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Committee on Agriculture and Rural Development

2011/0281(COD)

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AMENDMENTS 1096 - 1415

Draft report
Michel Dantin
(PE485.843v02)

on the proposal for a regulation of the European Parliament and of the Council
establishing a common organisation of the markets in agricultural products
(Single CMO Regulation)

Proposal for a regulation
(COM(2011)0626 final/3 – C7-0339/2011 – 2011/0281(COD))

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United in diversity

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Amendment 1096
Britta Reimers

Proposal for a regulation
Article 39 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

Support programmes shall consist of the following elements:

(a) a detailed description of the measures proposed as well as their quantified objectives;

(b) the results of consultations held;

(c) an appraisal showing the expected technical, economic, environmental and social impact;

(d) a schedule for implementing the measures;

(e) a general financing table showing the resources to be deployed and the envisaged indicative allocation of the resources between the measures in accordance with ceilings provided for in Annex IV;

(f) the criteria and quantitative indicators to be used for monitoring and evaluation as well as the steps taken to ensure that the support programmes are implemented appropriately and effectively; and

(g) the designation of competent authorities and bodies responsible for implementing the support programme.

Or. en

Amendment 1097
Astrid Lulling

Proposal for a regulation
Article 39 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Article 39a shall not apply where a Member State's only measure in a support programme consists of a transfer to the Single Payment Scheme referred to in Article 42.

Or. fr

Justification

This quotes Article 103k(4) of Regulation (EC) No 1234/2007, which stipulates that Member States which transfer the whole of their national allocation to the Single Payment Scheme need not submit a support programme.

Amendment 1098

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 39 a (new)

Text proposed by the Commission

Amendment

Article 39a

Content of support programmes

Support programmes shall consist of the following elements:

- (a) a detailed description of the measures proposed as well as their quantified objectives;**
- (b) the results of consultations held;**
- (c) an appraisal showing the expected technical, economic, environmental and social impact;**
- (d) a schedule for implementing the measures;**
- (e) a general financing table showing the resources to be deployed and the envisaged indicative allocation of the resources between the measures in**

accordance with ceilings provided for in Annex X;

(f) the criteria and quantitative indicators to be used for monitoring and evaluation as well as the steps taken to ensure that the support programmes are implemented appropriately and effectively;

and

(g) the designation of competent authorities and bodies responsible for implementing the support programme.

Or. de

Justification

The content of support programmes is an essential element which must be dealt with in the basic legislative act. Article 134 of proposal for a regulation (2010) 799 must therefore be incorporated into the proposal for a regulation under consideration here.

Amendment 1099
Herbert Dorfmann

Proposal for a regulation
Article 40 – point a

Text proposed by the Commission

(a) *Single Payment Scheme* support in accordance with Article 42;

Amendment

(a) support *measures for the aggregation of supply* in accordance with Article 42;

Or. fr

Amendment 1100
Maria do Céu Patrão Neves

Proposal for a regulation
Article 40 – point a

Text proposed by the Commission

(a) *Single Payment Scheme* support in

Amendment

(a) *supply concentration* support *measures*

accordance with Article 42;

in accordance with Article 42;

Or. pt

Amendment 1101

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 40 – point b

Text proposed by the Commission

Amendment

(b) promotion in accordance with Article 43;

(b) promotion *of quality criteria* in accordance with Article 43;

Or. fr

Amendment 1102

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 40 – point b a (new)

Text proposed by the Commission

Amendment

(ba) exchanges of best practices with regard to advanced systems of sustainable production;

Or. fr

Amendment 1103

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 40 – point c a (new)

Text proposed by the Commission

Amendment

(ca) support programme for wine growing

on steep-slope sites pursuant to Article 44a;

Or. de

Justification

As traditional wine-growing landscapes, steep-slope sites form the basis for the production of high-quality wines, for wine tourism, for gastronomy and for other downstream economic activities. Measures should therefore be taken to safeguard these areas where wine growing is particularly difficult and labour-intensive and a specific support programme for wine growing on steep-slope sites should be included in the list of eligible measures.

Amendment 1104
Sergio Paolo Francesco Silvestris

Proposal for a regulation
Article 40 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) green harvesting in accordance with Article 45;

deleted

Or. it

Amendment 1105
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 40 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) green harvesting in accordance with Article 45;

(d) management of supply in accordance with Article 45;

Or. fr

Amendment 1106

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 40 – paragraph 1 – point h a (new)

Text proposed by the Commission

Amendment

(ha) use of concentrated grape must in accordance with Article 49(a);

Or. it

Amendment 1107

Giancarlo Scottà, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 41 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. By way of derogation from paragraph 3, Member States may grant national aid in accordance with the relevant Community rules on State aid for the measures referred to in Articles 43, 47 and 48.

Or. it

Amendment 1108

Herbert Dorfmann

Proposal for a regulation

Article 42 – title

Text proposed by the Commission

Amendment

Single Payment Scheme and support to vine-growers

Measures to support the aggregation of supply

Amendment 1109
Maria do Céu Patrão Neves

Proposal for a regulation
Article 42 – title

Text proposed by the Commission

Single Payment Scheme and support to vine-growers

Amendment

Measures to support the grouping of supply in the wine sector

Or. pt

Amendment 1110
Maria do Céu Patrão Neves

Proposal for a regulation
Article 42 – paragraph 1

Text proposed by the Commission

Support programmes may only include support to vine-growers in the form of allocation of payment entitlements decided by Member States by 1 December 2012 under Article 137 of Regulation (EU) No [COM(2010)799] and under the conditions set out in that Article.

Amendment

deleted

Or. pt

Amendment 1111
Herbert Dorfmann

Proposal for a regulation
Article 42 – paragraph 1

Text proposed by the Commission

Amendment

Support programmes may only include support to vine-growers in the form of allocation of payment entitlements decided by Member States by 1 December 2012 under Article 137 of Regulation (EU) No [COM(2010)799] and under the conditions set out in that Article.

Where the measures referred to in Article 40 are managed by producer organisations recognized under Article 106 of this Regulation, producer organisations should be given priority when allocating the financial resources.

Or. en

Amendment 1112
Maria do Céu Patrão Neves

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

Text proposed by the Commission

Amendment

1a. Where measures referred to in Article 40 are managed by producer organisations recognised under Article 106 of this Regulation, those organisations shall be treated as a priority for the purposes of financial allocations.

Or. pt

Amendment 1113
Mariya Gabriel

Proposal for a regulation
Article 43 – title

Text proposed by the Commission

Amendment

Promotion **in third-countries**

Promotion

Or. en

Amendment 1114
Britta Reimers

Proposal for a regulation
Article 43 – title

Text proposed by the Commission

Amendment

Promotion *in third-countries*

Promotion

Or. en

Amendment 1115
Rareș-Lucian Niculescu

Proposal for a regulation
Article 43 – title

Text proposed by the Commission

Amendment

Promotion *in third-countries*

Promotion

Or. en

Amendment 1116
Giancarlo Scottà, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorenzo Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

Amendment

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries, thereby improving their competitiveness *in those countries*.

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries *and on the internal market*, thereby improving their competitiveness.

Or. it

Amendment 1117
Herbert Dorfmann

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries, thereby improving their competitiveness *in those countries*.

Amendment

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries *and on the internal market*, thereby improving their competitiveness.

Or. it

Amendment 1118
Mariya Gabriel

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries, thereby improving their competitiveness in those countries.

Amendment

1. Support under this Article shall cover information or promotion measures concerning Union wines *on the internal market or* in third countries, thereby improving their competitiveness in those countries.

Or. en

Amendment 1119
Britta Reimers

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries,

Amendment

1. Support under this Article shall cover information or promotion measures concerning Union wines *on the internal*

thereby improving their competitiveness in those countries.

market or in third countries, thereby improving their competitiveness in those countries.

Or. en

Justification

The majority of European wine is sold on the domestic market. For example, in 2010, 55% of Member State wine exports, worth €8.3 billion, were sold on the EU market (source: ComExt). Furthermore, European wine imports from third country markets have increased considerably over recent years. As such, the article should be amended to allow wine to be promoted also on the internal market.

Amendment 1120
Rareș-Lucian Niculescu

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries, thereby improving their competitiveness in those countries.

Amendment

1. Support under this Article shall cover information or promotion measures concerning Union wines **on the internal market** in third countries thereby improving their competitiveness in those countries.

Or. en

Amendment 1121
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Support under this Article shall cover information or promotion measures concerning Union wines in third countries,

Amendment

1. Support under this Article shall cover information or promotion measures concerning **quality** Union wines in third

thereby improving their competitiveness in those countries.

countries, thereby improving their competitiveness in those countries.

Or. fr

Amendment 1122

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 43 – paragraph 3 – point a

Text proposed by the Commission

(a) public relations, promotion or advertisement measures, in particular highlighting the advantages of the Union products, especially in terms of quality, food safety *or environmental friendliness*;

Amendment

(a) public relations, promotion or advertisement measures, in particular highlighting the advantages of the Union products, especially in terms of quality, food safety *and advanced systems of sustainable production, reducing the use of pesticides and chemical fertilisers*;

Or. fr

Amendment 1123

Giancarlo Scottà, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 43 – paragraph 3 – point c

Text proposed by the Commission

(c) information campaigns, in particular on the Union systems covering designations of origin, geographical indications and organic production;

Amendment

(c) information campaigns, in particular on the Union systems covering designations of origin, geographical indications and organic production; *to that end it would be desirable for agreements to be concluded with major retail chains in third countries to ensure that the information given to consumers about these products in sales outlets is as clear as possible*;

Or. it

Amendment 1124

Sergio Paolo Francesco Silvestris, Georgios Papastamkos, Raffaele Baldassarre, Carlo Fidanza, Giovanni La Via, Paolo Bartolozzi

Proposal for a regulation

Article 43 a (new)

Text proposed by the Commission

Amendment

Article 43a

A support system similar to existing one for the wine sector should be implemented for the olive sector, on the basis of national programmes financed through the single CMO.

This urges the Commission to design, within one year after the entry into force of this Regulation, the scheme that would frame the National Support Programme in the olive sector, measures that could be included and need for co-financing.

Or. en

Amendment 1125

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 43 a (new)

Text proposed by the Commission

Amendment

Article 43a

Exchanges of best practices with regard to advanced systems of sustainable production

1. Support under this measure should make it possible to acquire new capacities by exchanging best practices with regard to advanced systems of sustainable

production which go beyond the conditionality norms.

2. The measure referred to in paragraph 1 shall apply to wine-growing and to wine production systems which increase soil cover, substantially reduce the use of pesticides and chemical fertilisers and increase diversity of varieties.

3. The measures referred to in paragraph 1 may include:

(a) selecting and describing best practices with regard to sustainable wine-growing;

(b) agricultural training and increasing capacities in relation to advanced sustainable farming systems;

(c) exchange visits;

(d) services to publicise advanced sustainable wine-growing practices.

Or. fr

Amendment 1126
Izaskun Bilbao Barandica

Proposal for a regulation
Article 43 a (new)

Text proposed by the Commission

Amendment

Article 43a

Promotion of moderate consumption in the internal market

The provisions under the previous headings shall also apply within the EU internal market, with special emphasis on moderate and intelligent consumption of wine.

Or. es

Justification

Rectification of an inconsistency. It seems unreasonable to deprive European consumers of an option which EU funding provides to consumers in third countries.

Amendment 1127

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 44 – paragraph 3 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

3. Support for the restructuring and conversion of vineyards **may** only cover one or more of the following activities:

3. Support for the restructuring and conversion of vineyards **must** only cover one or more of the following activities:

Or. fr

Amendment 1128

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 44 – paragraph 3 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) **varietal conversion**, including by means of grafting-on;

(a) **increasing the number of varieties**, including by means of grafting-on;

Or. fr

Amendment 1129

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 44 – paragraph 3 – subparagraph 1 – point c a (new)

Text proposed by the Commission

Amendment

- (ca) reducing the use of pesticides;*
(cb) introducing cover crops or permanent cover.

Or. fr

Amendment 1130

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 44 – paragraph 4 – introductory part

Text proposed by the Commission

Amendment

4. Support for *the* restructuring and conversion of vineyards may only take the following forms:

4. Support for *improving wine production systems and* restructuring and conversion of vineyards may only take the following forms:

Or. fr

Amendment 1131

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 44 – paragraph 6

Text proposed by the Commission

Amendment

6. The Union contribution to the actual costs of the restructuring and conversion of vineyards shall not exceed 50 %. In less developed regions the Union contribution to the costs of restructuring and conversion shall not exceed 75 %.

6. The Union contribution to the actual costs of the restructuring and conversion of vineyards shall not exceed 50 %. In less developed *and transitional* regions the Union contribution to the costs of restructuring and conversion shall not exceed 75 %.

Or. es

Amendment 1132
Astrid Lulling

Proposal for a regulation
Article 44 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. Support for restructuring and conversion shall be paid for the area planted with vines, which shall be demarcated by the external perimeter of the vines, to which a buffer zone shall be added with a width corresponding to half the distance separating the rows.

Member States shall lay down rules governing the detailed scope and the levels of support to be granted. The rules may provide in particular for the payment of flat-rate amounts, for maximum levels of support per hectare and for the adjustment of support on the basis of objective criteria.

Or. fr

Justification

These are essential elements derived from Commission Regulation (EC) No 555/2008.

Amendment 1133
Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 44 a (new)

Text proposed by the Commission

Amendment

Article 44a

Support programme for wine growing on steep-slope sites

The measures taken as part of the support programme for wine growing on steep-slope sites shall be designed to safeguard

wine growing on labour-intensive slope, steep-slope and terrace sites in the long term by improving its competitiveness.

The support may take the form of a flat-rate per-hectare payment to be set by the Member State concerned or a modulated payment determined by the steepness of the site.

Or. de

Justification

As traditional wine-growing landscapes, steep-slope sites form the basis for the production of high-quality wines, for wine tourism, for gastronomy and for other downstream economic activities. Measures should therefore be taken to safeguard these areas where wine growing is particularly difficult and labour-intensive and a specific support programme for wine growing on steep-slope sites should be included in the list of eligible measures.

Amendment 1134

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 45

Text proposed by the Commission

Amendment

Article 45

deleted

Green harvesting

1. For the purposes of this Article, green harvesting shall mean the total destruction or removal of grape bunches while still in their immature stage, thereby reducing the yield of the relevant area to zero.

2. Support for green harvesting shall contribute to restoring the balance of supply and demand in the Union wine market in order to prevent market crises.

3. Support for green harvesting may be granted as compensation in the form of a flat rate payment per hectare to be

determined by the Member State concerned.

The payment shall not exceed 50 % of the sum of the direct costs of the destruction or removal of grape bunches and the loss of revenue related to such destruction or removal.

4. The Member States concerned shall establish a system based on objective criteria to ensure that the green harvesting measure does not lead to compensation of individual wine producers in excess of the ceiling referred to in the second subparagraph of paragraph 3.

Or. fr

Amendment 1135

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation Article 45 – paragraph 2

Text proposed by the Commission

2. Support for green harvesting shall contribute to restoring the balance of supply and demand in the Union wine market in order to prevent market crises.

Amendment

2. Support for green harvesting shall contribute to ***improving the quality of the grapes and*** restoring the balance of supply and demand in the Union wine market in order to prevent market crises.

Or. it

Amendment 1136

Elisabeth Jeggle

Proposal for a regulation Article 46 – paragraph 1

Text proposed by the Commission

Amendment

(1) Support for the setting up of mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

Does not affect English version.

Or. de

Justification

Error in the German translation – does not affect the English version.

Amendment 1137

Mariya Gabriel

**Proposal for a regulation
Article 46 – paragraph 1**

Text proposed by the Commission

Amendment

1. Support for *the setting up of* mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

1. Support for mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

Or. en

Amendment 1138

Rareş-Lucian Niculescu

**Proposal for a regulation
Article 46 – paragraph 1**

Text proposed by the Commission

Amendment

1. Support for *the setting up of* mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

1. Support for mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

Or. en

Amendment 1139

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 46 – paragraph 1

Text proposed by the Commission

1. Support for the setting up of mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

Amendment

1. Support for the setting up **and consolidation** of mutual funds shall provide assistance to producers seeking to insure themselves against market fluctuations.

Or. it

Amendment 1140

Rareş-Lucian Niculescu

Proposal for a regulation

Article 46 – paragraph 2

Text proposed by the Commission

2. Support for **the setting up of** mutual funds may be granted **in the form of temporary and degressive aid to cover the administrative costs of the funds.**

Amendment

2. Support for mutual funds may be granted **to cover:**

(a) the administrative costs of setting up the mutual fund, in the form of temporary and degressive aid;

(b) the amounts paid by the mutual fund as financial compensation to farmers. In addition, the financial contribution may relate to capital and interest on commercial loans taken out by the mutual fund for the purpose of paying the financial compensation to farmers in case of crisis.

Or. en

Amendment 1141
Herbert Dorfmann

Proposal for a regulation
Article 46 – paragraph 2

Text proposed by the Commission

2. Support for the setting up of mutual funds may be granted *in the form of temporary and degressive aid* to cover the administrative costs of the funds.

Amendment

2. Support for the setting up of mutual funds may be granted to cover the administrative costs of the funds *and part of the sums shall be paid to members to compensate for economic losses incurred.*

Or. en

Amendment 1142
Giancarlo Scottà, Carlo Fianza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation
Article 46 – paragraph 2

Text proposed by the Commission

2. Support for the setting up of mutual funds may be granted in the form of temporary and degressive aid to cover the administrative costs of the funds.

Amendment

2. Support for the setting up *and consolidation* of mutual funds may be granted in the form of temporary and degressive aid to cover the administrative costs of the funds.

Or. it

Amendment 1143
Maria do Céu Patrão Neves

Proposal for a regulation
Article 46 – paragraph 2

Text proposed by the Commission

2. Support for the *setting up* of mutual funds may be granted in the form of temporary and degressive aid to cover the administrative costs of the funds.

Amendment

2. Support for the *setting-up* of mutual funds may be granted in the form of temporary and degressive aid to cover the administrative costs of the funds ***and a portion of the amounts paid to members to compensate for economic losses incurred.***

Or. pt

Amendment 1144
Herbert Dorfmann

Proposal for a regulation
Article 47 – paragraph 1

Text proposed by the Commission

1. Support for harvest insurance shall contribute to safeguarding producers' incomes where these are affected by natural disasters, adverse climatic events, diseases or pest infestations.

Amendment

1. Support for harvest insurance shall contribute to safeguarding producers' incomes ***and to covering market losses incurred by the producer organisations and/or cooperatives and/or their members*** where these are affected by natural disasters, adverse climatic events, diseases or pest infestations.

Or. en

Amendment 1145
María do Céu Patrão Neves

Proposal for a regulation
Article 47 – paragraph 1

Text proposed by the Commission

1. Support for harvest insurance shall contribute to safeguarding producers' incomes where these are affected by natural disasters, adverse climatic events, diseases or pest infestations.

Amendment

1. Support for harvest insurance shall contribute to safeguarding producers' incomes ***and covering market losses incurred by producer organisations, cooperatives, and/or their members*** where

these are affected by natural disasters, adverse climatic events, diseases or pest infestations.

Or. pt

Amendment 1146

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 47 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The beneficiaries must prove that they have taken the necessary risk prevention measures listed in Annex (XX).

Or. fr

Amendment 1147

Herbert Dorfmann

Proposal for a regulation

Article 47 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) 80 % of the cost of the insurance premiums paid for by producers for insurance against losses resulting from adverse climatic events which can be assimilated to natural disasters;

(a) 80 % of the cost of the insurance premiums paid for by producers, ***producer organisations and/or cooperatives*** for insurance against losses resulting from adverse climatic events which can be assimilated to natural disasters;

Or. en

Amendment 1148

Mariya Gabriel

Proposal for a regulation
Article 47 – paragraph 2 – point a

Text proposed by the Commission

(a) 80 % of the cost of the insurance premiums paid for by producers for insurance against losses resulting from adverse climatic events which can be assimilated to natural disasters;

Amendment

(a) 80 % of the cost of the insurance premiums paid for by producers **or producer organisations/ cooperatives** for insurance against losses resulting from adverse climatic events which can be assimilated to natural disasters;

Or. en

Amendment 1149
Maria do Céu Patrão Neves

Proposal for a regulation
Article 47 – paragraph 2 – point a

Text proposed by the Commission

(a) 80% of the cost of the insurance premiums paid for by producers for insurance against losses resulting from adverse climatic events which can be assimilated to natural disasters;

Amendment

(a) 80% of the cost of the insurance premiums paid for by producers **or producer organisations/cooperatives** for insurance against losses as a result of adverse climatic events which can be assimilated to natural disasters;

Or. pt

Amendment 1150
Herbert Dorfmann

Proposal for a regulation
Article 47 – paragraph 2 – point b – introductory part

Text proposed by the Commission

(b) 50 % of the cost of the insurance premiums paid for by producers for insurance against:

Amendment

(b) 50 % of the cost of the insurance premiums paid for by producers, **producer organisations and/or cooperatives** for insurance against:

Amendment 1151

Mariya Gabriel

Proposal for a regulation

Article 47 – paragraph 2 – point b – introductory part

Text proposed by the Commission

(b) 50 % of the cost of the insurance premiums paid for by producers for insurance against:

Amendment

(b) 50 % of the cost of the insurance premiums paid for by producers *or producer organisations/ cooperatives* for insurance against:

Or. en

Amendment 1152

Maria do Céu Patrão Neves

Proposal for a regulation

Article 47 – paragraph 2 – point b – introductory part

Text proposed by the Commission

(b) 50% of the cost of the insurance premiums paid for by producers for insurance against:

Amendment

(b) 50% of the cost of the insurance premiums paid for by producers *or producer organisations/cooperatives* for insurance against:

Or. pt

Amendment 1153

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 48 – title

Text proposed by the Commission

Investments

Amendment

Investments *in the internal market and third countries*

Amendment 1154

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 48 – title

Text proposed by the Commission

Amendment

Investments

Investments *in the internal market and third countries*

Or. es

Amendment 1155

Izaskun Bilbao Barandica

Proposal for a regulation

Article 48 – title

Text proposed by the Commission

Amendment

Investments

Investments *and other eligible expenditure*

Or. es

Amendment 1156

Agustín Díaz de Mera García Consuegra

Proposal for a regulation

Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure *and* marketing *of wine* which improve the overall performance of the enterprise and concern one or more of the following:

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure, marketing *structures and tools, including specialised human resources, and distilleries* which improve the overall performance of the

enterprise, *its adaptation to market demands and increase its competitiveness on the internal market and in third country markets* and concern one or more of the following:

Or. es

Justification

The amendment seeks to adapt the measure to the sector's real needs, which go beyond investments in infrastructure and equipment. In many cases, investment in specialised human resources and intangible assets is required.

Amendment 1157

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Amendment

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure, marketing *structures and tools* which improve the overall performance of the enterprise, *its adaptation to market demands and increase its competitiveness on the internal market and in third countries* and concern one or more of the following:

Or. es

Amendment 1158

Rareş-Lucian Niculescu

Proposal for a regulation

Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure **and** marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Amendment

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure marketing of wine, **including intangible investments** which improve the overall performance of the enterprise and concern one or more of the following:

Or. en

Amendment 1159

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Amendment

1. Support may be granted for tangible or intangible investments **and other eligible expenditure** in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise, **increase its competitiveness on the internal market and in third country markets** and concern one or more of the following:

Or. es

Amendment 1160

Giancarlo Scottà, Carlo Fianza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. Support may be granted for tangible or

Amendment

1. Support may be granted for tangible or

intangible investments in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

intangible investments, ***including the registration of collective marks***, in processing facilities, winery infrastructure, ***distilleries*** and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Or. it

Amendment 1161
Herbert Dorfmann

Proposal for a regulation
Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Amendment

1. Support may be granted for tangible or intangible investments, ***including the registration of collective marks***, in processing facilities, winery infrastructure, ***distilleries*** and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Or. it

Amendment 1162
Izaskun Bilbao Barandica

Proposal for a regulation
Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. Support may be granted for tangible or intangible investments in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Amendment

1. Support may be granted for tangible or intangible investments ***and other eligible expenditure*** in processing facilities, winery infrastructure and marketing of wine which improve the overall performance of the enterprise and concern one or more of the following:

Amendment 1163
Herbert Dorfmann

Proposal for a regulation
Article 48 – paragraph 1 – point a

Text proposed by the Commission

(a) the production or marketing of grapevine products referred to in Part II of Annex VI;

Amendment

(a) the production or marketing of grapevine products referred to in Part II of Annex VI ***included intangible investments***;

Or. en

Amendment 1164
Maria do Céu Patrão Neves

Proposal for a regulation
Article 48 – paragraph 1 – point a

Text proposed by the Commission

(a) the production or marketing of grapevine products referred to in Part II of Annex VI;

Amendment

(a) the production or marketing of grapevine products referred to in Part II of Annex VI, ***including intangible investments***;

Or. pt

Amendment 1165
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 48 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the development of advanced

agronomic and sustainable production measures.

Or. fr

Amendment 1166

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 48 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. For the purposes of this article, eligible expenditure shall be considered to include the recruitment of material and/or human resources to improve the commercialisation of wine products produced in the EU, as defined in Annex VI, Part II, of this regulation. This measure may be applied throughout the territory of the EU, including in the country of origin of the applicant for the aid involved.

Or. es

Amendment 1167

Rareș-Lucian Niculescu

Proposal for a regulation

Article 48 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

Support under paragraph 1 at its maximum rate shall apply only to micro, small and medium-sized enterprises within the meaning of Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises²⁵.

deleted

Or. en

Amendment 1168
Herbert Dorfmann

Proposal for a regulation
Article 48 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Support under paragraph 1 at its maximum rate shall *apply only to micro, small and medium-sized enterprises within the meaning of Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises*²⁵.

Amendment

Support under paragraph 1 at its maximum rate shall *be guaranteed primarily to producer organisations recognised under article 106 of this Regulation*.

Or. en

Amendment 1169
Maria do Céu Patrão Neves

Proposal for a regulation
Article 48 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Support under paragraph 1 at its maximum rate shall *apply only to micro, small and medium-sized enterprises within the meaning of Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises*.

Amendment

Support under paragraph 1 at its maximum rate shall *be provided primarily to producer organisations recognised under Article 106 of this Regulation*.

Or. pt

Amendment 1170
Izaskun Bilbao Barandica

Proposal for a regulation
Article 48 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Support under paragraph 1 at its maximum rate shall apply **only to micro, small and medium-sized** enterprises **within the meaning of Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises²⁵.**

Amendment

Support under paragraph 1 at its maximum rate shall apply to enterprises, **producer organisations or cooperatives.**

Or. es

Amendment 1171

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 48 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Support under paragraph 1 at its maximum rate shall apply **only to micro, small and medium-sized** enterprises within the meaning of Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises²⁵.

Amendment

Support under paragraph 1 at its maximum rate shall apply to **producer organisations as defined in Article 106 of this Regulation and** to micro, small and medium-sized enterprises within the meaning of Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises²⁵.

Or. es

Amendment 1172

Herbert Dorfmann

Proposal for a regulation

Article 48 – paragraph 2 – subparagraph 2

Text proposed by the Commission

By way of derogation from the first subparagraph, the maximum rate may apply to all enterprises for the outermost

Amendment

The maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and

regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶. ***For enterprises not covered by Article 2(1) of Title I of the Annex to Recommendation 2003/361/EC with less than 750 employees or with a turnover of less than EUR 200 million, the maximum aid intensity shall be halved.***

the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶.

Or. en

Amendment 1173
Maria do Céu Patrão Neves

Proposal for a regulation
Article 48 – paragraph 2 – subparagraph 2

Text proposed by the Commission

By way of derogation from the first subparagraph, the maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶. For enterprises not covered by Article 2(1) of Title I of the Annex to Recommendation 2003/361/EC with less than 750 employees or with a turnover of less than EUR 200 million, the maximum aid intensity shall be halved.

Amendment

The maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶.

Or. pt

Amendment 1174
Rareș-Lucian Niculescu

Proposal for a regulation
Article 48 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Amendment

By way of derogation from the first subparagraph, the maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶. For enterprises not covered by Article 2(1) of Title I of the Annex to Recommendation 2003/361/EC with less than 750 employees or with a turnover of less than EUR 200 million, the maximum aid intensity shall be halved.

The maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶.

Or. en

Amendment 1175

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 48 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Amendment

By way of derogation from the first subparagraph, the maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶. ***For enterprises not covered by Article 2(1) of Title I of the Annex to Recommendation 2003/361/EC with less than 750 employees or with a turnover of less than EUR 200 million, the maximum aid intensity shall be halved.***

By way of derogation from the first subparagraph, the maximum rate may apply to all enterprises for the outermost regions referred to in Article 349 of the Treaty and the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006²⁶.

Or. es

Amendment 1176
Astrid Lulling

Proposal for a regulation
Article 48 – paragraph 3

Text proposed by the Commission

3. The eligible expenditure shall exclude the non-eligible costs referred to in paragraph 3 of Article 59 of Regulation (EU) No [COM(2011)615].

Amendment

3. *Expenditure on the following shall be eligible:*

(a) the construction, acquisition, including leasing, or improvement of immovable property;

(b) the purchase or lease purchase of new machinery and equipment including computing software up to the market value of the asset;

(c) general costs linked to expenditure referred to in points (a) and (b), such as architect, engineer and consultation fees, feasibility studies and the acquisition of patents or licences.

By way of derogation from point (b), and only for micro, small and medium-sized enterprises within the meaning of Commission Recommendation 2003/361/EC, Member States may, in duly substantiated cases, establish the conditions under which the purchase of second-hand equipment may be regarded as eligible expenditure.

Mere renewal investment shall be excluded from eligible expenditure.

The eligible expenditure shall exclude the non-eligible costs referred to in paragraph 3 of Article 59 of Regulation (EU) No [COM(2011)615].

Or. fr

Justification

The eligibility criteria laid down in Commission Regulation (EC) No 555/2008 are essential elements, which must be laid down in the basic act.

Amendment 1177

Luis Paulo Alves

Proposal for a regulation

Article 48 – paragraph 4 – point a

Text proposed by the Commission

Amendment

(a) **50%** in less developed regions;

(a) **60%** in less developed regions;

Or. pt

Amendment 1178

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 48 – paragraph 4 – point a

Text proposed by the Commission

Amendment

(a) 50 % in less developed regions;

(a) 50 % in less developed **and transition** regions;

Or. es

Amendment 1179

Luis Paulo Alves

Proposal for a regulation

Article 48 – paragraph 4 – point b

Text proposed by the Commission

Amendment

(b) **40%** in regions other than less developed regions;

(b) **50%** in regions other than less developed regions;

Or. pt

Amendment 1180
Luis Paulo Alves

Proposal for a regulation
Article 48 – paragraph 4 – point c

Text proposed by the Commission

(c) 75% in the outermost regions referred to in Article 349 of the Treaty;

Amendment

(c) 85% in the outermost regions referred to in Article 349 of the Treaty;

Or. pt

Amendment 1181
Luis Paulo Alves

Proposal for a regulation
Article 48 – paragraph 4 – point d

Text proposed by the Commission

(d) 65% in the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006.

Amendment

(d) 75% in the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006.

Or. pt

Amendment 1182
Georgios Papastamkos

Proposal for a regulation
Article 48 – paragraph 4 – point d

Text proposed by the Commission

(d) 65 % in the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006.

Amendment

(d) 75 % in the smaller Aegean islands as defined in Article 1(2) of Regulation (EC) No 1405/2006.

Or. el

Amendment 1183
Izaskun Bilbao Barandica

Proposal for a regulation
Article 48 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. For the purposes of this article, other eligible expenditure shall include the recruitment of material and/or human resources to improve the commercialisation of wine products produced in the EU, as defined in Annex VI, Part II, of this regulation.

Or. es

Justification

This opens the possibility of aid being used to recruit marketing experts: the current sphere of application is very restrictive and only covers investments in warehouses and other equipment to improve marketing.

Amendment 1184
Izaskun Bilbao Barandica

Proposal for a regulation
Article 48 – paragraph 5 b (new)

Text proposed by the Commission

Amendment

5b. This measure may be applied throughout the territory of the EU, including in the country of origin of the applicant for the aid involved.

Or. es

Justification

Allows the country in which the project is presented to also benefit from the aid.

Amendment 1185
Rareş-Lucian Niculescu

Proposal for a regulation
Article 48 a (new)

Text proposed by the Commission

Amendment

Article 48a

According to Article 48, other eligible expenses are material assets or qualified human resources to improve the wine product marketing produced in the EU and defined in the Part II of Annex VI of this Regulation.

Or. en

Amendment 1186
Astrid Lulling

Proposal for a regulation
Article 49 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The relevant aid shall include a lump-sum amount destined to compensate the costs of collection of these products which shall be transferred from the distiller to the producer, if the relevant costs are borne by the latter.

Or. fr

Amendment 1187
João Ferreira, Inês Cristina Zuber, Patrick Le Hyaric, Willy Meyer

Proposal for a regulation
Article 49 – paragraph 3

Text proposed by the Commission

Amendment

3. The alcohol resulting from the supported distillation referred to in paragraph 1 shall be used exclusively for industrial or energy purposes to avoid distortion of competition.

deleted

Or. pt

Amendment 1188

Jarosław Kalinowski, Czesław Adam Siekierski, Artur Zasada, Elżbieta Katarzyna Łukacijewska

**Proposal for a regulation
Article 49 – paragraph 3**

Text proposed by the Commission

Amendment

3. The alcohol resulting from the supported distillation referred to in paragraph 1 shall be used exclusively for industrial or energy purposes **to avoid distortion of** competition.

3. The alcohol resulting from the supported distillation referred to in paragraph 1 shall be used exclusively for industrial or energy purposes **in a way that does not distort** competition.

Or. pl

**Amendment 1189
Astrid Lulling**

**Proposal for a regulation
Article 49 – paragraph 3 a (new)**

Text proposed by the Commission

Amendment

**3a. The aid shall be paid to distillers that process the products delivered for distillation into raw alcohol with an alcoholic strength of at least 92% vol.
Member States may provide for support to be advanced provided that the beneficiary has lodged a security.**

Amendment 1190

Astrid Lulling

Proposal for a regulation

Article 49 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. Member States shall adopt detailed rules for applying the measure provided for in this Article.

Justification

The eligibility criteria and methods of calculating aid laid down in Commission Regulation (EC) No 555/2008 are essential elements, which must be laid down in the basic act.

Amendment 1191

Jarosław Kalinowski, Czesław Adam Siekierski, Artur Zasada, Elżbieta Katarzyna Łukacijewska, Janusz Wojciechowski

Proposal for a regulation

Article 49 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. In order to prevent dual support being granted for distillation, the alcohol referred to in paragraph 3 shall not be subject to the preference referred to in Article 21(2) of Directive 2009/28/EC concerning biofuels produced from wastes and their contribution towards attaining the final consumption rate for energy from renewable sources in transport being considered to be twice that made by other biofuels.

Justification

Dyrektywa 2009/28/WE dotycząca odnawialnych źródeł energii wprowadza szczególne preferencje polegające na podwójnym zaliczaniu do realizacji wskaźnika końcowego zużycia energii ze źródeł odnawialnych w transporcie biopaliw wytwarzanych z odpadów, do których zaliczane są produkty uboczne z produkcji wina. Zastosowanie mechanizmu wsparcia dla dobrowolnej lub obowiązkowej destylacji produktów ubocznych powstających podczas produkcji wina przy jednoczesnym podwójnym zaliczaniu tych produktów do zużycia energii ze źródeł odnawialnych w transporcie może być traktowane jako dwukrotne wsparcie procesu destylacji, wpływając na zakłócenia konkurencji na rynku alkoholu. Środki pomocowe na rynku wina powinny być tak stosowane, aby nie powodować zakłóceń na rynku alkoholu etylowego.

Amendment 1192
Janusz Wojciechowski

Proposal for a regulation
Article 49 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. In order to prevent dual support being granted for distillation, the alcohol referred to in paragraph 3 shall not be subject to the preference referred to in Article 21(2) of Directive 2009/28/EC concerning biofuels produced from wastes and their contribution towards attaining the final consumption rate for energy from renewable sources in transport being considered to be twice that made by other biofuels.

Or. pl

Amendment 1193
Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation
Article 49 a (new)

Text proposed by the Commission

Amendment

Article 49a

Use of concentrated grape must

- 1. Support may be granted to wine producers who use concentrated grape must, including rectified concentrated grape must, to increase the natural alcoholic strength of products, in accordance with the conditions laid down in Annex XVa.***
- 2. The amount of the aid shall be fixed per % volume potential alcoholic strength and per hectolitre of the must used for enrichment.***
- 3. The maximum applicable aid levels for this measure in the different wine growing zones shall be fixed by the Commission.***

Or. it

Amendment 1194
Astrid Lulling

Proposal for a regulation
Article 50 – point b

Text proposed by the Commission

Amendment

(b) on eligibility criteria of support measures, the type of expenditure and operations eligible for support, measures ineligible for support and the maximum level of support per measure;

deleted

Or. fr

Justification

Eligibility criteria are basic information and must be laid down in the basic act.

Amendment 1195
Hans-Peter Mayer

Proposal for a regulation
Article 50 – point i a (new)

Text proposed by the Commission

Amendment

(ia) evaluation of the supported actions;

Or. de

Amendment 1196
Hans-Peter Mayer

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

Text proposed by the Commission

Amendment

(a) the submission of the support programmes, the corresponding financial planning ***and revision of support programmes;***

(a) the submission of the support programmes ***and*** the corresponding financial planning;

Or. de

Amendment 1197
Hans-Peter Mayer

Proposal for a regulation
Article 51 – paragraph 1 – point c

Text proposed by the Commission

Amendment

c) evaluation of the supported actions;

deleted

Or. de

Amendment 1198
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 52 – paragraph 1

Text proposed by the Commission

1. Member States may draw up national programmes for the apiculture sector covering a period of **three years**.

Amendment

1. Member States may draw up national programmes for the apiculture sector covering a period of **seven years**.

Or. fr

Amendment 1199
Astrid Lulling, Mariya Gabriel, Jim Higgins

Proposal for a regulation
Article 52 – paragraph 1

Text proposed by the Commission

1. Member States may draw up national programmes for the apiculture sector covering a period of three years.

Amendment

1. Member States may draw up national programmes for the apiculture sector covering a period of three years. ***These programmes have to be developed in close cooperation with representative organisations and cooperatives in the beekeeping field.***

Or. en

Amendment 1200
Csaba Sándor Tabajdi

Proposal for a regulation
Article 52 – paragraph 1

Text proposed by the Commission

1. Member States may draw up national programmes for the apiculture sector covering a period of three years.

Amendment

1. Member States may draw up national programmes for the apiculture sector covering a period of three years. ***These programmes have to be developed in close cooperation with representative organisations and cooperatives in the***

beekeeping field.

Or. en

Amendment 1201
Rareş-Lucian Niculescu

Proposal for a regulation
Article 52 – paragraph 1

Text proposed by the Commission

1. Member States may draw up national programmes for the apiculture sector covering a period of three years.

Amendment

1. Member States may draw up national programmes for the apiculture sector covering a period of three years. ***These programmes have to be developed in close cooperation with representative organisations and cooperatives in the beekeeping field.***

Or. en

Amendment 1202
Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall ***not exceed 50 %*** of the expenditure borne by Member States.

Amendment

2. The Union contribution to ***the funding of*** the apiculture programmes shall ***be 75 %*** of the expenditure borne by Member States.

Or. es

Amendment 1203
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall **not exceed** 50 % of the expenditure borne by Member States.

Amendment

2. The Union contribution to the apiculture programmes shall **be at least** 50 % of the expenditure borne by Member States.

Or. es

Amendment 1204
Astrid Lulling, Mariya Gabriel, Jim Higgins

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall **not exceed** 50 % of the expenditure borne by Member States.

Amendment

2. The Union contribution to the apiculture programmes shall **be equivalent to** 50 % of the expenditure borne by Member States.

Or. en

Amendment 1205
Csaba Sándor Tabajdi

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall **not exceed** 50 % of the expenditure borne by Member States.

Amendment

2. The Union contribution to the apiculture programmes shall **be equivalent to** 50 % of the expenditure borne by Member States.

Or. en

Amendment 1206
Rareş-Lucian Niculescu

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall **not exceed** 50 % of the expenditure borne by Member States.

Amendment

2. The Union contribution to the apiculture programmes shall **be equivalent to** 50 % of the expenditure borne by Member States.

Or. en

Amendment 1207

Jarosław Kalinowski, Czesław Adam Siekierski, Artur Zasada, Elżbieta Katarzyna Łukacijewska, Janusz Wojciechowski

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall **not exceed** 50 % of the expenditure borne by Member States.

Amendment

2. The Union contribution to the apiculture programmes shall **be equivalent to** 50 % of the expenditure borne by Member States.

Or. pl

Justification

This amendment proposes reverting to the wording used in Regulation (EC) No 1234/2007 in order to avoid any confusion and guarantee 50% co-financing from the EU budget for apiculture programmes.

Amendment 1208

Janusz Wojciechowski

Proposal for a regulation
Article 52 – paragraph 2

Text proposed by the Commission

2. The Union contribution to the apiculture programmes shall **not exceed** 50 % of the expenditure borne by Member States.

Amendment

2. The Union contribution to the apiculture programmes shall **be equivalent to** 50 % of the expenditure borne by Member States.

Amendment 1209

Astrid Lulling, Jim Higgins, Mariya Gabriel

Proposal for a regulation

Article 52 – paragraph 3

Text proposed by the Commission

3. To be eligible for the Union contribution provided for in paragraph 2, Member States shall carry out a study of the production and marketing structure in the beekeeping sector in their territory.

Amendment

3. To be eligible for the Union contribution provided for in paragraph 2, Member States ***shall establish a reliable system of identification which makes it possible to perform regular censuses of bee populations and*** shall carry out a study of the production and marketing structure in the beekeeping sector in their territory. ***The financing of the census and of hive identification must not be cut from existing programmes to improve production and marketing of honey under Regulation (EC) No 797/2004¹.***

¹ OJ L 125, 28.4.2004

Amendment 1210

Csaba Sándor Tabajdi

Proposal for a regulation

Article 52 – paragraph 3

Text proposed by the Commission

3. To be eligible for the Union contribution provided for in paragraph 2, Member States shall carry out a study of the production and marketing structure in the beekeeping sector in their territory.

Amendment

3. To be eligible for the Union contribution provided for in paragraph 2, Member States ***shall establish a reliable system of annual assessment of the size of bee populations, possibly with the aid of beekeeping associations, and*** shall carry out a study of the production and marketing structure in the beekeeping

sector in their territory.

Or. fr

Amendment 1211

Mariya Gabriel

Proposal for a regulation

Article 52 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The national apiculture programmes shall be drawn up in close collaboration with the representative organisations and beekeeping cooperatives.

Or. bg

Amendment 1212

Csaba Sándor Tabajdi

Proposal for a regulation

Article 52 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The measures which may be included in apiculture programmes shall be the following:

(a) technical assistance to beekeepers and beekeepers' organisations;

(b) combating beehive invaders and diseases, particularly varroosis;

(c) rationalisation of transhumance;

(d) measures to support laboratories for the analysis of apiculture products with the aim of helping beekeepers to market and increase the value of their products;

(e) monitoring of the bee population of the Union and support for restocking;

(f) cooperation with specialised bodies for the implementation of applied research programmes in the field of beekeeping and apiculture products;

(g) market monitoring;

(h) improving the quality of products with a view to more fully realising their value on the market, inter alia by means of support for material and non-material investment in production or marketing;

(i) compulsory labelling with the country of origin of apiculture projects imported or produced in the Union and, in the case of mixtures or products of different origins, compulsory labelling with the proportion of each country of origin;

Or. fr

Amendment 1213
Astrid Lulling

Proposal for a regulation
Article 52 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The measures which may be included in apiculture programmes shall be the following:

(a) technical assistance to beekeepers and beekeepers' organisations;

(b) combating beehive invaders and diseases, particularly varroosis;

(c) rationalisation of transhumance;

(d) support for material and non-material investment in production or marketing of apiculture products with the aim of improving the performance of laboratories which analyse apiculture products;

(e) monitoring of the bee population of

the Union and support for restocking;

(f) cooperation with specialised bodies for the implementation of applied research programmes in the field of beekeeping and apiculture products;

(g) market monitoring;

(h) enhancement of product quality with a view to exploiting the potential of products on the market;

(i) compulsory labelling with the country of origin of apiculture projects imported or produced in the Union and, in the case of mixtures or products of different origins, compulsory labelling with the proportion of each country of origin;

Or. fr

Amendment 1214

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 52 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The measures which may be included in the apiculture programme shall be the following:

(a) technical assistance to beekeepers and groupings of beekeepers;

(b) control of varroasis;

(c) rationalisation of transhumance;

(d) measures to support laboratories carrying out analyses of the physico-chemical properties of honey;

(e) measures to support the restocking of hives in the Community;

(f) cooperation with specialised bodies for the implementation of applied research programmes in the field of beekeeping

and apiculture products.

Or. es

Amendment 1215
Mariya Gabriel

Proposal for a regulation
Article 52 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. The measures which may be included in apiculture programmes shall be the following:

- a) technical assistance to beekeepers and beekeepers' organisations;***
- b) control of varroosis;***
- c) rationalisation of transhumance;***
- d) measures to support laboratories carrying out analyses of the physico-chemical properties of honey;***
- e) measures to support the restocking of hives in the Community;***
- f) cooperation with specialised bodies for the implementation of applied research programmes in the field of beekeeping and apiculture products.***

Or. bg

Amendment 1216
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 52 a (new)

Text proposed by the Commission

Amendment

Article 52a

Specific support measures

Apiculture programmes must include the following specific support measures:

(a) precautionary measures, including measures to improve bee health and reduce the use of pesticides;

(b) specific measures to increase plant diversity, particularly melliferous plant species for apiculture;

(c) programmes to provide training and boost beekeepers' capabilities.

Or. fr

Amendment 1217

Diane Dodds

Proposal for a regulation

Article 52 a (new)

Text proposed by the Commission

Amendment

Article 52a

Measures eligible for aid

The measures which may be included in the apiculture programmes under article 52 shall be the following:

(a) technical assistance to beekeepers and groupings of beekeepers;

(b) control of varroasis;

(c) rationalisation of transhumance;

(d) measures to support laboratories carrying out analyses of the physico-chemical properties of honey;

(e) measures to support the restocking of hives in the Community;

(f) cooperation with specialised bodies for the implementation of applied research programmes in the field of beekeeping and apiculture products.

Amendment 1218

James Nicholson, Julie Girling, Anthea McIntyre, Kay Swinburne

Proposal for a regulation

Article 52 a (new)

Text proposed by the Commission

Amendment

Article 52a

Measures eligible for aid

The measures which may be included in the apiculture programmes under article 52 shall be the following:

(a) technical assistance to beekeepers and groupings of beekeepers;

(b) control of varroasis;

(c) rationalisation of transhumance;

(d) measures to support laboratories carrying out analyses of the physico-chemical properties of honey;

(e) measures to support the restocking of hives in the Community;

(f) cooperation with specialised bodies for the implementation of applied research programmes in the field of beekeeping and apiculture products.

Or. en

Justification

The details about the types of measures eligible for funding should be set out in the basic act. This current SCMO lists the types of measures which can be included in apiculture programmes and therefore these should be included in the new proposal

Amendment 1219

James Nicholson, Julie Girling

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

Text proposed by the Commission

(a) the measures which may be included in apiculture programmes,

Amendment

(a) ***additional requirement for*** the measures which may be included in apiculture programmes,

Or. en

Amendment 1220
Diane Dodds

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

Text proposed by the Commission

(a) the measures which may be included in apiculture programmes,

Amendment

(a) ***additional requirement for*** the measures which may be included in apiculture programmes,

Or. en

Amendment 1221
Salvador Sedó i Alabart, Maria Badia i Cutchet, Raimon Obiols, Ramon Tremosa i Balcells, Santiago Fisas Aixela

Proposal for a regulation
Article 54 a (new)

Text proposed by the Commission

Amendment

Article 54a

Public stocks

Public stocks for food security purposes may be from any of the sectors listed under Article 1(2.)

Or. es

Amendment 1222

Salvador Sedó i Alabart, Maria Badia i Cutchet, Raimon Obiols, Ramon Tremosa i Balcells, Santiago Fisas Ayxela

Proposal for a regulation

Article 54 b (new)

Text proposed by the Commission

Amendment

Article 54c

General principles on public stocks

Public stocks and the EU food security programme shall be based on the following conditions:

- (a) The volume and accumulation of such stocks shall correspond to predetermined targets related solely to food security.***
- (b) The process of stock accumulation and disposal shall be transparent.***
- (c) Purchases shall be made at current market prices.***
- (d) Products from food security stocks shall be made at no less than the current market price for the product and quality in question.***

Or. es

Justification

These new instruments, together with the other market mechanisms, safety nets and risk management measures created under the new CMO, will make it possible to limit the excessive volatility of prices on the agricultural market, in order to both avoid serious problems for producers, processors and consumers and achieve one of the main strategic objectives of the CAP: food security.

Amendment 1223

Salvador Sedó i Alabart, Maria Badia i Cutchet, Raimon Obiols, Ramon Tremosa i Balcells, Santiago Fisas Ayxela

Proposal for a regulation

Article 54 c (new)

Text proposed by the Commission

Amendment

Article 54c

Delegated powers

In view of the need to guarantee the accumulation and holding of stocks of products which form an integral part of the EU's food security programme, the Commission shall be empowered to adopt delegated acts in accordance with Article 160.

Or. es

Amendment 1224

Maria do Céu Patrão Neves

Proposal for a regulation

Part II – Title I – Chapter II – section 5 a (new)

Text proposed by the Commission

Amendment

SECTION 5A

**SUPPORT PROGRAMMES IN THE
OLIVE OIL SECTOR**

Article 54d

Support system for the olive oil sector

The Commission shall devise a support system for the olive oil sector, similar to the system proposed for the wine sector, with rules governing the allocation of Union funds to Member States and their use of those funds under five-year national support programmes (“support programmes”) to finance specific measures to support the olive oil sector.

Or. pt

Amendment 1225

James Nicholson, Julie Girling, Richard Ashworth, Anthea McIntyre

Proposal for a regulation

Article 55 – paragraph 1

Text proposed by the Commission

Without prejudice to any other provisions applicable to agricultural products, as well as the provisions adopted in the veterinary, phytosanitary and food sectors to ensure that products comply with hygiene and health standards and to protect animal, plant and human health, this Section lays down ***the rules concerning the general marketing standard and*** marketing standards by sector and/or product for agricultural products.

Amendment

Without prejudice to any other provisions applicable to agricultural products, as well as the provisions adopted in the veterinary, phytosanitary and food sectors to ensure that products comply with hygiene and health standards and to protect animal, plant and human health, this Section lays down marketing standards by sector and/or product for agricultural products.

Or. en

Justification

It is questionable whether a general marketing standard for those products not already covered by specific marketing standards would add any value. It is likely to increase financial costs and administrative burdens for member states and producers.

Amendment 1226

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 55 – paragraph 1

Text proposed by the Commission

Without prejudice to any other provisions applicable to agricultural products, as well as the provisions adopted in the veterinary, phytosanitary and food sectors to ensure that products comply with hygiene and health standards and to protect animal, plant and human health, this Section lays down the rules concerning the general marketing standard and marketing

Amendment

Without prejudice to any other provisions applicable to agricultural products, as well as the provisions adopted in the veterinary, phytosanitary and food sectors to ensure that products comply with hygiene and health standards and to protect animal, plant and human health, this Section lays down the rules concerning the general marketing standard and marketing

standards by sector and/or product for agricultural products.

standards by sector and/or product for agricultural products, ***divided between obligatory rules and optional reserved items.***

Or. es

Amendment 1227
Ramon Tremosa i Balcells

Proposal for a regulation
Article 55 – paragraph 1

Text proposed by the Commission

Without prejudice to any other provisions applicable to agricultural products, as well as the provisions adopted in the veterinary, phytosanitary and food sectors to ensure that products comply with hygiene and health standards and to protect animal, plant and human health, this Section lays down the rules concerning the general marketing standard and marketing standards by sector and/or product for agricultural products.

Amendment

Without prejudice to any other provisions applicable to agricultural products, as well as the provisions adopted in the veterinary, phytosanitary and food sectors to ensure that products comply with hygiene and health standards and to protect animal, plant and human health, this Section lays down the rules concerning the general marketing standard and marketing standards by sector and/or product for agricultural products. ***Exactly the same production and traceability requirements shall be applied to agricultural products originating in third countries.***

Or. es

Amendment 1228
James Nicholson, Julie Girling, Richard Ashworth, Anthea McIntyre, Robert Sturdy

Proposal for a regulation
Article 56

Text proposed by the Commission

Article 56

Conformity with the general marketing standard

Amendment

deleted

1. For the purposes of this Regulation a product complies with the ‘general marketing standard’ if it is of sound, fair and marketable quality.

2. Where no marketing standards as referred to in Subsection 3 and in Council Directives 2000/36/EC²⁸, 2001/112/EC²⁹, 2001/113/EC³⁰, 2001/114/EC³¹, 2001/110/EC³², 2001/111/EC³³, have been established, agricultural products which are ready for sale or delivery to the final consumer in retail as defined in point 7 of Article 3 of Regulation (EC) No 178/2002 may only be marketed if they conform to the general marketing standard.

3. A product shall be considered as conforming to the general marketing standard where the product intended to be marketed is in conformity with an applicable standard adopted by any of the international organisations listed in Annex V.

Or. en

**Amendment 1229
Christel Schaldemose**

**Proposal for a regulation
Article 56**

Text proposed by the Commission

Amendment

Article 56

deleted

Conformity with the general marketing standard

1. For the purposes of this Regulation a product complies with the ‘general marketing standard’ if it is of sound, fair and marketable quality.

2. Where no marketing standards as referred to in Subsection 3 and in Council Directives 2000/36/EC²⁸, 2001/112/EC²⁹,

*2001/113/EC³⁰, 2001/114/EC³¹,
2001/110/EC³², 2001/111/EC³³, have
been established, agricultural products
which are ready for sale or delivery to the
final consumer in retail as defined in
point 7 of Article 3 of Regulation (EC) No
178/2002 may only be marketed if they
conform to the general marketing
standard.*

*3. A product shall be considered as
conforming to the general marketing
standard where the product intended to be
marketed is in conformity with an
applicable standard adopted by any of the
international organisations listed in
Annex V.*

Or. en

Justification

There already exist marketing standards for different products, and there will be no added value in providing basis for a general marketing standard.

Amendment 1230

Paolo De Castro

Proposal for a regulation

Article 56 – paragraph 1

Text proposed by the Commission

1. For the purposes of this Regulation a product complies with the "general marketing standard" if it is of sound, fair and marketable quality.

Amendment

1. For the purposes of this Regulation a product complies with the "general marketing standard" if it is of sound, fair and marketable quality ***and if, in the case of fruit and vegetables intended to be sold to consumers as fresh products, the country of origin is also indicated.***

Or. it

Amendment 1231
Salvatore Caronna

Proposal for a regulation
Article 56 – paragraph 1

Text proposed by the Commission

1. For the purposes of this Regulation a product complies with the "general marketing standard" if it is of sound, fair and marketable quality.

Amendment

1. For the purposes of this Regulation a product complies with the "general marketing standard" if it is of sound, fair and marketable quality ***and if, in the case of fruit and vegetables intended to be sold to consumers as fresh products, the country of origin is also indicated.***

Or. it

Amendment 1232
Maria do Céu Patrão Neves

Proposal for a regulation
Article 56 – paragraph 1

Text proposed by the Commission

1. For the purposes of this Regulation a product complies with the "general marketing standard" if it is of sound, fair and marketable quality.

Amendment

1. For the purposes of this Regulation a product complies with the "general marketing standard" if it is of sound, fair and marketable quality. ***In the case of fresh fruit and vegetables, the variety, class, and origin must be specified.***

Or. pt

Amendment 1233
Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation
Article 56 – paragraph 3

Text proposed by the Commission

Amendment

3. A product shall be considered as conforming to the general marketing standard where the product intended to be marketed is in conformity with an applicable standard adopted by any of the international organisations listed in Annex V.

deleted

Or. it

Amendment 1234

James Nicholson, Julie Girling, Richard Ashworth, Anthea McIntyre, Robert Sturdy

Proposal for a regulation

Article 57

Text proposed by the Commission

Amendment

Article 57

deleted

Delegated powers

Taking into account the need to address changes in the market situation, and the specificity of each sector, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to adopt, modify and derogate from the requirements concerning general marketing standard referred to in Article 56(1), and rules on conformity referred to in Article 56(3).

Or. en

Amendment 1235

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 57

Text proposed by the Commission

Amendment

Article 57

deleted

Delegated powers

Taking into account the need to address changes in the market situation, and the specificity of each sector, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to adopt, modify and derogate from the requirements concerning general marketing standard referred to in Article 56(1), and rules on conformity referred to in Article 56(3).

Or. it

Amendment 1236

Christel Schaldemose

Proposal for a regulation

Article 57

Text proposed by the Commission

Amendment

Article 57

deleted

Delegated powers

Taking into account the need to address changes in the market situation, and the specificity of each sector, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to adopt, modify and derogate from the requirements concerning general marketing standard referred to in Article 56(1), and rules on conformity referred to in Article 56(3).

Or. en

Justification

There already exist marketing standards for different products, and there will be no added value in providing basis for a general marketing standard.

Amendment 1237

Diane Dodds

Proposal for a regulation

Article 57 – paragraph 1

Text proposed by the Commission

Amendment

Taking into account the need to address changes in the market situation, and the specificity of each sector, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to adopt, modify and derogate from the requirements concerning general marketing standard referred to in Article 56(1), and rules on conformity referred to in Article 56(3).

deleted

Or. en

Amendment 1238

James Nicholson, Julie Girling, Richard Ashworth, Anthea McIntyre, Robert Sturdy

Proposal for a regulation

Article 58 – paragraph 1

Text proposed by the Commission

Amendment

The products for which marketing standards by sectors or products have been laid down may be marketed in the Union only *in accordance with such* standards.

1. Marketing standards may apply for one or more of the following products and/or sectors:

(a) olive oil and table olives in respect of the products referred to in point (a) of Part VII of Annex I;

(b) fruit and vegetables;

(c) processed fruit and vegetables;

- (d) bananas;*
- (e) live plants;*
- (f) eggs;*
- (g) poultrymeat;*
- (h) spreadable fats intended for human consumption;*
- (i) hops.*

Ia. The products for which marketing standards by sectors or products have been laid down may be marketed in the Union only ***if they conform to those*** standards.

Or. en

Justification

The list of products to which marketing standards apply should remain in the SCMO and should not be left for the Commission to determine.

Amendment 1239

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 58 – paragraph 1

Text proposed by the Commission

The products for which marketing standards by sectors or products have been laid down may be marketed in the Union only in accordance with such standards.

Amendment

1. Marketing standards may apply to the following sectors or products:

- (a) olive oil and table olives in respect of the products referred to in point (a) of Part VII of Annex I;***
- (b) fruit and vegetables;***
- (c) processed fruit and vegetables;***
- (d) bananas;***
- (e) live plants;***
- (f) spreadable fats;***

(g) milk and milk products intended for human consumption;

(h) poultrymeat.

The wine sector shall be excluded.

The products for which marketing standards by sectors or products have been laid down may be marketed in the Union only in accordance with such standards.

Or. de

Justification

There is no case for introducing a general marketing standard. The sectoral approach has proven its worth and should be retained. Specific rules apply in the wine sector.

Amendment 1240

Giancarlo Scottà, Sergio Paolo Francesco Silvestris, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 58 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Fruit and vegetables that are intended to be sold to consumers as fresh products may be marketed only if they are of sound, fair and marketable quality and if the country of origin is indicated.

Or. it

Amendment 1241

Salvador Sedó i Alabart, Maria Badia i Cutchet, Raimon Obiols, Ramon Tremosa i Balcells, Santiago Fisas Aixela

Proposal for a regulation

Article 58 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Without prejudice to any specific provisions which may be adopted by the Commission, Member States shall check whether those products conform to those standards and shall apply penalties as appropriate.

Or. es

Justification

There is a need for increased border inspection and control of products from third countries, in order to ensure that they comply with the necessary food safety requirements.

Amendment 1242

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

**Proposal for a regulation
Article 59 – paragraph 1**

Text proposed by the Commission

Amendment

1. Taking into account the expectations of consumers and the need to improve the economic conditions for the production and marketing of agricultural products as well as their quality, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on marketing standards referred to in Article 55, at all stages of the marketing, as well as derogations and exemptions from such standards ***to adapt to the constantly changing market conditions, to the evolving consumer demands, to developments in relevant international standards and avoid creating obstacles to product innovation.***

1. Taking into account the expectations of consumers and the need to improve the economic conditions for the production and marketing of agricultural products as well as their quality, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on marketing standards referred to in Article 55, at all stages of the marketing, as well as derogations and exemptions from such standards ***only for a limited time and in exceptional cases, or in the event of market crises.***

Or. it

Amendment 1243
Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 59 – paragraph 2 – introductory part

Text proposed by the Commission

2. The marketing standards referred to in paragraph 1 may **cover**:

Amendment

2. The marketing standards referred to in paragraph 1 may **relate where appropriate to the requirements for**:

(a) as regards the fruit and vegetables sector:

(i) classification criteria such as grading into classes, weight, sizing, age and category;

(ii) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

(iii) criteria such as appearance, consistency, conformation, product characteristics;

(b) as regards the banana sector:

(i) classification criteria such as grading into classes, weight, sizing, age and category;

(ii) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

(iii) criteria such as appearance, consistency, conformation, product characteristics;

(c) as regards the eggs and poultrymeat sector:

(i) classification criteria such as grading into classes, weight, sizing, age and

category;

(ii) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

(iii) criteria such as appearance, consistency, conformation, product characteristics;

(iv) the conservation method and temperature;

(v) as regards the poultrymeat sector, the water content as a percentage;

(d) as regards the egg sector:

(i) the frequency of collection, delivery, preservation and handling;

(ii) the type of farming and production method and related administrative rules, and operating circuit;

(iii) restrictions as regards the use of certain substances and/or practices;

(iv) storage, transport;

(v) time limits.

(e) as regards the olive oil and table olives sector:

(i) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

(ii) criteria such as appearance, consistency, conformation, product characteristics;

(iii) specific substances used in production, or components or constituents, including their quantitative content, purity and identification.

3. The marketing standards by sectors or products adopted pursuant to paragraph 1

shall be established without prejudice to Title IV of Regulation (EU) No [COM(2010)733] on agricultural product quality schemes, and shall take into account:

(a) the specificities of the product concerned;

(b) the need to ensure the conditions for a smooth placing of the products on the market;

(c) the interest of consumers to receive adequate and transparent product information;

(d) the standard recommendations adopted by international bodies.

Or. de

Justification

This amendment is intended to replace the whole of Article 59(2), including all the subparagraphs.

Amendment 1244

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 59 – paragraph 2 – introductory part

Text proposed by the Commission

2. The marketing standards referred to in paragraph 1 may cover :

Amendment

2. The marketing standards referred to in paragraph 1 may cover ***one or more of the following requirements, determined on a sectoral or product basis, and based on the characteristics of each sector, on the need to regulate the placing on the market and on the conditions laid down in paragraph 3:***

Or. it

Amendment 1245

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – introductory part

Text proposed by the Commission

2. The marketing standards referred to in paragraph 1 may cover :

Amendment

2. The marketing standards referred to in paragraph 1 may cover ***one or more of the following requirements, in line with a sectoral approach based on the specific characteristics of each sector, the need to regulate the placing of products on the market and the conditions defined in paragraph 3:***

Or. es

Justification

It is necessary to more clearly specify the powers delegated to the Commission and the need for each sectoral rule to be vertically established.

Amendment 1246

Agustín Díaz de Mera García Consuegra

Proposal for a regulation

Article 59 – paragraph 2 – introductory part

Text proposed by the Commission

2. The marketing standards referred to in paragraph 1 may cover :

Amendment

2. The marketing standards referred to in paragraph 1 may cover ***one or more of the following requirements, in line with a sectoral approach based on the specific characteristics of each sector, the need to regulate the placing of products on the market and the conditions defined in paragraph 3:***

Or. es

Justification

We consider a vertical perspective should be introduced.

Amendment 1247

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point a

Text proposed by the Commission

(a) the ***definition***, designation and/or sales descriptions other than those ***set out in this Regulation and lists of carcasses and parts thereof to which Annex VI applies***;

Amendment

(a) the ***technical definitions***, designation and/or sales descriptions ***for sectors*** other than those ***mentioned in Article 60***;

Or. es

Justification

The development of delegated powers in the definitions should only affect those sectors for which no general conditions are laid down in the annex

Amendment 1248

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point c

Text proposed by the Commission

(c) the plant variety or animal race or the commercial type;

Amendment

(c) the ***species***, plant variety or animal race or the commercial type;

Or. es

Amendment 1249

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 2 – point d

Text proposed by the Commission

(d) the presentation, ***sales descriptions***, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

Amendment

(d) the presentation, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms, ***without prejudice to the provisions of Articles 69 to 100 of this Regulation;***

Or. es

Justification

Oenological practices, the presentation and labelling of wines and their blends do not come within the Commission's sphere of competence.

Amendment 1250
Agustín Díaz de Mera García Consuegra

Proposal for a regulation
Article 59 – paragraph 2 – point d

Text proposed by the Commission

(d) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

Amendment

(d) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, and use of specific terms, ***except for products of the wine sector; Marketing rules cannot under any circumstances require product labelling to include the phytosanitary procedures undergone by such products;***

Or. es

Justification

Plant-health products are specifically addressed in other regulations. It should be

remembered that Spain brought an action for annulment before the Luxembourg Court in relation to a similar topic.

Amendment 1251

María do Céu Patrão Neves

Proposal for a regulation

Article 59 – paragraph 2 – point d

Text proposed by the Commission

(d) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms;

Amendment

(d) the presentation, sales descriptions, labelling linked to obligatory marketing standards, packaging, rules to be applied in relation to packing centres, marking, wrapping, year of harvesting and use of specific terms; ***marketing standards need not include a mandatory indication of the plant health treatments applied to products;***

Or. pt

Amendment 1252

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point e

Text proposed by the Commission

(e) criteria such as appearance, consistency, conformation, product characteristics;

Amendment

(e) criteria such as appearance, consistency, conformation, product characteristics ***and water content percentage;***

Or. es

Amendment 1253

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) specific substances used in production, or components or constituents, including their quantitative content, purity and identification;

deleted

Or. es

Amendment 1254

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 2 – point g

Text proposed by the Commission

Amendment

(g) the type of farming and production method including **oenological practices and related administrative rules, and operating circuit**,

(g) the type of farming and production method;

Or. es

Amendment 1255

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation
Article 59 – paragraph 2 – point g

Text proposed by the Commission

Amendment

(g) the type of farming and production method including oenological practices and related administrative rules, and operating circuit;

(g) the type of farming and production method including **agronomic and advanced systems of sustainable production**, oenological practices and related administrative rules, and operating circuit;

Amendment 1256

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point i

Text proposed by the Commission

(i) the conservation method and temperature;

Amendment

(i) *the frequency of collection, delivery, conservation and handling*, the conservation method and temperature, *storage and transport*;

Or. es

Amendment 1257

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point j

Text proposed by the Commission

(j) the place of farming and/or origin;

Amendment

(j) the place of farming. *The place of origin should, however, be indicated on fruit and horticultural products which are sold fresh to consumers*;

Or. es

Amendment 1258

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 59 – paragraph 2 – point j a (new)

Text proposed by the Commission

Amendment

(ja) the effect on the preservation of genetic diversity and its sustainable use;

Or. fr

Amendment 1259

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point k

Text proposed by the Commission

Amendment

(k) the frequency of collection, delivery, preservation and handling; *deleted*

Or. es

Amendment 1260

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point l

Text proposed by the Commission

Amendment

(l) the identification or registration of the producer and/or the industrial facilities in which the product has been prepared or processed; *deleted*

Or. es

Amendment 1261

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 2 – point m

Text proposed by the Commission

Amendment

(m) the percentage of water content; *deleted*

Or. es

Amendment 1262
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 2 – point p

Text proposed by the Commission

Amendment

(p) commercial documents, accompanying documents and registers to be kept; *deleted*

Or. es

Amendment 1263
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 2 – point q

Text proposed by the Commission

Amendment

(q) storage, transport; *deleted*

Or. es

Amendment 1264
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 59 – paragraph 2 – point q

Text proposed by the Commission

Amendment

(q) storage, transport;

(q) storage, transport ***distance***;

Or. fr

Amendment 1265

Elisabeth Jeggle

Proposal for a regulation

Article 59 – paragraph 2 – point r

Text proposed by the Commission

Amendment

(r) the certification procedure;

deleted

Or. de

Amendment 1266

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point r

Text proposed by the Commission

Amendment

(r) the certification procedure;

deleted

Or. es

Amendment 1267

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 2 – point t

Text proposed by the Commission

Amendment

(t) time limits.

deleted

Amendment 1268
Britta Reimers

Proposal for a regulation
Article 59 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Marketing standards referred to in paragraph 1 in case of the fruit and vegetables sector shall concern in particular: quality, categorisation, weight, size, packing, packaging, storage, transport, presentation, marketing, origin and possibly labelling.

Or. en

Amendment 1269
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 59 – paragraph 3 – introductory part

Text proposed by the Commission

Amendment

3. The marketing standards by sectors or products adopted pursuant to paragraph 1 shall be established without prejudice to Title IV of Regulation (EU) No [COM(2010)733] on agricultural product quality schemes, and shall take into account:

3. The marketing standards by sectors or products adopted pursuant to paragraph 1 shall be established without prejudice to ***the requirements on optional reserved terms listed in Articles 67(a) to 67(d) and the quality terms listed under*** Title IV of Regulation (EU) No [COM(2010)733] on agricultural product quality schemes, and shall take into account:

Or. es

Justification

This alternative wording combines the Commission's proposal with that of the rapporteur, in the interests of clarity and legal certainty also in relation to optional quality terms described elsewhere.

Amendment 1270

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

(c) the interest of consumers to receive adequate and transparent product information, ***including the place of farming to be determined on a case by case approach at the appropriate geographical level;***

Amendment

(c) the interest of consumers to receive adequate and transparent product information;

Or. de

Amendment 1271

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 59 – paragraph 3 – point d

Text proposed by the Commission

(d) the methods used for determining physical, chemical and organoleptic characteristics of the products;

Amendment

deleted

Or. de

Amendment 1272

James Nicholson, Julie Girling

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level; *deleted*

Or. en

Justification

The issue of 'place of farming' labelling should be dealt with in the context of the Food Information to Consumers Regulation rather than the Single CMO.

Amendment 1273

Diane Dodds

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level; *deleted*

Or. en

Amendment 1274

Giancarlo Scottà, Sergio Paolo Francesco Silvestris, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the interest of consumers to receive adequate and transparent product information, ***including*** the place of ***farming to be determined on a case by case approach at the appropriate geographical level;***

(c) the interest of consumers to receive adequate and transparent product information, ***by providing for the indication of*** the place of ***production;***

Or. it

Amendment 1275
Julie Girling

Proposal for a regulation
Article 59 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the interest of consumers to receive adequate and transparent product information, ***including the place of farming to be determined on a case by case approach at the appropriate geographical level;***

(c) the interest of consumers to receive adequate and transparent product information;

Or. en

Justification

Marketing standards cover various issues and there is no need to highlight a "place of farming" labelling in particular. Reference to this should therefore be deleted from Article 59, paragraph 3 point c.

Amendment 1276
Vasilica Viorica Dăncilă, Daciana Octavia Sârbu

Proposal for a regulation
Article 59 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the interest of consumers to receive

(c) the interest of consumers to receive

adequate and transparent product information, ***including the place of farming to be determined on a case by case approach at the appropriate geographical level;***

adequate and transparent product information.

Or. en

Amendment 1277

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level;

Amendment

(c) the interest of consumers to receive adequate and transparent product information, including ***the production systems used and*** the place of farming to be determined on a case by case approach at the appropriate geographical level;

Or. fr

Amendment 1278

Paolo De Castro

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level;

Amendment

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level; ***in particular, for fresh and processed fruit and vegetable products, also with regard to the country of origin, category and, where necessary, the variety (or commercial type) of product,***

Amendment 1279

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

(c) the interest of consumers *to receive* adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level;

Amendment

(c) the interest of *producers in communicating the characteristics of the product and the means of its production and that of consumers in receiving* adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level *without incurring high administrative costs*;

Or. es

Justification

When determining the place of agricultural origin of products, producers' interest in communicating aspects specific to their production needs to be taken into account, as well as the demands of consumers.

Amendment 1280

Salvatore Caronna

Proposal for a regulation

Article 59 – paragraph 3 – point c

Text proposed by the Commission

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical

Amendment

(c) the interest of consumers to receive adequate and transparent product information, including the place of farming to be determined on a case by case approach at the appropriate geographical level; *in particular, for fresh and*

level;

*processed fruit and vegetable products,
also with regard to the country of origin,
category and, where necessary, the variety
(or commercial type) of product,*

Or. it

Amendment 1281

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 59 – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

(ca) under this regulation, ‘place of agricultural origin’ shall mean the place where the main farming activities related to the food product in question have taken place, including the breeding and rearing of animals, harvesting or, as applicable, the place where the holding from which the product originated is located.

Or. es

Amendment 1282

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 59 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) the methods used for determining physical, chemical and organoleptic characteristics of the products;

(d) the methods used for determining physical, chemical, **agronomic** and organoleptic characteristics of the products;

Or. fr

Amendment 1283

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 59 – paragraph 3 – point e

Text proposed by the Commission

Amendment

(e) the standard recommendations adopted by international bodies.

(e) the standard recommendations adopted by international bodies *in Annex V*.

Or. it

Amendment 1284

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 59 – paragraph 3 – point e a (new)

Text proposed by the Commission

Amendment

(ea) the possible risk of consumers being misled due to their expectations and habits, having regard to the availability and feasibility of informational means to exclude such risks;

Or. it

Amendment 1285

Giancarlo Scottà, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 59 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Place of farming, in accordance with

paragraph 3(c), shall mean the place of cultivation or breeding, namely the country from which the non-processed agricultural product, or product used in the preparation or production of a food, originates.

Or. it

Amendment 1286
Maria do Céu Patrão Neves

Proposal for a regulation
Article 59 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The marketing standards referred to in paragraph 1, and any marketing standard applicable to fresh or processed fruit and vegetables, shall apply at every stage of marketing, including import and export, except where the Commission provides otherwise.

Or. pt

Amendment 1287
Maria do Céu Patrão Neves

Proposal for a regulation
Article 59 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. A holder of fresh or processed fruit and vegetables covered by marketing standards may not display the products, offer, or hand them over, for sale, or market them within the Union in any way other than in accordance with those standards. The holder shall be responsible for ensuring that the standards are complied with.

Amendment 1288
Maria do Céu Patrão Neves

Proposal for a regulation
Article 59 – paragraph 3 c (new)

Text proposed by the Commission

Amendment

3c. Without prejudice to such specific provisions as the Commission might adopt, in particular on the coherent enforcement of conformity checks in Member States, Member States shall, as regards the fruit and vegetable sector and processed fruit and vegetables, verify selectively, on the basis of a risk analysis, whether the products concerned conform to the relevant marketing standards. The checks for that purpose shall focus on the point of dispatch from the production sites, when products are being packed or loaded. If products come from third countries, the checks shall be carried out before the products are released for free circulation.

Amendment 1289
Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation
Article 59 a (new)

Text proposed by the Commission

Amendment

Article 59a

Additional requirements for the marketing of the products of the fruit and vegetables sector

1. The country of origin should be indicated on fruit and horticultural

products which are sold fresh to consumers; The marketing standards referred to in paragraph 1 and 2 of Article 56 and any marketing standard applicable to the fruit and vegetables and the processed fruit and vegetables sectors shall apply at all marketing stages including import and export unless otherwise provided for by the Commission.

2. The marketing standards referred to in paragraph 21 and any marketing standard applicable to the fruit and vegetables and the processed fruit and vegetables sectors shall apply at all marketing stages including import and export unless otherwise provided for by the Commission.

3. The holder of products of the fruit and vegetables and processed fruit and vegetables sector covered by marketing standards may not display such products or offer them for sale or deliver or market them in any manner within the Community other than in conformity with those standards and shall be responsible for ensuring such conformity.

4. Without prejudice to any specific provisions which may be adopted by the Commission, in particular on the consistent application in the Member States of the conformity checks, Member States shall, in respect of the fruit and vegetables and the processed fruit and vegetables sectors, check selectively, based on a risk analysis, whether the products concerned conform to the respective marketing standards. These checks shall be focused on the stage prior to dispatch from the production areas when the products are being packed or loaded. For products from third countries, checks shall be done prior to release for free circulation.

Or. es

Justification

This restores the wording of the COM proposal on marketing standards which has disappeared from the proposed amendment to the single CMO regulation.

Amendment 1290

Albert Deß, Peter Jahr, Elisabeth Jeggle, Christa Klaß, Hans-Peter Mayer, Manfred Weber, Martin Kastler

Proposal for a regulation

Article 59 a (new)

Text proposed by the Commission

Amendment

Article 59a

Certification for hops

1. Products of the hops sector, harvested or prepared within the Community, shall be subject to a certification procedure.

2. Certificates may be issued only for products having the minimum quality characteristics appropriate to a specific stage of marketing. In the case of hop powder, hop powder with higher lupulin content, extract of hops and mixed hop products, the certificate may only be issued if the alpha acid content of these products is not lower than that of the hops from which they have been prepared.

3. The certificates shall indicate at least:
(a) the place(s) of production of the hops;
(b) the year(s) of harvesting;
(c) the variety or varieties.

4. Products of the hops sector may be marketed or exported only if a certificate as referred to in paragraphs 1, 2 and 3 has been issued.

In the case of imported products of the hops sector, the attestation provided for in Article 128a(2) shall be deemed to be equivalent to the certificate.

5. Measures derogating from paragraph 4

may be adopted by the Commission:

(a) in order to satisfy the trade requirements of certain third countries;

or

(b) for products intended for special uses.

The measures referred to in the first subparagraph shall:

(a) not prejudice the normal marketing of products for which the certificate has been issued;

(b) be accompanied by guarantees intended to avoid any confusion with those products.

Or. de

Amendment 1291
Rareş-Lucian Niculescu

Proposal for a regulation
Article 59 a (new)

Text proposed by the Commission

Amendment

Article 59a

Marketing standard of fruit and vegetables

1. Provision may be made by the Commission for marketing standards for one or more of the products of the following sectors:

(b) fruit and vegetables;

(c) processed fruit and vegetables;

2. The standards referred to in paragraph 1:

(a) shall be established taking into account, in particular:

(i) the specificities of the products concerned;

(ii) the need to ensure the conditions for a smooth disposal of those products on the market;

(iii) the interest of consumers to receive adequate and transparent product information including, in particular for products of the fruit and vegetables and processed fruit and vegetables sectors, the country of origin, the class and, where appropriate, the variety (or the commercial type) of the product;

(v) as regards the fruit and vegetables and the processed fruit and vegetables sectors, the Standard recommendations adopted by the UN-Economic Commission for Europe (UN/ECE);

(b) may in particular relate to quality, grading into classes, weight, sizing, packaging, wrapping, storage, transport, presentation, marketing, origin and labelling.

3. Save as otherwise provided for by the Commission in accordance with the criteria referred to in point (a) of paragraph 2, the products for which marketing standards have been laid down may be marketed in the Union only in accordance with such standards.

Without prejudice to any specific provisions which may be adopted by the Commission in accordance with Article 87, Member States shall check whether those products conform to those standards and shall apply penalties as appropriate.

Additional requirements for the marketing of the products of the fruit and vegetables sector

1. The products of the fruit and vegetables sector which are intended to be sold fresh to the consumer, may only be marketed if they are sound, fair and of marketable quality and if the country of origin is indicated.

2. The marketing standards referred to in

paragraph 1 of this Article and in points (b) and (c) of Article 113(1) shall apply at all marketing stages including import and export unless otherwise provided for by the Commission.

3. The holder of products of the fruit and vegetables and processed fruit and vegetables sector covered by marketing standards may not display such products or offer them for sale or deliver or market them in any manner within the Union other than in conformity with those standards and shall be responsible for ensuring such conformity.

4. Further to the second subparagraph of Article 113(3) and without prejudice to any specific provisions which may be adopted by the Commission in accordance with Article 87, in particular on the consistent application in the Member States of the conformity checks, Member States shall, in respect of the fruit and vegetables and the processed fruit and vegetables sectors, check selectively, based on a risk analysis, whether the products concerned conform to the respective marketing standards. These checks shall be focused on the stage prior to dispatch from the production areas when the products are being packed or loaded. For products from third countries, checks shall be done prior to release for free circulation.

Or. en

Amendment 1292

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

**Proposal for a regulation
Article 60 – title**

Text proposed by the Commission

Amendment

Definitions, designations **and** sales descriptions for certain sectors and products

Definitions, designations, sales descriptions **and other basic provisions** for certain sectors and products

Or. es

Justification

Given that the annexes include not only definitions and sales descriptions, but other provisions such as classification, the title should reflect this broader range.

Amendment 1293

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 60 – title

Text proposed by the Commission

Amendment

Definitions, designations **and** sales descriptions for certain sectors and products

Definitions, designations, sales descriptions **and other basic provisions** for certain sectors and products

Or. es

Justification

In addition to definitions and sales descriptions, other provisions such as classification are included; the title should reflect this broader range.

Amendment 1294

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 60 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) poultrymeat;

(e) poultrymeat **and eggs**;

Or. es

Amendment 1295

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 60 – paragraph 3

Text proposed by the Commission

Amendment

3. Taking into account the need to adapt to evolving consumer demands, and technical progress and to avoid creating obstacles to product innovation, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on modifications, derogations or exemptions to the definitions and sales descriptions provided for in Annex VI.

deleted

Or. de

Amendment 1296

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 60 – paragraph 3

Text proposed by the Commission

Amendment

3. Taking into account the need to adapt to evolving consumer demands, and technical progress and to avoid creating obstacles to product innovation, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on modifications, derogations or

deleted

exemptions to the definitions and sales descriptions provided for in Annex VI.

Or. it

Amendment 1297

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 60 – paragraph 3

Text proposed by the Commission

Amendment

3. Taking into account the need to adapt to evolving consumer demands, and technical progress and to avoid creating obstacles to product innovation, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on modifications, derogations or exemptions to the definitions and sales descriptions provided for in Annex VI.

deleted

Or. es

Amendment 1298

James Nicholson, Julie Girling, Anthea McIntyre

Proposal for a regulation

Article 60 – paragraph 3 – subparagraph 1 (new)

Text proposed by the Commission

Amendment

3a. In order to provide certainty about the methods of production for reduced alcohol wine and de-alcoholised wine, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on the oenological practices authorised for the production of reduced alcohol wines and de-alcoholised wine under paragraphs 1A and 1B of Part II of Annex VI.

Justification

Under the current SCMO, in order for a product to be marketed as wine, it must have an alcoholic strength of not less than 8.5%. This minimum alcoholic strength is reduced to 4.5% for wines which have a protected designation of origin or a protected geographical indication and which have been produced naturally to contain less alcohol or have undergone only a small alcohol reduction to correct the levels in the final product. This distinction is no longer justified – alcohol content is not a quality issue. Removing the limitation would provide opportunities for innovation in low-alcohol wines and enable EU producers to compete globally in this developing market. In order to facilitate the development of the market in reduced alcohol or de-alcoholised wines new categories should be introduced for wine produced using technologies in order to achieve lower alcohol levels: reduced alcohol wine and de-alcoholised wine. Providing for these categories would enable wines using these technologies to be marketed as reduced alcohol or de-alcoholised wine and would provide greater clarity and consumer choice while supporting innovation and growth in this key area.

Amendment 1299

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 61 – paragraph 1

Text proposed by the Commission

Taking into account the specificity of each sector, ***the Commission shall be empowered to adopt delegated acts in accordance with Article 160 on*** tolerance for each standard beyond which the entire batch of products shall be considered as not respecting that standard.

Amendment

Taking into account the specificity of each sector, ***through the ordinary procedure a tolerance may be adopted*** for each standard beyond which the entire batch of products shall be considered as not respecting that standard.

Or. it

Amendment 1300

Giancarlo Scottà, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation
Article 61 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

In exceptional cases, or in the event of market crises and for a limited period of time, the Commission may adopt, by means of delegated acts, a tolerance for each standard beyond which the entire batch of products shall be considered as not respecting that standard.

Or. it

Amendment 1301
Astrid Lulling

Proposal for a regulation
Article 62 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Only oenological practices authorised in accordance with Annex VII and ***provided for in point (g) of Article 59(2)*** and in paragraphs 2 and 3 of Article 65 shall be used in the production and conservation of the products listed in Part II of Annex VI in the Union.

Only oenological practices authorised in accordance with Annex VII and ***paragraph 2***, and in paragraphs 2 and 3 of Article 65, shall be used in the production and conservation of the products listed in Part II of Annex VI in the Union.

Or. fr

Amendment 1302
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 62 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Only oenological practices authorised in accordance with Annex VII and provided

Only oenological practices authorised in accordance with Annex VII and provided

for in *point (g) of Article 59(2)* and in paragraphs 2 and 3 of Article 65 shall be used in the production and conservation of the products listed in Part II of Annex VI in the Union.

for in Article **68(h)** and in paragraphs 2 and 3 of Article 65 shall be used in the production and conservation of the products listed in Part II of Annex VI in the Union.

Or. es

Justification

Oenological practices should be authorised by implementing acts, not by delegated acts. We therefore proposed their deletion from this paragraph and their inclusion in Article 68(h).

Amendment 1303
Astrid Lulling

Proposal for a regulation
Article 62 – paragraph 1 – subparagraph 5 – point c – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

These unmarketable products shall be destroyed. However, Member States may authorise the use of certain products, the characteristics of which they shall determine, by distilleries or vinegar factories or for industrial purposes.

Or. fr

Justification

Provisions concerning the destruction of wines which do not comply with requirements are essential, and must be laid down in the basic act.

Amendment 1304
Astrid Lulling

Proposal for a regulation
Article 62 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

2. When authorising oenological practices for wine as referred to in **point (g) of Article 59(2)**, the Commission shall:

2. When **making proposals on** authorising oenological practices for wine as referred to in **paragraph 1**, the Commission shall:

Or. fr

Amendment 1305

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 62 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

2. When authorising oenological practices for wine as referred to in **point (g) of Article 59(2)**, **the Commission shall:**

2. When authorising oenological practices for wine as referred to in Article **68(h)**

Or. es

Justification

Oenological practices should be authorised by implementing acts, not by delegated acts. We therefore proposed their deletion from this paragraph and their inclusion in Article 68(h).

Amendment 1306

Astrid Lulling

Proposal for a regulation

Article 62 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) **base itself on** the oenological practices and methods of analyses recommended and published by the OIV as well as **on** the results of experimental use of as yet unauthorised oenological practices;

(a) **take into account** the oenological practices and methods of analyses recommended and published by the OIV as well as the results of experimental use of as yet unauthorised oenological practices;

Amendment 1307

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 62 – paragraph 3 – subparagraph 1

Text proposed by the Commission

The *Commission shall, where necessary, adopt methods referred to in point (d) of Article 59(3) for products listed in Part II of Annex VI by means of implementing acts*. Those methods shall be based on *any relevant methods recommended and published by the OIV, unless they would be ineffective or inappropriate in view of the legitimate objective pursued. That implementing act shall be adopted in accordance with the examination procedure referred to in Article 162(2).*

Amendment

The *methods of analysis for determining the composition of the products of the wine sector and the rules whereby it may be established whether these products have undergone processes contrary to authorised oenological practices shall be adopted pursuant to Article 43(2) of the Treaty*. Those methods *and rules* shall be based on *the relevant recommendations of the OIV, unless they would be ineffective or inappropriate in view of the objective pursued by the Union*.

Or. de

Justification

The change to paragraph 3 is necessary, since Articles 58 and 59 exclude wine from the scope of the marketing standards. For that reason, the analysis methods and rules should be outlined again.

Amendment 1308

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 62 – paragraph 3 – subparagraph 1

Text proposed by the Commission

The Commission shall, where necessary, adopt methods referred to in point (d) of Article 59(3) for products listed in Part II

Amendment

In accordance with Article 43(2) of the Treaty, the methods referred to in point (d) of Article 59(3) for products listed in Part

of Annex VI ***by means of implementing acts***. Those methods shall be based on any relevant methods recommended and published by the OIV, unless they would be ineffective or inappropriate in view of the legitimate objective pursued. ***Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 162(2)***

II of Annex VI ***shall be adopted***. Those methods shall be based on any relevant methods recommended and published by the OIV, unless they would be ineffective or inappropriate in view of the legitimate objective pursued.

Or. it

Amendment 1309

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation Article 64 a (new)

Text proposed by the Commission

Amendment

Article 64a

Certification for hops

- 1. Products of the hops sector, harvested or prepared within the Union, shall be subject to a certification procedure.***
- 2. Certificates may be issued only for products having the minimum quality characteristics appropriate to a specific stage of marketing. In the case of hop powder, hop powder with higher lupulin content, extract of hops and mixed hop products, the certificate may only be issued if the alpha acid content of these products is not lower than that of the hops from which they have been prepared.***
- 3. The certificates shall indicate at least:***
 - (a) the place of production of the hops;***
 - (b) the year of harvesting;***
 - (c) the variety or varieties.***
- 4. Products of the hops sector may be marketed or exported only if a certificate***

as referred to in paragraphs 1, 2 and 3 has been issued.

In the case of imported products of the hops sector, the attestation provided for in Article 129(a)(2) shall be deemed to be equivalent to the certificate.

5. Measures derogating from paragraph 4 may be adopted by the Commission:

*(a) in order to satisfy the trade requirements of certain third countries; or
(b) for products intended for special uses.*

The measures referred to in the previous subparagraph shall:

*(a) be adopted by implementing acts in accordance with the examination procedure referred to in Article 162(2);
(b) not prejudice the normal marketing of products for which the certificate has been issued;
(c) be accompanied by guarantees intended to avoid any confusion with those products.*

Or. es

Justification

We disagree with the suppression of this provision (corresponding to Article 117 of current Regulation (EC) No 1234/2007), as it would negatively affect the quality of hops produced in the Union. Furthermore, the trend within the EU is to promote quality certification systems. The elimination of the certification mechanism in this sector, where it already exists, is therefore inexplicable.

Amendment 1310
Agustín Díaz de Mera García Consuegra

Proposal for a regulation
Article 64 a (new)

Article 64a

Certification for hops

1. Products of the hops sector, harvested or prepared within the Union, shall be subject to a certification procedure.

2. Certificates may be issued only for products having the minimum quality characteristics appropriate to a specific stage of marketing. In the case of hop powder, hop powder with higher lupulin content, extract of hops and mixed hop products, the certificate may only be issued if the alpha acid content of these products is not lower than that of the hops from which they have been prepared.

3. The certificates shall indicate at least:

(a) the place of production of the hops;

(b) the year of harvesting;

(c) the variety or varieties.

4. Products of the hops sector may be marketed or exported only if a certificate as referred to in paragraphs 1, 2 and 3 has been issued.

In the case of imported products of the hops sector, the attestation provided for in Article 129(a)(2) shall be deemed to be equivalent to the certificate.

5. Measures derogating from paragraph 4 may be adopted by the Commission:

(a) in order to satisfy the trade requirements of certain third countries; or

(b) for products intended for special uses.

The measures referred to in the previous subparagraph shall:

(a) be adopted by implementing acts in accordance with the examination procedure referred to in Article 162(2);

(b) not prejudice the normal marketing of

products for which the certificate has been issued;

(c) be accompanied by guarantees intended to avoid any confusion with those products.

Or. es

Justification

We disagree with the suppression of this provision (corresponding to Article 117 of current Regulation (EC) No 1234/2007), as it would negatively impact the quality of hops produced in the Union. Furthermore, the trend within the EU is to promote quality certification systems. The elimination of the certification mechanism in this sector, where it already exists thanks to this provision, is therefore inexplicable.

Amendment 1311

Giancarlo Scottà, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

**Proposal for a regulation
Article 65 – paragraph 3**

Text proposed by the Commission

3. Member States may allow the experimental use of unauthorised oenological practices *in accordance with the conditions specified by the Commission, by means of delegated acts adopted pursuant to paragraph 4.*

Amendment

3. Member States may allow the experimental use of unauthorised oenological practices.

Or. it

Amendment 1312

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

**Proposal for a regulation
Article 66 – paragraph 1**

Text proposed by the Commission

Taking into account the specificities in trade between the Union and certain third countries and the special character of some agricultural products, ***the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to define*** the conditions under which imported products are considered to have an equivalent level of compliance with the Union marketing standards and conditions allowing derogation from Article 58 and ***determine*** the rules concerning the application of the marketing standards to products exported from the Union.

Amendment

Taking into account the specificities in trade between the Union and certain third countries and the special character of some agricultural products, ***ensuring that consumers are not being misled due to their expectations and habits***, the conditions under which imported products are considered to have an equivalent level of compliance with the Union marketing standards and conditions allowing derogation from Article 58 ***may be defined, through the ordinary procedure***, and the rules concerning the application of the marketing standards to products exported from the Union ***may be determined***.

Or. it

Amendment 1313

Britta Reimers

Proposal for a regulation

Article 66 – paragraph 1

Text proposed by the Commission

Taking into account the specificities in trade between the Union and certain third countries and the special character of some agricultural products, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to define the conditions under which imported products are considered to have an equivalent level of compliance with the Union marketing standards ***and conditions allowing derogation from Article 58*** and determine the rules concerning the application of the marketing standards to products exported from the Union.

Amendment

Taking into account the specificities in trade between the Union and certain third countries and the special character of some agricultural products, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to define the conditions under which imported products are considered to have an equivalent level of compliance with the Union marketing standards and determine the rules concerning the application of the marketing standards to products exported from the Union.

Or. en

Justification

Derogations should not be granted from the requirement for products to respect existing EU marketing standards. This is in line with Article 11 of Regulation 178/2002 on general food law which states that imported food and feed -to be placed on the market of the Community- should comply with the relevant requirements of food law or with conditions recognised by the Community to be at least equivalent.

Amendment 1314 **Jens Rohde**

Proposal for a regulation **Article 66 – paragraph 1**

Text proposed by the Commission

Taking into account the specificities in trade between the Union and certain third countries and the special character of some agricultural products, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to define the conditions under which imported products are considered to have an equivalent level of compliance with the Union marketing standards and conditions allowing derogation from Article 58 ***and determine the rules concerning the application of the marketing standards to products exported from the Union.***

Amendment

Taking into account the specificities in trade between the Union and certain third countries and the special character of some agricultural products, the Commission shall be empowered to adopt delegated acts in accordance with Article 160 to define the conditions under which imported products are considered to have an equivalent level of compliance with the Union marketing standards and conditions allowing derogation from Article 58.

Or. en

Justification

There is no need to impose more than the strict EU food safety and hygiene rules to producers in the EU for their products only intended for export to third markets. On the international markets the specific marketing, composition and labelling standards should be defined by the relevant 3rd country. If additional marketing standards would be introduced, EU producers would have to live up to two sets of marketing standards when exporting products. This will put them in a disadvantaged competitive situation compared to their international competitors, who would only have to live up to the marketing standards on the given market. EU rules should be valid for the internal market only, except for food safety and hygiene, as already mentioned. Any change of this cannot be considered a non-essential part of legislation, and therefore not be part of a delegated power.

Amendment 1315
Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 67 – paragraph 2

Text proposed by the Commission

2. Save as otherwise provided for in agreements concluded pursuant to Article 218 of the Treaty, products referred to in paragraph 1 of this Article shall be produced in accordance with oenological practices ***recommended and published by the OIV or*** authorised by the Union pursuant to this Regulation.

Amendment

2. Save as otherwise provided for in agreements concluded pursuant to Article 218 of the Treaty, products referred to in paragraph 1 of this Article shall be produced in accordance with oenological practices authorised by the Union pursuant to this Regulation.

Or. de

Justification

The deletion is necessary because this rule could lead to discrimination against EU producers if Union law lays down methods stricter than those recommended by the OIV.

Amendment 1316
Astrid Lulling

Proposal for a regulation
Article 67 – paragraph 2

Text proposed by the Commission

2. Save as otherwise provided for in agreements concluded pursuant to Article 218 of the Treaty, products referred to in paragraph 1 of this Article shall be produced in accordance with oenological practices ***recommended and published by the OIV or*** authorised by the Union pursuant to this Regulation.

Amendment

2. Save as otherwise provided for in agreements concluded pursuant to Article 218 of the Treaty, products referred to in paragraph 1 of this Article shall be produced in accordance with oenological practices authorised by the Union pursuant to this Regulation.

Measures derogating from paragraph 1 may be adopted in accordance with the procedure referred to in Article 62(2).

Justification

In order to ensure fair treatment of Union producers in relation to their third-country competitors, imported wines must in general comply with oenological practices authorised in the Union. Derogations may be adopted in accordance with the procedure referred to in Article 62 for the authorisation of oenological practices.

Amendment 1317

Astrid Lulling

Proposal for a regulation

Article 67 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Derogations from the provisions of paragraph 2 for imported products may be adopted in accordance with Article 43(2) of the Treaty.

Or. en

Amendment 1318

Astrid Lulling

Proposal for a regulation

Article 68 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

The Commission may, by means of implementing acts, adopt the necessary measures related to this Section and ***in particular***:

The Commission may, by means of implementing acts, adopt the necessary measures related to this Section and ***concerning***:

Or. fr

Amendment 1319

Hans-Peter Mayer

Proposal for a regulation
Article 68 – paragraph 1 – introductory part

Text proposed by the Commission

The Commission may, by means of implementing acts, adopt the necessary measures related to this Section **and in particular**:

Amendment

The Commission may, by means of implementing acts, adopt the necessary measures related to this Section:

Or. de

Amendment 1320
Hans-Peter Mayer

Proposal for a regulation
Article 68 – paragraph 1 – point a

Text proposed by the Commission

(a) for the implementation of the general marketing standard;

Amendment

deleted

Or. de

Amendment 1321
Hans-Peter Mayer

Proposal for a regulation
Article 68 – paragraph 1 – point b

Text proposed by the Commission

(b) for the implementation of the definitions and sales descriptions provided for in Annex VI;

Amendment

deleted

Or. de

Amendment 1322
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 68 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) for the implementation of the definitions and sales descriptions provided for in Annex VI;

(b) **lay down rules** for the implementation of the definitions and sales descriptions provided for in Annex VI;

Or. es

Justification

This article is amended in line with our proposed change to articles 59, 62 and 65, as it deals with implementing measures.

Amendment 1323

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 68 – paragraph 1 – point f

Text proposed by the Commission

Amendment

(f) for fixing of the tolerance level;

(f) **lay down rules** for fixing of the tolerance level;

Or. es

Justification

This article is amended in line with our proposed change to articles 59, 62 and 65, as it deals with implementing measures.

Amendment 1324

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 68 – paragraph 1 – point g

Text proposed by the Commission

Amendment

(g) for the implementation of Article 66.

(g) **lay down rules** for the implementation of Article 66.

Or. es

Justification

This article is amended in line with our proposed change to articles 59, 62 and 65, as it deals with implementing measures.

Amendment 1325

Astrid Lulling

Proposal for a regulation

Article 68 – paragraph 1 – point g a (new)

Text proposed by the Commission

Amendment

(ga) implementing provisions relating to the withdrawal and destruction of wines which do not comply with requirements;

Or. fr

Amendment 1326

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 68 – paragraph 1 – point g a (new)

Text proposed by the Commission

Amendment

(ga) lay down rules for the approval of new oenological practices, coupage of must and wine, including definitions thereof, blending and restrictions thereof.

Or. es

Justification

This article is amended in line with our proposed change to articles 59, 62 and 65, as it deals with implementing measures.

Amendment 1327
Astrid Lulling

Proposal for a regulation
Article 68 – paragraph 1 – point g b (new)

Text proposed by the Commission

Amendment

(gb) implementing provisions relating to the experimental use of unauthorised oenological practices;

Or. fr

Amendment 1328
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 68 – paragraph 1 – point g b (new)

Text proposed by the Commission

Amendment

(gb) lay down rules on the holding, circulation and use of products obtained by the experimental oenological practices referred to in Article 65.

Or. es

Justification

This article is amended in line with our proposed change to articles 59, 62 and 65, as it deals with implementing measures.

Amendment 1329
Astrid Lulling

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Proposal for a regulation
Article 68 – paragraph 1 – point g c (new)

Text proposed by the Commission

Amendment

(gc) implementing provisions relating to the operations of enrichment, de-acidification and acidification;

Or. fr

Justification

The power vested in the Commission to adopt implementing provisions concerning oenological practices must be established.

Amendment 1330

Salvador Sedó i Alabart, Maria Badia i Cutchet, Raimon Obiols, Ramon Tremosa i Balcells, Santiago Fisas Aixela

Proposal for a regulation
Article 68 a (new)

Text proposed by the Commission

Amendment

Article 68a

Compulsory indication

1. Indication of the country of origin or place of provenance on the labelling of or documentation accompanying the food product shall be compulsory.

2. Where the country of origin or the place of provenance of a food is given and where it is not the same as that of its primary ingredient:

(a) the country of origin or place of provenance of the primary ingredient in question shall be given;

(b) or the country of origin or place of provenance of the primary ingredient shall be indicated as being different to that of the food.

Justification

Necessary action should be taken to highlight and inform consumers of the differences between the requirements of European rules on food production and those of third countries.

Amendment 1331
Hans-Peter Mayer

Proposal for a regulation
Article 68 a (new)

Text proposed by the Commission

Amendment

Article 68a

Delegated powers

The Commission shall be empowered to adopt delegated acts in accordance with Article 160 in order to lay down:

(a) rules for the implementation of the general marketing standard;

(b) rules for the implementation of the definitions and sales descriptions provided for in Annex VI.

Or. de

Amendment 1332
José Bové
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 69 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) managing supply;

Or. fr

Amendment 1333

José Bové

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 69 – paragraph 2 – point c b (new)

Text proposed by the Commission

Amendment

(cb) stepping up advanced measures to bring about sustainable production by means of indications and labelling.

Or. fr

Amendment 1334

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 70 – paragraph 1 – point a – introductory part

Text proposed by the Commission

Amendment

(a) 'a designation of origin' shall mean the name of a region, a specific place or, in exceptional *and duly justifiable* cases, a country used to describe a product referred to in Article 69(1) complying with the following requirements:

(a) 'a designation of origin' shall mean the name of a region, a specific place or, in exceptional cases, a country used to describe a product referred to in Article 118a(1) that complies with the following requirements:

Or. es

Justification

We are opposed to this change in the current situation, as it gives the Commission an interpretive role which was not previously included.

Amendment 1335

James Nicholson, Julie Girling, Richard Ashworth, Anthea McIntyre

Proposal for a regulation

Article 70 – paragraph 1 – point a – point iv

Text proposed by the Commission

(iv) the product is obtained from vine varieties belonging to *Vitis vinifera*;

Amendment

(iv) the product is obtained from vine varieties belonging to *Vitis vinifera*; ***or a cross between the *Vitis vinifera* species and other species of the genus *Vitis****;

Or. en

Justification

Hybrid wines should also be supported on disease resistance grounds

Amendment 1336

Giancarlo Scottà, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 70 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

(da) include the name of the vine variety together with the geographical reference.

Or. it

Amendment 1337

Herbert Dorfmann

Proposal for a regulation

Article 71 – paragraph 1 – point aa (new)

Text proposed by the Commission

Amendment

(aa) the name to be protected;

Or. it

Amendment 1338
Herbert Dorfmann

Proposal for a regulation
Article 71 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

- (ba) a description of the wine(s);*
- (i) for wines with a designation of origin, the description of their principal analytical and organoleptic characteristics;*
- (ii) for wines with a geographical indication, the description of their principal analytical characteristics in addition to an evaluation or indication of their organoleptic characteristics;*

Or. it

Amendment 1339
Herbert Dorfmann

Proposal for a regulation
Article 71 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

- (ca) where applicable, the specific oenological practices used to make the wine(s) as well as the relevant restrictions on making the wine(s);*

Or. it

Amendment 1340
Herbert Dorfmann

Proposal for a regulation
Article 71 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) the demarcation of the geographical area concerned;

Or. it

**Amendment 1341
Herbert Dorfmann**

**Proposal for a regulation
Article 71 – paragraph 1 – point d b (new)**

Text proposed by the Commission

Amendment

(db) the maximum yields per hectare;

Or. it

**Amendment 1342
Herbert Dorfmann**

**Proposal for a regulation
Article 71 – paragraph 1 – point d c (new)**

Text proposed by the Commission

Amendment

(dc) an indication of the wine grape variety or varieties the wine(s) is/are obtained from;

Or. it

**Amendment 1343
Herbert Dorfmann**

**Proposal for a regulation
Article 71 – paragraph 1 – point d d (new)**

Text proposed by the Commission

Amendment

(dd) the details bearing out the link referred to in Article 118b(1)(a)(i) or, as the case may be, in Article 118b(1)(b)(i);

Or. it

**Amendment 1344
Herbert Dorfmann**

**Proposal for a regulation
Article 71 – paragraph 1 – point d e (new)**

Text proposed by the Commission

Amendment

(de) applicable requirements laid down in Union or national legislation or, where provided for by Member States, by an organisation which manages the protected designation of origin or the protected geographical indication, having regard to the fact that such requirements shall be objective, and non-discriminatory and compatible with Union law;

Or. it

**Amendment 1345
Herbert Dorfmann**

**Proposal for a regulation
Article 71 – paragraph 1 – point d f (new)**

Text proposed by the Commission

Amendment

(df) the name and address of the authorities or bodies verifying compliance with the provisions of the product specification and their specific tasks.

Or. it

Amendment 1346
Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 71 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

It shall consist at least of:

- (a) the name to be protected;*
- (b) a description of the wine(s);*
 - (i) for wines with a designation of origin, its principal analytical and organoleptic characteristics;*
 - (ii) for wines with a geographical indication, its principal analytical characteristics as well as an evaluation or indication of its organoleptic characteristics;*
- (c) where applicable, the specific oenological practices used to make the wine(s) as well as the relevant restrictions on making the wine(s);*
- (d) the demarcation of the geographical area concerned;*
- (e) the maximum yields per hectare;*
- (f) an indication of the wine grape variety or varieties the wine(s) is/are obtained from;*
- (g) the details bearing out the link referred to in Article 70(1)(a) or, as the case may be, in Article 70(1)(a)(i);*
- (h) applicable requirements laid down in Union or national legislation or, where provided for by Member States, by an organisation which manages the protected designation of origin or the protected geographical indication, having regard to the fact that such requirements shall be objective and non-discriminatory and compatible with Union law;*

(i) the name and address of the authorities or bodies verifying compliance with the provisions of the product specification and their specific tasks.

Or. de

Justification

This amendment takes over the wording of Article 175(2) of the proposal for a regulation aligning the single CMO with the provisions of the Lisbon Treaty (COM(2010) 799). It concerns essential elements which must be dealt with in the basic legislative act.

Amendment 1347

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 71 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The product specification shall consist at least of:

(a) the name to be protected;

(b) a description of the wine(s):

(i) for wines with a designation of origin, its principal analytical and organoleptic characteristics;

(ii) for wines with a geographical indication, its principal analytical characteristics and an evaluation

or indication of its organoleptical characteristics;

(c) where applicable, the specific oenological practices used to make the wine(s) as well as the relevant restrictions on making the wine(s);

(d) the demarcation of the geographical area concerned;

(e) the maximum yields per hectare;

(f) an indication of the wine grape variety

or varieties the wine or wines is or are obtained from;

(g) detailed explanation of the link

(h) applicable requirements laid down in Community or national provisions or, where foreseen by Member States, by an organisation which manages the protected designation of origin or geographical indication, having regard to the fact that such requirements shall be objective and non-discriminatory and compatible with Community law;

(i) the name and address of the authorities or bodies verifying compliance with the provisions of the product specification and their specific tasks.

Or. es

Justification

As in Regulation (EC) ... of the Council and of the Parliament on quality systems, the minimum product specification requirements should be included in the basic act.

Amendment 1348

Astrid Lulling

Proposal for a regulation

Article 71 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

It shall consist at least of:

(a) the name to be protected;

(b) a description of the wine(s):

(i) for wines with a designation of origin, its principal analytical and organoleptic characteristics;

(ii) for wines with a geographical indication, its principal analytical characteristics as well as an evaluation or

indication of its organoleptic characteristics;

(c) where applicable, the specific oenological practices used to make the wine(s) as well as the relevant restrictions on making the wine(s);

(d) the demarcation of the geographical area concerned shall be established in a detailed, precise and unambiguous manner;

(e) the maximum yields per hectare;

(f) an indication of the wine grape variety or varieties the wine(s) is/are obtained from;

(g) the details bearing out the link referred to in Article 70(1)(a)(i) or, as the case may be, in Article 70(1)(b)(i);

(h) applicable requirements laid down in Union or national legislation or, where provided for by Member States, by an organisation which manages the protected designation of origin or the protected geographical indication, with the proviso that such requirements shall be objective, non-discriminatory and compatible with Union law;

(i) the name and address of the authorities or bodies verifying compliance with the provisions of the product specification and their specific tasks.

Or. fr

Justification

The content of the technical file for designations of origin is an essential element, which must be laid down in the basic act.

Amendment 1349

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 71 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

2a. The product specification shall consist at least of:

(a) the name to be protected;

(b) a description of the wine(s):

(i) for wines with a designation of origin, its principal analytical and organoleptic characteristics;

(ii) for wines with a geographical indication, its principal analytical characteristics as well as an evaluation or indication of its organoleptic characteristics;

(c) where applicable, the specific oenological practices used to make the wine(s) as well as the relevant restrictions on making the wine(s);

(d) the demarcation of the geographical area concerned;

(e) the maximum yields per hectare;

(f) an indication of the wine grape variety or varieties the wine or wines is or are obtained from;

(g) detailed explanation of the link

(h) applicable requirements laid down in Union or national provisions or, where foreseen by Member States, by an organisation which manages the protected designation of origin or the protected geographical indication, having regard to the fact that such requirements shall be objective, and non-discriminatory and compatible with Union law;

(i) the name and address of the authorities or bodies verifying compliance with the provisions of the product specification and their specific tasks.

Or. es

Justification

The Commission proposes to delete the requirements to be met by the product specification presented in applications for protection, currently listed in article 118c(2) of Regulation (EC) 1234/2007. These requirements should be listed in the basic act, as they are a fundamental part of the regulation.

Amendment 1350

Giancarlo Scottà, Carlo Fidanza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 71 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

2a. The specification shall consist at least of:

(a) the name to be protected;

(b) a description of the wine(s);

(i) for wines with a designation of origin, the description of their principal analytical and organoleptic characteristics;

(ii) for wines with a geographical indication, the description of their principal analytical characteristics in addition to an evaluation or indication of their organoleptic characteristics;

(c) where applicable, the specific oenological practices used to make the wine(s) as well as the relevant restrictions on making the wine(s);

(d) the demarcation of the geographical area concerned;

(e) the maximum yields per hectare;

(f) an indication of the wine grape variety or varieties the wine(s) is/are obtained from;

(g) applicable requirements laid down in Union or national legislation or, where

provided for by Member States, by an organisation which manages the protected designation of origin or the protected geographical indication, having regard to the fact that such requirements shall be objective, and non-discriminatory and compatible with Union law;

(h) the name and address of the authorities or bodies verifying compliance with the provisions of the product specification and their specific tasks.

Or. it

Amendment 1351

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 73 – paragraph 1 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The application for protection shall be filed with the Member State in whose territory the designation of origin or geographical indication originates.

The Member State shall examine the application for protection to determine whether it meets the conditions set out in this Chapter.

The Member State shall carry out a national procedure ensuring adequate publication of the application and providing for a period of at least two months from the date of publication within which any natural or legal person having a legitimate interest and established or resident on its territory may object to the proposed protection by lodging a duly substantiated statement with the Member State.

Or. es

Justification

The provisions of Regulation (EC) 1234/2007, which is currently applicable to this area, are restored as part of the basic act.

Amendment 1352

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 73 – paragraph 1 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The application for protection shall be filed with the Member State in whose territory the designation of origin or geographical indication originates.

The Member State shall examine the application for protection to determine whether it meets the conditions set out in this Chapter.

The Member State shall carry out a national procedure ensuring adequate publication of the application and providing for a period of at least two months from the date of publication within which any natural or legal person having a legitimate interest and established or resident on its territory may object to the proposed protection by lodging a duly substantiated statement with the Member State.

Or. es

Amendment 1353

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 73 – paragraph 1 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The application for protection shall be filed with the Member State in whose territory the designation of origin or geographical indication originates.

The Member State shall examine the application for protection in order to verify whether it meets the conditions set out in this Subsection.

The Member State shall, by means of a national procedure, ensure the adequate publication of the application and provide for a period of at least two months from the date of publication within which any natural or legal person having a legitimate interest and resident or established on its territory may object to the proposed protection by lodging a duly substantiated statement with the Member State.

Or. de

Amendment 1354

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 73 – paragraph 3

Text proposed by the Commission

Amendment

3. If the Member State considers that the requirements are met, it shall ***carry out a national procedure which ensures adequate publication of*** the product specification at least on the Internet.

3. If the Member State considers that the ***relevant*** requirements are met, it shall:

(a) publish the single document and the product specification at least on the Internet; ***and***

(b) forward to the Commission an application for protection containing the following information:

- (i) the name and address of the applicant;*
- (ii) the single document;*
- (iii) a declaration by the Member State that it considers that the application lodged by the applicant meets the conditions of this Regulation;*
- (iv) the reference to publication, as referred to in point (a).*

Or. es

Amendment 1355

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

**Proposal for a regulation
Article 73 – paragraph 3**

Text proposed by the Commission

3. If the Member State considers that the requirements are met, it shall carry out a national procedure which ensures adequate publication of the product specification at least on the Internet.

Amendment

3. If the Member State considers that the **relevant** requirements are met, it shall:

- (a) publish the single document and the product specification at least on the Internet; and*
- (b) forward to the Commission an application for protection containing the following information:*
 - (i) the name and address of the applicant;*
 - (ii) the single document;*
 - (iii) a declaration by the Member State that it considers that the application lodged by the applicant meets the conditions of this Regulation;*
 - (iv) the reference to publication, as referred to in point (a).*

Or. es

Justification

Specific decisions concerning the development of national procedures are to be made by means of delegated acts (Article 86(4)(c)). We are opposed to this measure, for similar reasons to those expressed in relation to Article 71. In any case, if the basic act were to disappear, the use of implementing acts (uniform application in all Member States) seems more appropriate.

Amendment 1356

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 73 – paragraph 3 – subparagraph 1 (new)

Text proposed by the Commission

Amendment

- (a) publish the single document and the product specification at least on the Internet; and*
- (b) forward to the Commission an application for protection containing the following information:*
 - (i) the name and address of the applicant;*
 - (ii) the single document referred to in Article 71(1)(d);*
 - (iii) a declaration by the Member State that it considers that the application lodged by the applicant meets the conditions required; and*
 - (iv) the publication reference, in keeping with point (a).*

The information referred to in point (b) of the first subparagraph shall be forwarded in one of the official languages of the Union or accompanied by a certified translation into one of those languages.

Or. de

Amendment 1357

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation
Article 73 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Where a Member State has no national legislation concerning the protection of designations of origin and geographical indications, it may, on a transitional basis only, grant protection in accordance with the terms of this Chapter at national level to the name with effect from the day the application is lodged with the Commission. Such transitional national protection shall cease on the date on which a decision on registration or refusal under this Subsection is taken.

Or. es

Amendment 1358

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 73 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Where a Member State has no national legislation concerning the protection of designations of origin and geographical indications, it may, on a transitional basis only, grant protection in accordance with the terms of this Chapter at national level to the name with effect from the day the application is lodged with the Commission. Such transitional national protection shall cease on the date on which a decision on registration or refusal under this Subsection is taken.

Or. es

Justification

Specific decisions concerning the development of national procedures are to be made by means of delegated acts (Article 86(4)(c)). We are opposed to this measure, for similar reasons to those expressed in relation to Article 71. In any case, if the basic act were to disappear, the use of implementing acts (uniform application in all Member States) seems more appropriate.

Amendment 1359

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 73 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall have the laws, regulations or administrative provisions in place that are necessary to comply with Article 118f of Regulation (EC) No 1234/2007 and this Article as from 1 August 2009.

Or. de

Amendment 1360

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 73 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. Where a Member State has no national legislation concerning the protection of designations of origin and geographical indications, it may, on a transitional basis only, grant protection to the name in accordance with the terms of this Subsection at national level with effect from the day the application is lodged with the Commission. Such transitional national protection shall cease on the date on which a decision on

*registration or refusal under this
Subsection is taken.*

Or. de

Amendment 1361

**Giancarlo Scottà, Carlo Fianza, Vincenzo Iovine, Mara Bizzotto, Mario Borghezio,
Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Francesco Enrico
Speroni, Lara Comi, Matteo Salvini**

Proposal for a regulation

Article 80 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

***3a. Member States shall take the steps
necessary to stop the unlawful use of
protected designations of origin or
protected geographical indications within
the meaning of paragraph 2.***

Or. it

Amendment 1362

Astrid Lulling

Proposal for a regulation

Article 80 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

***3a. The protection of a designation of
origin or geographical indication shall
apply to the whole denomination
including its constitutive elements,
provided that they are distinctive in
themselves. A non-distinctive or generic
element of a protected designation of
origin or geographical indication shall
not be protected.***

***The name to be protected shall be
registered only in the language(s) used to
describe the product in question in the***

demarcated geographical area.

The name shall be registered with its original spelling(s).

Or. fr

Justification

The scope and linguistic provisions of the protection of a designation of origin or geographical indication are essential elements, which must be laid down in the basic act.

Amendment 1363

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 81 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Third countries shall provide the Commission with the technical report referred to in Article 71(1) of this Regulation in respect of their geographical indications under the previous paragraph.

The Commission may decide to cancel the geographical indications of third countries which fail to comply with the terms of Article 70 of this Regulation, within a maximum period of 3 years from the date of their registration.

Or. es

Justification

The Commission includes the possibility of registering denominations or geographical indications belonging to third countries and which are protected in the Union by bilateral treaties. In this case, third countries should at least be required to submit the technical report on the denomination of origin or geographical indication, as is at present required of Community members under the terms of Article 118s of Regulation (EC) No 1234/2007.

Amendment 1364

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 81 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Third countries shall provide the Commission with the technical report referred to in Article 71(1) of this Regulation in respect of their geographical indications under the previous paragraph.

The Commission may decide to cancel the geographical indications of third countries which fail to comply with the terms of Article 70 of this Regulation, within a maximum period of 3 years from the date of their registration.

Or. es

Amendment 1365

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 82 – paragraph 1

Text proposed by the Commission

Amendment

An applicant satisfying the conditions laid down pursuant to ***point (b) of Article 86(4)*** may apply for approval of an amendment to the product specification of a protected designation of origin or a protected geographical indication, in particular to take account of developments in scientific and technical knowledge or to redefine the geographical area ***concerned***. Applications shall describe and give reasons for the amendments requested.

An applicant satisfying the conditions of ***Article 72*** may apply for approval of an amendment to the product specification of a protected designation of origin or a protected geographical indication, in particular to take account of developments in scientific and technical knowledge or to redefine the geographical area ***referred to in point (d) of the second subparagraph of Article 71(2)***. Applications shall describe and give reasons for the amendments requested.

Or. de

Amendment 1366
Astrid Lulling

Proposal for a regulation
Article 82 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Where the proposed amendment involves one or more amendments to the single document referred to in Article 71(1)(d), Articles 73 to 76 shall apply mutatis mutandis to the amendment application. However, if the proposed amendment is only minor, the Commission shall, by means of implementing acts, decide whether to approve the application without following the procedure laid down in Article 74(2) and Article 75 and in the case of approval, the Commission shall publish the elements referred to in Article 74(3).

An amendment is considered to be minor if:

- (a) it does not relate to the essential characteristics of the product;*
- (b) it does not alter the link;*
- (c) it does not include a change in the name or any part of the name of the product;*
- (d) it does not affect the demarcated geographical area;*
- (e) it does not entail any further restrictions on the marketing of the product.*

3. Where the proposed amendment does not involve any change to the single document, the following rules shall apply:

- (a) where the geographical area is in a given Member State, that Member State shall express its position on the amendment and, if it is in favour, shall publish the amended product specification*

and inform the Commission of the amendments approved and the reasons for them;

(b) where the geographical area is in a third country, the Commission shall, by means of implementing acts, decide whether to approve the proposed amendment.

Or. fr

Justification

The principle and definition of a minor amendment to the single document are essential elements.

Amendment 1367

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 82 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Where the proposed amendment involves several amendments to the single document referred to in Article 71(1)(d), Articles 73 to 76 shall apply mutatis mutandis to the amendment application. Nevertheless, in cases where the proposed amendment is of little significance, the implementing acts should be used to decide whether to approve the request without applying the procedure established under Article 74(3) and Article 75.

Where the proposed amendment does not involve any change to the single document, the following rules shall apply: where the geographical area is in a given Member State, that Member State shall express its position on the amendment and, if it is in favour, shall publish the

amended product specification and inform the Commission of the amendments approved and the reasons for them.

Or. es

Justification

The Commission proposes to delete paragraphs 2 and 3 of Article 118q of Regulation 1234/2007, which lay down the conditions for amendments to product specifications, and carry out future regulation of the specifications by means of delegated acts (Article 86(4)(g)). In any case, we feel that, if the basic instrument were to disappear, it is more appropriate to the development of this article to use implementing acts (uniform application in all Member States).

Amendment 1368
Christa Klaß, Anja Weisgerber

Proposal for a regulation
Article 82 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Where the proposed amendment involves one or more amendments to the single document referred to in Article 71(1)(d), Articles 73 to 76 shall apply mutatis mutandis to the amendment application. However, if the proposed amendment is only minor, the Commission shall, by means of implementing acts, decide whether to approve the application without following the procedure laid down in Article 74(2) and Article 75 and, in the event of approval, shall publish the elements referred to in Article 74(3). That implementing act shall be adopted in accordance with the examination procedure referred to in Article 162(2).

Or. de

Amendment 1369

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 82 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Where the proposed amendment involves several amendments to the single document referred to in Article 71(1)(d), Articles 73 to 76 shall apply mutatis mutandis to the amendment application. However, where the proposed amendments are only minor, the implementing acts shall be used to decide whether to approve the application without following the procedure laid down in Article 74(3) and Article 75.

Or. es

Justification

This reintroduces paragraph 2 of Article 118q of Regulation (EC) No 1234/2007

Amendment 1370

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 82 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

Where the proposed amendment does not involve any change to the single document, the following rules shall apply:

(a) where the geographical area is in a given Member State, that Member State shall express its position on the amendment and, if it is in favour, shall publish the amended product specification and inform the Commission of the amendments approved and the reasons for them;

(b) where the geographical area is in a third country, the Commission shall, by means of implementing acts, decide whether to approve the proposed amendment. That implementing act shall be adopted in accordance with the examination procedure referred to in Article 162(2).

Or. de

Amendment 1371

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 82 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

Where the proposed amendment does not involve any change to the single document, the following rules shall apply:

(a) where the geographical area is in a given Member State, that Member State shall express its position on the amendment and, if it is in favour, shall publish the amended product specification and inform the Commission of the amendments approved and the reasons for them.

(b) where the geographical area is in a third country, the Commission shall determine whether to approve the proposed amendment.

Or. es

Justification

This reintroduces paragraph 3 of Article 118q of Regulation (EC) No 1234/2007

Amendment 1372
Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 84 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. By way of derogation from Article 82(1), a Member State or third country or its competent authority may apply for approval for the amendment of the product specification for existing protected wine names in accordance with paragraph 1 of this Article.

Or. de

Justification

Some product specifications for existing protected wine names are governed by public law, so that in such cases it must be possible for changes to be requested by Member States, and not only by producers.

Amendment 1373
Astrid Lulling

Proposal for a regulation
Article 86 – paragraph 2

Text proposed by the Commission

Amendment

2. Taking into account of the specificities of the production in the demarcated geographical area, the Commission may, by means of delegated acts, adopt:

deleted

(a) the principles for the demarcation of the geographical area, and

(b) the definitions, restrictions and derogations concerning the production in the demarcated geographical area.

Or. fr

Justification

The amendments to Article 70 render these delegated acts unnecessary.

Amendment 1374

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

**Proposal for a regulation
Article 86 – paragraph 2**

Text proposed by the Commission

Amendment

2. Taking into account of the specificities of the production in the demarcated geographical area, the Commission may, by means of delegated acts, adopt: *deleted*

a) the principles for the demarcation of the geographical area, and

b) the definitions, restrictions and derogations concerning the production in the demarcated geographical area.

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1375

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

**Proposal for a regulation
Article 86 – paragraph 3**

Text proposed by the Commission

Amendment

3. Taking into account the need to ensure *deleted*

product quality and traceability, the Commission may, by means of delegated acts, provide for the conditions under which product specifications may include additional requirements.

Or. es

Amendment 1376

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

**Proposal for a regulation
Article 86 – paragraph 3**

Text proposed by the Commission

Amendment

3. Taking into account the need to ensure product quality and traceability, the Commission may, by means of delegated acts, provide for the conditions under which product specifications may include additional requirements. *deleted*

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1377

Giancarlo Scottà, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Francesco Enrico Speroni, Lara Comi, Matteo Salvini

**Proposal for a regulation
Article 86 – paragraph 4 – point a**

Text proposed by the Commission

Amendment

***(a) the elements of the product
specification;*** ***deleted***

Or. it

Amendment 1378

Iratxe García Pérez, Sergio Gutiérrez Prieto, Alejandro Cercas, Ricardo Cortés Lastra

Proposal for a regulation

Article 86 – paragraph 4 – point a

Text proposed by the Commission

Amendment

***(a) the elements of the product
specification;*** ***deleted***

Or. es

Amendment 1379

Astrid Lulling

Proposal for a regulation

Article 86 – paragraph 4 – point a

Text proposed by the Commission

Amendment

***(a) the elements of the product
specification;*** ***deleted***

Or. fr

Justification

The amendments to Articles 71 and 82 render these delegated acts unnecessary.

Amendment 1380

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 86 – paragraph 4 – point a

Text proposed by the Commission

Amendment

(a) the elements of the product specification;

deleted

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1381
Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 86 – paragraph 4 – point a

Text proposed by the Commission

Amendment

(a) the elements of the product specification;

(a) in which cases a single producer may apply for the protection of a designation of origin or geographical indication;

Or. de

Amendment 1382
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 86 – paragraph 4 – point c

Text proposed by the Commission

Amendment

(c) the conditions to be followed in respect

(c) the conditions to be followed in respect

of an application for the protection of a designation of origin or geographical indication, *preliminary national procedures, scrutiny by the Commission, objection procedure, and procedures for amendment, cancellation and conversion of protected designations of origin or protected geographical indications;*

of an application for the protection of a designation of origin or geographical indication.

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1383

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 86 – paragraph 4 – point c

Text proposed by the Commission

(c) the conditions to be followed in respect of an application for the protection of a designation of origin or geographical indication, *preliminary national procedures*, scrutiny by the Commission, objection procedure, and procedures for amendment, cancellation and conversion of protected designations of origin or protected geographical indications;

Amendment

(c) the conditions to be followed in respect of an application for the protection of a designation of origin or geographical indication, scrutiny by the Commission, objection procedure, and procedures for amendment, cancellation and conversion of protected designations of origin or protected geographical indications;

Or. de

Amendment 1384

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 86 – paragraph 4 – point d

Text proposed by the Commission

Amendment

**(d) the conditions applicable to trans-
border applications;**

deleted

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1385
Christa Klaß, Anja Weisgerber, Astrid Lulling

Proposal for a regulation
Article 86 – paragraph 4 – point d

Text proposed by the Commission

Amendment

(d) the *conditions* applicable to trans-
border applications;

(d) the *specific measures related to the
national procedures* applicable to trans-
border applications;

Or. de

Amendment 1386
**Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa
Zamora**

Proposal for a regulation
Article 86 – paragraph 4 – point e

Text proposed by the Commission

Amendment

***(e) the conditions for applications
concerning geographical areas in a third
country;*** ***deleted***

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1387

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 86 – paragraph 4 – point g

Text proposed by the Commission

Amendment

***(g) the conditions related to amendments
to product specifications.*** ***deleted***

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1388

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation
Article 86 – paragraph 4 – point g

Text proposed by the Commission

Amendment

(g) the conditions *related to amendments to product specifications*.

(g) the conditions *under which an amendment is to be considered as minor within the meaning of Article 82(2)*;

Or. de

Amendment 1389

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 86 – paragraph 5

Text proposed by the Commission

Amendment

5. Taking into account the need to ensure an adequate protection, the Commission may, by means of delegated acts, adopt restrictions regarding the protected name.

deleted

Or. es

Justification

We are opposed to the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1390

Esther Herranz García, Pilar Ayuso, María Auxiliadora Correa Zamora, Gabriel Mato Adrover

Proposal for a regulation
Article 86 – paragraph 6

6. Taking into account the need to ensure that economic operators and competent authorities are not prejudiced by the application of this Subsection as regards wine names which have been granted protection prior to 1 August 2009 or for which an application for protection has been made prior to that date, the Commission may, by means of delegated acts, adopt transitional provisions concerning:

- a) wine names recognised by Member States as designations of origin or geographical indications by 1 August 2009 and wine names for which an application for protection has been made prior to that date;**
- b) preliminary national procedure;**
- c) wines placed on the market or labelled before a specific date;**
- d) amendments to the product specifications.**

Or. es

Justification

We disagree with the content of this article, since the vast majority of the topics regulated are either included in the basic instrument (as in the above-mentioned case of paragraph 4(a)) or covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009. This applies to the content of paragraphs 2, 3, 4, 5 and 6.

Amendment 1391

Giancarlo Scottà, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Francesco Enrico Speroni, Lara Comi, Matteo Salvini

Proposal for a regulation

Article 86 – paragraph 6 – point b

Text proposed by the Commission
(b) preliminary national procedure;

Amendment

deleted

Or. it

Amendment 1392
Astrid Lulling

Proposal for a regulation
Article 86 – paragraph 6 – point d

Text proposed by the Commission

Amendment

(d) amendments to the product specifications.

deleted

Or. fr

Justification

The amendments to Articles 71 and 82 render these delegated acts unnecessary.

Amendment 1393
Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation
Article 87 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Taking into account of the specificities of the production in the demarcated geographical area, the Commission may, by means of implementing acts, adopt:

(a) the principles for the demarcation of the geographical area, and

(b) the definitions, restrictions and derogations concerning the production in the demarcated geographical area.

2b. Taking into account the need to ensure product quality and traceability, the Commission may, by means of implementing acts, provide for the conditions under which product specifications may include additional requirements.

2c. Taking into account the need to ensure the legitimate rights and interests of producers or operators, the Commission may, by means of implementing acts, adopt rules on:

(a) the conditions to be followed in respect of an application for the protection of a designation of origin or geographical indication;

(b) scrutiny by the Commission, objection procedure and procedures for amendment, cancellation and conversion of protected designations of origin or protected geographical indications;

(c) the conditions applicable to trans-border applications;

(d) the conditions for applications concerning geographical areas in a third country;

(e) the date from which a protection or an amendment of a protection shall apply;

(f) the conditions related to amendments to product specifications.

2d. Taking into account the need to ensure an adequate protection, the Commission may, by means of implementing acts, adopt restrictions regarding the protected name.

Or. es

Justification

Added to maintain coherency with the previous point.

Amendment 1394

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 89 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

***Traditional terms shall be recognised,
defined and protected by the Commission.***

Or. es

Justification

Paragraph 2 of Article 103u of Regulation (EC) No 1234/2007 is reinstated.

Amendment 1395

Christa Klaß, Anja Weisgerber

Proposal for a regulation

Article 89 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) Competent authorities of Member States or third countries or representative professional organisations established in third countries may submit to the Commission an application for protection of traditional terms within the meaning of Article 89.

Or. en

Amendment 1396

Christa Klaß, Anja Weisgerber

Proposal for a regulation

Article 89 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Traditional terms shall be protected only in the language and for the categories of grape vine products claimed in the application, against:

(a) any misuse even if the protected term is accompanied by an expression such as 'style', 'type', 'method', 'as produced in', 'imitation', 'flavour', 'like' or similar;

(b) any other false or misleading indication as to the nature, characteristics or essential qualities of the product, on the inner or outer packaging, advertising material or documents relating to it;

(c) any other practice liable to mislead the consumer, in particular to give the impression that the wine qualifies for the protected traditional term.

Or. en

Amendment 1397

Christa Klaß, Anja Weisgerber

Proposal for a regulation

Article 89 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Where a traditional term is protected under this Regulation, the registration of a trademark, the use of which would contravene Article 89c, shall be assessed in accordance with Directive 2008/95/EC of the European Parliament and of the Council (1) or Council Regulation (EC) No 207/2009 (2).

Trademarks registered in breach of the first subparagraph shall be declared invalid upon request in accordance with the applicable procedures as specified by Directive 2008/95/EC or Regulation (EC)

No 207/2009.

A trademark, which corresponds to one of the situations referred to in Article 89c of this Regulation, and which has been applied for, registered or established by use, if that possibility is provided for by the legislation concerned, in the territory of the Community before 4 May 2002 or before the date of submission of the application for protection of the traditional term to the Commission, may continue to be used and renewed notwithstanding the protection of the traditional term. In such cases the use of the traditional term shall be permitted alongside the relevant trademark.

A name shall not be protected as a traditional term, where in the light of a trademark's reputation and renown, such protection is liable to mislead the consumer as to the true identity, nature, characteristic or quality of the wine.

Or. en

Amendment 1398
Christa Klaß, Anja Weisgerber

Proposal for a regulation
Article 89 – paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. A term, for which an application is lodged and which is wholly or partially homonymous with that of a traditional term already protected under this Chapter shall be protected with due regard to local and traditional usage and the risk of confusion. A homonymous term which misleads consumers as to the nature, quality or the true origin of the products shall not be registered even if the term is accurate.

The use of a protected homonymous term shall be subject to there being a sufficient distinction in practice between the homonym protected subsequently and the traditional term already protected, having regard to the need to treat the producers concerned in an equitable manner and not to mislead the consumer.

Or. en

Amendment 1399
Christa Klaß, Anja Weisgerber

Proposal for a regulation
Article 89 – paragraph 1 d (new)

Text proposed by the Commission

Amendment

1d. Within two months from the date of publication of the application by the Commission any Member State or third country, or any natural or legal person having a legitimate interest may object to the proposed recognition by lodging a request of objection.

Or. en

Amendment 1400
Christa Klaß, Anja Weisgerber

Proposal for a regulation
Article 89 – paragraph 1 e (new)

Text proposed by the Commission

Amendment

1e. An applicant may apply for an approval of a modification of a traditional term, the language indicated, the wine or wines concerned or of the summary of the definition or conditions of use of the traditional term concerned.

Amendment 1401
Christa Klaß, Anja Weisgerber

Proposal for a regulation
Article 89 – paragraph 1 f (new)

Text proposed by the Commission

Amendment

1f. The Commission may on a duly substantiated request by a Member State, a third country or a natural or legal person having a legitimate interest, by means of an implementing act, decide to cancel the protection of a traditional term if it no longer meets the definition laid down in Article 89.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 162(2).

Or. en

Amendment 1402
Astrid Lulling

Proposal for a regulation
Article 89 a (new)

Text proposed by the Commission

Amendment

Article 89a

Conditions for the use of traditional terms

1. The term to be protected shall be either:

(a) in the official language(s) or regional language(s) of the Member State or third country where the term originates; or

(b) in the language used in commerce for this term.

2. The term used in a certain language shall refer to specific products referred to

in Article 69(1).

3. The term shall be registered with its original spelling(s).

Or. fr

Amendment 1403
Astrid Lulling

Proposal for a regulation
Article 89 b (new)

Text proposed by the Commission

Amendment

Article 89b

Conditions of validity

1. The recognition of a traditional term shall be accepted if:

(a) the term consists solely of:

(i) a name traditionally used in commerce in a large part of the territory of the Community or of the third country concerned, to distinguish specific categories of grapevine products referred to in Article 69(1); or

(ii) a reputed name traditionally used in commerce in at least the territory of the Member State or third country concerned, to distinguish specific categories of grapevine products referred to in Article 69(1);

(b) the term shall:

(i) not be generic;

(ii) be defined and regulated in the Member State's legislation; or

(iii) be subject to conditions of use as provided for by rules applicable to wine producers in the third country concerned, including those emanating from representative professional organisations.

2. For the purpose of paragraph (1), point

(a), "traditional use" means:

(a) at least five years in the case of terms filed in language(s) referred to in Article 89a, paragraph (1)(a);

(b) at least 15 years in the case of terms filed in language(s) referred to in Article 89a, paragraph (1)(b).

3. For the purpose of paragraph (1), point (b)(i), "generic" means the name of a traditional term which, although it relates to a specific production method or ageing method, or the quality, colour, type of place, or a particular linked to the history of a grapevine product, has become the common name of the grapevine product in question in the Union.

4. The condition laid down in paragraph 1(b) of this article shall not apply to the traditional terms referred to in Article 89 point (b).

Or. fr

Amendment 1404
Astrid Lulling

Proposal for a regulation
Article 89 c (new)

Text proposed by the Commission

Amendment

Article 89c

Applicants

1. Competent authorities of Member States or third countries or representative professional organisations established in third countries may submit to the Commission an application for protection of traditional terms within the meaning of Article 89.

2. "Representative professional organisation" shall mean any producer organisation or association of producer

organisations having adopted the same rules, operating in a given wine-growing area or in several wine-growing areas with a designation of origin or geographical indication, where it includes in its membership at least two thirds of the producers in the designation of origin or geographical indication area(s) in which it operates and accounts for at least two thirds of that area's production. A representative professional organisation may lodge an application for protection only for wines which it produces.

Or. fr

Amendment 1405
Astrid Lulling

Proposal for a regulation
Article 89 d (new)

Text proposed by the Commission

Amendment

Article 89d

Recognition procedure

Any decision to reject or recognise the traditional term concerned shall be taken by the Commission on the basis of the evidence available to it. It shall consider whether or not the conditions referred to in Article 89, 89a and 89b, or laid down in Article 90a(3) or Article 90b, have been met.

The decision on rejection shall be notified to the objector and to the Member State or the third-country authorities or the representative professional organisation established in the third country in question.

Or. fr

Justification

These essential provisions concerning traditional terms must be laid down in the basic act by analogy with the provisions on designations of origin.

Amendment 1406

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 91 – paragraph 3

Text proposed by the Commission

Amendment

3. Taking into account the need to ensure the legitimate rights and interests of producers or operators, the Commission may, by means of delegated acts, establish the following: *deleted*

(a) the applicants that may apply for the protection of a traditional term;

(b) the conditions of validity of an application for recognition of a traditional term;

(c) the grounds for objecting to a proposed recognition of a traditional term;

(d) the scope of the protection, the relationship with trade marks, protected traditional terms, protected designations of origin or geographical indications, homonyms, or certain wine grape names;

(e) the grounds for cancellation of a traditional term;

(f) the date of submission of an application or a request;

(g) the procedures to be followed in respect of an application for the protection of a traditional term, including scrutiny by the Commission, objection procedures and the procedures on cancellation and modification.

Justification

We disagree with the content of this article, since the vast majority of the topics regulated are covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009.

Amendment 1407

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 91 – paragraph 3 – point a

Text proposed by the Commission

Amendment

(a) the applicants that may apply for the protection of a traditional term; *deleted*

Or. de

Justification

These are essential elements which must be dealt with in the basic legislative act.

Amendment 1408

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 91 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the grounds for objecting to a proposed recognition of a traditional term; *deleted*

Or. de

Justification

These are essential elements which must be dealt with in the basic legislative act.

Amendment 1409

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 91 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) the scope of the protection, the relationship with trade marks, protected traditional terms, protected designations of origin or geographical indications, homonyms, or certain wine grape names;

deleted

Or. de

Justification

These are essential elements which must be dealt with in the basic legislative act.

Amendment 1410

Christa Klaß, Astrid Lulling, Anja Weisgerber

Proposal for a regulation

Article 91 – paragraph 3 – point e

Text proposed by the Commission

Amendment

(e) the grounds for cancellation of a traditional term;

deleted

Or. de

Justification

These are essential elements which must be dealt with in the basic legislative act.

Amendment 1411

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 91 – paragraph 4

Text proposed by the Commission

Amendment

4. Taking into account the specificities in trade between the Union and certain third countries, the Commission may, by means of delegated acts, adopt the conditions under which traditional terms may be used on products from third countries and provide for derogations from Article 89.

deleted

Or. es

Justification

We disagree with the content of this article, since the vast majority of the topics regulated are covered by implementing acts – given their scope and the need for a uniform application in all Member States – and as such are already defined in the existing Commission Regulation (EC) No 607/2009.

Amendment 1412

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 92 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Taking into account the need to ensure the legitimate rights and interests of producers or operators, the Commission may, by means of implementing acts, establish the following:

(a) the applicants that may apply for the protection of a traditional term;

(b) the conditions of validity of an application for recognition of a traditional

term;

(c) the grounds for objecting to a proposed recognition of a traditional term;

(d) the scope of the protection, the relationship with trade marks, protected traditional terms, protected designations of origin or geographical indications, homonyms, or certain wine grape names;

(e) the grounds for cancellation of a traditional term;

(f) the date of submission of an application or a request;

(g) the procedures to be followed in respect of an application for the protection of a traditional term, including scrutiny by the Commission, objection procedures and the procedures on cancellation and modification.

Or. es

Justification

Consistency with the previous article.

Amendment 1413

Esther Herranz García, Pilar Ayuso, Gabriel Mato Adrover, María Auxiliadora Correa Zamora

Proposal for a regulation

Article 92 – paragraph 4 b (new)

Text proposed by the Commission

Amendment

4b. Taking into account the specificities in trade between the Union and certain third countries, the Commission may, by means of implementing acts, adopt the conditions under which traditional terms may be used on products from third countries and provide for derogations from Article 89.

Justification

Consistency with the previous article.

Amendment 1414

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 96 – paragraph 1 – point g a (new)

Text proposed by the Commission

Amendment

(ga) an indication of the sugary substances used to increase the alcohol content of the wines.

Or. it

Amendment 1415

Giancarlo Scottà, Carlo Fidanza, Mara Bizzotto, Mario Borghezio, Lorenzo Fontana, Claudio Morganti, Fiorello Provera, Oreste Rossi, Matteo Salvini, Francesco Enrico Speroni, Lara Comi

Proposal for a regulation

Article 96 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. By way of derogation from point (ga) of paragraph 1, the indication may be omitted in the following cases:

(a) for sparkling and semi-sparkling wines obtained from cuvées produced without the addition of any sugary substances;

(b) for all grapevine products for which added sugary substances have been used, where the latter derive solely from grapes.

Or. it