall not:

(a) allow for price fixing, including where prices are set for guidance or recommendation;

(b) reduce an excessive proportion of the volume that is produced annually and normally available;

(c) prevent the entry of new operators

2. The rules referred to in paragraph 1 must be brought to the attention of operators by publication in extenso in an official publication of the Member State concerned.

3. Decisions and actions taken by Member States in accordance with the provisions of this Article shall be notified to the Commission within 30 days.

Or. en

Amendment 227
Georgios Papastamkos

Proposal for a regulation
Article 43 – paragraph 2

Text proposed by the Commission

2. Operators preparing and storing a traditional speciality, protected designation of origin or protected geographical indication or who places such traditional speciality guaranteed, protected designation of origin and protected

Amendment

2. Operators preparing, **packaging** and storing a traditional speciality, protected designation of origin or protected geographical indication or who places such traditional speciality guaranteed, protected designation of origin and protected

geographical indication on the market shall also be subject to the system of controls as referred to in Chapter I of this Title.

geographical indication on the market shall also be subject to the system of controls as referred to in Chapter I of this Title.

Or. el

Justification

This reformulation is proposed for reasons of clarity. It is necessary to cover cases in which a PDO/PGI/TSG product originating in one Member State is transported in bulk to another Member State where it is packaged and either distributed in that Member State or placed on the market in a third country. Certification must take place at every stage.

Amendment 228 **Spyros Danellis**

Proposal for a regulation **Article 43 – paragraph 2**

Text proposed by the Commission

2. Operators preparing **and** storing a **traditional speciality**, protected designation of origin **or** protected geographical indication **or who places such traditional speciality guaranteed, protected designation of origin and protected geographical indication on the market** shall also be subject to the system of controls as referred to in Chapter I of this Title.

Amendment

2. Operators preparing, **packaging**, storing **or placing on the market products with** protected designation of origin (**PDO**), protected geographical indication (**PGI**) or traditional speciality guaranteed (**TSG**), shall also be subject to the system of controls as referred to in Chapter I of this Title.

Or. el

Amendment 229 **Stéphane Le Foll**

Proposal for a regulation **Article 43 – paragraph 2**

Text proposed by the Commission

2. Operators preparing and storing a traditional speciality, protected designation

Amendment

2. Operators preparing and storing a traditional speciality, protected designation

of origin or protected geographical indication or who places such traditional speciality guaranteed, protected designation of origin and protected geographical indication on the market shall also be subject to the system of controls as referred to in Chapter I of this Title.

of origin or protected geographical indication or who places such traditional speciality guaranteed, protected designation of origin and protected geographical indication on the market shall also be subject to the system of controls as referred to in Chapter I of this Title, ***in cases where these controls are not carried out by the public authorities in the Member State.***

Or. fr

Amendment 230

Herbert Dorfmann, Giancarlo Scottà, Sergio Paolo Francesco Silvestris, Giovanni La Via

Proposal for a regulation Article 43 – paragraph 2

Text proposed by the Commission

2. Operators preparing and storing a traditional speciality, protected designation of origin or protected geographical indication or who *places* such traditional speciality guaranteed, protected designation of origin and protected geographical indication on the market shall also be subject to the system of controls as referred to in Chapter I of this Title.

Amendment

2. Operators preparing and storing a traditional speciality, protected designation of origin or protected geographical indication or who *place* such traditional speciality guaranteed, protected designation of origin and protected geographical indication on the market ***for the first time*** shall also be subject to the system of controls as referred to in Chapter I of this Title.

Or. it

Amendment 231

Wojciech Michał Olejniczak

Proposal for a regulation Article 43 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Member States may exempt from the

application of this Article operators who sell products directly to the final consumer or user, provided they do not produce, prepare or store such products other than in connection with the point of sale, or import them from a third country, and have not contracted out such activities to a third party.

Or. pl

Justification

According to Article 43, the control system should cover operators that store and prepare products registered as protected designations of origin, protected geographical indications or traditional specialities guaranteed. It must be made possible for smaller market operators to obtain exemptions, because the operators being checked would in principle have to pay for the checks themselves, something that could lead to a reduction in trading in PDO, PGI and TSG products throughout the distribution chain.

Amendment 232

Czesław Adam Siekierski, Jarosław Kalinowski, Janusz Wojciechowski

**Proposal for a regulation
Article 43 – paragraph 3**

Text proposed by the Commission

3. Member States ***shall ensure that*** operators ***willing to adhere to the rules*** of a ***quality scheme set out in Titles III and IV are able to do so and do not face obstacles to participation that are discriminatory or otherwise not objectively founded.***

Amendment

3. Member States ***may exempt from the application of this Article operators who sell products directly to the final consumer or user, provided they do not produce, prepare, store other than in connection with the point of sale or import such products from a third country or have not contracted out such activities to a third party.***

Or. en

Justification

Article 43 is very general and may lead to covering by the control system of every operator participating in the distribution chain of products registered as PDO, PGI or TSG. This may constitute an excessive burden, especially for small operators. Therefore it is necessary to

look for a solution that will assure protection of intellectual property rights resulting from registration of names and will contribute to safeguard quality of products and will not be an excessive burden for operators.

Amendment 233

Britta Reimers, George Lyon, Elisabeth Jeggle

Proposal for a regulation

Article 44 – paragraph 1

Text proposed by the Commission

Without prejudice to Regulation (EC) No 882/2004 and in particular the provisions of Chapter VI of Title II thereof, Member States may charge a fee to cover their costs of managing the quality schemes, including those incurred in processing applications, statements of opposition, applications for amendments and requests for cancellations provided for in this Regulation.

Amendment

Without prejudice to Regulation (EC) No 882/2004 and in particular the provisions of Chapter VI of Title II thereof, Member States may charge a **reasonable** fee to cover their costs of managing the quality schemes, including those incurred in processing applications, statements of opposition, applications for amendments and requests for cancellations provided for in this Regulation.

Or. de

Amendment 234

Richard Ashworth

Proposal for a regulation

Article 44 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

With regard to the Guidelines on the best practices on voluntary certification schemes (2010/C 341/04) and on the labelling of products using PDO-PGI ingredients (2010/C 341/03), after three years following the entry into force of this Regulation, the Commission shall present a report to the European Parliament and the Council, reviewing the guidelines with a view to establishing whether they are appropriate.

Amendment 235

Alyn Smith

Proposal for a regulation

Article 46 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Applications for registration of names under the quality schemes referred to in Article 45 may **only** be submitted by groups.

Amendment

Applications for registration of names under the quality schemes referred to in Article 45 may be submitted by groups **or individuals**.

Or. en

Amendment 236

Herbert Dorfmann

Proposal for a regulation

Article 46 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Applications for registration of names under the quality schemes referred to in Article 45 may only be submitted by groups.

Amendment

Applications for registration of names under the quality schemes referred to in Article 45 may only be submitted by groups **as defined in Article 3**.

Or. de

Amendment 237

Alyn Smith

Proposal for a regulation

Article 46 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Under exceptional conditions, a natural or legal person may be treated as a group.

Amendment

deleted

Amendment 238
Herbert Dorfmann

Proposal for a regulation
Article 46 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Under exceptional conditions, a natural or legal person may be treated as a group.

Amendment

Under exceptional conditions ***and only if no group exists for a product***, a natural or legal person may be treated as a group.

Or. de

Amendment 239
Alyn Smith

Proposal for a regulation
Article 46 – paragraph 1 – subparagraph 3

Text proposed by the Commission

In order to avoid any disproportionate requirements, the Commission may, by means of delegated acts, define the exceptional conditions referred to in the second subparagraph.

Amendment

deleted

Or. en

Amendment 240
Herbert Dorfmann

Proposal for a regulation
Article 47 – paragraph 1 – subparagraph 1

Text proposed by the Commission

The Commission shall scrutinise by appropriate means an application received pursuant to Article 46, to check that it is

Amendment

The Commission shall scrutinise by appropriate means an application received pursuant to Article 46, to check that it is

justified and meets the conditions of the respective scheme. This scrutiny *should* not exceed a period of six months.

justified and meets the conditions of the respective scheme. This scrutiny *must* not exceed a period of six months. *This period shall be suspended, generally not more than once, should the Commission request any further information. The period shall resume once the Commission has received the information.*

Or. it

Amendment 241
George Lyon, Britta Reimers

Proposal for a regulation
Article 48 – paragraph 1

Text proposed by the Commission

1. Within **two** months from the date of publication in the Official Journal of the European Union, a **statement** of opposition may be lodged to the Commission by the authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

Any natural or legal person having a legitimate interest, established or resident in a Member State other than that, from which the application was submitted, may lodge a **statement** of opposition to the Member State in which it is established within a time limit permitting an opposition in accordance with paragraph 1.

Amendment

1. Within **four** months from the date of publication in the Official Journal of the European Union, a **notice** of opposition may be lodged to the Commission by the authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

Any natural or legal person having a legitimate interest, established or resident in a Member State other than that, from which the application was submitted, may lodge a **notice** of opposition to the Member State in which it is established within a time limit permitting an opposition in accordance with paragraph 1.

If a notice of opposition is submitted to the Commission, it must be followed within two months by a reasoned statement of opposition.

Or. en

Justification

Experience has shown that parties with a legitimate interest need to have time to consider whether to lodge an objection. Therefore, a time period of four months for lodging the notice of opposition, and two months for the lodging of the reasoned statement of opposition seem more appropriate. This will give parties and Member States time to decide whether opposition is really necessary. If the period is too short, there is a risk of objections being lodged just to be safe.

Amendment 242

Elisabeth Köstinger, Peter Jahr

Proposal for a regulation

Article 48 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Within **two** months from the date of publication in the Official Journal of the European Union, a **statement** of opposition may be lodged to the Commission by the authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

Amendment

Within **four** months from the date of publication in the Official Journal of the European Union, a **notice** of opposition may be lodged to the Commission by the authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

If a notice of opposition has been submitted to the Commission, it must be followed within two months by a reasoned statement of opposition.

Or. en

Amendment 243

Elisabeth Jeggle

Proposal for a regulation

Article 48 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Within **two** months from the date of publication in the Official Journal of the European Union, a statement of opposition may be lodged to the Commission by the

Amendment

Within **four** months from the date of publication in the Official Journal of the European Union, a statement of opposition may be lodged to the Commission by the

authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

authorities of a Member State or of a third country, or a natural or legal person having a legitimate interest and established in a third country.

Or. de

Amendment 244
Elisabeth Jeggle

Proposal for a regulation
Article 48 – paragraph 1 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The justification for a statement of opposition lodged within the deadline set out in Article 48(1) may be submitted within two months of the expiry of the deadline set out in Article 48(1). The Commission shall forward the statement of opposition and its justification immediately to the authority or individual who lodged the application.

Or. de

Amendment 245
Elisabeth Köstinger, Peter Jahr

Proposal for a regulation
Article 48 – paragraph 3

Text proposed by the Commission

Amendment

3. Where statement of opposition is admissible, the Commission shall invite the authority or person that lodged the opposition and the authority or body that lodged the application to engage in appropriate consultations for a reasonable period that shall not exceed three months.

3. Where ***a reasoned*** statement of opposition is admissible, the Commission shall, ***within two months after the time period mentioned in paragraph 1, subparagraph 2,*** invite the authority or person that lodged the opposition and the authority or body that lodged the application to engage in appropriate consultations for a reasonable period that

shall not exceed three months.

Or. en

Amendment 246
Elisabeth Köstinger, Peter Jahr

Proposal for a regulation
Article 48 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. At any time during the three months period, the Commission may, at the request of one of the parties involved extend the deadline for the consultations by a maximum of three months if the Commission deems that extending the deadline would contribute to reaching an agreement or if one of the parties involved is from a third country.

All parties shall provide each other with any information relevant to the assessment of the compliance of the application for registration with the conditions of this Regulation and the justification of the objection. The information shall be in a language understood by all parties involved and must be submitted within a time limit permitting appropriate consultations.

Or. en

Amendment 247
Elisabeth Jeggle

Proposal for a regulation
Article 48 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The Commission may, at the request of one of the parties involved, extend the

consultation deadline at any point during these three months by a further three months if it considers that such an extension will contribute to an agreement or if one of the parties involved is from a third country.

Or. de

Amendment 248
Herbert Dorfmann

Proposal for a regulation
Article 50 – paragraph 1 – subparagraph 1

Text proposed by the Commission

1. A group having a legitimate interest may apply for approval of an amendment to a product specification.

Amendment

1. A group *as defined in Article 3* having a legitimate interest may apply for approval of an amendment to a product specification.

Or. de

Amendment 249
Elisabeth Köstinger

Proposal for a regulation
Article 50 – paragraph 1 – subparagraph 1

Text proposed by the Commission

1. A group *having* a legitimate interest may apply for approval of an amendment to a product specification.

Amendment

1. A group *which has already registered a product as PGI, PDO or TSG, its successor organisation or a majority of producers recorded in the control system making an application and which have* a legitimate interest may apply for approval of an amendment to a product specification.

Or. de

Amendment 250
Herbert Dorfmann

Proposal for a regulation
Article 50 – paragraph 2 – subparagraph 1

Text proposed by the Commission

2. Where the amendment involves one or more amendments to the specification that are not minor, the amendment application shall follow the procedure laid down in Articles 46, 47, 48 and 49.

Amendment

2. Where the amendment involves one or more amendments to the specification that are not minor, the amendment application shall follow the procedure laid down in Articles 46, 47, 48 and 49. ***The scrutiny of the application shall focus exclusively on the proposed amendment.***

Or. it

Amendment 251
Alyn Smith

Proposal for a regulation
Article 51 – paragraph 1 – subparagraph 1 – introductory part

Text proposed by the Commission

1. The Commission may, on ***its own initiative or on*** request of any natural or legal person having a legitimate interest, by means of implementing acts, cancel the registration of a protected designation of origin or of a protected geographical indication or of a traditional speciality guaranteed in the following cases:

Amendment

1. The Commission may, ***at the*** request of any natural or legal person having a legitimate interest, ***after a full and impartial inquiry of which the procedure is set out in paragraph 2,*** by means of implementing acts, cancel the registration of a protected designation of origin or of a protected geographical indication or of a traditional speciality guaranteed in the following cases:

Or. en

Amendment 252
Georgios Papastamkos

Proposal for a regulation
Article 51 – paragraph 1 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) no product is placed on the market under the traditional speciality guaranteed, the protected designation of origin or the protected geographical indication for at least **five** years.

(b) no product is placed on the market under the traditional speciality guaranteed, the protected designation of origin or the protected geographical indication for at least **ten** years.

Or. el

Justification

Given the time-consuming and painstaking procedure required for the registering of a designation/indication, particular care must be taken regarding the conditions and procedures for cancellation thereof, including the period of time for which it may not be placed on the market.

Amendment 253
Spyros Danellis

Proposal for a regulation
Article 51 – paragraph 1 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) no product is placed on the market under the traditional speciality guaranteed, the protected designation of origin or the protected geographical indication for at least **five** years.

(b) no product is placed on the market under the traditional speciality guaranteed, the protected designation of origin or the protected geographical indication for at least **ten** years.

Or. el

Amendment 254
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 53 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

1. The powers to adopt the delegated acts

1. The powers to adopt the delegated acts

referred to in this Regulation shall be conferred on the Commission for an indeterminate period of time.

referred to in this Regulation shall be conferred on the Commission for an indeterminate period of time. ***Before initiating any procedure for adoption of a delegated act pursuant to this Regulation, the Commission shall first inform the representatives of the sectors concerned.***

Or. fr

Amendment 255
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 53 – paragraph 1 – subparagraph 2

Text proposed by the Commission

As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament ***and*** to the Council.

Amendment

As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament, to the Council ***and to the representatives of the sectors concerned.***

Or. fr

Amendment 256
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Article 53 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. The European Parliament and the Council may object to a delegated act within a period of two months from the date of notification. At the initiative of the European Parliament or the Council this period shall be extended by ***two*** months.

Amendment

3. The European Parliament and the Council may object to a delegated act within a period of two months from the date of notification. At the initiative of the European Parliament or the Council that period shall be extended by ***three*** months.

Or. fr

Amendment 257
Esther Herranz García, Gabriel Mato Adrover

Proposal for a regulation
Title VI - Chapter I a (new)

Text proposed by the Commission

Amendment

CHAPTER 1A

Reports and communications

Article 54a

The Commission shall submit, no later than 2013, a communication examining the desirability of introducing a Community-level logo and definition for integrated production; this communication shall include an economic assessment of the benefits for operators of a European-level harmonisation of such production.

Or. es

Amendment 258
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Annex I – part I – indent 10 a (new)

Text proposed by the Commission

Amendment

– vegetable oils of agricultural origin for cosmetic purposes,

Or. fr

Amendment 259
Michel Dantin, Agnès Le Brun

Proposal for a regulation
Annex I – part I – indent 17 a (new)

Text proposed by the Commission

Amendment

– ready-to-eat meals,

Or. fr

Amendment 260
Stéphane Le Foll

Proposal for a regulation
Annexe II – third column – second row

Text proposed by the Commission

Amendment

Regulation (EC) No 543/2008, **Article 11**

Articles 11, 12, 13 and 14 of Regulation
(EC) No 543/2008

Or. fr

Amendment 261
Mairead McGuinness

Proposal for a regulation
Annex II, column 2, last row

Text proposed by the Commission

Amendment

reduced fat

reduced fat

light

low-fat

Or. en

Justification

The marketing standards for spreadable fats are laid down in Annex XV of Regulation 1234/2007. According to Section III, point 3(b) of the Annex, the terms ‘low-fat’ or ‘light’ may be used for products referred to in the Appendix with a fat content of 41 % or less. This amendment re-introduces these terms.

Amendment 262
Vasilica Viorica Dăncilă

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**Proposal for a regulation
Annex II a (new)**

Text proposed by the Commission

Amendment

ANNEX IIa

BG: ...

ES: Producto de mi granja

CS: ...

DA: ...

***DE: Erzeugnis/Produkt von meinem
(Bauern-)Hof***

ET: ...

EL: προϊόν του (αγρο)κτήματός μου

EN: product from my farm

FR: produit de ma ferme

GA: ...

IT: prodotto della mia fattoria

LV: ...

LT: produktas iš mano ūkio

LU: ...

HU: ...

MT: ...

NL: ...

***PL: produkt (z) mojego gospodarstwa /
produkt (z) mojej farmy***

PT: ...

RO: produs de la ferma mea

SK: ...

SL: ...

FI: oman tilan tuote

SV: ...

Or. en

Justification

The Annex II a is attached with an indicative title and the European Commission has to complete it as part of the Delegated Acts in all EU official languages.

Amendment 263
Csaba Sándor Tabajdi

Proposal for a regulation
Annex II a (new)

Text proposed by the Commission

Amendment

ANNEX IIa

Indications referred to in Article 31b

BG: ...

ES: Producto de mi granja

CS: ...

DA: ...

DE: Erzeugnis/Produkt von meinem (Bauern-)Hof

ET: ...

EL: προϊόν του (αγρο)κτήματός μου

EN: product from my farm

FR: produit de ma ferme

GA: ...

IT: prodotto della mia fattoria

LV: ...

LT: produktas iš mano ūkio

LU: ...

HU: termelői termék

MT: ...

NL: ...

***PL: produkt (z) mojego gospodarstwa /
produkt (z) mojej farmy***

PT: ...

RO: produs de la ferma mea

SK: ...
SL: ...
FI: oman tilan tuote
SV: ...

Or. en

Amendment 264
Rareş-Lucian Niculescu, Mariya Nedelcheva, Czesław Adam Siekierski

Proposal for a regulation
Annex II a (new)

Text proposed by the Commission

Amendment

ANNEX IIa

Indications referred to in Article 31b(2)

BG: ...

ES: Producto de mi granja

CS: ...

DA: ...

**DE: Erzeugnis/Produkt von meinem
(Bauern-)Hof**

ET: ...

EL: προϊόν του (αγρο)κτήματός μου

EN: product from my farm

FR: produit de ma ferme

GA: ...

IT: prodotto della mia fattoria

LV: ...

LT: produktas iš mano ūkio

LU: ...

HU: ...

MT: ...

NL: ...

PL: produkt (z) mojego gospodarstwa /

produkt (z) mojej farmy

PT: ...

RO: produs de la ferma mea

SK: ...

SL: ...

FI: oman tilan tuote

SV: ...

Or. en