



31.1.2019

OPINION

of the Committee on the Environment, Public Health and Food Safety

for the Committee on Agriculture and Rural Development

on the proposal for a regulation of the European Parliament and of the Council amending Regulations (EU) No 1308/2013 establishing a common organisation of the markets in agricultural products, (EU) No 1151/2012 on quality schemes for agricultural products and foodstuffs, (EU) No 251/2014 on the definition, description, presentation, labelling and the protection of geographical indications of aromatised wine products, (EU) No 228/2013 laying down specific measures for agriculture in the outermost regions of the Union and (EU) No 229/2013 laying down specific measures for agriculture in favour of the smaller Aegean islands
(COM(2018)0394 – C8-0246/2018 – 2018/0218(COD))

Rapporteur for opinion: Herbert Dorfmann

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AMENDMENTS

The Committee on the Environment, Public Health and Food Safety calls on the Committee on Agriculture and Rural Development, as the committee responsible, to take into account the following amendments:

Amendment 1

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions entitled ‘The Future of Food and Farming’ of 29 November 2017 sets out the challenges, objectives and orientations for the future Common Agricultural Policy (CAP) after 2020. These objectives include, inter alia, the need for the CAP to be more result-driven, to boost modernisation and sustainability, including the economic, social, environmental and climate sustainability of the agricultural, forestry and rural areas, and to help reducing the Union legislation-related administrative burden for beneficiaries.

Amendment

(1) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions entitled ‘The Future of Food and Farming’ of 29 November 2017 sets out the challenges, objectives and orientations for the future Common Agricultural Policy (CAP) after 2020. These objectives include, inter alia, the need for the CAP to be more result-driven, to boost modernisation and sustainability, including the economic, social, environmental and climate sustainability of the agricultural, forestry and rural areas ***in line with the 2030 Agenda for Sustainable Development and the Paris Climate Agreement***, and to help reducing the Union legislation-related administrative burden for beneficiaries.

Justification

According to Article 208 TFEU, the EU must take into account development cooperation objectives in all relevant policies . Facilitating LDCs' agricultural development and enhancing global food security are major objectives of EU development cooperation. The CAP influences agricultural trade in particular. The principle of Policy Coherence for Development requires that potential repercussions on local agricultural markets and local producers in developing countries be accounted for, monitored and, wherever possible, avoided.

Amendment 2

Proposal for a regulation

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The development of trade agreements leads, on the one hand, to increased competition for agricultural producers internationally, while, on the other, opening up new perspectives for them. In order to maintain fair competition and to ensure reciprocity in international trade, the European Union must enforce production standards in line with those established for its own producers, particularly in environmental and health matters, subject to reciprocity.

Amendment 3

Proposal for a regulation

Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) In accordance with Article 208 of the Treaty on the Functioning of the European Union (TFEU), the implementation of the CAP shall be in coherence with the objectives of development cooperation, including, inter alia, the 2030 Agenda for Sustainable Development. In line with this policy coherence, measures taken under this Regulation shall jeopardise neither the food production capacity and long-term food security of developing countries, in particular least developed countries (LDCs), nor the achievement of the Union's climate change mitigation obligations under the Paris Agreement.

Justification

According to Article 208 TFEU, all EU policies which are likely to affect developing countries must take development objectives into account. Facilitating developing countries'

agricultural development and enhancing global food security are major objectives of the EU development cooperation. The CAP influences agricultural trade in particular. The principle of Policy Coherence for Development requires that impacts on local agricultural markets and local producers in developing countries be monitored and, wherever possible, avoided.

Amendment 4

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) To enable producers to use vine varieties that are better adapted to changing climatic conditions and with higher resistance to diseases, provision should be made permitting products using designations of origin not only from vine varieties belonging to *Vitis vinifera* but also from ***vine varieties stemming from a cross between Vitis vinifera and*** other species of the genus *Vitis*.

Amendment

(10) To enable producers to use vine varieties that are better adapted to changing climatic conditions and with higher resistance to diseases, provision should be made permitting products using designations of origin not only from vine varieties belonging to *Vitis vinifera* but also from other species of the genus *Vitis*, ***as well as from vine varieties stemming from crosses between different species of the genus Vitis.***

Justification

*There is no valid justification to exclude non-*Vitis vinifera* varieties from benefitting from designations of origin. Well-known varieties such as ‘Uhudler’ or ‘fragolino’ are traditionally cultivated in specific regions of Europe, where they are well rooted in local cultures and are of socio-economic importance. These varieties should be protected against any form of misappropriation by means of precise production specifications, and this would have the further benefit of ensuring high quality standards.*

Amendment 5

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) ***The definition of a designation of origin should be aligned with the definition in the Agreement on Trade-Related Aspects of Intellectual Property Rights¹² (‘TRIPS Agreement’), approved by Council Decision 94/800/EC¹³, in***

Amendment

deleted

particular with Article 22(1) thereof, in that the name is to identify the product as originating in a specific region or a specific place.

¹² *Uruguay Round of Multilateral Trade Negotiations (1986- 1994) - Annex 1 - Annex 1C - Agreement on Trade-Related Aspects of Intellectual Property Rights (WTO) (OJ L 336, 23.12.1994, p. 214).*

¹³ *Council Decision 94/800/EC of 22 December 1994 concerning the conclusion on behalf of the European Community, as regards matters within its competence, of the agreements reached in the Uruguay Round multilateral negotiations (1986-1994) (OJ L 336, 23.12.1994, p. 1).*

Justification

Since we have retained the definition of a designation of origin given in the international Lisbon Agreement, this recital becomes inappropriate as it refers to another definition of designation of origin that features in the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS).

Amendment 6

Proposal for a regulation

Recital 19 a (new)

Text proposed by the Commission

Amendment

(19a) In order to ensure sufficient information for consumers, it would be appropriate to establish the nutrition declaration and the list of ingredients in Regulation 1169/2011 as compulsory particulars for the labelling and presentation of wine.

Justification

For the sake of clarity and consistency, it would be better to regulate nutrition information and ingredients of wine in the food information for consumers regulation (EU 1169/2011).

Amendment 7

Proposal for a regulation Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) Once the Commission has established common rules for the labelling of ingredients and nutritional values for alcoholic beverages, as set out in Article 16 of Regulation (EU) No 1169/2011 and Commission Report COM (2017) 58 final, all grapevine products should contain information on the ingredients and nutritional values on the label.

Amendment 8

Proposal for a regulation Recital 27

Text proposed by the Commission

Amendment

(27) In respect of export credits, export credit guarantees and insurance programmes, agricultural exporting state trading enterprises and international food aid, Member States may adopt national measures respecting Union law. Since the Union and its Member States are WTO Members, such national measures should also comply with the rules laid down in that WTO Ministerial Decision of 19 December 2015, as a matter of Union law and international law.

(27) In respect of export credits, export credit guarantees and insurance programmes, agricultural exporting state trading enterprises and international food aid, Member States may adopt national measures respecting Union law, ***including policy coherence for development as per Article 208 TFEU and the 2030 Agenda for Sustainable Development***. Since the Union and its Member States are WTO Members, such national measures should also comply with the rules laid down in that WTO Ministerial Decision of 19 December 2015, as a matter of Union law and international law.

Amendment 9

Proposal for a regulation Recital 31 a (new)

(31a) In its March 2017 report regarding the mandatory labelling of the list of ingredients and the nutritional declaration of alcoholic beverages, the Commission stated that it has not identified objective grounds that would justify the absence of information on ingredients and nutrition information and invited the industry to develop within a year a self-regulatory proposal aimed at providing information ingredients and nutrition of all alcoholic beverages. In order to ensure a high level of consumer protection, the self-regulatory approach should, as a minimum, ensure that ingredients and nutritional information is provided on-label and that such information complies with stipulations on "Voluntary Food Information" as set out in Regulation (EU) No 1169/2011. The Commission should assess the industry's proposals and publish a report, accompanied, if appropriate, by a legislative proposal, with appropriate exemptions for microproducers.

Amendment 10

Proposal for a regulation

Article 1 – paragraph 1 – point -1 (new)

Regulation (EU) No 1308/2013

Article 2 a (new)

(-1) the following Article is inserted:

"Article 2a

Policy coherence for development

In accordance with Article 208 TFEU, objectives of development cooperation, including those approved in the context of the United Nations and other international organisations, shall be taken into account in the implementation of this

Regulation. Measures taken under this Regulation shall not jeopardise the food production capacity and long-term food security of developing countries, in particular of least developed countries (LDCs), and contribute to achieving the Union's commitments on mitigating climate change."

Justification

According to Article 208 TFEU, all policies which are likely to affect developing countries must take development objectives into account. Facilitating developing countries' agricultural development and enhancing global food security are major objectives of EU development cooperation. The EU's agricultural policy has external effects, influencing in particular trade in agriculture. The PCD principle requires that potential repercussions on local agricultural markets and local producers in developing countries be monitored and, wherever possible, avoided.

Amendment 11

Proposal for a regulation

Article 1 – paragraph 1 – point 5

Regulation (EU) No 1308/2013

Article 63 – paragraph 1 – introductory part

Text proposed by the Commission

1. Member States shall make available each year authorisations for new plantings corresponding to either:

Amendment

1. Member States shall make available each year authorisations for new plantings ***for wine production*** corresponding to either:

Justification

Authorisations for planting concern wine grape varieties destined for wine production, not other uses such as grape juice.

Amendment 12

Proposal for a regulation

Article 1 – paragraph 1 – point 5

Regulation (EU) No 1308/2013

Article 63 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 1% of the total area actually planted with vines in their territory, as measured on 31 July of the previous year; or

(a) 1% of the total area actually planted with vines **for wine production** in their territory, as measured on 31 July of the previous year; or

Amendment 13

Proposal for a regulation

Article 1 – paragraph 1 – point 5

Regulation (EU) No 1308/2013

Article 63 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 1% of an area comprising the area actually planted with vines in their territory, as measured on 31 July 2015, and the area covered by planting rights granted to producers in their territory in accordance with Article 85h, Article 85i or Article 85k of Regulation (EC) No 1234/2007 and available for conversion into authorisations on 1 January 2016, as referred to in Article 68 of this Regulation.;

(b) 1% of an area comprising the area actually planted with vines **for wine production** in their territory, as measured on 31 July 2015, and the area covered by planting rights granted to producers in their territory in accordance with Article 85h, Article 85i or Article 85k of Regulation (EC) No 1234/2007 and available for conversion into authorisations on 1 January 2016, as referred to in Article 68 of this Regulation.;

Amendment 14

Proposal for a regulation

Article 1 – paragraph 1 – point 5 a (new)

Regulation (EU) No 1308/2013

Article 64 – paragraph 2 – point b

Present text

Amendment

(b) areas where vineyards contribute to the preservation of the environment;

(5a) 'Article 64, paragraph 2, point b is replaced by the following:

"(b) areas where vineyards contribute to the preservation of the environment **or to the conservation of the genetic resources of the vine varieties;**"

Justification

Conservation of genetic resources should also be included as a criterion upon which authorisations may be granted, if eligible applications in a given year exceed the available area for new plantings

Amendment 15

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2

Text proposed by the Commission

'2. Subject to paragraph 3, Member States shall classify which wine grape varieties may be planted, replanted or grafted in their territories for the purpose of wine production.

Member States may classify wine grape varieties where:

- (a) the variety concerned belongs to the species *Vitis vinifera* or *Vitis Labrusca*; or
- (b) the variety concerned comes from a cross between the species *Vitis vinifera*, *Vitis Labrusca* and other species of the genus *Vitis*.

Where a wine grape variety is deleted from the classification referred to in the first subparagraph, grubbing up of this variety shall take place within 15 years of its deletion.');

Amendment

'2. Subject to paragraph 3, Member States shall classify which wine grape varieties may be planted, replanted or grafted in their territories for the purpose of wine production.

Member States may classify wine grape varieties where:

- (a) the variety concerned belongs to the species *Vitis vinifera*; or
- (b) the variety concerned comes from a cross between the species *Vitis vinifera*, *Vitis Labrusca* and other species of the genus *Vitis*.

Where a wine grape variety is deleted from the classification referred to in the first subparagraph, grubbing up of this variety shall take place within 15 years of its deletion;

By way of derogation from the second subparagraph, Member States may authorise the replanting of *Vitis Labrusca* in existing historical vineyards as long as the existing planted surface of *Vitis Labrusca* is not increased.');

Amendment 16

Proposal for a regulation

Article 1 – paragraph 1 – point 8 a (new)

Present text

"1. Rules on designations of origin, geographical indications and traditional terms laid down in this Section shall apply to the products referred to in points 1, 3 to 6, 8, 9, 11, 15 and 16 of Part II of Annex VII."

Amendment

(8a) In Article 92, paragraph 1 is amended as follows:

"1. Rules on designations of origin, geographical indications and traditional terms laid down in this Section shall apply **only** to the products referred to in points 1, 3 to 6, 8, 9, 11, 15 and 16 of Part II of Annex VII."

Amendment 17

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – introductory part

Text proposed by the Commission

(a) 'a designation of origin' means **a name which identifies** a product, referred to in Article 92(1):

Amendment

(a) 'a designation of origin' means **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 92(1) **fulfilling the following requirements:**

Justification

The amendment aims at recovering the general approach of the current definition by underlining that a PDO wine is based on the name of a region or a specific place and that human factors are an inherent factor to the concept of PDO. The amendment retains valid the proposal to flexibilise the use varieties for the production of PDO wines.

Amendment 18

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – point i

Text proposed by the Commission

Amendment

(i) whose quality or characteristics are essentially or exclusively due to a particular geographical environment, with its inherent natural factors and, **where relevant**, human factors;

(i) whose quality or characteristics are essentially or exclusively due to a particular geographical environment, with its inherent natural factors and human factors;

Amendment 19

Proposal for a regulation

Article 1 – paragraph 1 – point 11

Regulation (EU) No 1308/2013

Article 96 – paragraph 7

Text proposed by the Commission

Amendment

7. Where appropriate, the Commission may adopt implementing acts to suspend the examination of the application referred to in Article 97(2) until a national court or other national body has adjudicated on a challenge to an application for protection where the Member State has considered that the requirements are fulfilled in a preliminary national procedure in accordance with paragraph 5.

deleted

Those implementing acts shall be adopted without applying the procedure referred to in Article 229(2) or (3).';

Justification

This amendment seeks to reject the Commission's proposal, which would have the effect of making the system of PDOs/GIs more court-based and could block the entire system given the time required for judicial proceedings. In addition to creating legal uncertainty for operators, this is contrary to the principle that actions for annulment before national or European courts do not have suspensive effect.

Amendment 20

Proposal for a regulation

Article 1 – paragraph 1 – point 18 – point a a (new)

Regulation (EU) No 1308/2013

Article 119 – paragraph 1 – point g a (new)

Text proposed by the Commission

Amendment

(aa) In paragraph 1, the following point is added:

“(g a) a nutrition declaration, that can be limited to the average energy value only;”

Amendment 21

Proposal for a regulation

Article 1 – paragraph 1 – point 18 – point a b (new)

Regulation (EU) No 1308/2013

Article 119 – paragraph 1 – point g b (new)

Text proposed by the Commission

Amendment

(ab) In paragraph 1, the following point is added:

“(gb) De-alcoholised grapevine products containing less than 1.2 % by volume of alcohol must, in accordance with Article 9 of Regulation (EU) No 1169/2011 on the provision of food information to consumers, bear the mandatory information on the label.”

Amendment 22

Proposal for a regulation

Article 1 – paragraph 1 – point 18 – point b a (new)

Regulation (EU) No 1308/2013

Article 119 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

(ba) the following paragraph is added:

“4a. The energy value shall be:

(a) expressed with numbers and words or symbols;

(b) calculated using the conversion factor listed in Annex XIV of Regulation (EU) 1169/2011 on the provision of food information to consumers;

(c) expressed per 100ml. In addition, it may be expressed per consumption unit,

easily recognisable by the consumer, provided that the unit used is quantified on the label and that the number of units contained in the package is stated.

(d) average values based on:

(i) The producer's analysis of the wine; or

(ii) A calculation from generally established and accepted data based on average values of typical and characteristic wines.”

Amendment 23

Proposal for a regulation

Article 1 – paragraph 1 – point 20 – point a a (new)

Regulation (EU) No 1308/2013

Article 122 – paragraph 1 – point b – point v a (new)

Text proposed by the Commission

Amendment

(aa) in paragraph 1 the following point is added:

“(va) provisions on the presentation of nutritional information and on the calculation of the energy value;”

Amendment 24

Proposal for a regulation

Article 1 – paragraph 1 – point 22 a (new)

Regulation (EU) No 1308/2013

Article 149 – paragraph 2 – point c

Present text

Amendment

(c) provided that, for a particular producer organisation, all of the following conditions are fulfilled: (i) the volume of raw milk covered by such negotiations does not exceed 3,5 % of total Union production

(ii) the volume of raw milk covered by

(22a) Article 149, paragraph 2, point c is amended as follows :

“(c) provided that, for a particular producer organisation, all of the following conditions are fulfilled: (i) the volume of raw milk covered by such negotiations does not exceed 7,5 % of total Union production

(ii) the volume of raw milk covered by

such negotiations which is produced in any particular Member State does not exceed **33** % of the total national production of that Member State, and

(iii) the volume of raw milk covered by such negotiations which is delivered in any particular Member State does not exceed **33** % of the total national production of that Member State;

such negotiations which is produced in any particular Member State does not exceed **45** % of the total national production of that Member State, and

(iii) the volume of raw milk covered by such negotiations which is delivered in any particular Member State does not exceed **45** % of the total national production of that Member State;”

(<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32013R1308&from=EN>)

Justification

Operators higher in the supply chain are not subject to such strict restrictions on concentration, and in many Member States/areas there is significant concentration in, for example, processors. Consequently, producer organisations should be allowed to pool an increased percentage of production, in order to give them more strength in contractual negotiations.

Amendment 25

Proposal for a regulation

Article 1 – paragraph 1 – point 22 b (new)

Regulation (EU) No 1308/2013

Article 149 – paragraph 2 – point d

Present text

Amendment

(22b) Article 149, paragraph 2, point d is deleted

(d) provided that the farmers concerned are not members of any other producer organisation which also negotiates such contracts on their behalf; however, Member States may derogate from this condition in duly justified cases where farmers hold two distinct production units located in different geographic areas

(<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32013R1308&from=EN>)

Justification

Members of producer organisations should not be excluded from the possibilities to pool their

production in contractual negotiations.

Amendment 26

Proposal for a regulation

Article 1 – paragraph 1 – point 22 c (new)

Regulation (EU) No 1308/2013

Article 149 – paragraph 2 – point e

Present text

Amendment

(22c) Article 149, paragraph 2, point e is deleted

(e) provided that the raw milk is not covered by an obligation to deliver arising from the farmer's membership of a cooperative in accordance with the conditions set out in the cooperative's statutes or the rules and decisions provided for in or derived from these statutes; and

(<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32013R1308&from=EN>)

Justification

A significant proportion of milk production in the Union is delivered by members to their cooperatives. Members of cooperatives should not be excluded from the possibilities to pool their production in contractual negotiations

Amendment 27

Proposal for a regulation

Article 1 – paragraph 1 – point 22 d (new)

Regulation (EU) No 1308/2013

Article 152 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

(22d) in Article 152, the following paragraph is inserted:

“(1a) A producer organisation recognised under paragraph 1 of this Article may plan production, optimise the

production costs, place on the market and negotiate contracts for the supply of agricultural products, on behalf of its members for all or part of their total production.”

Justification

Agreements, practices and decisions that form part of the tasks and goals of producer organisations as defined by the legislator in the CMO, as the European Court of Justice noted in the ‘Endives case’, are excluded from competition rules. This exclusion stems from the need to pursue the tasks that the legislator has entrusted to key players in the CMO. The reference to Article 101(1) is deleted as it has become meaningless. This amendment and the amendment to Article 206, first subparagraph, are complementary.

Amendment 28

Proposal for a regulation

Article 1 – paragraph 1 – point 22 e (new)

Regulation (EU) No 1308/2013

Article 152 – paragraph 1 – point c – point vii a (new)

Text proposed by the Commission

Amendment

(22e) in Article 152, paragraph 1, point c, the following point is inserted:

“(vii a) developing initiatives stimulating valorisation of by-products and residual flows;”

Justification

In order to promote circular economy efforts should be made, not only to manage and reduce by-products and waste, but also to seek innovative ways of their valorisation.

Amendment 29

Proposal for a regulation

Article 1 – paragraph 1 – point 22 f (new)

Regulation (EU) No 1308/2013

Article 157 – paragraph 1 – point c – point vii a (new)

Text proposed by the Commission

Amendment

(22f) in Article 157, paragraph 1, point

c the following point is inserted:

“(viiia) providing the information and carrying out the research necessary to innovate, rationalise, improve and adjust production and, where applicable, the processing and marketing, towards products more suited to market requirements and consumer tastes and expectations, in particular with regard to product quality, including the specific characteristics of products with a protected designation of origin or a protected geographical indication, and protection of the environment; providing the information and carrying out the research necessary to innovate, rationalise, improve and adjust production and, where applicable, the processing and marketing, towards products more suited to market requirements and consumer tastes and expectations, in particular with regard to product quality, including the specific characteristics of products with a protected designation of origin or a protected geographical indication, and protection of the environment, climate and animal welfare;”

Justification

Consumers also increasingly expect producers to make continuous efforts to improve animal welfare and to prevent and mitigate climate change (e.g. efforts to reduce CO₂-emissions). The omission in the list is hereby corrected.

Amendment 30

Proposal for a regulation

Article 1 – paragraph 1 – point 22 g (new)

Regulation (EU) No 1308/2013

Article 157 – paragraph 1 – point c – point xiv a (new)

Text proposed by the Commission

Amendment

(22g) in Article 157, paragraph 1, point c the following point is added:

“(xiva) establishing standard clauses for fair compensation of the costs incurred by farmers for meeting extra-legal requirements with regard to animal welfare, animal health, environment and climate, including methods how to calculate these costs;”

Justification

In addition to standard value-sharing clauses interbranch organisations may also establish standard clauses providing more specific elements with regard to the content of current standard contracts to ensure a proper compensation, including how to calculate the reasonable compensation of the extra costs involved with making products that meet extra-legal requirements with regard to animal welfare, animal health, environment and climate.

Amendment 31

Proposal for a regulation

Article 1 – paragraph 1 – point 22 h (new)

Regulation (EU) No 1308/2013

Article 157 – paragraph 1 – point c – point xiv b (new)

Text proposed by the Commission

Amendment

(22h) in Article 157, paragraph 1, point c the following point is added:

“(xivb) developing initiatives stimulating valorisation of by-products and residual flows;”

Justification

In order to promote circular economy efforts should be increased and made possible, not only to manage and reduce by-products and waste, but also to seek innovative ways of their valorisation.

Amendment 32

Proposal for a regulation

Article 1 – paragraph 1 – point 22 i (new)

Regulation (EU) No 1308/2013

Article 164 – paragraph 4 – point c a (new)

Text proposed by the Commission

Amendment

(22i) in Article 164, paragraph 4 the following point is inserted:

“(ca) the drawing up of standard contracts and clauses, in particular for value-sharing and fair compensation, which are compatible with Union rules”

Justification

The purpose of this amendment is to allow interbranch organisations to ask for the extension of standard value-sharing clauses and standard fair compensation clauses to ensure more transparency in contractual relations within sectors.

Amendment 33

Proposal for a regulation

Article premier – paragraph 1 – point 22 j (new)

Regulation (EU) No 1308/2013

Article 188 a (new)

Text proposed by the Commission

Amendment

(22j) In Chapter III, the following Article is inserted:

“Article 188a

Agricultural and agri-food products may be imported from third countries only if they comply with production standards and obligations in line with those adopted, in particular in the fields of environmental and health protection, for the same products harvested in the Union or processed from such products. The Commission may adopt implementing acts laying down the rules of conformity applicable to operators with regard to imports, taking into account reciprocal agreements with third countries. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 229(2). ”

Amendment 34

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 18 – introductory part

Text proposed by the Commission

(18) *The term 'de-alcoholised' may be used together with the name of the grapevine products referred to in points 1 and 4 to 9, where the product:*

Amendment

(18) *“De-alcoholised wine' or "de-alcoholised (followed by the name of the grapevine product category used for its production)" means a product which:*

Amendment 35

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 18 – point a

Text proposed by the Commission

(a) is obtained from wine *as defined in point 1*, sparkling wine *as defined in point 4*, quality sparkling wine *as defined in point 5*, quality aromatic sparkling wine *as defined in point 6*, aerated sparkling wine *as defined in point 7*, semi-sparkling wine *as defined in point 8*, or from aerated semi-sparkling wine *as defined in point 9*;

Amendment

(a) *is not protected by a geographical indication (GI) and is obtained from wine, new wine still in fermentation, liqueur wine, sparkling wine, quality sparkling wine, quality aromatic sparkling wine, aerated sparkling wine, semi-sparkling wine, aerated semi-sparkling wine, wine from raisined grapes, or from wine of overripe grapes;*

Justification

The amendment aims at including these innovative products in the Common Market Organisation as a new category, for allowing a certain degree of flexibility when developing more detailed rules concerning their definition, presentation and the authorized production processes.

Amendment 36

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 18 – point b

Text proposed by the Commission

Amendment

(b) has undergone a dealcoholisation treatment in accordance with the **processes** specified in Section E of Part I of Annex VIII; and

(b) has undergone a dealcoholisation treatment in accordance with the **conditions** specified in Section E of Part I of Annex VIII; and

Amendment 37

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 19 – introductory part

Text proposed by the Commission

Amendment

(19) **The term** 'partially de-alcoholised' **may be used together with** the name of the grapevine **products referred to in points 1 and 4 to 9, where** the product:

(19) “Partially de-alcoholised **wine**” or **"Partially de-alcoholised (followed by the name of the grapevine product category used for its production)"** means the product **which**:

Amendment 38

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 19 – point a

Text proposed by the Commission

Amendment

(a) is obtained from wine **as defined in point 1**, sparkling wine **as defined in point 4**, quality sparkling wine **as defined in point 5**, quality aromatic sparkling wine **as defined in point 6**, aerated sparkling wine **as defined in point 7**, semi-sparkling wine **as defined in point 8, or from** aerated semi-sparkling wine **as defined in point 9**;

(a) **is not protected by a geographical indication (GI) and** is obtained from wine, **new wine still in fermentation, liqueur wine**, sparkling wine, quality sparkling wine, quality aromatic sparkling wine, aerated sparkling wine, semi-sparkling wine, aerated semi-sparkling wine, **wine from raisined grapes, or from wine of overripe grapes**;

Justification

The amendment aims at including these innovative products in the Common Market Organisation as a new category, for allowing a certain degree of flexibility when developing more detailed rules concerning their definition, presentation and the authorized production

processes.

Amendment 39

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 19 – point b

Text proposed by the Commission

(b) has undergone a dealcoholisation treatment in accordance with the *processes* specified in Section E of Part I of Annex VIII; and

Amendment

(b) has undergone a dealcoholisation treatment in accordance with the *conditions* specified in Section E of Part I of Annex VIII; and

Amendment 40

Proposal for a regulation

Article 3 – point 3 a (new)

Regulation (EU) No 251/2014

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

Text proposed by the Commission

Amendment

(3a) in Article 3, paragraph 1 the following point is added:

"(ca) dealcoholized aromatised wine products:"

Amendment 41

Proposal for a regulation

Article 3 – point 3 b (new)

Regulation (EU) No 251/2014

Article 3 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

(3b) in Article 3 the following paragraph is added:

"4a. Dealcoholized Aromatised wine product is a drink:

(a) obtained under the conditions

specified in paragraph 2, 3 and 4;

(b) which has undergone a dealcoholisation treatment;

(c) which has an actual alcoholic strength by volume of less than 0,5% volume."

Amendment 42

Proposal for a regulation

Article 3 – point 3 c (new)

Regulation (EU) No 251/2014

Article 4 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

(3c) in Article 4, the following paragraph is added:

"4a. The oenological practices defined in Commission Regulation (EU) No 606/2009 shall apply to aromatised wine products".

Amendment 43

Proposal for a regulation

Article 3 – point 4 a (new)

Regulation (EU) No 251/2014

Article 5 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

(4a) in Article 5 the following new paragraph is added:

"5a. Where aromatized wine products are to be exported, Member States may permit sales denominations other than those set out in Annex II, if such sales denominations are required by the legislation of the third country in question. These particulars may appear in languages other than the official languages of the Union."

Amendment 44

Proposal for a regulation

Article 3 – point 4 b (new)

Regulation (EU) No 251/2014

Article 5 – paragraph 5 b (new)

Text proposed by the Commission

Amendment

(4b) in Article 5 the following paragraph is added:

"5b. The Commission shall be empowered to adopt delegated acts in accordance with Article 33 to amend Annex II to this Regulation in order to take into account technical progress, scientific and market developments, consumers' health or consumer need for information."

Amendment 45

Proposal for a regulation

Article 3 – point 4 c (new)

Regulation (EU) No 251/2014

Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

(4c) in Article 6, paragraph 3 the following paragraph is added:

"3a. The vintage year may appear on the labels of products provided that the grapevine product represents at least 75% of the total volume and that at least 85% of the grapes used to make those products have been harvested in the year in question."

Amendment 46

Proposal for a regulation

Article 3 – point 4 d (new)

Regulation (EU) No 251/2014

Article 7 a (new)

(4d) *A new Article 7a is inserted:*

"Article 7a

List of ingredients

- 1. The list of ingredients of aromatized wine products, shall be indicated on the label or by means other than on the package or on the label.*
- 2. When the list of ingredients is provided by means other than on the package or on the label, the information shall be easily accessible and specific, and visually separated from marketing content for the wine.*
- 3. Ingredients shall be designated by their specific name. The base wine used should be considered a single basic product. As a consequence, listing of its ingredients should not be necessary.*
- 4. The Commission shall be empowered to adopt delegated acts in accordance with Article 33 to further detail the rules for the indication of the list of ingredients of aromatized wine products."*

Amendment 47

Proposal for a regulation

Article 3 – point 7 a (new)

Regulation (EU) No 251/2014

Annex I – paragraph 1 – point a – point iii a (new)

(7a) *in Annex I, paragraph 1, point a, the following point iiiia is added:*

"(iiiia) Spirit drinks (no more than 1% of the overall quantity)."

Amendment 48

Proposal for a regulation

Article 3 – point 7 b (new)

Regulation (EU) No 251/2014

Annex II – Section B – point 8

Present text

(8) Glühwein

Aromatised wine-based drink

– which is obtained exclusively from red *or* white wine,

– which is flavoured mainly with cinnamon and/or cloves, and

– which has an actual alcoholic strength by volume of not less than 7 % vol.

Without prejudice to the quantities of water resulting from the application of Annex I, point 2, the addition of water is forbidden.

Where it has been prepared from white wine, the sales denomination ‘Glühwein’ must be supplemented by words indicating white wine, such as the word ‘white’.

Amendment

(7b) Section B of Annex II, point 8 is replaced by the following:

"(8) Glühwein

Aromatised wine-based drink

– which is obtained exclusively from red *and/or* white wine,

– which is flavoured mainly with cinnamon and/or cloves, and

– which has an actual alcoholic strength by volume of not less than 7 % vol.

Without prejudice to the quantities of water resulting from the application of Annex I, point 2, the addition of water is forbidden.

Where it has been prepared from white wine, the sales denomination ‘Glühwein’ must be supplemented by words indicating white wine, such as the word ‘white’."

Amendment 49

Proposal for a regulation

Article 3 – point 7 c (new)

Regulation (EU) No 251/2014

Annex II – section C a (new)

Text proposed by the Commission

Amendment

(7c) In Annex II a new section is added:

**"Ca. DE-ALCOHOLISED
AROMATISED WINE PRODUCTS**

(1) De-alcoholised aromatized wine product or de-alcoholised (followed by the name of the aromatized wine product used for its production)" Products complying

with the definition set out in Article 3(5)."

Amendment 50

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

Text proposed by the Commission

Amendment

3a. Wines placed on the market or labelled before the implementation of the relevant provisions and that do not comply with the specifications in this Regulation may be marketed until stocks are exhausted.

Justification

This amendment concerns wines that were labelled before the new Regulation came into force, in particular the part concerning new labelling requirements

Amendment 51

Proposal for a regulation Article 7 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

Article 119, paragraph 1, point i, Article 119, paragraph 4, and Article 122, paragraph 1, point b, point vi, shall apply from [5 years] after the publication of this Regulation.

PROCEDURE – COMMITTEE ASKED FOR OPINION

Title	Proposal for a Regulation of the European Parliament and of the Council amending Regulations (EU) No 1308/2013 establishing a common organisation of the markets in agricultural products, (EU) No 1151/2012 on quality schemes for agricultural products and foodstuffs, (EU) No 251/2014 on the definition, description, presentation, labelling and the protection of geographical indications of aromatised wine products, (EU) No 228/2013 laying down specific measures for agriculture in the outermost regions of the Union and (EU) No 229/2013 laying down specific measures for agriculture in favour of the smaller Aegean islands
References	COM(2018)0394 – C8-0246/2018 – 2018/0218(COD)
Committee responsible Date announced in plenary	AGRI 11.6.2018
Opinion by Date announced in plenary	ENVI 11.6.2018
Rapporteur Date appointed	Herbert Dorfmann 10.7.2018
Discussed in committee	26.11.2018
Date adopted	29.1.2019
Result of final vote	+: 44 –: 7 0: 4
Members present for the final vote	Marco Affronte, Margrete Auken, Pilar Ayuso, Zoltán Balczó, Catherine Bearder, Ivo Belet, Paul Brannen, Soledad Cabezón Ruiz, Nessa Childers, Birgit Collin-Langen, Miriam Dalli, Seb Dance, Mark Demesmaeker, Bas Eickhout, José Inácio Faria, Francesc Gambús, Elisabetta Gardini, Gerben-Jan Gerbrandy, Jens Gieseke, Julie Girling, Sylvie Goddyn, Françoise Grossetête, Andrzej Grzyb, Jytte Guteland, Anneli Jäätteenmäki, Jean-François Jalkh, Benedek Jávor, Karin Kadenbach, Urszula Krupa, Giovanni La Via, Jo Leinen, Peter Liese, Valentinas Mazuronis, Susanne Melior, Miroslav Mikolášik, Rory Palmer, Massimo Paolucci, Bolesław G. Piecha, Pavel Poc, John Procter, Julia Reid, Michèle Rivasi, Davor Škrlec, Renate Sommer, Ivica Tolić, Adina-Ioana Vălean, Damiano Zoffoli
Substitutes present for the final vote	Herbert Dorfmann, Fredrick Federley, Eleonora Forenza, Christophe Hansen, Babette Winter, Carlos Zorrinho
Substitutes under Rule 200(2) present for the final vote	José Blanco López, Andor Deli

FINAL VOTE BY ROLL CALL IN COMMITTEE ASKED FOR OPINION

44	+
ALDE :	Catherine Bearder, Fredrick Federley, Gerben-Jan Gerbrandy, Anneli Jäätteenmäki, Valentinas Mazuronis
ECR:	Mark Demesmaeker, Urszula Krupa, Bolesław G. Piecha
GUE/NGL :	Eleonora Forenza
NI :	Zoltán Balczó
PPE:	Pilar Ayuso, Ivo Belet, Birgit Collin Langen, Andor Deli, Herbert Dorfmann, José Inácio Faria, Francesc Gambús, Elisabetta Gardini, Jens Gieseke, Julie Girling, Françoise Grossetête, Andrzej Grzyb, Christophe Hansen, Giovanni La Via, Peter Liese, Miroslav Mikolášik, Ivica Tolić, Adina Ioana Vălean
S&D:	José Blanco López, Paul Brannen, Soledad Cabezón Ruiz, Nessa Childers, Miriam Dalli, Seb Dance, Jytte Guteland, Karin Kadenbach, Jo Leinen, Susanne Melior, Rory Palmer, Massimo Paolucci, Pavel Poc, Babette Winter, Damiano Zoffoli, Carlos Zorrinho

7	-
EFDD:	Julia Reid
VERTS/ALE:	Marco Affronte, Margrete Auken, Bas Eickhout, Benedek Jávor, Michèle Rivasi, Davor Škrlec

4	0
ECR:	John Procter
EFDD :	Sylvie Goddyn
ENF :	Jean-François Jalkh
PPE :	Renate Sommer

Key to symbols:

+ : in favour

- : against

0 : abstention