



2018/0218(COD)

10.01.2019

AMENDMENTS

13 - 124

Draft opinion
Herbert Dorfmann
(PE630.373v01-00)

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

Proposal for a regulation
(COM(2018)0394 – C8-0246/2018 – 2018/0218(COD))

Amendment 13
Mireille D'Ornano

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

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Or. fr

Amendment 14
Mireille D'Ornano

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.

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Or. fr

Amendment 15

Martin Häusling

on behalf of the Verts/ALE Group

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.

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, and to help reducing the Union legislation-related administrative burden for beneficiaries.

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.

Or. en

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 16 **Monika Beňová**

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*

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,

the agricultural, forestry and rural areas, and to help reducing the Union legislation-related administrative burden for beneficiaries.

including the incorporation of sustainable development goals in the development of agricultural systems, forestry and rural areas, and to help reducing the Union legislation-related administrative burden for beneficiaries.

Or. en

Amendment 17
Angélique Delahaye

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.*

Or. fr

Amendment 18
Mireille D'Ornano

Proposal for a regulation
Recital 2

Text proposed by the Commission

Amendment

(2) Since the CAP needs to sharpen its responses to the challenges and opportunities as they manifest themselves at Union, international, national, regional, local and farm levels, it is necessary to

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streamline the governance of the CAP and improve its delivery on the Union objectives and to significantly decrease the administrative burden. In the CAP based on delivery of performance ('delivery model'), the Union should set the basic policy parameters, such as objectives of the CAP and basic requirements, while Member States should bear greater responsibility as to how they meet the objectives and achieve targets. Enhanced subsidiarity makes it possible to better take into account local conditions and needs, tailoring the support to maximise the contribution to Union objectives.

streamline the governance of the CAP and improve its delivery on the Union objectives and to significantly decrease the administrative burden. ***This administrative burden is currently very onerous for farmers, especially the smaller ones, and reduces the effectiveness of the aid provided.*** In the CAP based on delivery of performance ('delivery model'), the Union should set the basic policy parameters, such as objectives of the CAP and basic requirements, while Member States should bear greater responsibility as to how they meet the objectives and achieve targets. Enhanced subsidiarity makes it possible to better take into account local conditions and needs, tailoring the support to maximise the contribution to Union objectives.

Or. fr

Amendment 19 **Mireille D'Ornano**

Proposal for a regulation **Recital 2**

Text proposed by the Commission

(2) Since the CAP needs to ***sharpen its responses to the challenges and opportunities*** as they manifest themselves at Union, international, national, regional, local and farm levels, it is necessary to streamline the governance of the CAP and improve its delivery on the Union objectives and to significantly decrease the administrative burden. In the CAP based on delivery of performance ('delivery model'), the Union should set the basic policy parameters, such as objectives of the CAP and basic requirements, while Member States should bear greater responsibility as to how they meet the objectives and achieve targets. Enhanced subsidiarity makes it possible to better take

Amendment

(2) Since the CAP needs to ***be thoroughly reformed if it is to respond to the challenges*** as they manifest themselves at Union, international, national, regional, local and farm levels, it is necessary to streamline the governance of the CAP and improve its delivery on the Union objectives and to significantly decrease the administrative burden. In the CAP based on delivery of performance ('delivery model'), the Union should set the basic policy parameters, such as objectives of the CAP and basic requirements, while Member States should bear greater responsibility as to how they meet the objectives and achieve targets. Enhanced subsidiarity makes it possible to better take

into account local conditions and needs,
*tailoring the support to maximise the
contribution to Union objectives.*

into account local conditions and needs.

Or. fr

Amendment 20
Martin Häusling
on behalf of the Verts/ALE Group

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.

Or. en

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 21
Mireille D'Ornano

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, ***without making more use of pesticides***, 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*.

Or. fr

Amendment 22
Martin Häusling
on behalf of the Verts/ALE Group

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***.

Or. en

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 23 **Nicola Caputo**

Proposal for a regulation **Recital 12**

Text proposed by the Commission

Amendment

(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 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.* **deleted**

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).*

Or. en

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 24

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

Recital 14

Text proposed by the Commission

Amendment

(14) Registration of geographical indications should be made simpler and faster by separating the assessment of compliance with intellectual property rules from the assessment of compliance of the product specifications with the requirements laid down in the marketing standards and labelling rules.

deleted

Or. en

Justification

Product specifications and intellectual property compliance should be dealt with together

Amendment 25

Anneli Jäätteenmäki, Nils Torvalds

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.

Or. en

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 26

Michel Dantin, Françoise Grossetête

Proposal for a regulation

Recital 21

Text proposed by the Commission

Amendment

(21) It is necessary to provide for definitions of de-alcoholised grapevine products and partially de-alcoholised grapevine products. These definitions should take into account the definitions set out in the Resolutions of the International Organisation of Vine and Wine (OIV), OIV-ECO 433-2012 Beverage Obtained By Partial Dealcoholisation of Wine and OIV-ECO 523-2016 Wine With An Alcohol Content Modified by Dealcoholisation.

deleted

Or. fr

Amendment 27

Renate Sommer

Proposal for a regulation

Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) De-alcoholised grapevine products containing less than 1.2 % by volume of alcohol should, 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.

Or. de

Amendment 28
Renate Sommer

Proposal for a regulation
Recital 21 b (new)

Text proposed by the Commission

Amendment

(21b) 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.

Or. de

Amendment 29
Michel Dantin, Françoise Grossetête

Proposal for a regulation
Recital 22

Text proposed by the Commission

Amendment

(22) In order to ensure that the rules governing labelling and presentation of products in the wine sector also apply to de-alcoholised or partially de-alcoholised grapevine products, to establish rules governing the dealcoholisation processes for the production of certain de-alcoholised or partially de-alcoholised grapevine products within the Union, and rules concerning the conditions of use of

deleted

closures in the wine sector in order to ensure that consumers are protected from misleading use of certain closures associated with certain beverages and from hazardous closure materials that may contaminate the beverages, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

Or. fr

Amendment 30

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

Recital 27

Text proposed by the Commission

(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

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, ***including policy coherence for development as per Article 208 TFEU and the 2030 Agenda for Sustainable Development***. Since the

that WTO Ministerial Decision of 19 December 2015, as a matter of Union law and international law.

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.

Or. en

Amendment 31
Martin Häusling
on behalf of the Verts/ALE Group

Proposal for a regulation
Recital 31 a (new)

Text proposed by the Commission

Amendment

(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.

Or. en

Amendment 32

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 2 a (new)

Text proposed by the Commission

Amendment

(-1) the following Article is added:

"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."

Or. en

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 33

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation
Article 1 – paragraph 1 – point 3 a (new)
Regulation (EU) No 1308/2018
Article 16 – paragraph 1

Present text

1. Disposal of products bought in under public intervention shall take place in such a way as to:
- (a) avoid any disturbance of the market,
 - (b) ensure equal access to goods and equal treatment of purchasers, and
 - (c) be in compliance with the commitments resulting from international agreements concluded in accordance with the TFEU.

Amendment

(3a) Article 16, paragraph 1 is amended as follows:

"1. Disposal of products bought in under public intervention shall take place in such a way as to:

- (a) avoid any disturbance of the market, **or third country markets,**
- (b) ensure equal access to goods and equal treatment of purchasers, and

(ba) avoid sale of products below the relevant fixed public intervention price,

- (c) be in compliance with the commitments resulting from international agreements concluded in accordance with the TFEU.

(ca) be in compliance with policy coherence for development, as per Article 208 TFEU"

Or. en

(<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:02013R1308-20180101>)

Justification

Further provisions are added to ensure that disposal from public intervention is undertaken in line with Article 208 TFEU, requiring policy coherence for development (e). Specifically, disposal of products must not disturb third country markets, as well as the Union market (a). Finally, products shall not be disposed at a price below the relevant fixed public intervention price.

Amendment 34
Francesc Gambús

Text proposed by the Commission

Amendment

(4a) In Part II, Title I, the following chapter Ia is inserted:

Chapter Ia Public stockholding for food security purposes

Article 21a

Public stockholding

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

Article 21b

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.

Article 21c

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) Sales of products from food security stocks shall be made at no less than the current market price for the product and quality in question.

Amendment 35

Martin Häusling

on behalf of the Verts/ALE Group

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:

Or. en

Justification

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

Amendment 36

Martin Häusling

on behalf of the Verts/ALE Group

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

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

Amendment

(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

Or. en

Amendment 37
Martin Häusling
on behalf of the Verts/ALE Group

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

(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.;

Amendment

(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.;

Or. en

Amendment 38
Martin Häusling
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 1 – paragraph 1 – point 5 a (new)
Regulation (EU) No 1308/2013
Article 64 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(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;"

Or. en

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 39

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 64 – paragraph 2 – point c

Present text

Amendment

(5b) Article 64, paragraph 2, point c is deleted

(c) areas to be newly planted in the framework of land consolidation projects

Or. en

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

Justification

In the case that eligible applications for planting authorisations in a given year exceed the total land available, Member States should not grant further authorisations using land consolidation as a priority criteria.

Amendment 40

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 64 – paragraph 2 – point f

Present text

Amendment

(5c) Article 64 paragraph 2 point f is

deleted

(f) areas to be newly planted which contribute to increasing the competitiveness at farm holding and regional level;

Or. en

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

Justification

In the case that eligible applications for planting authorisations in a given year exceed the total land made available, Member States should not grant further authorisations using competitiveness as a priority criteria.

Amendment 41

Michel Dantin

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2

Text proposed by the Commission

Amendment

(6) in Article 81, paragraph 2 is replaced by the following:

deleted

‘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.; ’

Or. fr

Justification

This amendment seeks to reject the Commission’s proposal to authorise the use of Vitis Labrusca grape varieties as well as six grape varieties hitherto banned in the EU for health and quality reasons. The variety Vitis Labrusca has not been sufficiently studied and analysed outside European research institutes. Finally, this lifting of the ban could also have consequences for trade agreements that are not considered in the Commission proposal’s impact assessment.

Amendment 42
Nicola Caputo

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation (EU) No 1308/2013
Article 81 – paragraph 2

Text proposed by the Commission

Member States may classify wine grape varieties where:

Amendment

Only wine grape varieties meeting the following conditions may be classified by Member States:

- (a) the variety concerned belongs to the species Vitis vinifera or comes from a cross between the species Vitis vinifera and other species of the genus Vitis;*
- (b) the variety is not one of the following: Noah, Othello, Isabelle, Jacquez, Clinton and Herbemont.*

Or. en

Justification

The amendment aims at maintaining the current drafting of article 81(2) concerning the wine

grape varieties allowed for the production of EU wines and more precisely opposing the authorization of wines made from Vitis Labrusca varieties or made from any of the six vine varieties already banned: Noah, Othello, Isabelle, Jacquez, Clinton and Herbemont.

Amendment 43

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2

Text proposed by the Commission

Amendment

Member States may classify wine grape varieties where:

Member States may classify wine grape varieties ***for wine production*** where:

Or. en

Amendment 44

Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2

Text proposed by the Commission

Amendment

(a) ***the variety concerned belongs to the species Vitis vinifera or Vitis Labrusca; or***

deleted

Or. en

Justification

The amendment aims at maintaining the current drafting of article 81(2) concerning the wine grape varieties allowed for the production of EU wines and more precisely opposing the authorization of wines made from Vitis Labrusca varieties or made from any of the six vine varieties already banned: Noah, Othello, Isabelle, Jacquez, Clinton and Herbemont.

Amendment 45

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) the variety concerned belongs to the *species* *Vitis vinifera* or *Vitis Labrusca*; or

(a) the variety concerned belongs to the *genus* *Vitis*;

Or. en

Justification

Well-known varieties such as ‘Uhdler’ or ‘fragolino’ are traditionally cultivated in specific regions of Europe, where they are well rooted in local cultures and are of socio-economic importance. Further, inclusion of all Vitis varieties will enable use of those species which exhibit greater resistance to pests or disease, or may prove more able to adapt to climate change

Amendment 46

Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2 – point b

Text proposed by the Commission

Amendment

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

deleted

Or. en

Justification

The amendment aims at maintaining the current drafting of article 81(2) concerning the wine grape varieties allowed for the production of EU wines and more precisely opposing the authorization of wines made from Vitis Labrusca varieties or made from any of the six vine

varieties already banned: Noah, Othello, Isabelle, Jacquez, Clinton and Herbemont.

Amendment 47

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 6

Regulation (EU) No 1308/2013

Article 81 – paragraph 2 – point b

Text proposed by the Commission

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

Amendment

(b) the variety concerned comes from a cross between *different* species of the genus Vitis.

Or. en

Justification

Well-known varieties such as ‘Uhdler’ or ‘fragolino’ are traditionally cultivated in specific regions of Europe, where they are well rooted in local cultures and are of socio-economic importance. Further, inclusion of all Vitis varieties and all their crosses will enable use of those species which exhibit greater resistance to pests or disease, or may prove more able to adapt to climate change

Amendment 48

Michel Dantin, Françoise Grossetête

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 92 – paragraph 1

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

Amendment

(8a) Article 92(1) is replaced by the following:

“1. Rules on designations of origin, geographical indications and traditional terms laid down in this Section shall apply *solely* to the products referred to in points

6, 8, 9, 11, 15 and 16 of Part II of Annex VIII.

1, 3 to 6, 8, 9, 11, 15 and 16 of Part II of Annex VIII. ”

Or. fr

(<https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:02013R1308-20180101&from=EN>)

Justification

This amendment aims to limit the possibility for de-alcoholised wines to obtain a PDO (protected designation of origin), PGI (protected geographical indication) or a traditional term.

Amendment 49

Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a

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:***

Or. en

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 50

Nicola Caputo

Proposal for a regulation
Article 1 – paragraph 1 – point 9 – point a
Regulation (EU) No 1308/2013
Article 93 – paragraph 1 – point a – subpoint i

Text proposed by the Commission

(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;

Amendment

(i) *the* quality *and* characteristics *of the product* are essentially or exclusively due to a particular geographical environment with its inherent natural *and* human factors;

Or. en

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 51
Michel Dantin, Françoise Grossetête

Proposal for a regulation
Article 1 – paragraph 1 – point 9 – point a
Regulation (EU) No 1308/2013
Article 93 – paragraph 1 – point a – subpoint i

Text proposed by the Commission

(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;

Amendment

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

Or. fr

Justification

This amendment is intended to reject the Commission's proposal, which would constitute a real watering-down of the requirements for obtaining the PDO and modify the concept behind it, which is closely associated with the geographical environment which must necessarily integrate natural and human factors.

Amendment 52
Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – subpoint ii

Text proposed by the Commission

(ii) *as originating in a specific place, region or, in exceptional cases, a country;*

Amendment

(ii) *the grapes from which the product is produced come exclusively from that geographical area;*

Or. en

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 53
Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – subpoint iii

Text proposed by the Commission

(iii) *produced from grapes which originate exclusively from that geographical area;*

Amendment

(iii) *the production takes place in that geographical area; and*

Or. en

Amendment 54
Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – subpoint iv

Text proposed by the Commission

(iv) the ***production of which takes place in that geographical area; and***

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

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 55

Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – subpoint v

Text proposed by the Commission

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

Amendment

deleted

Or. en

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 56
Michel Dantin, Françoise Grossetête

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – subpoint v

Text proposed by the Commission

(v) which is obtained from vine varieties belonging to *Vitis vinifera* or a cross between the *Vitis vinifera* species and other species of the genus *Vitis*.';

Amendment

(v) which is obtained from vine varieties belonging to *Vitis vinifera* or a cross between the *Vitis vinifera* species and other species of the genus *Vitis*, ***provided that the proportion of Vitis vinifera is not less than 90%.***'

Or. fr

Justification

The purpose of this amendment is to authorise, in a limited and framed manner, the use of hybrid grape varieties in wines with a geographical name, in order to promote research and experimentation, without reducing quality.

Amendment 57
Martin Häusling

Proposal for a regulation

Article 1 – paragraph 1 – point 9 – point a

Regulation (EU) No 1308/2013

Article 93 – paragraph 1 – point a – subpoint v

Text proposed by the Commission

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

Amendment

(v) which is obtained from vine varieties belonging to ***genus*** *Vitis* or ***from*** a cross between ***different*** species of the genus *Vitis*.;

Or. en

Justification

*There is no valid justification for excluding non-*Vitis vinifera* varieties from benefitting from designations of origin. 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 58

Michel Dantin

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).'

Or. fr

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 59

Nicola Caputo

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

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

Or. en

Justification

The amendment aims at avoiding that the Commission could have the power to complete actions compromising the Member States power to complete it.

Amendment 60
Carlos Zorrinho, Ricardo Serrão Santos

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) The following shall be added to paragraph No 1:

‘(ga) The mandatory nutrition declaration, that can be limited to the energy value only;’

Or. pt

Amendment 61
Christophe Hansen

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:

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

Or. fr

Amendment 62
Jytte Guteland

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:

“(ga) a nutrition declaration, that explicitly includes the energy value;”

Or. en

Amendment 63
Biljana Borzan

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:

“(ga) the nutrition declaration;”

Or. en

Amendment 64

Nicola Caputo

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 (ga) is added:

“(ga) the energy value and”,

Or. en

Amendment 65

Angélique Delahaye

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:

“(ga) the list of ingredients;”

Or. fr

Amendment 66
Nicola Caputo

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 a (new)

Text proposed by the Commission

Amendment

*(ab) in paragraph 1, the following letter
(i) is added:*

“(ga) the list of ingredients.”

Or. en

Amendment 67
Renate Sommer

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 a (new)

Text proposed by the Commission

Amendment

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

*“(ga) 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.”*

Or. de

Amendment 68
Carlos Zorrinho, Ricardo Serrão Santos

Proposal for a regulation

Article 1 – paragraph 1 – point 18 – point a b (new) Regulation (EU) No 1308/2013

Article 119 – paragraph g b (new)

(ab) The following shall be added to paragraph No 1:

‘(gb) The list of ingredients, which may be provided in electronic format, identified on the label or on the packaging.’

Or. pt

Amendment 69
Biljana Borzan

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 119 – paragraph 3 b (new)

(ab) the following paragraph is added:

“3b. To ensure a uniform application of paragraph 1, point g(a), energy value is given per 100 ml. It may also be expressed in addition to the form of expression per 100 ml per portion or unit, provided that the portion or unit is quantified and that the number of portions or units that the product contains, is indicated on the packaging. Energy value is:

(a) calculated using conversion coefficients taken from Annex XIV of Regulation 1169/2011 on the provisions of food information to consumers.

(b) expressed in the form of average valued defined on the basis of:

(i) the analysis of the product by its producer, or

(ii) generally established and accepted data for the different types of wine.”

Or. en

Amendment 70
Jytte Guteland

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 119 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

(ab) the following paragraph is added:

“3b To ensure a uniform application of paragraph 1, point g(a), the energy value shall be provided per 100 ml.

Without replacing the energy value expressed per 100 ml, the value may additionally also be expressed per portion or unit, provided that the portion or unit is quantified and that the number of portions or units that the product contains is clearly indicated on the packaging.

The energy value is:

(a) calculated using conversion coefficients taken from Annex XIV of Regulation 1169/2011 on the provisions of food information to consumers.

(b) expressed in the form of the average value defined on the basis of:

(i) the analysis of the product by its producer, or

(ii) generally established and accepted data for different types of wine.”

Or. en

Amendment 71
Angélique Delahaye

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 119 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

(ab) the following paragraph is added:

“3a. By way of derogation from paragraph 1 (g a), the list of ingredients may also be provided in another way than on the label, on condition that a clear, direct link is indicated on the label. It may not be displayed together with other information intended for sales or marketing purposes.”

Or. fr

Amendment 72
Nicola Caputo

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. By way of derogation from point (i) of paragraph 1, the list of ingredients may also be communicated by other means than the label, provided that a clear and direct link is present on the label. It shall not be displayed together with other information intended for commercial or marketing purposes.”

Or. en

Justification

This amendment derogates from the obligation to show the ingredients on wine bottle labels. The mandatory indication of ingredients may be done through electronic means.

Amendment 73
Nicola Caputo

Proposal for a regulation

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

Regulation (EU) No. 1308/2013

Article 119 – paragraph 4 b (new)

Text proposed by the Commission

Amendment

- (bb) the following paragraph is added:*
- “4b. To ensure a uniform application of paragraph 1, point h, the energy value shall be:*
- (a) expressed with numbers and words or symbols, and notably the symbol (E) for Energy;*
- (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 in the form of 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.*
- (d) expressed per 100ml. In addition, it may be expressed per consumption unit, easily recognizable 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.”*

Or. en

Amendment 74

Carlos Zorrinho, Ricardo Serrão Santos

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 – subpoint v a (new)

Text proposed by the Commission

Amendment

(aa) The following shall be added to the following subparagraph:

‘(va) Provisions on the composition and presentation of the list of ingredients. These provisions should be based on any relevant recommendations published by the OIV.’

Or. pt

Amendment 75
Nicola Caputo

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 122 – paragraph 1 – point b – subpoint 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;”

Or. en

Amendment 76
Nicola Caputo

Proposal for a regulation

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

Regulation (EU) No 1308/2013

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

Text proposed by the Commission

Amendment

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

“(vb) provisions on the establishment and presentation of the list of

ingredients;”

Or. en

Amendment 77

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation 1308/2013

Article 148 – paragraph 2 – point c – indent i

Present text

(i) the price payable for the delivery, which shall:

– be static and be set out in the contract, and/or

– be calculated by combining various factors set out in the contract, which may include market indicators reflecting changes in market conditions, the volume delivered and the quality or composition of the raw milk delivered,

Amendment

(22a) Article 148 paragraph 2 point (c) indent (i) is amended as follows:

“(i) the price payable for the delivery, which shall:

– *cover production costs, as a minimum, and*

– be static and be set out in the contract, and/or

– be calculated by combining various factors set out in the contract, which may include market indicators reflecting changes in market conditions, the volume delivered and the quality or composition of the raw milk delivered,”

Or. en

Justification

Paragraph 2 point (c) indent (i) is amended so as to ensure that prices cover production costs.

Amendment 78

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

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Present text

Amendment

(20b) Article 148 paragraph 3 is deleted

3. By way of derogation from paragraphs 1 and 1a, a contract and/or an offer for a contract shall not be required where raw milk is delivered by a member of a cooperative to the cooperative of which he is a member if the statutes of that cooperative or the rules and decisions provided for in or derived from these statutes contain provisions having similar effects to the provisions set out in points (a), (b) and (c) of paragraph 2.

Or. en

(<https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:02013R1308-20180101&from=EN>)

Justification

Paragraph 3 is deleted, to ensure that members of cooperatives have the right to formal written contracts as per paragraphs 1 and 1a.

Amendment 79

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 149 – paragraph 2 – point c

Present text

Amendment

(22c) 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

“(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 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;

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 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;”

Or. en

(<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 80

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 149 – paragraph 2 – point d

Present text

Amendment

(22d) 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

Or. en

(<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 81

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 149 – paragraph 2 – point e

Present text

Amendment

(22e) 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

Or. en

(<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 82

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 149 a (new)

Text proposed by the Commission

Amendment

(22f) In Section 3, the following Article is inserted:

'Article 149a

Monitoring Body

1. In order to ensure that the milk market is in balance, the Commission shall set up a Monitoring Body to undertake the following tasks:

(a) Compilation of a market balance index, based on data concerning the trend in production volumes, milk prices and production costs (margin). The index shall provide information on the EU milk market's equilibrium or balanced state. The "balanced market" state corresponds to a situation where supply and demand of raw milk meet at a level where farm gate prices cover production costs.

(b) Implementation of a crisis mechanism, to be activated when the index leaves the "balanced market" state. The crisis mechanism shall be implemented according to the following phases, each triggered by a certain percentage change in the market balance index. The phases and the corresponding measures shall in each case be maintained until the market returns to the balanced market state :

(i) If the current market state deviates

by -7.5% of the "balanced market" state :

– *The Monitoring Body announces an early warning phase, private storage is opened and/or reduction-incentivising programmes are activated for a defined period of time.*

(ii) If the current market state deviates by -15% of the "balanced market" state:

– *The Monitoring Body announces a crisis phase and starts the voluntary volume reduction scheme according to article 219a.*

– *The Monitoring Body enforces a market responsibility penalty on all producers that increase their production during the reduction period*

(iii) If the current market state deviates by - 25% of the "balanced market" state:

– *Reduction of supply of raw milk by a defined percentage during a set period of time for all producers;*

– *Application of a market responsibility levy to all producers who do not take part in the reduction programme.*

2. In this regard, the Commission shall be empowered to adopt delegated acts establishing the following points:

(a) The calculation of the market balance index as well as the determination of the "balanced market" state, i.e. the situation where supply and demand of raw milk meet at a level where producer prices cover production costs.

(b) The percentage of the volume to be cut during the universal reduction phase, according to article 1.b.iii.

(c) The amount of the market responsibility penalty paid by producers that increase their production during the reduction period according to article 1.b.ii

(d) The amount of the market responsibility levy collected from all producers who do not take part in the universal reduction according to article

1.b.iii.

(e) The amount of the producer contribution per kilogramme of supplied milk, which will be used to finance the crisis mechanism.

(f) The amount of the producer levy per kilogramme of supplied milk, which will be used to finance the crisis mechanism according to Article 149 paragraph 1 point b, with derogation excluding small and micro producers

Or. en

Amendment 83
Annie Schreijer-Pierik

Proposal for a regulation
Article 1 – paragraph 1 – point 22 a (new)
Regulation (EU) No 1308/2013
Article 152 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

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

“(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.”

Or. en

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 84
Annie Schreijer-Pierik

Proposal for a regulation

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

Regulation (EU) No 1308/2013

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

Text proposed by the Commission

Amendment

(22b) in Article 152, paragraph 1, point c, the following letter is added:

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

Or. en

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 85
Annie Schreijer-Pierik

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 157 – paragraph 1 – point c – letter v a (new)

Text proposed by the Commission

Amendment

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

“(va) without prejudice to Articles 148 and 168, drawing up standard forms of contract that may involve two or more operators in the sector, compatible with Union rules, for the sale of agricultural products to purchasers and/or the supply of processed products to distributors and retailers, taking into account the need to achieve fair competitive conditions and to

avoid market distortions; these standard forms of contract may contain relevant indicators and economic indices based on relevant production costs and their development, but also take account of product categories and their different market opportunities, product valuation indicators, the prices of agricultural and food products observed on the markets and variations therein, the extra costs for meeting extra-legal requirements with regard to animal welfare, animal health, environment and climate, and criteria pertaining to the composition, quality, traceability and content of product specifications.”

Or. en

Justification

Enabling primary producers to obtain fair and reasonable prices for their products is a key objective of the CAP. Farmers have to meet increasingly higher demands in the area of animal welfare, animal health, environment and climate exceeding legal obligations in those areas, while not necessarily receiving fair compensation of the extra costs involved. Interbranch organisations may contribute to improve farmers' income by drawing up standard forms of contract that take these extra costs into account.

Amendment 86

Annie Schreijer-Pierik

Proposal for a regulation

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

Regulation (EU) No 1308/2013

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

Text proposed by the Commission

Amendment

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

“(viii) 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;”

Or. en

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 87 **Annie Schreijer-Pierik**

Proposal for a regulation
Article 1 – paragraph 1 – point 22 e (new)
Regulation (EU) No 1308/2013
Article 157 – paragraph 1 – point c – letter xiv a (new)

Text proposed by the Commission

Amendment

(22e) in Article 157, paragraph 1, point c the following letter 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;”

Or. en

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 88

Annie Schreijer-Pierik

Proposal for a regulation

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

Regulation (EU) No 1308/2013

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

Text proposed by the Commission

Amendment

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

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

Or. en

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 89

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation
Article 1 – paragraph 1 – point 22 g (new)
Regulation (EU) No 1308/2013
Article 160

Present text

Article 160

Producer organisations in the fruit and vegetables sector

In the fruit and vegetables sector producer organisations shall pursue at least one of the objectives set out in points (c)(i), (ii) and (iii) of Article 152(1).

The statutes of a producer organisation in the fruit and vegetables sector **shall require** its producer members to market their entire production concerned through the producer organisation.

Producer organisations and associations of producer organisations in the fruit and vegetables sector shall be deemed to be acting in the name and on behalf of their members in economic matters within their terms of reference.

Amendment

(22g) Article 160 is amended as follows:

"Article 160

Producer organisations in the fruit and vegetables sector

In the fruit and vegetables sector producer organisations shall pursue at least one of the objectives set out in points (c)(i), (ii) and (iii) of Article 152(1).

The statutes of a producer organisation in the fruit and vegetables sector **may propose to** its producer members to market their entire production concerned through the producer organisation.

Fruit and vegetable producer members may sell, either directly or through one intermediary, to consumers in the specific economic area in which their producer organisation is operating, no more than a fixed percentage of their production and/or products. The maximal percentages shall be fixed by the Member State at not less than 10%.

Producer organisations and associations of producer organisations in the fruit and vegetables sector shall be deemed to be acting in the name and on behalf of their members in economic matters within their terms of reference. "

Or. en

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

Justification

Fruit and vegetable producers who are members of producer organisations should nevertheless be allowed to sell a percentage of their production to consumers, by direct sale or sale via one intermediary. Maximal percentages are to be decided by the Member State, but should allow for fruit and vegetable producer members to sell at least 10% of their

produce in this way, if the producers so wish.

Amendment 90

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 164 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

(22h) In Article 164, the following paragraph 3a is added:

“3a. Rules shall not be made binding on producers of organic products covered by Regulation (EU) 2018/848 unless such a measure has been agreed to by at least 50% of organic producers in the economic area in which the producer organisation operates, and whose production totals at least 60% of organic production of that area.”

Or. en

Justification

Organic producers should not be affected by an extension of rules or compulsory contributions of producer organisations of which they are not a member, unless there is a sufficient level of support from within the organic sector affected

Amendment 91

Annie Schreijer-Pierik

Proposal for a regulation

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

Regulation (EU) No 1308/2013

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

Text proposed by the Commission

Amendment

(22g) in Article 164, paragraph 4 the

following point is added:

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

Or. en

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 92

Martin Häusling

on behalf of the Verts/ALE Group

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 165

Present text

Amendment

(22h) Article 165 is deleted

Article 165

Financial contributions of non-members

Where rules of a recognised producer organisation, a recognised association of producer organisations or a recognised interbranch organisation are extended under Article 164 and the activities covered by those rules are in the general economic interest of economic operators whose activities relate to the products concerned, the Member State which has granted recognition may, after consulting the relevant stakeholders, decide that individual economic operators or groups which are not members of the organisation but which benefit from those activities shall pay the organisation all or part of the financial contributions paid by its members to the extent that such

contributions are intended to cover costs directly incurred as a result of pursuing the activities in question.

Or. en

(<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:02013R1308-20180101>)

Justification

Non-members of producer organisations should not be required to make financial contributions

Amendment 93
Francesc Gambús

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 168 – paragraph 4 – point c – subpoint i – indent 1 a (new)

Text proposed by the Commission

Amendment

22a *In article 168, paragraph 4, point c, subparagraph (i), the following new indent is inserted*

– *and/or be calculated on the basis of production costs and market indicators, to which end, Member States which have decided to apply Article 168 shall, on the basis of objective criteria and of up-to-date studies on production and the food chain, establish said costs and indicators to determine them at any given time;*

Or. es

Amendment 94
Angélique Delahaye

Proposal for a regulation

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

Regulation (EU) No 1308/2013

Article 188 a (new)

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

“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). ”

Or. fr

Amendment 95
Francesc Gambús

Proposal for a regulation
Article 1 – paragraph 1 – point 26 a (new)
Regulation (EU) No 1308/2013
Article 206 a (new)

26a. In part IV, Chapter I, the following new Article 206a is inserted:

“Article 206a

Prohibiting sale at a loss

1. With regard to trade in, or processing of, products listed in Annex I TFEU, with the exception of the fishery and aquaculture products listed in Annex I to Regulation (EU) No 1379/2013 on the common organisation of the markets in

fishery and aquaculture products, such products may not be placed on the market or sold at a loss.

2. For the purposes of the previous paragraph, trade or processing carried out by farmers, direct sales both to consumers and to the rest of the food chain – including deliveries to cooperatives and producer organisations of which they are members – shall not be considered to be trade or processing.

3. For the purposes of the previous paragraph, sale at a loss shall be considered to take place when a product is offered for sale at a price lower than its purchase price, as per the invoice, after pro rata deduction of any applicable discounts, and after the addition of fixed costs and effective variable costs such as storage, preparation, packaging, processing and marketing, including those incurred by the retailer himself, and any indirect taxes levied on the transaction. However, in the event of practical difficulties in establishing fixed costs and effective variable costs, Member States may establish, on the basis of objective criteria and updated food chain studies, a coefficient or coefficients to determine them.

4. The costs to be deducted from the price referred to in the previous paragraph shall not include salaries or bonuses of any kind that constitute payment for services rendered.

5. In no event may joint offers or gifts to buyers be used to circumvent the application of the provisions of this article.

6. Sale at a loss shall be considered to be an unfair commercial practice on the part of businesses. The Member States shall determine penalties and injunctions and adopt precautionary measures to address breaches of the provisions of this article.

Amendment 96
Francesc Gambús

Proposal for a regulation
Article 1 – paragraph 1 – point 26 b (new)
Regulation (EU) No 1308/2013
Article 208

Text proposed by the Commission

Article 208

Dominant position

For the purposes of this Chapter, “dominant position” means a position of economic strength enjoyed by an undertaking which enables it to prevent effective competition being maintained in the relevant market *by giving* it the power to behave to an appreciable extent independently of its competitors, customers and ultimately of consumers.

Amendment

26b. In part IV, Chapter I, Article 208 is modified as follows:

“Article 208

Dominant position

For the purposes of this Chapter, “dominant position” means a position of economic strength enjoyed by an undertaking which enables it to prevent effective competition being maintained in the relevant market, *having a market share of 8% which gives* it the power to behave to an appreciable extent independently of its competitors, customers and ultimately of consumers.”

Or. es

Amendment 97
Martin Häusling
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 1 – paragraph 1 – point 26 a (new)
Regulation (EU) No 1308/2013
Article 219 - paragraph 1 - subparagraph 4

Present text

Such measures may to the extent and for the time necessary to address the market

Amendment

(26a) Article 219, paragraph 1, subparagraph 4 is amended as follows :

“Such measures may to the extent and for the time necessary to address the market

disturbance or threat thereof extend or modify the scope, duration or other aspects of other measures provided for under this Regulation, or *provide for export refunds*, or suspend import duties in whole or in part including for certain quantities or periods as necessary.

disturbance or threat thereof extend or modify the scope, duration or other aspects of other measures provided for under this Regulation, or suspend import duties in whole or in part including for certain quantities or periods as necessary.”

Or. en

(<https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:02013R1308-20180101&from=EN>)

Amendment 98
Francesc Gambús

Proposal for a regulation

Article 1 – paragraph 1 – point 26 c (new)

Regulation (EU) No 1308/2013

Article 219 - paragraph 1 a (new)

Text proposed by the Commission

Amendment

26c. In Part V, Chapter I, Section I, Article 219, a new paragraph 1a is inserted as follows:

“1a. The Commission shall establish, on the basis of the most recent objective data for each sector or product, the reference level for determining whether there is a market disturbance for each of them.”

Or. es

Amendment 99
Martin Häusling
on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 26 b (new)

Regulation (EU) No 1308/2013

Article 219 a (new)

(26b) The following Article 219a is inserted :

"Article 219a

Volume Reduction Scheme

1. In the event of serious market disturbance, the Commission may decide to grant aid to producers in a specific sector listed in Article 1 (2), who, during a defined period and on a voluntary basis, reduce their production compared to the same period of the previous year (reference period). The reduction period may be prolonged if deemed necessary.

2. During the reduction period, each producer who supplies an amount larger than that supplied during the reference period shall pay a market responsibility levy according to the extent of his/her oversupply.

3. In this regard, the Commission shall be empowered to adopt delegated acts laying down the following points:

(a) Maximal supply volumes to be reduced on EU level in the framework of the reduction scheme;

(b) The duration of the reduction period;

(c) The amount to be paid to producers for reducing their volumes and its financing arrangements;

(d) The amount of the market responsibility levy for the producers who increase their deliveries during the reduction period.

(e) The criteria for applicants to be eligible for the aid and for applications for the relevant aid to be admissible.

(f) Specific conditions for implementing the programme."

Or. en

Amendment 100

Michel Dantin

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – points 18 and 19

Text proposed by the Commission

Amendment

(32) in Part II of Annex VII, the following points (18) and (19) are added:

deleted

'(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:

(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;

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

(c) has a total alcoholic strength of no more than 0,5 % by volume.

(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:

(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;

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

(c) has a total alcoholic strength of more than 0,5 % by volume and following the processes specified in Section E of Part I of Annex VIII its total alcoholic strength is reduced by more than 20 % by volume compared to its initial total alcoholic strength.'

Or. fr

**Amendment 101
Nicola Caputo**

**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

Amendment

(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:***

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

Or. en

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 102
Nicola Caputo**

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 18 – subpoint 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**;

Or. en

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 103

Nicola Caputo

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

(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:

Amendment

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

Or. en

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 104
Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 32

Regulation (EU) No 1308/2013

Annex VII – Part II – point 19 – subpoint 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*;

Or. en

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 105
Angélique Delahaye

Proposal for a regulation

Article 1 – paragraph 1 – point 32 a (new)

Regulation (EU) No 1308/2013

Annex VIII – Part II – point D – paragraph 3

Present text

Amendment

3. The pressing of wine lees and the re-fermentation of grape marc for purposes other than distillation or production of piquette is prohibited. The filtering and centrifuging of wine lees shall not be considered to be pressing where the products obtained are of sound, fair and marketable quality.

3. The pressing of wine lees and the re-fermentation of grape marc for purposes other than distillation, ***methanisation, composting*** or production of piquette is prohibited. The filtering and centrifuging of wine lees shall not be considered to be pressing where the products obtained are of sound, fair and marketable quality.

Or. fr

Amendment 106
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 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:”

Or. en

Amendment 107
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 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."

Or. en

Amendment 108
Herbert Dorfmann

Proposal for a regulation

Article 3 – paragraph 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"

Or. en

Amendment 109
Herbert Dorfmann

Proposal for a regulation

Article 3 – paragraph 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."

Or. en

Amendment 110
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 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."

Or. en

Amendment 111
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 4 c (new)
Regulation (EU) No 251/2014
Article 7 a (new)

Text proposed by the Commission

Amendment

(4c) A new Article 7a is inserted:

"Article 7a

Nutritional declaration

1. *The nutritional declaration of aromatized wine products, that may be limited to the energy value only, must be indicated on the label.*
2. *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;*
 - (c) *average values based on:*
 - (i) *The producer's analysis of the aromatized wine product; or*
 - (ii) *A calculation from generally established and accepted data.*
 - (d) *expressed per 100ml. In addition, it may be expressed per consumption unit, easily recognizable 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.*
3. *The Commission shall be empowered to adopt delegated acts in accordance with Article 33 to further detail the rules for the indication of the energy value of aromatized wine products."*

Or. en

Amendment 112
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 4 d (new)
Regulation (EU) No 251/2014
Article 7 b (new)

Text proposed by the Commission

Amendment

(4d) A new Article 7b is inserted:

"Article 7b

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."*

Or. en

Amendment 113
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 4 e (new)
Regulation (EU) No 251/2014
Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

(4e) in the Article 6, paragraph 3 the following paragraph is inserted:

"(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."

Or. en

Amendment 114
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 a (new)
Regulation (EU) No 251/2014
Article 37 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

(7a) in Article 37 the following paragraph is inserted:

*"Article 7a shall apply from 3 years after the publication of this Regulation (EU) 2019/...**

Article 7b shall apply from 5 years after the publication of this Regulation (EU) 2019/..."*

Or. en

(To be coordinated with new articles 7a and 7b of the author)

Amendment 115
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 b (new)
Regulation (EU) No 251/2014
Annex I – paragraph 1 – point a – subpoint iii a (new)

Text proposed by the Commission

Amendment

(7b) in Annex I, paragraph 1, point a, the following subpoint iii a is added:

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

Or. en

Amendment 116
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 c (new)
Regulation (EU) No 251/2014
Annex I – point 2 – subpoint f

Present text

(f) any other natural *carbohydrate* substances having a similar effect to those products.

Amendment

(7c) in Annex I, point 2, subpoint f is amended as follows:

"(f) any other natural substances having a similar effect to those products, including steviol glycoside."

Or. en

Amendment 117
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 d (new)
Regulation (EU) No 251/2014
Annex I – point 3 – subparagraph 1a (new)

Text proposed by the Commission

Amendment

(7d) In Annex I, point 3 the following subparagraph is inserted:

"Ethyl alcohol used quantum satis in the production process in not considered an addition of alcohol if the aromatisation does not lead to an increase of the total alcoholic strength of 1.2%."

Or. en

Amendment 118
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 e (new)
Regulation (EU) No 251/2014
Annex II – section A – point 3

Present text

(3) Vermouth

Aromatised wine:

– *to which alcohol has been added,*
and

– whose characteristic taste has been obtained by the use of appropriate substances of *Artemisia* species

Amendment

(7e) In Section A of Annex II, point 3 is replaced by the following:

“(3) Vermouth:

Aromatised wine:

– whose characteristic taste has been obtained by the use of appropriate substances of *Artemisia* species.”

Or. en

Amendment 119
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 g (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.

Amendment

(7g) 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'.

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'."

Or. en

Amendment 120
Herbert Dorfmann

Proposal for a regulation
Article 3 – paragraph 7 f (new)
Regulation (EU) No 251/2014
Annex II – section C a (new)

Text proposed by the Commission

Amendment

(7f) 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)."

Or. en

Amendment 121
Nicola Caputo

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 122
Angélique Delahaye

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

Text proposed by the Commission

Amendment

2a. Article 119(1), point g(a) and Article 119(3)(a) shall apply from ... (five years after the delegated act has entered into force)

Or. fr

Amendment 123
Nicola Caputo

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

Text proposed by the Commission

Amendment

Article 119, paragraph 1, point h, Article 119, paragraph 5, and Article 122, paragraph 1, point b, point v, shall apply from [2 years] after the publication of this Regulation.

Or. en

Amendment 124
Nicola Caputo

Proposal for a regulation
Article 7 – paragraph 2 b (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.

Or. en