



**2022/0115(COD)**

11.11.2022

# **AMENDMENTS**

## **421 - 593**

**Draft report**  
**Marion Walsmann**  
(PE736.692v01-00)

Geographical indication protection for craft and industrial products and amending Regulations (EU) 2017/1001 and (EU) 2019/1753 of the European Parliament and of the Council and Council Decision (EU) 2019/1754

Proposal for a regulation  
(COM(2022)0174 – C9-0148/2022 – 2022/0115(COD))



**Amendment 421**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 25**

*Text proposed by the Commission*

*Amendment*

*Article 25*

*deleted*

*Decision by the Commission*

***1. Concerning applications for registration referred to in Article 17, the Commission may take over from the Office, at any time before the end of the procedure, on its own initiative, on the initiative of a Member State or the Office, the power to decide on the application for registration of the proposed geographical indication where such decision may jeopardise the public interest or the Union's trade or external relations. The Office shall submit a proposal to the Commission for a decision pursuant to Article 24(2) to 24(6). The Commission shall adopt the final act on the application for registration. This paragraph shall apply mutatis mutandis to the cancellation and the amendment of the product specification.***

***2. In situations referred to in paragraph 1 of this Article, the Commission shall adopt implementing acts on the protection of the geographical indication. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 65(2) and shall be published in the Official Journal of the European Union and in the Union register of geographical indications for craft and industrial products.***

***3. The Office shall ensure that the Commission has access to the documents concerning the applications for registration, any amendment of the product specification and cancellation through the digital system referred to in Article 18(1) and Article 26(1).***

**Amendment 422****Ibán García Del Blanco****Proposal for a regulation****Article 25 – paragraph 1***Text proposed by the Commission*

1. Concerning applications for registration referred to in *Article 17*, the Commission ***may take over from the Office, at any time before the end of the procedure, on its own initiative, on the initiative of a Member State or the Office, the power to*** decide on the application for registration of the proposed geographical indication ***where such decision may jeopardise the public interest or the Union's trade or external relations***. The Office shall submit a proposal to the Commission for a decision pursuant to Article 24(2) to 24(6). The Commission shall adopt the final act on the application for registration. This paragraph shall apply mutatis mutandis to the cancellation and the amendment of the product specification.

*Amendment*

1. Concerning applications for registration referred to in ***Articles 15 and 17***, the Commission ***shall*** decide on the application for registration of the proposed geographical indication. The Office shall submit a proposal to the Commission for a decision pursuant to Article 24(2) to 24(6). The Commission shall adopt the final act on the application for registration. This paragraph shall apply mutatis mutandis to the cancellation and the amendment of the product specification.

**Amendment 423****Ibán García Del Blanco****Proposal for a regulation****Article 25 – paragraph 3***Text proposed by the Commission*

3. The Office shall ensure that the Commission has access to the documents concerning the applications for registration, any amendment of the product specification and cancellation through the digital system referred to in Article 18(1)

*Amendment*

3. The Office shall ensure that the Commission has access to the documents concerning the applications for registration, any amendment of the product specification and cancellation through the digital system referred to in Article 18(1)

and Article 26(1).

and Article 26(1) *in accordance with Regulations (EU) 2018/1725 and (EU) 2016/679.*

Or. en

**Amendment 424**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 26 – paragraph 1**

*Text proposed by the Commission*

1. A publicly accessible electronic Union register of geographical indications for craft and industrial products shall be developed, kept and maintained by the Office for the management of geographical indications for craft and industrial products.

*Amendment*

1. A publicly ***and easily*** accessible electronic Union register of geographical indications for craft and industrial products shall be developed, kept and maintained by the Office for the management of geographical indications for craft and industrial products. ***Such electronic Union register will comply with Regulations (EU) 2018/1725 and (EU) 2016/679.***

Or. en

**Amendment 425**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 26 – paragraph 1**

*Text proposed by the Commission*

1. ***A publicly accessible*** electronic Union register of geographical indications for craft and industrial products shall be developed, kept and maintained by the Office for the management of geographical indications for craft and industrial products.

*Amendment*

1. ***An*** electronic Union register of geographical indications for craft and industrial products ***shall be made easily accessible to the public, in machine-readable, commonly used formats.*** It shall be developed, kept and maintained by the Office for the management of geographical indications for craft and industrial products.

Or. en

**Amendment 426**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 26 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the *class* of the product;

*Amendment*

(b) the *type* of the product;

Or. en

**Amendment 427**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 26 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the *class* of the product;

*Amendment*

(b) the *type* of the product;

Or. en

**Amendment 428**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 26 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the *class of the* product;

*Amendment*

(b) the *type of* product;

Or. en

**Amendment 429**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 26 – paragraph 3 – point b**

*Text proposed by the Commission*

*Amendment*

(b) the ***class of the*** product;

(b) the ***type of*** product;

Or. en

*Justification*

*The deleted word refers to trademark system and not GI protection.*

**Amendment 430**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 26 – paragraph 3 – point b a (new)**

*Text proposed by the Commission*

*Amendment*

***(b a) the contact details of the holders of the registered geographical indication;***

Or. en

**Amendment 431**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 26 – paragraph 3 – point c**

*Text proposed by the Commission*

*Amendment*

(c) the reference to the instrument registering the name;

(c) the reference to the ***legal*** instrument registering the name;

Or. en

**Amendment 432**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 26 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

4. Geographical indications

4. Geographical indications

concerning products from third countries that are protected in the Union under an international agreement to which the Union is a contracting party shall be entered in the Union register of geographical indications for craft and industrial products.

Geographical indications other than those protected in the Union pursuant to Article 7 Regulation EU **2019/5713** shall be registered by means of implementing acts adopted by the Commission in accordance with the examination procedure referred to in Article 65(2).

concerning products from third countries that are protected in the Union under an international agreement to which the Union is a contracting party shall be entered in the Union register of geographical indications for craft and industrial products.

Geographical indications other than those protected in the Union pursuant to Article 7 Regulation EU **2019/1753** shall be registered by means of implementing acts adopted by the Commission in accordance with the examination procedure referred to in Article 65(2).

Or. en

**Amendment 433**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 26 – paragraph 6**

*Text proposed by the Commission*

6. The Commission shall make public and regularly update both the list of the international agreements referred to in paragraph 2 and the list of geographical indications protected under those agreements.

*Amendment*

6. The Commission shall make public and regularly update both the list of the international agreements referred to in paragraph 2 and the list of geographical indications protected under those agreements.

***The Commission shall enable easy access to the product specifications behind each geographical indication, regardless of whether they are from the EU or third-countries, including those recognised via trade agreements or via the mechanism foreseen in the Geneva Act.***

Or. en

**Amendment 434**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 26 – paragraph 7**

*Text proposed by the Commission*

7. The Office shall retain documentation related to the registration of a geographical indication in digital or paper form for the period of validity of the geographical indication, and in case of cancellation for **10** years thereafter.

*Amendment*

7. The Office shall retain documentation related to the registration of a geographical indication in digital or paper form for the period of validity of the geographical indication, and in case of cancellation for **maximum 5** years thereafter.

***The personal data contained in such documentation shall however be retained for no longer than is necessary for the purposes for which the personal data are processed, according to Regulation (EU) 2016/679 and Regulation (EU) No 2018/1725.***

Or. en

*Justification*

*Cf. EDPS opinion (cited above): Absent further justification, the envisaged retention period of 10 years does not seem to comply with the requirement of storage limitation insofar as the processing of personal data is concerned. It considers that the proposed retention period for documentation related to the cancellation of GIs registration should be further justified or reduced insofar as it concerns personal data.*

**Amendment 435**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 26 – paragraph 7**

*Text proposed by the Commission*

7. The Office shall retain documentation related to the registration of a geographical indication in digital or paper form for the period of validity of the geographical indication, and in case of cancellation for 10 years thereafter.

*Amendment*

7. The Office shall retain documentation related to the registration of a geographical indication in digital or paper form for the period of validity of the geographical indication, and in case of cancellation ***or rejection of the application for registration***, for 10 years thereafter.

Or. en

**Amendment 436**

**Ibán García Del Blanco**

**Proposal for a regulation  
Article 26 – paragraph 7**

*Text proposed by the Commission*

7. The Office shall retain documentation related to the registration of a geographical indication in digital or paper form for the period of validity of the geographical indication, **and** in case of cancellation for 10 years thereafter.

*Amendment*

7. The Office shall retain documentation related to the registration of a geographical indication in digital or paper form for the period of validity of the geographical indication, **including** in case of cancellation **and refusal**, for 10 years thereafter.

Or. en

**Amendment 437**

**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation  
Article 27 – paragraph 1**

*Text proposed by the Commission*

1. The Office shall ensure that any person is able to download an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and the relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

*Amendment*

1. The Office shall ensure that any person is able to download an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and the relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body. **Reasons leading to the rejection of an application shall be made accessible as well.**

Or. en

**Amendment 438**

**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 27 – paragraph 1**

*Text proposed by the Commission*

1. The Office shall ensure that any person is able to download an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and the relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

*Amendment*

1. The Office shall ensure that any person is able to **easily** download, **in a machine-readable, commonly used format**, an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and the relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

Or. en

**Amendment 439**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 27 – paragraph 1**

*Text proposed by the Commission*

1. The Office shall ensure that any person is able to download an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and **the** relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

*Amendment*

1. The Office shall ensure that any person is able to **easily** download an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration **or rejection** of the geographical indication, and **other** relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

Or. en

**Amendment 440**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 27 – paragraph 1**

*Text proposed by the Commission*

1. The Office shall ensure that any person is able to download an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and the relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

*Amendment*

1. The Office shall ensure that any person is able to download **free of charge** an official extract from the Union register of geographical indications for craft and industrial products that provides proof of registration of the geographical indication, and the relevant data including the date of application for the registration of the geographical indication or other priority date. The official extract may be used as an authentic certificate in legal proceedings, in a court of law, in a court of arbitration or similar body.

Or. fr

**Amendment 441**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 27 – paragraph 2**

*Text proposed by the Commission*

2. The applicant producer group or where Article 6(3) applies, the single producer shall be identified as the holder of the registration **in the Union register** of geographical indications for craft and industrial products and in the official extract referred to in paragraph (1) of this Article.

*Amendment*

2. The applicant producer group or where Article **6(2) or** 6(3) applies, **the authority designated by a Member State or a local authority or** the single producer shall be identified as the holder of the registration of geographical indications for craft and industrial products **in the Union register** and in the official extract referred to in paragraph (1) of this Article.

Or. en

*Justification*

*Better consistency regarding the identity of possible GI holder.*

**Amendment 442**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 27 – paragraph 2**

*Text proposed by the Commission*

2. The applicant producer group or where Article 6(3) applies, the single producer shall be identified as the holder of the registration ***in the Union register*** of geographical indications for craft and industrial products and in the official extract referred to in paragraph (1) of this Article.

*Amendment*

2. The applicant producer group or where Article **6(2) or** 6(3) applies, ***the authority designated by a Member State*** or the single producer shall be identified as the holder of the registration of geographical indications for craft and industrial products ***in the Union register*** and in the official extract referred to in paragraph (1) of this Article.

Or. en

**Amendment 443**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 28 – paragraph 1**

*Text proposed by the Commission*

1. A producer group having a legitimate interest may apply for the approval of an amendment to the product specification of a registered geographical indication.

*Amendment*

1. A producer group, ***a producer or an authority designated by a Member State*** having a legitimate interest may apply for the approval of an amendment to the product specification of a registered geographical indication.

Or. en

**Amendment 444**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 28 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. A producer group having a legitimate interest may apply for the approval of an amendment to the product specification of a registered geographical indication.

1. A producer group, ***a single producer or a competent authority*** having a legitimate interest may apply for the approval of an amendment to the product specification of a registered geographical indication.

Or. en

**Amendment 445**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 28 – paragraph 1**

*Text proposed by the Commission*

1. A producer group having a legitimate interest may apply for the approval of an amendment to the product specification of a registered geographical indication.

*Amendment*

1. A producer group ***or a natural or legal person*** having a legitimate interest may apply for the approval of an amendment to the product specification of a registered geographical indication.

Or. en

**Amendment 446**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 28 – paragraph 4**

*Text proposed by the Commission*

4. Union amendments shall be approved by the Office ***or, where Article 25 applies, the Commission***. The approval procedure shall follow mutatis mutandis the procedure and publication requirements laid down in Articles 6 to 25.

*Amendment*

4. Union amendments shall be approved by the Office. The approval procedure shall follow mutatis mutandis the procedure and publication requirements laid down in Articles 6 to 24.

Or. en

**Amendment 447**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 28 – paragraph 5 a (new)**

*Text proposed by the Commission*

*Amendment*

**5 a.** *A standard amendment shall be considered as a temporary amendment when it concerns a temporary change in the product specification resulting from the imposition of obligatory sanitary measures by the public authorities, or a natural disaster or a geopolitical event the consequences of such are formally recognised by the competent authorities.*

Or. en

**Amendment 448**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 28 – paragraph 6**

*Text proposed by the Commission*

*Amendment*

6. Applications for amendments referred to in paragraph 2 submitted by a third country or by producers established in a third country shall contain proof that the requested amendment complies with the laws on the protection of geographical indications in force in that third country.

6. Applications for amendments referred to in paragraph 2 submitted by a third country ***concerned pursuant to Article 17(4)*** or by producers established in a third country ***concerned pursuant to Article 17(4)***, shall contain proof that the requested amendment complies with the laws on the protection of geographical indications in force in that third country ***and in the Member State with which the cross-border geographical area of origin of the product is shared.***

Or. en

**Amendment 449**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 28 – paragraph 8**

*Text proposed by the Commission*

8. Standard amendments shall be approved by Member States or third countries in whose territory the geographical area of the product concerned is located. Such amendments shall be communicated to the Office. Where Article 25 applies, the Office shall approve the standard amendments. The Office shall make those amendments public in the Union register of geographical indications for craft and industrial products.

*Amendment*

8. Standard amendments shall be approved by Member States or third countries in whose territory the geographical area of the product concerned is located. Such amendments shall be communicated to the Office. Where Article 25 applies, the Office shall approve the standard amendments. The Office shall make **the** those amendments public in the Union register of geographical indications for craft and industrial products, **within 7 calendar days after their approval**.

Or. en

**Amendment 450**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 28 – paragraph 8**

*Text proposed by the Commission*

8. Standard amendments shall be approved by Member States or third countries in whose territory the geographical area of the product concerned is located. Such amendments shall be communicated to the Office. **Where Article 25 applies, the Office shall approve the standard amendments.** The Office shall make those amendments public in the Union register of geographical indications for craft and industrial products.

*Amendment*

8. Standard amendments shall be approved by Member States or third countries in whose territory the geographical area of the product concerned is located. Such amendments shall be communicated to the Office. The Office shall make those amendments public in the Union register of geographical indications for craft and industrial products.

Or. en

**Amendment 451**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 29 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The Office may, own its own initiative or on a duly substantiated request by a Member State, a third country or any natural or legal person having a legitimate interest, decide to cancel the registration of a geographical indication in the following cases:

*Amendment*

1. The Office may, own its own initiative or on a duly substantiated request by a Member State, a third country ***concerned pursuant to Article 17(4)*** or any natural or legal person having a legitimate interest, decide to cancel the registration of a geographical indication in the following cases:

Or. en

**Amendment 452**

**Ibán García Del Blanco**

**Proposal for a regulation**

**Article 29 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The Office may, ***own*** its own initiative or on a duly substantiated request by a Member State, a third country or any natural or legal person having a legitimate interest, decide to cancel the registration of a geographical indication in the following cases:

*Amendment*

1. The Office may, ***on*** its own initiative or on a duly substantiated request by ***a producer group***, a Member State, a third country or any natural or legal person having a legitimate interest, decide to cancel the registration of a geographical indication in the following cases:

Or. en

**Amendment 453**

**Sergey Lagodinsky**

**Proposal for a regulation**

**Article 29 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) where no product has been placed on the market under the geographical indication for at least a consecutive period of 7 years.

*Amendment*

(b) where no product has been placed on the market under the geographical indication for at least a consecutive period of 5 years.

Or. en

**Amendment 454**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 29 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) where no product has been placed on the market under the geographical indication for at least a consecutive period of 7 years.

*Amendment*

(b) where no product has been placed on the market under the geographical indication for at least a consecutive period of 5 years.

Or. en

**Amendment 455**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 29 – paragraph 2**

*Text proposed by the Commission*

2. The Office may, at the request of the producer group of the product marketed under the registered name, decide to cancel the corresponding registration.

*Amendment*

2. The Office may, at the request of ***an authority designated by a Member State***, the producer group ***or producer*** of the product marketed under the registered name, decide to cancel the corresponding registration.

Or. en

**Amendment 456**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 29 – paragraph 3**

*Text proposed by the Commission*

3. Article 6 and Articles 19 to **25** shall apply mutatis mutandis to the cancellation procedure.

*Amendment*

3. Article 6 and Articles 19 to **24** shall apply mutatis mutandis to the cancellation procedure.

**Amendment 457**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 29 – paragraph 4**

*Text proposed by the Commission*

4. Before deciding to cancel the registration of a geographical indication, the Office shall consult the competent authority of the Member State, the competent authorities of the third country or, where possible, the **third country** producer group which had applied for the registration of the geographical indication concerned, unless the cancellation is directly requested by the original applicants. If the geographical indication was registered pursuant to Article 15, the Office shall consult the Advisory Board referred to in Article 33.

*Amendment*

4. Before deciding to cancel the registration of a geographical indication, the Office shall consult the competent authority of the Member State, the competent authorities of the **interested** third country or, where possible, the producer group which had applied for the registration of the geographical indication concerned, unless the cancellation is directly requested by the original applicants. **Any natural person affected by the cancellation of the registration of a geographical indication may submit observations during the cancellation procedure.** If the geographical indication was registered pursuant to Article 15, the Office shall consult the Advisory Board referred to in Article 33.

Or. en

**Amendment 458**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 29 – paragraph 5**

*Text proposed by the Commission*

5. The Commission may adopt implementing acts laying down detailed rules on procedures and form of the cancellation process, as well as on the presentation of the requests referred to in paragraphs 1 and 2 of this Article. Those implementing acts shall be adopted in

*Amendment*

5. The Commission may adopt implementing acts laying down detailed rules on procedures and form of the cancellation process, as well as on the presentation of the requests referred to in paragraphs 1 and 2 **and the observations referred to in paragraph 4** of this Article.

accordance with the examination procedure referred to in Article 65(2).

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 65(2).

Or. en

**Amendment 459**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 30 – paragraph 1**

*Text proposed by the Commission*

1. Any party to a procedure regulated in this Regulation that is adversely affected by the decision taken by the **Office** in that procedure may lodge an appeal to the Boards of Appeal referred to in Article 34 against the decision. The appealed decisions of the **Office** shall take effect only as from the date of expiration of the appeal period referred to in paragraph 3. The filing of the appeal shall have suspensive effect. Member States shall also have the right to join the procedure.

*Amendment*

1. Any party to a procedure regulated in this Regulation that is adversely affected by the decision taken by the **Commission** in that procedure may lodge an appeal to the Boards of Appeal referred to in Article 34 against the decision. The appealed decisions of the **Commission** shall take effect only as from the date of expiration of the appeal period referred to in paragraph 3. The filing of the appeal shall have suspensive effect. Member States shall also have the right to join the procedure.

Or. en

**Amendment 460**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 30 – paragraph 5**

*Text proposed by the Commission*

5. Following an examination of admissibility of the appeal, the Boards of Appeal shall decide on the appeal. The Boards of Appeal shall either exercise any power within the competence of the geographical indications division which was responsible for the decision appealed or remit the case to that geographical indication division for further prosecution.

*Amendment*

5. Following an examination of admissibility of the appeal, the Boards of Appeal shall decide on the appeal. The Boards of Appeal shall either exercise any power within the competence of the geographical indications division which was responsible for the decision appealed or remit the case to that geographical indication division for further prosecution.

The Boards of Appeal may, on its own initiative or upon the written, reasoned request of a party, consult the Advisory Board as referred to in Article 33. The Office may offer mediation services pursuant to Article 170 of Regulation (EU) 2017/1001, with a view of assisting the parties reach an amicable settlement.

The Boards of Appeal may, on its own initiative or upon the written, reasoned request of a party, consult the Advisory Board as referred to in Article 33. The Office may offer ***alternative dispute resolution, like*** mediation services pursuant to Article 170 of Regulation (EU) 2017/1001, with a view of assisting the parties reach an amicable settlement.

Or. en

**Amendment 461**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 30 – paragraph 5**

*Text proposed by the Commission*

5. Following an examination of admissibility of the appeal, the Boards of Appeal shall ***decide*** on the appeal. The Boards of Appeal shall either exercise any power within the competence of the geographical indications division which was responsible for the decision appealed or remit the case to that geographical indication division for further prosecution. The Boards of Appeal may, on its own initiative or upon the written, reasoned request of a party, consult the Advisory Board as referred to in Article 33. The Office may offer mediation services pursuant to Article 170 of Regulation (EU) 2017/1001, with a view of assisting the parties reach an amicable settlement.

*Amendment*

5. Following an examination of admissibility of the appeal, the Boards of Appeal shall ***propose a decision*** on the appeal. The Boards of Appeal shall either exercise any power within the competence of the geographical indications division which was responsible for the decision appealed or remit the case to that geographical indication division for further prosecution. The Boards of Appeal may, on its own initiative or upon the written, reasoned request of a party, consult the Advisory Board as referred to in Article 33. The Office may offer mediation services pursuant to Article 170 of Regulation (EU) 2017/1001, with a view of assisting the parties reach an amicable settlement.

Or. en

**Amendment 462**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 30 – paragraph 6**

*Text proposed by the Commission*

6. Actions may be brought before the General Court against decisions of the **Boards of Appeal** in relation to appeals, within two months of the date of publication of the decision of the Boards of Appeal, on grounds of infringement of an essential procedural requirement, infringement of the TFEU, infringement of this Regulation or of any rule of law relating to their application or misuse of power. The action shall be open to any party to proceedings before the Boards of Appeal adversely affected by *its* decision and to any Member State. The General Court shall have jurisdiction to annul or to alter the contested decision.

*Amendment*

6. Actions may be brought before the General Court against decisions of the **Commission** in relation to appeals, within two months of the date of publication of the decision of the Boards of Appeal, on grounds of infringement of an essential procedural requirement, infringement of the TFEU, infringement of this Regulation or of any rule of law relating to their application or misuse of power. The action shall be open to any party to proceedings before the Boards of Appeal adversely affected by *the Commission* decision and to any Member State. The General Court shall have jurisdiction to annul or to alter the contested decision.

Or. en

**Amendment 463**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 30 – paragraph 7**

*Text proposed by the Commission*

7. The decisions of the **Boards** of Appeal shall take effect only as from the date of expiry of the appeal period or, if an action has been brought before the General Court within that period, as from the date of dismissal of such action or of any appeal filed with the Court of Justice against the decision of the General Court.

*Amendment*

7. The decisions of the **Commission** *shall be taken within 6 months after the filing of the notice* of appeal, *and* shall take effect only as from the date of expiry of the appeal period or, if an action has been brought before the General Court within that period, as from the date of dismissal of such action or of any appeal filed with the Court of Justice against the decision of the General Court.

Or. en

**Amendment 464**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 31 – paragraph 1**

*Text proposed by the Commission*

1. For domain names registered under a country-code top-level domain name, administered or managed by a registry established in the Union, the Office shall provide a domain name information and alert system. Upon submission of an application for a geographical indication, the information and alert system shall inform applicants for a geographical indication about the availability of their geographical indication as a domain name, and on an optional basis once a domain name containing an identical or similar name with their geographical indication is registered (domain name alerts).

*Amendment*

1. For domain names registered under a country-code top-level domain name, administered or managed by a registry established in the Union, the Office shall provide a domain name information and alert system. Upon submission of an application for a geographical indication, the information and alert system shall inform applicants for a geographical indication about the availability of their geographical indication as a domain name, and on an optional basis once a domain name containing an identical or similar name with their geographical indication is registered (domain name alerts).

***It shall be possible for a producer group to claim a domain name corresponding to the name of a geographical indication. The Office shall provide applicants with support in connection with the procedures enabling them to obtain the rights to the domain name for their geographical indication.***

Or. fr

**Amendment 465**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 31 – paragraph 1**

*Text proposed by the Commission*

1. For domain names registered under a country-code top-level domain name, administered or managed by a registry established in the Union, the Office shall provide a domain name information and alert system. Upon ***submission of an application for a*** geographical indication, the information and alert system shall inform applicants ***for*** a geographical

*Amendment*

1. For domain names registered under a country-code top-level domain name, administered or managed by a registry established in the Union, the Office shall provide a domain name information and alert system. Upon ***registration of the*** geographical indication, the information and alert system shall inform applicants ***and right holders of*** a geographical

indication about the availability of their geographical indication as a domain name, and on an optional basis once a domain name containing an identical or similar name with their geographical indication is registered (domain name alerts).

indication about the availability of their geographical indication as a domain name, and on an optional basis once a domain name containing an identical or similar name with their geographical indication is registered (domain name alerts).

Or. en

**Amendment 466**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 32 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. A Geographical Indications Division, as a department of the Office, shall be responsible for **taking** decisions on behalf of the Office in relation to:

*Amendment*

1. A Geographical Indications Division, as a department of the Office, shall be responsible for **submitting proposals to the Commission for** decisions on behalf of the Office in relation to:

Or. en

**Amendment 467**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 32 – paragraph 2**

*Text proposed by the Commission*

2. Opposition and cancellation **decisions** shall be taken by a panel of three members. At least one member shall be legally qualified. **All other decisions of paragraph 1** shall be **taken by a single member**.

*Amendment*

2. Opposition and cancellation **decision proposals** shall be taken by a panel of **at least** three members. At least one member shall be legally qualified **and at least one member** shall be **technically qualified**.

Or. en

**Amendment 468**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 32 – paragraph 2**

*Text proposed by the Commission*

2. Opposition and cancellation decisions shall be taken by a panel of three members. At least one member shall be legally qualified. ***All other decisions of paragraph 1 shall be taken by a single member.***

*Amendment*

2. Opposition and cancellation decisions shall be taken by a panel of three members. At least one member shall be legally qualified ***and one shall be an expert in the field.***

Or. en

**Amendment 469**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 32 – paragraph 2**

*Text proposed by the Commission*

2. Opposition and cancellation decisions shall ***be taken*** by a panel of three members. At least one member shall be legally qualified. ***All other decisions of paragraph 1 shall be taken by a single member.***

*Amendment*

2. Opposition and cancellation decisions shall ***betaken*** by a panel of ***at least*** three members. At least one member shall be legally qualified ***and have appropriate technical knowledge.***

Or. en

*Justification*

*GI protection can have a positive impact on a given territory. It is multidisciplinary by nature. Having examination carried out by several people (for both legal and technical reasons) will bring objectivity and quality to the decisions taken by the Office.*

**Amendment 470**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 33 – paragraph 2 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

***(c a) the assessment of the link between the product and its geographical origin;***

Or. en

**Amendment 471**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 33 – paragraph 2 – point d**

*Text proposed by the Commission*

*Amendment*

***(d) the assessment of fair competition in commercial transactions and the risk of confusing consumers in cases of conflict between geographical indications and trade marks, homonyms or existing products which are legally marketed.*** ***deleted***

Or. fr

**Amendment 472**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 33 – paragraph 2 – point d a (new)**

*Text proposed by the Commission*

*Amendment*

***(d a) the assessment of the link between the product and the geographical indication territory;***

Or. en

**Amendment 473**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 33 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. The Advisory Board shall be composed of one representative of each Member State and one representatives of the Commission and their respective alternates.

5. The Advisory Board shall be composed of ***at least*** one representative of each Member State and one representatives of the Commission and their respective alternates. ***If deemed necessary, recognized expert in the field of geographical indications or of the concerned product, including representatives of regions shall be invited to join the Board on ad hoc basis.***

Or. en

**Amendment 474**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 33 – paragraph 5**

*Text proposed by the Commission*

5. The Advisory Board shall be composed of one representative of each Member State ***and one representatives*** of the Commission ***and*** their respective alternates.

*Amendment*

5. The Advisory Board shall be composed of one representative of each Member State, ***one representative*** of the Commission, their respective alternates ***and independent experts in the field of the product category concerned, including from academia, as well as representatives of regional or local authorities, where appropriate.***

Or. en

**Amendment 475**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 33 – paragraph 5**

*Text proposed by the Commission*

5. The Advisory Board shall be composed of one representative of each Member State ***and one representatives*** of the Commission ***and*** their respective alternates.

*Amendment*

5. The Advisory Board shall be composed of one representative of each Member State, ***one representative*** of the Commission, their respective alternates ***and experts in the field of geographical***

*indications and the product category concerned, including from academia.*

Or. en

**Amendment 476**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 33 – paragraph 5**

*Text proposed by the Commission*

5. The Advisory Board shall be composed of one representative of each Member State and one *representatives* of the Commission and their respective alternates.

*Amendment*

5. The Advisory Board shall be composed of one representative of each Member State, *domain experts* and one *representative* of the Commission and their respective alternates.

Or. fr

**Amendment 477**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 33 – paragraph 8**

*Text proposed by the Commission*

8. Procedures concerning the appointment of the members of the Advisory Board and its operation shall be specified in its rules of procedures as approved by the Management Board and shall be made public.

*Amendment*

8. Procedures concerning the appointment of the members of the Advisory Board and its operation shall be specified in its rules of procedures as approved by the Management Board, *shall ensure that no member can find himself or herself in a conflict of interest*, and shall be made public.

Or. fr

**Amendment 478**  
**Emmanuel Maurel**

**Proposal for a regulation**

## Article 33 – paragraph 9

*Text proposed by the Commission*

9. The mandates of members of the Advisory Board shall be up to 5 years. Those mandates may be **renewable**.

*Amendment*

9. The mandates of members of the Advisory Board shall be up to 5 years. Those mandates may be **renewed once**.

Or. fr

## Amendment 479

**Ibán García Del Blanco**

### Proposal for a regulation

#### Article 33 – paragraph 9

*Text proposed by the Commission*

9. The mandates of members of the Advisory Board shall be up to 5 years. Those mandates may be renewable.

*Amendment*

9. The mandates of members of the Advisory Board shall be up to 5 years. Those mandates may be renewable **once**.

Or. en

## Amendment 480

**Ibán García Del Blanco**

### Proposal for a regulation

#### Article 34 – paragraph 1

*Text proposed by the Commission*

In addition to the powers conferred upon it by Article 165 of Regulation (EU) 2017/1001, the Boards of Appeal instituted by that Regulation shall be responsible for **deciding** on appeals from decisions of the Geographical Indications Division as regards their decisions concerning geographical indications subject to Article 28 of this Regulation.

*Amendment*

In addition to the powers conferred upon it by Article 165 of Regulation (EU) 2017/1001, the Boards of Appeal instituted by that Regulation shall be responsible for **submitting a proposal to the Commission for a decision** on appeals from decisions of the Geographical Indications Division as regards their decisions concerning geographical indications subject to Article 28 of this Regulation.

Or. en

**Amendment 481**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. Geographical indications entered in the Union register of geographical indications for craft and industrial products shall be protected against:

*Amendment*

1. Geographical indications entered in the Union register of geographical indications for craft and industrial products, ***including where those products are parts or components in manufactured products, as well as geographical indications protected by international agreements in the Union,*** shall be protected against:

Or. en

**Amendment 482**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. Geographical indications entered in the Union register of geographical indications for craft and industrial products shall be protected against:

*Amendment*

1. Geographical indications entered in the Union register of geographical indications for craft and industrial products ***and geographical indications protected under an international agreement within the Union*** shall be protected against:

Or. en

**Amendment 483**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) any direct or indirect commercial

*Amendment*

(a) any direct or indirect commercial

use of the geographical indication in respect of products not covered by the registration, where those products are identical or similar to the products registered under that geographical indication or where use of the name exploits, weakens, dilutes, or is detrimental to the reputation of, the protected geographical indication;

use of the geographical indication in respect of products not covered by the registration, where those products are identical or similar to the products registered under that geographical indication or where use of the name exploits, weakens, dilutes, or is detrimental to the reputation of, the protected geographical indication, ***even if these products are parts or components of manufactured products;***

Or. en

**Amendment 484**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) any misuse, imitation or evocation, even if the true origin of the products or services is indicated or if the protected geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘flavour’, ‘like’ or similar;

*Amendment*

(b) any misuse, ***counterfeiting***, imitation or evocation, even if the true origin of the products or services is indicated or if the protected geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘flavour’, ‘like’ or similar, ***even if these products are parts or components of manufactured products;***

Or. en

**Amendment 485**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) any misuse, imitation or evocation, even if the true origin of the products or services is indicated or if the protected

*Amendment*

(b) any misuse, imitation or evocation, even if the true origin of the products or services is indicated or if the protected

geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘**flavour**’, ‘like’ or similar;

geographical indication is translated, **transcribed, transliterated** or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, '**fragrance**', ‘like’ or similar;

Or. en

#### **Amendment 486**

**Adrián Vázquez Lázara, Stéphane Séjourné**

#### **Proposal for a regulation**

#### **Article 35 – paragraph 1 – point b**

##### *Text proposed by the Commission*

(b) any misuse, imitation or evocation, even if the true origin of the products or services is indicated or if the protected geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘flavour’, ‘like’ or similar;

##### *Amendment*

(b) any misuse, imitation or evocation, even if the true origin of the products or services is indicated or if the protected geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘flavour’, '**fragrance**', ‘like’ or similar;

Or. en

#### **Amendment 487**

**Sergey Lagodinsky**

#### **Proposal for a regulation**

#### **Article 35 – paragraph 1 – point b**

##### *Text proposed by the Commission*

(b) any misuse, imitation or evocation, even if the true origin of the products or services is indicated or if the protected geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘flavour’, ‘like’ or similar;

##### *Amendment*

(b) any misuse, imitation or **misleading** evocation, even if the true origin of the products or services is indicated or if the protected geographical indication is translated or accompanied by an expression such as ‘style’, ‘type’, ‘method’, ‘as produced in’, ‘imitation’, ‘flavour’, ‘like’ or similar;

Or. en

**Amendment 488**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) any other false or misleading indication as to the provenance, origin, nature or essential qualities of the product that is used on the inner or outer packaging, advertising material, documents or information provided on websites relating to the products, and the packing of the products in a container liable to convey a false impression as to their origin;

*Amendment*

(c) any other false or misleading indication as to the provenance, origin, nature or essential qualities of the product that is used on the inner or outer packaging, advertising material, documents or information provided on websites **or applications** relating to the products, and the packing of the products in a container liable to convey a false impression as to their origin;

Or. fr

**Amendment 489**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 35 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) any other false or misleading indication as to the provenance, origin, nature or essential qualities of the product that is used on the inner or outer packaging, advertising material, documents or information provided on websites relating to the products, and the packing of the products in a container liable to convey a false impression as to their origin;

*Amendment*

(c) any other false or misleading indication as to the provenance, origin, nature or essential qualities of the product that is used on the inner or outer packaging, advertising material, documents or information provided on websites relating to the products **or on domain names**, and the packing of the products in a container liable to convey a false impression as to their origin;

Or. en

**Amendment 490**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 35 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

**1 a. The Provisions of paragraph (1) shall also apply where the protected products are parts or components of manufactured products.**

Or. en

*Justification*

*Covers more situations of possible misleading practices.*

**Amendment 491**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 35 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. For the purposes of paragraph 1, point (b), the evocation of a geographical indication shall be deemed to arise, in particular, where a ***term, sign, or other labelling or packaging device presents a direct and*** clear link with the product covered by the registered geographical indication in the mind of the reasonably circumspect consumer, thereby exploiting, weakening, diluting or being detrimental to the reputation of the registered name.

2. For the purposes of paragraph 1, point (b), the evocation of a geographical indication shall be deemed to arise, in particular, where a clear link ***is present*** with the product covered by the registered geographical indication in the mind of the reasonably circumspect consumer, thereby exploiting, weakening, diluting or being detrimental to the reputation of the registered name.

Or. en

**Amendment 492**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 35 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. Paragraph 1 shall also apply to a domain name containing or consisting of the registered geographical indication.

3. Paragraph 1 shall also apply to a domain name containing or consisting of the registered geographical indication *within the limits of Article 41.*

Or. en

#### **Amendment 493**

**Adrián Vázquez Lázara, Stéphane Séjourné**

#### **Proposal for a regulation**

#### **Article 35 – paragraph 5**

##### *Text proposed by the Commission*

5. The producer group or any producer that is entitled to use the protected geographical indication shall be entitled to prevent all third parties from bringing goods, in the course of trade, into the Union without being released for free circulation there, where such goods, including packaging, come from third countries and are contrary to paragraph 1.

##### *Amendment*

5. The producer group, *the geographical indication holder* or any producer that is entitled to use the protected geographical indication shall be entitled to prevent all third parties from bringing goods, in the course of trade, into the Union without being released for free circulation there, where such goods, including packaging, come from third countries and are contrary to paragraph 1.

Or. en

##### *Justification*

*Local authorities should be given the possibility to manage the IP related to the GI for the benefits of the producers on their territory.*

#### **Amendment 494**

**Ibán García Del Blanco**

#### **Proposal for a regulation**

#### **Article 35 – paragraph 5**

##### *Text proposed by the Commission*

5. The producer group or any producer that is entitled to use the protected geographical indication shall be entitled to prevent all third parties from bringing goods, in the course of trade, into

##### *Amendment*

5. The producer group, *the holder of the registration*, or any producer that is entitled to use the protected geographical indication shall be entitled to prevent all third parties from bringing goods, in the

the Union without being released for free circulation there, where such goods, including packaging, come from third countries and are contrary to paragraph 1.

course of trade, into the Union without being released for free circulation there, where such goods, including packaging, come from third countries and are contrary to paragraph 1.

Or. en

**Amendment 495**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 35 – paragraph 5**

*Text proposed by the Commission*

5. The producer group or **any producer that is entitled to use** the protected geographical indication shall be entitled to prevent all third parties from bringing goods, in the course of trade, into the Union without being released for free circulation there, where such goods, including packaging, come from third countries and are contrary to paragraph 1.

*Amendment*

5. The producer group or **the holder of** the protected geographical indication shall be entitled to prevent all third parties from bringing goods, in the course of trade, into the Union without being released for free circulation there, where such goods, including packaging, come from third countries and are contrary to paragraph 1.

Or. en

**Amendment 496**  
**Raffaele Stancanelli**

**Proposal for a regulation**  
**Article 36 – paragraph 1**

*Text proposed by the Commission*

1. Article 35 is without prejudice to the use of a geographical indication by producers in conformity with Article 43 to indicate that a manufactured product contains, as a part or component, a product designated by that geographical indication provided that such use **is made in accordance with honest commercial practices and does not weaken, dilute, or is not detrimental to, the reputation of the**

*Amendment*

1. Article 35 is without prejudice to the use of a geographical indication by producers in conformity with Article 43 to indicate that a manufactured product contains, as a part or component, a product designated by that geographical indication provided that such use does not **undermine the protection provided under Article 35.**

*geographical indication.*

Or. it

*Justification*

*Products with a geographical indication, even if they are components of other goods, must enjoy the same protection under Article 35. The original text was worded in general terms and appeared inconsistent with Article 35, leading to the risk of discrimination between different types of goods.*

**Amendment 497**

**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**

**Article 36 – paragraph 1**

*Text proposed by the Commission*

1. Article 35 is without prejudice to the use of a geographical indication **by producers in conformity with Article 43 to indicate** that a manufactured product contains, as a part or component, a product designated by that geographical indication provided that such use is made in accordance with honest commercial practices and does not weaken, dilute, or is not detrimental to, the reputation of the geographical indication.

*Amendment*

1. Article 35 is without prejudice to the use of a **protected** geographical indication **name indicating** that a manufactured product contains **or integrates**, as a part or component, a product designated by that geographical indication provided that such use is made in accordance with honest commercial practices, **is agreed with the geographical indication right holder** and does not weaken, dilute, or is not detrimental to, the reputation of the geographical indication.

Or. en

*Justification*

*Integration of a product under GI protection in another product can be done by a company outside the scope of the GI group. This provision will limit usurpation.*

**Amendment 498**

**Raffaele Stancanelli**

**Proposal for a regulation**

**Article 37**

*Text proposed by the Commission*

*Amendment*

**Generic terms**

**1. Generic terms shall not be registered as a geographical indication.**

**2. To establish whether or not a term has become generic, account shall be taken of all relevant factors, in particular:**

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

**(b) the relevant Union or national legal acts.**

Or. it

*Justification*

*Trade mark law, to which this provision appears to refer, cannot be extended in full to geographical indications.*

**Amendment 499**

**Sabrina Pignedoli, Franco Roberti**

**Proposal for a regulation**

**Article 37**

*Text proposed by the Commission*

*Amendment*

**Article 37**

**deleted**

**Generic terms**

**1. Generic terms shall not be registered as a geographical indication.**

**2. To establish whether or not a term has become generic, account shall be taken of all relevant factors, in particular:**

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

**(b) the relevant Union or national legal acts.**

Or. it

*Justification*

*Deleting this Article it is necessary to clearly distinguish the scope of this regulation from*

*other tools available to protect intellectual property rights such as trade mark. This article as proposed by the Commission excessively limits the scope of this Regulation.*

**Amendment 500**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 37 – paragraph 1**

*Text proposed by the Commission*

1. Generic terms shall not be registered as a geographical indication.

*Amendment*

1. Generic terms ***not associated with names of a specific place, region or country*** shall not be registered as a geographical indication.

Or. en

**Amendment 501**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 37 – paragraph 2**

*Text proposed by the Commission*

2. ***To establish whether or not a term has become generic, account shall be taken of all relevant factors, in particular:***  
***(a) the existing situation in areas of consumption;***  
***(b) the relevant Union or national legal acts.***

*Amendment*

***deleted***

Or. en

**Amendment 502**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 39**

*Text proposed by the Commission*

*Amendment*

*Article 39*

*deleted*

*39 A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.*

*A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.*

Or. fr

**Amendment 503**  
**Raffaele Stancanelli**

**Proposal for a regulation**  
**Article 39**

*Text proposed by the Commission*

*Amendment*

*Article 39*

*deleted*

*39 A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.*

*A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.*

Or. it

*Justification*

*Excluding the registration of a geographical indication because a well-known trademark already exists would defeat the object of this proposal. That would effectively allow a product to be associated with a geographical indication on account of its trade mark even if it failed to comply with part of the product specification.*

**Amendment 504**  
**Sabrina Pignedoli, Franco Roberti**

**Proposal for a regulation**  
**Article 39**

*Text proposed by the Commission*

*Amendment*

**Article 39**

**deleted**

***39 A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.***

***A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.***

Or. it

*Justification*

*Deleting this Article it is necessary to clearly distinguish the scope of this regulation from other tools available to protect intellectual property rights such as trade mark. This article as proposed by the Commission excessively limits the scope of this Regulation.*

**Amendment 505**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 39**

*Text proposed by the Commission*

*Amendment*

**Article 39**

**deleted**

**Trade marks**

***A name shall not be registered as a geographical indication where, in the light of a trade mark's reputation and renown, registration of the name proposed as a geographical indication could mislead the consumer as to the true identity of the product.***

Or. en

**Amendment 506**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 39 – title**

*Text proposed by the Commission*

*Amendment*

Trade marks

***Pre-existing*** trade marks

Or. en

**Amendment 507**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 40 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. Member States shall verify that the producer group operates in a transparent and democratic manner and that all producers of the product designated by the geographical indication enjoy right of membership in the group. Member States may provide that public officials, and other stakeholders such as consumer groups, retailers and suppliers, also participate in the work of the producer group.

1. Member States ***or the Office, when Article 15 applies***, shall verify that the producer group operates in a transparent and democratic manner and that all producers of the product designated by the geographical indication enjoy right of membership in the group. Member States may provide that public officials, and other stakeholders such as consumer groups, retailers and suppliers, also participate in the work of the producer group.

**Amendment 508**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 40 – paragraph 1**

*Text proposed by the Commission*

1. Member States shall verify that the producer group operates in a transparent and democratic manner and that all producers of the product designated by the geographical indication enjoy right of membership in the group. Member States may provide that public officials, and other stakeholders such as consumer groups, retailers and suppliers, also participate in the work of the producer group.

*Amendment*

1. Member States ***and, where applicable, the Office*** shall verify that the producer group operates in a transparent and democratic manner and that all producers of the product designated by the geographical indication enjoy right of membership in the group. Member States may provide that public officials, and other stakeholders such as consumer groups, retailers and suppliers, also participate in the work of the producer group.

**Amendment 509**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 40 – paragraph 1**

*Text proposed by the Commission*

1. Member States shall verify that the producer group operates in a transparent and democratic manner and that all producers of the product designated by the geographical indication enjoy right of membership in the group. Member States may provide that public officials, and other stakeholders such as consumer groups, retailers and suppliers, also participate in the work of the producer group.

*Amendment*

1. Member States shall ***regularly*** verify that the producer group operates in a transparent and democratic manner and that all producers of the product designated by the geographical indication enjoy right of membership in the group. Member States may provide that public officials, and other stakeholders such as consumer groups, retailers and suppliers, also participate in the work of the producer group.

**Amendment 510**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 40 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) develop the product specification and manage internal controls that ensure compliance of production steps of product designated by the geographical indication with that specification;

*Amendment*

(a) develop **and amend** the product specification and manage internal controls that ensure compliance of production steps of product designated by the geographical indication with that specification;

Or. en

**Amendment 511**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 40 – paragraph 2 – point b**

*Text proposed by the Commission*

(b) take legal action to ensure the protection of the geographical indication and of the intellectual property rights that are directly connected with it;

*Amendment*

(b) take legal action to ensure the protection of the geographical indication and of the intellectual property rights that are directly connected with it **and prevent and counteract any measures that are or risk being detrimental to the image of their products**;

Or. en

**Amendment 512**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 40 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) agree sustainability undertakings, whether or not included in the product specification or as a separate initiative,

*Amendment*

(c) agree sustainability undertakings, whether or not included in the product specification or as a separate initiative,

including arrangements for verification of compliance with these undertakings **and assuring adequate publicity for them in particular in an information system provided by the Commission**;

including arrangements for verification of compliance with these undertakings;

Or. en

**Amendment 513**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 40 – paragraph 2 – point d – point iii**

*Text proposed by the Commission*

(iii) carrying out analyses into the economic performance, sustainability of production, technical characteristics of the product designated by the geographical indication;

*Amendment*

(iii) carrying out analyses into the economic **and ecological** performance, sustainability of production, **and** technical characteristics of the product designated by the geographical indication;

Or. fr

**Amendment 514**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 40 – paragraph 2 – point d – point v**

*Text proposed by the Commission*

(v) providing advice and training to current and future producers, including on gender mainstreaming and equality; and

*Amendment*

(v) providing advice and training to current and future producers, including on **corporate social responsibility, respect for the environment, employees' rights, and** gender mainstreaming and equality; and

Or. fr

**Amendment 515**  
**Alessandra Basso**

**Proposal for a regulation**

## Article 40 – paragraph 2 – point d – point v

*Text proposed by the Commission*

(v) providing advice and training to current and future producers, ***including on gender mainstreaming and equality***; and

*Amendment*

(v) providing advice and training to current and future producers; and

Or. en

## Amendment 516 Sergey Lagodinsky

### Proposal for a regulation Article 41 – paragraph 1

*Text proposed by the Commission*

1. Country-code top-level domain name registries established in the Union may, upon request of a natural or legal person having a legitimate interest ***or rights***, revoke or transfer a domain name registered under such country-code top-level domain to the producer group of the products with the geographical indication concerned, following an appropriate alternative-dispute-resolution procedure or judicial procedure, if such domain name has been registered by its holder without rights or legitimate interest in the geographical indication or if it has been registered or is being used in bad faith and its use contravenes Article 35.

*Amendment*

1. Country-code top-level domain name registries established in the Union may, upon request of a natural or legal person ***being the rights-holder of a geographical indication or being mandated by a producer group*** having a legitimate interest ***in a protected geographical indication***, revoke or transfer a domain name registered under such country-code top-level domain to the producer group of the products with the geographical indication concerned, following an appropriate alternative-dispute-resolution procedure or judicial procedure, if such domain name has been registered by its holder without rights or legitimate interest in the geographical indication or if it has been registered or is being used in bad faith and its use contravenes Article 35.

Or. en

## Amendment 517 Alessandra Basso

### Proposal for a regulation Article 42 – paragraph 2

*Text proposed by the Commission*

2. The Office and, when applicable, the competent national authorities shall invalidate trade marks registered in breach of paragraph 1.

*Amendment*

2. The Office and, when applicable, the competent national authorities shall invalidate *ex officio* trade marks registered in breach of paragraph 1.

Or. en

**Amendment 518**  
**Sabrina Pignedoli, Franco Roberti**

**Proposal for a regulation**  
**Article 42 – paragraph 4**

*Text proposed by the Commission*

4. *Without prejudice to paragraph 2 of this Article, a trade mark the use of which contravenes Article 35, which has been applied for, registered, or established by use in good faith within the territory of the Union, if that possibility is provided for by the legislation concerned, before the date on which the application for registration of the geographical indication is submitted to the Office, may continue to be used and renewed notwithstanding the registration of a geographical indication, provided that no grounds for invalidity or revocation of the trade mark exist under Directive (EU) 2015/2436<sup>32</sup> of the European Parliament and of the Council or Regulation (EU) 2017/1001. In such cases, the use of the geographical indication and that of the relevant trade mark shall be permitted.*

*Amendment*

*deleted*

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<sup>32</sup> *Directive (EU) 2015/2436 of the European Parliament and of the Council of 16 December 2015 to approximate the laws of the Member States relating to trade marks (OJ L 336, 23.12.2015, p. 1).*

Or. it

## *Justification*

*If the trade mark undermines the protection of the geographical indication, the trade mark may not be registered. This is the rule laid down in paragraph 1 of the present article: paragraph 4 is an unreasonable exception and must therefore be deleted. The coexistence of a trade mark and a geographical indication cannot be allowed if there is a likelihood of confusion between the two.*

### **Amendment 519** **Raffaele Stancanelli**

#### **Proposal for a regulation** **Article 42 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. *Without prejudice to paragraph 2 of this Article, a trade mark the use of which contravenes Article 35, which has been applied for, registered, or established by use in good faith within the territory of the Union, if that possibility is provided for by the legislation concerned, before the date on which the application for registration of the geographical indication is submitted to the Office, may continue to be used and renewed notwithstanding the registration of a geographical indication, provided that no grounds for invalidity or revocation of the trade mark exist under Directive (EU) 2015/2436<sup>32</sup> of the European Parliament and of the Council or Regulation (EU) 2017/1001. In such cases, the use of the geographical indication and that of the relevant trade mark shall be permitted.*** **deleted**

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<sup>32</sup> *Directive (EU) 2015/2436 of the European Parliament and of the Council of 16 December 2015 to approximate the laws of the Member States relating to trade marks (OJ L 336, 23.12.2015, p. 1).*

Or. it

## Justification

*The trademark cannot be registered if it compromises the protection of the geographical indication. The trade mark and the geographical indication cannot be accepted together if there is any likelihood of confusion between the two. At most, transitory arrangements might be acceptable, whereby a trade mark that has already been registered, filed or acquired in good faith can remain valid until expiry;*

### **Amendment 520** **Alessandra Basso**

#### **Proposal for a regulation** **Article 42 – paragraph 4**

##### *Text proposed by the Commission*

4. Without prejudice to paragraph 2 of this Article, a trade mark the use of which contravenes Article 35, which has been applied for, **registered, or established by use in good faith** within the territory of the Union, **if that possibility is provided for by the legislation concerned**, before the date on which the application for registration of the geographical indication is submitted to the Office, may continue to be used **and renewed** notwithstanding the registration of a geographical indication, provided that no grounds for invalidity or revocation of the trade mark exist under Directive (EU) 2015/2436<sup>32</sup> of the European Parliament and of the Council or Regulation (EU) 2017/1001. In such cases, the use of the geographical indication and that of the relevant trade mark shall be permitted.

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<sup>32</sup> Directive (EU) 2015/2436 of the European Parliament and of the Council of 16 December 2015 to approximate the laws of the Member States relating to trade marks (OJ L 336, 23.12.2015, p. 1).

##### *Amendment*

4. Without prejudice to paragraph 2 of this Article, a trade mark the use of which contravenes Article 35, which has been applied for **or protected** within the territory of the Union before the date on which the application for registration of the geographical indication is submitted to the Office, may continue to be used **until the expiry of the trade mark registration**, notwithstanding the registration of a geographical indication, provided that no grounds for invalidity or revocation of the trade mark exist under Directive (EU) 2015/2436<sup>32</sup> of the European Parliament and of the Council or Regulation (EU) 2017/1001. In such cases, the use of the geographical indication and that of the relevant trade mark shall be permitted.

***After the expiry of the trade mark registration, products so labelled may be marketed until the stocks are exhausted.***

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<sup>32</sup> Directive (EU) 2015/2436 of the European Parliament and of the Council of 16 December 2015 to approximate the laws of the Member States relating to trade marks (OJ L 336, 23.12.2015, p. 1).

Or. en

**Amendment 521**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 43 – paragraph 1**

*Text proposed by the Commission*

1. A registered geographical indication may be used by any producer marketing a product conforming to the corresponding product specification or to a single document ***or an equivalent to the latter.***

*Amendment*

1. A registered geographical indication may be used by any producer marketing a product conforming to the corresponding product specification or to a single document.

Or. en

**Amendment 522**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 43 – paragraph 1**

*Text proposed by the Commission*

1. A registered geographical indication may be used by any producer marketing a product conforming to the corresponding product specification ***or to a single document or an equivalent to the latter.***

*Amendment*

1. A registered geographical indication may be used by any producer, ***geographical indication holder or operator*** marketing a product conforming to the corresponding product specification.

Or. en

*Justification*

*EC definition is too vague and does not bring legal certainty for commercial operator (e.g. retailers).*

**Amendment 523**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 44 – paragraph 2**

*Text proposed by the Commission*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **may** appear on the labelling **and** advertising material. The geographical indication shall be in the same field of vision as the Union symbol.

*Amendment*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **shall** appear on the labelling, **on the on-line sales site concerned and on** advertising material. The geographical indication shall be in the same field of vision as the Union symbol.

Or. fr

**Amendment 524**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 44 – paragraph 2**

*Text proposed by the Commission*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **may** appear on the labelling and advertising material. The geographical indication shall be in the same field of vision as the Union symbol.

*Amendment*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **shall** appear on the labelling and advertising material **or communication materials**. The geographical indication shall be in the same field of vision as the Union symbol.

Or. en

*Justification*

*The mandatory use of a European logo is essential to ensure that consumers or customers can recognise or identify these products. As labelling is not suitable for all industrial and craft geographical indications, it would be more relevant to refer to 'communication materials' (Cf. Opinion of the EU Committee of the Regions cited above).*

**Amendment 525**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 44 – paragraph 2**

*Text proposed by the Commission*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **may** appear on the labelling and advertising material. The geographical indication shall be in the same field of vision as the Union symbol.

*Amendment*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **shall** appear on the labelling and advertising material. **The name of** the geographical indication shall be in the same field of vision as the Union symbol.

Or. en

*Justification*

*More visibility for the GI system and more clarity for consumers.*

**Amendment 526**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 2**

*Text proposed by the Commission*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **may** appear on the labelling and advertising material. The geographical indication shall be in the same field of vision as the Union symbol.

*Amendment*

2. In the case of craft and industrial products originating in the Union that are marketed under a geographical indication, the Union symbol referred to in paragraph 1 **shall** appear on the labelling and advertising material. The geographical indication shall be in the same field of vision as the Union symbol.

Or. en

**Amendment 527**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 3**

*Text proposed by the Commission*

3. The abbreviation ‘PGI’ corresponding to the indication ‘protected

*Amendment*

3. The abbreviation ‘PGI’ corresponding to the indication ‘protected

geographical indication' **may** appear on the labelling of products designated by a geographical indication of craft and industrial products.

geographical indication' **shall** appear on the labelling of products designated by a geographical indication of craft and industrial products **and, where applicable, on the advertising material.**

Or. en

## **Amendment 528**

**Adrián Vázquez Lázara, Stéphane Séjourné**

### **Proposal for a regulation**

#### **Article 44 – paragraph 3**

##### *Text proposed by the Commission*

3. The abbreviation 'PGI' corresponding to the indication 'protected geographical indication' **may** appear on the labelling of products designated by a geographical indication of craft and industrial products.

##### *Amendment*

3. The abbreviation 'PGI' corresponding to the indication 'protected geographical indication' **shall** appear on the labelling of products **and advertising material** designated by a geographical indication of craft and industrial products.

Or. en

##### *Justification*

*More visibility for the GI system and more clarity for consumers. Craft and industrial products are not always labelled (e.g. stone), include advertising material is therefore important.*

## **Amendment 529**

**Emmanuel Maurel**

### **Proposal for a regulation**

#### **Article 44 – paragraph 4**

##### *Text proposed by the Commission*

4. Indications, abbreviations and Union symbols may be used in the labelling and advertising materials of manufactured products when the geographical indication refers **to a** part or component thereof. In that case, the indication, abbreviation or Union symbol

##### *Amendment*

4. Indications, abbreviations and Union symbols may be used in the labelling and advertising materials of manufactured products when the geographical indication refers **only to a main** part or **main** component thereof. In that case, the indication, abbreviation or

shall be placed next to the name of the part or component that is clearly identified as a part or component. The Union symbol shall not be placed in a manner that suggests to the consumer that the manufactured product rather than the part or component is the object of registration.

Union symbol shall be placed next to the name of the part or component that is clearly identified as a part or component. The Union symbol shall not be placed in a manner that suggests to the consumer that the manufactured product rather than the part or component is the object of registration.

Or. fr

**Amendment 530**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 44 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

**5. After the submission of a Union application for the registration of a geographical indication, producers may indicate on the labelling, and in the presentation, of the product that an application has been filed in compliance with Union law.**

**deleted**

Or. fr

**Amendment 531**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

**5. After the submission of a Union application for the registration of a geographical indication, producers may indicate on the labelling, and in the presentation, of the product that an application has been filed in compliance with Union law.**

**deleted**

Or. en

**Amendment 532**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 44 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. *After the submission of a Union application for the registration of a geographical indication, producers may indicate on the labelling, and in the presentation, of the product that an application has been filed in compliance with Union law.* **deleted**

Or. en

*Justification*

*After its submission, the application for the registration of a GI still can be refused. In these circumstances, such labelling will bring confusion.*

**Amendment 533**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 44 – paragraph 6**

*Text proposed by the Commission*

*Amendment*

6. The Union symbol indicating the protected geographical indication and the Union indication ‘protected geographical indication’ and the abbreviation ‘PGI’ as relevant, **may** appear on the labelling only after the publication of the decision on registration in accordance with Articles 24 and 25.

6. The Union symbol indicating the protected geographical indication and the Union indication ‘protected geographical indication’ and the abbreviation ‘PGI’ as relevant, **shall** appear on the labelling **and advertising material** only after the publication of the decision on registration in accordance with Articles 24 and 25.

Or. en

**Amendment 534**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 6**

*Text proposed by the Commission*

6. The Union symbol indicating the protected geographical indication and the Union indication ‘protected geographical indication’ and the abbreviation ‘PGI’ as relevant, may appear on the labelling only after the publication of the decision on registration ***in accordance with Articles 24 and 25.***

*Amendment*

6. The Union symbol indicating the protected geographical indication and the Union indication ‘protected geographical indication’ and the abbreviation ‘PGI’ as relevant, may appear on the labelling ***and, where applicable, on advertising material*** only after the publication of the decision on registration.

Or. en

**Amendment 535**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 44 – paragraph 7**

*Text proposed by the Commission*

7. ***Where an application is rejected, any products labelled in accordance with paragraph 4 may be marketed until the stocks are exhausted.***

***deleted***

*Amendment*

Or. fr

**Amendment 536**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 44 – paragraph 7**

*Text proposed by the Commission*

7. ***Where an application is rejected, any products labelled in accordance with paragraph 4 may be marketed until the stocks are exhausted.***

***deleted***

*Amendment*

Or. en

**Amendment 537**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 7**

*Text proposed by the Commission*

*Amendment*

7. *Where an application is rejected, any products labelled in accordance with paragraph 4 may be marketed until the stocks are exhausted.*

*deleted*

Or. en

**Amendment 538**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 8 – introductory part**

*Text proposed by the Commission*

*Amendment*

8. The following *may* also appear on the labelling:

8. *In order not to mislead the reasonably cautious consumer as to the origin of the products, the following shall also appear on the labelling:*

Or. en

**Amendment 539**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 8 – point a**

*Text proposed by the Commission*

*Amendment*

(a) depictions of the geographical area of origin, as referred to in the product specification; *and*

(a) depictions of the geographical area of origin, as referred to in the product specification;

Or. en

**Amendment 540**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 8 – point b**

*Text proposed by the Commission*

(b) *text, graphics or symbols* referring to the Member State *or the region* in which that geographical area of origin is located.

*Amendment*

(b) *indication of the country of origin of the product ("Made in [country of origin]") and emblems or flags* referring to the Member State in which that geographical area of origin is located.

Or. en

**Amendment 541**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 8 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

*Where the size or nature of the product does not allow for the indications in (a) and (b), such information shall be provided on the packaging or in a document accompanying the product.*

Or. en

**Amendment 542**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 44 – paragraph 9**

*Text proposed by the Commission*

*Amendment*

**9.** *The Union symbol associated with a geographical indication entered in the Union Register of geographical indications for craft and industrial products designating craft and industrial*

*deleted*

*product originating in third countries, may appear on the product labelling and advertising material, in which case the symbol shall be used in conformity with paragraph 2.*

Or. en

**Amendment 543**  
**Raffaele Stancanelli**

**Proposal for a regulation**  
**Article 45 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) monitoring of the use of geographical indications in the marketplace.

*Amendment*

(b) monitoring of the use of geographical indications in the marketplace, *with a view, in particular, to combating unfair commercial practices, including electronic commerce.*

Or. it

**Amendment 544**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 45 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) monitoring *of* the use of geographical indications in the marketplace.

*Amendment*

(b) monitoring the use of geographical indications in the marketplace, *including on websites and applications accessible from the Union.*

Or. fr

**Amendment 545**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 45 – paragraph 2**

*Text proposed by the Commission*

2. Competent authorities referred to in paragraph 1 shall be objective and impartial, and shall have at their disposal the qualified staff and resources necessary to carry out their functions.

*Amendment*

2. Competent authorities referred to in paragraph 1 shall be **transparent**, objective and impartial, and shall have at their disposal the qualified staff and resources necessary to carry out their functions.

Or. en

**Amendment 546**

**Alessandra Basso**

**Proposal for a regulation**

**Article 46 – paragraph 4**

*Text proposed by the Commission*

**4. In respect of geographical indications that designate products originating in a third country, the verification of compliance with the specifications before placing the product on the market shall be carried out by :**

**(a) a public competent authority designated by the third country; or**

**(b) one or more product certification bodies.**

*Amendment*

**deleted**

Or. en

**Amendment 547**

**Sergey Lagodinsky**

**Proposal for a regulation**

**Article 46 – paragraph 4 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

**The Commission shall be empowered to adopt delegated acts to define the modalities of such administrative cooperation with third-country authorities to ensure an equivalent level of verification of compliance of**

**Amendment 548**  
**Raffaele Stancanelli**

**Proposal for a regulation**  
**Article 46 – paragraph 6**

*Text proposed by the Commission*

6. The costs of verification of compliance with the product specification may be borne by the producers, which are subject to those controls. Member States may also contribute to those costs.

*Amendment*

6. The costs of verification of compliance with the product specification may be borne by the producers, which are subject to those controls. Member States may also contribute to those costs. ***Any charges by a Member State shall be reasonable, encourage competitiveness on the part of producers using the geographical indications and factor in the situation of micro, small and medium-sized enterprises.***

*Justification*

*As in the case of registration fees (Article 10(2)), the costs of checks on compliance with product specifications must also factor in the size of the manufacturing companies. To ensure a reasonable and consistent result, the wording of Article 46(6) of the proposal should be the same - mutatis mutandis - as that of Article 10(2).*

**Amendment 549**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 46 – paragraph 6**

*Text proposed by the Commission*

6. The costs of verification of compliance with the product specification may be borne by the producers, which are subject to those controls. Member States

*Amendment*

6. The costs of verification of compliance with the product specification may be borne by the producers, which are subject to those controls. Member States

may also contribute to those costs.

may also contribute to those costs, *in particular for micro, small and medium-sized enterprises*.

Or. en

#### **Amendment 550**

**Ibán García Del Blanco**

#### **Proposal for a regulation**

#### **Article 46 – paragraph 6 a (new)**

*Text proposed by the Commission*

*Amendment*

**6 a. Member States shall draw up and keep up to date a list of producers of products designated by a geographical indication entered in the Union register originating in their territory.**

Or. en

#### **Amendment 551**

**Emmanuel Maurel**

#### **Proposal for a regulation**

#### **Article 48 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. Member States shall designate one or more enforcement authorities, which may be the same as the competent authorities referred to in Article 46(3) responsible for controls in the marketplace and enforcement of geographical indications after the craft and industrial product designated by a geographical indication has completed all production steps, whether it is in storage, transit, distribution, or offered for sale at wholesale or retail level, including in electronic commerce.

1. Member States shall designate one or more enforcement authorities, which may be the same as the competent authorities referred to in Article 46(3) responsible for controls in the marketplace, ***including on websites and web applications***, and enforcement of geographical indications after the craft and industrial product designated by a geographical indication has completed all production steps, whether it is in storage, transit, distribution, or offered for sale at wholesale or retail level, including in electronic commerce.

Or. fr

**Amendment 552**  
**Emmanuel Maurel**

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

*Text proposed by the Commission*

2. The enforcement authority shall carry out controls, based on a risk analysis and notifications of interested producers of products designated by geographical indications, to ensure conformity with the product specification or the single document or an equivalent to the latter.

*Amendment*

2. The enforcement authority shall carry out **regular** controls, based on a risk analysis and notifications of interested producers of products designated by geographical indications, to ensure conformity with the product specification or the single document or an equivalent to the latter.

Or. fr

**Amendment 553**  
**Sergey Lagodinsky**

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

*Text proposed by the Commission*

2. The enforcement authority shall carry out controls, based on a risk analysis and notifications of interested producers of products designated by geographical indications, to ensure conformity with the product specification or the single document or an equivalent to the latter.

*Amendment*

2. The enforcement authority shall **regularly** carry out controls, based on a risk analysis and notifications of interested producers of products designated by geographical indications, to ensure conformity with the product specification or the single document or an equivalent to the latter.

Or. en

**Amendment 554**  
**Alessandra Basso**

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

*Text proposed by the Commission*

2. The enforcement authority shall carry out controls, based on a risk analysis and notifications of interested producers of products designated by geographical indications, to ensure conformity with the product specification or the single document ***or an equivalent to the latter.***

*Amendment*

2. The enforcement authority shall carry out controls, based on a risk analysis and notifications of interested producers of products designated by geographical indications, to ensure conformity with the product specification or the single document.

Or. en

**Amendment 555**  
**Emmanuel Maurel**

**Proposal for a regulation**  
**Article 48 – paragraph 3**

*Text proposed by the Commission*

3. Member States shall take appropriate administrative and judicial steps to prevent or stop the use of names on products or services that are produced, operated or marketed in their territory and that contravenes the protection of geographical indications provided for in Articles 35 and 36.

*Amendment*

3. Member States shall take appropriate administrative and judicial steps to prevent or stop the use of names on products or services that are produced, operated or marketed ***physically or via the internet*** in their territory and that contravenes the protection of geographical indications provided for in Articles 35 and 36.

Or. fr

**Amendment 556**  
**Raffaele Stancanelli**

**Proposal for a regulation**  
**Article 48 – paragraph 5**

*Text proposed by the Commission*

5. Member States may collect fees or charges to cover the costs of official controls in the marketplace.

*Amendment*

5. Member States may collect fees or charges to cover the costs of official controls in the marketplace. ***Any fee or commission charged by a Member State shall be reasonable, encourage competitiveness on the part of producers***

***using geographical indications and factor in the situation of micro, small and medium-sized enterprises.***

Or. it

*Justification*

*As in the case of registration fees (Article 10(2)), the costs of checks in the marketplace must also factor in the size of the manufacturing companies. To ensure a reasonable and consistent result, the wording of Article 48(5) of the proposal should be the same - mutatis mutandis - as that of Article 10(2).*

**Amendment 557**

**Ibán García Del Blanco**

**Proposal for a regulation**

**Article 48 – paragraph 5**

*Text proposed by the Commission*

5. Member States may collect fees or charges to cover the costs of official controls in the ***marketplace***.

*Amendment*

5. Member States may collect fees or charges to cover the costs of official controls in the ***market in the event of repeated infringements by a producer. Such fees shall not exceed the costs incurred for performing the control on a given producer.***

Or. en

**Amendment 558**

**Raffaele Stancanelli**

**Proposal for a regulation**

**Article 48 – paragraph 5 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

***As provided for in Article 47(c), the applicant producer groups referred to in Article 6 may issue notifications to the authorities designated pursuant to paragraph 1, enabling them to carry out the checks referred to in this title. In this case, at the request of the groups, the***

*authorities are required to indicate the stage reached by the procedure initiated by the notification in question.*

Or. it

**Amendment 559**

**Alessandra Basso**

**Proposal for a regulation**

**Article 48 – paragraph 5 a (new)**

*Text proposed by the Commission*

*Amendment*

**5 a.** *As provided for in Article 47(c), applicant producer groups as referred to in Article 6, which obtained the registration of the geographical indication, shall be entitled to notify the authorities designated pursuant to paragraph 1 in order for them to carry out checks as provided for in this Title. In such cases, upon request by the associations, the authorities shall provide information on the progress of the process initiated by such notification.*

Or. en

**Amendment 560**

**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**

**Article 49 – title**

*Text proposed by the Commission*

*Amendment*

49 Self-declaration **certification** procedure

49 Self-declaration procedure

Or. en

*Justification*

*Certification processes requires controls or validation by competent authority and should not be done by a self-declaration.*

## **Amendment 561**

**Adrián Vázquez Lázara, Stéphane Séjourné**

### **Proposal for a regulation**

#### **Article 49 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

**1. Without prejudice to Article 46, Member States may allow a self-declaration for the verification of compliance with the product specification. The producer shall submit such self-declaration to the competent authorities referred to in Article 45(1).** *deleted*

Or. en

#### *Justification*

*Self-declaration system will weaken the credibility of the GI system as a whole and mislead consumers. The quality of the products cannot be guaranteed. If Member states do not provide the means for ex-post controls, this will go unchecked. A more robust and limited system of self-declaration is needed if there is any.*

## **Amendment 562**

**Adrián Vázquez Lázara, Stéphane Séjourné**

### **Proposal for a regulation**

#### **Article 49 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

**2. Member States may allow producers to submit a self-declaration once every 3 years to the competent authorities to ensure their continuous conformity with the product specification in the marketplace. Where the product specification is amended or changed in a way that affects the concerned product, the self-declaration shall be renewed immediately.** *deleted*

Or. en

*Justification*

*Self-declaration system will weaken the credibility of the GI system as a whole and mislead consumers. The quality of the products cannot be guaranteed. If Member states do not provide the means for ex-post controls, this will go unchecked. A more robust and limited system of self-declaration is needed if there is any.*

**Amendment 563**

**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**

**Article 49 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Where self-declarations are used competent authorities shall carry out random controls. In the event of breaches, Member States shall take all necessary measures to remedy the situation.** **deleted**

Or. en

*Justification*

*If no means are put forward for those random controls, the system will go unchecked. A more robust and limited system of self-declaration is needed if there is any.*

**Amendment 564**

**Emmanuel Maurel**

**Proposal for a regulation**

**Article 49 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Where self-declarations are used competent authorities shall carry out random controls. In the event of breaches, Member States shall take all necessary measures to remedy the situation.**

**3. Where self-declarations are used competent authorities shall carry out a control within three months. In the event of breaches, Member States shall take all necessary measures to remedy the situation and, if a breach proves to be intentional, the producer concerned may no longer make use of self-declarations.**

Or. fr

**Amendment 565**  
**Ibán García Del Blanco**

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

*Text proposed by the Commission*

3. Where self-declarations are used competent authorities shall carry out random controls. In the event of breaches, Member States shall take all necessary measures to remedy the situation.

*Amendment*

3. Where self-declarations are used competent authorities shall carry out random controls. In the event of breaches, Member States shall take all necessary measures to remedy the situation, ***including penalties.***

Or. en

**Amendment 566**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 49 – paragraph 4**

*Text proposed by the Commission*

4. ***The self-declaration shall follow the structure set out in Annex 1 and shall contain all the information and requirements specified in that Annex.***

*Amendment*

***deleted***

Or. en

*Justification*

*Self-declaration system will weaken the credibility of the GI system as a whole and mislead consumers. The quality of the products cannot be guaranteed. If Member states do not provide the means for ex-post controls, this will go unchecked. A more robust and limited system of self-declaration is needed if there is any. Controls would need to be mandatory and regular to guarantee a functioning system. This would not prove cost-effective in the end.*

**Amendment 567**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 49 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

**5. The Commission shall be empowered to adopt delegated acts in accordance with Article 66, amending this Regulation and introducing, where relevant, modifications to the information and requirements specified in Annex 1.** **deleted**

Or. en

*Justification*

*Self-declaration system will weaken the credibility of the GI system as a whole and mislead consumers. The quality of the products cannot be guaranteed. If Member states do not provide the means for ex-post controls, this will go unchecked. A more robust and limited system of self-declaration is needed if there is any.*

**Amendment 568**  
**Ibán García Del Blanco**

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

*Text proposed by the Commission*

*Amendment*

1. Competent authorities may delegate official control tasks to one or more product certification bodies including natural persons. The competent authority shall ensure that the delegated product certification body or natural person, to which such tasks have been delegated, have the powers needed to effectively perform these tasks.

1. Competent authorities may delegate official control tasks to one or more product certification bodies including natural persons. The competent authority shall ensure that the delegated product certification body or natural person, to which such tasks have been delegated, have the **knowledge, the expertise, the infrastructure, and the** powers needed to effectively perform these tasks.

Or. en

**Amendment 569**  
**Alessandra Basso**

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

*Text proposed by the Commission*

*Amendment*

1. Competent authorities may delegate official control tasks to one or more product certification bodies including natural persons. The competent authority shall ensure that the delegated product certification body or natural person, to which such tasks have been delegated, have the powers needed to effectively perform these tasks.

1. Competent authorities may delegate official control tasks to one or more product certification bodies including natural persons. The competent authority shall ensure that the delegated product certification body or natural person, to which such tasks have been delegated, have the powers ***and the expertise*** needed to effectively perform these tasks.

Or. en

**Amendment 570**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 50 – paragraph 2 – point b – introductory part**

*Text proposed by the Commission*

*Amendment*

(b) the delegated product certification body:

(b) the delegated product certification body ***or the tasked natural person***:

Or. en

**Amendment 571**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 50 – paragraph 2 – point b – point i**

*Text proposed by the Commission*

*Amendment*

(i) is to have the expertise, equipment and infrastructure required to perform the official control tasks delegated to ***it***;

(i) is to have the expertise, equipment and infrastructure required to perform the official control tasks delegated to ***them, including for company accounting***;

Or. en

**Amendment 572**  
**Ibán García Del Blanco**

**Proposal for a regulation**

**Article 50 – paragraph 2 – point b – point iii**

*Text proposed by the Commission*

(iii) is to be impartial and free from any conflict of interest and in particular is not to be in a situation which may, directly or indirectly, affect the impartiality of its professional conduct as regards the performance of those official control tasks delegated to it; and

*Amendment*

(iii) is to be **transparent**, impartial and free from any conflict of interest and in particular is not to be in a situation which may, directly or indirectly, affect the impartiality of its professional conduct as regards the performance of those official control tasks delegated to it; and

Or. en

**Amendment 573**

**Sergey Lagodinsky**

**Proposal for a regulation**

**Article 50 – paragraph 2 – point b – point iii**

*Text proposed by the Commission*

(iii) is to be impartial and free from any conflict of interest and in particular is not to be in a situation which may, directly or indirectly, affect the impartiality of **its** professional conduct as regards the performance of those official control tasks delegated to **it**; and

*Amendment*

(iii) is to be impartial and free from any conflict of interest and in particular is not to be in a situation which may, directly or indirectly, affect the impartiality of **their** professional conduct as regards the performance of those official control tasks delegated to **them**; and

Or. en

**Amendment 574**

**Sergey Lagodinsky**

**Proposal for a regulation**

**Article 50 – paragraph 2 – point b – point iv**

*Text proposed by the Commission*

(iv) is to have sufficient powers to perform the official control tasks delegated to **it**; and

*Amendment*

(iv) is to have sufficient powers to perform the official control tasks delegated to **them**; and

**Amendment 575**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 50 – paragraph 2 – point c**

*Text proposed by the Commission*

*Amendment*

**(c) where the official control tasks are delegated to natural persons, those natural persons:** **deleted**

**(i) are to have the expertise, equipment and infrastructure required to perform those official control tasks delegated to them;**

**(ii) are to be suitably qualified and experienced;**

**(iii) are to act impartially and are to be free from any conflict of interest as regards the exercise of those official control tasks delegated to them; and**

Or. en

*Justification*

*There should be no differentiation in the requirements for bodies or individuals to whom official control tasks have been delegated (Cf. opinion of the EU Committee of the Regions).*

**Amendment 576**  
**Ibán García Del Blanco**

**Proposal for a regulation**  
**Article 50 – paragraph 2 – point c – point iii**

*Text proposed by the Commission*

*Amendment*

**(iii) are to act impartially and are to be free from any conflict of interest as regards the exercise of those official control tasks delegated to them; and**

**(iii) are to act impartially, *in a transparent manner*, and are to be free from any conflict of interest as regards the exercise of those official control tasks delegated to them; and**

**Amendment 577**  
**Alessandra Basso**

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

*Text proposed by the Commission*

1. Member States shall make public the names and **addresses** of the designated competent authorities and delegated product certification bodies including natural persons referred to in Article 46(3) and keep that information up-to-date.

*Amendment*

1. Member States shall make public the names and **contacts** of the designated competent authorities and delegated product certification bodies including natural persons referred to in Article 46(3) and keep that information up-to-date.

Or. en

**Amendment 578**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 53 – paragraph 2**

*Text proposed by the Commission*

2. The Office shall make public the names and addresses of the competent authorities **and** product certification bodies referred to in Article 46(4) and update that information periodically.

*Amendment*

2. The Office shall make public the names and addresses of the competent authorities, product certification bodies referred to in Article 46(4) and **natural persons referred to in Article 46(3)and** update that information periodically.

Or. en

**Amendment 579**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 53 – paragraph 2**

*Text proposed by the Commission*

2. The Office shall make public the

*Amendment*

2. The Office shall make public the

names and **addresses** of the competent authorities and product certification bodies referred to in Article 46(4) and update that information periodically.

names and **contacts** of the competent authorities and product certification bodies referred to in Article 46(4) and update that information periodically.

Or. en

**Amendment 580**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 53 – paragraph 3**

*Text proposed by the Commission*

3. The Office **may** establish a digital portal where the names and addresses of the competent authorities and delegated product certification bodies including natural persons referred to in paragraphs 1 and 2 are made public.

*Amendment*

3. The Office **shall** establish a digital portal where the names and addresses of the competent authorities and delegated product certification bodies including natural persons referred to in paragraphs 1 and 2 are made public.

Or. en

**Amendment 581**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 55 – title**

*Text proposed by the Commission*

Orders to act against illegal content

*Amendment*

Orders to act against illegal **online** content

Or. en

**Amendment 582**  
**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation**  
**Article 58 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. A producer whose product, following the verification of compliance referred to in Article 46, is found to comply with the product specification of a geographical indication protected under this Regulation or that has, if applicable in the Member State concerned, properly submitted a self-declaration to the competent authority, shall be entitled to an official certificate, or other proof of certification, of eligibility to produce the product designated by the geographical indication concerned in respect of the production steps performed by the said producer.

1. A producer whose product, following the verification of compliance referred to in Article 46, is found to comply with the product specification of a geographical indication protected under this Regulation or that has, if applicable in the Member State concerned, properly submitted a self-declaration to the competent authority, shall be entitled to an official certificate, or other proof of certification, of eligibility to produce the product designated by the geographical indication concerned in respect of the production steps performed by the said producer

Or. en

**Amendment 583**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 60 – paragraph 1 – point 7 – point b**  
Regulation (EU) 2019/1753  
Article 7 – paragraph 2

*Text proposed by the Commission*

In respect of craft and industrial geographical indications, the decision whether to grant protection shall be adopted by the Office, *or, in cases referred to in Article 25 of Regulation (EU) 2022/...*, by the Commission.. The related implementing acts shall be adopted in accordance with the examination procedure referred to in Article 15(2).

*Amendment*

In respect of craft and industrial geographical indications, the decision whether to grant protection shall be adopted by the Office. The related implementing acts shall be adopted in accordance with the examination procedure referred to in Article 15(2).

Or. en

**Amendment 584**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 60 – paragraph 1 – point 7 – point e**  
Regulation (EU) 2019/1753

Article 7 – paragraph 5a

*Text proposed by the Commission*

5a. In respect of craft and industrial geographical indications concerning the protection of which a previous refusal has been notified by the Office, the Office may, on its own initiative or following a duly substantiated request by a Member State, a third country or a natural or legal person having a legitimate interest, withdraw, in whole or in part, a refusal previously notified to the International Bureau.;

*Amendment*

5a. In respect of craft and industrial geographical indications concerning the protection of which a previous refusal has been notified by the Office, the Office may, on its own initiative or following a duly substantiated request by a Member State, a third country **concerned pursuant to Article 17(4) of Regulation (EU) 2022/...** or a natural or legal person having a legitimate interest, withdraw, in whole or in part, a refusal previously notified to the International Bureau.;

Or. en

**Amendment 585**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 60 – paragraph 1 – point 9**  
Regulation (EU) 2019/1753  
Article 9 – paragraph 1

*Text proposed by the Commission*

— 1. The Commission or, in respect of craft and industrial geographical indications, the Office may, on its own initiative or following a duly substantiated request by a Member State, a third country or a natural or legal person having a legitimate interest, invalidate, in whole or in part the effects of protection in the Union of a geographical indication, in one or more of the following circumstances:

*Amendment*

— 1. The Commission or, in respect of craft and industrial geographical indications, the Office may, on its own initiative or following a duly substantiated request by a Member State, a third country **concerned pursuant to Article 17(4) of Regulation (EU) 2022/...** or a natural or legal person having a legitimate interest, invalidate, in whole or in part the effects of protection in the Union of a geographical indication, in one or more of the following circumstances:

Or. en

**Amendment 586**  
**Alessandra Basso**

**Proposal for a regulation**  
**Article 61 – paragraph 1 – point 2**  
Regulation (EU) 2017/1001  
Article 170a – paragraph 1

*Text proposed by the Commission*

1. For domain names registered under a country-code top-level domain name, administered or managed by a registry established in the Union, the Office shall provide a domain name information and alert system. Upon submission of an application for **an EU trade mark**, that information and alert system shall inform applicants **for an EU trade mark** about the availability of their **mark** as a domain name, and applicants for and proprietors of **an EU trade mark** on an optional basis once a domain name containing an identical or similar name with their **mark** is registered (domain name alerts).

*Amendment*

1. For domain names registered under a country-code top-level domain name, administered or managed by a registry established in the Union, the Office shall provide a domain name information and alert system. Upon submission of an application for **a geographical indication**, that information and alert system shall inform applicants about the availability of their **indication** as a domain name, and applicants for and proprietors of **a geographical indication** on an optional basis once a domain name containing an identical or similar name with their **indication** is registered (domain name alerts).

Or. en

**Amendment 587**  
**Alessandra Basso**

**Proposal for a regulation**  
**Title VI**

*Text proposed by the Commission*

**VI TECHNICAL ASSISTANCE**  
**62 Technical assistance of the Office**  
***The Commission shall be empowered to adopt delegated acts supplementing this Regulation by rules on entrusting the Office with the examination and other administrative tasks concerning third country geographical indications for craft and industrial products, other than geographical indications under the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical***

*Amendment*

***deleted***

*Indications, proposed for protection pursuant to international negotiations or international agreements.*

Or. en

**Amendment 588**  
**Emmanuel Maurel**

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

*Text proposed by the Commission*

*Amendment*

*The Commission shall be empowered to adopt delegated acts supplementing this Regulation by rules on entrusting the Office with the examination and other administrative tasks concerning third country geographical indications for craft and industrial products, other than geographical indications under the Geneva Act of the Lisbon Agreement on Appellations of Origin and Geographical Indications, proposed for protection pursuant to international negotiations or international agreements.*

*deleted*

Or. fr

**Amendment 589**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 62 – paragraph 1 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

*All geographical indications originating in third countries and registered or recognised in the EU should be backed-up by an equivalent level of verification of compliance and scrutiny to the level applicable to products originating in the EU, regardless of the specific process that has been followed to register or recognise*

*them in the EU. To that end, EUIPO shall cooperate with its non-EU counterparts along the modalities determined under the delegation of powers provided by Article 46(4) second subparagraph.*

Or. en

**Amendment 590**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 64 – paragraph 1 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

*The Office shall make that digital system easily accessible to the public, in machine-readable and commonly used formats, and design it in such a way that it can be used by the Member States' competent authorities for their national procedure in accordance with this Regulation.*

Or. en

**Amendment 591**  
**Sergey Lagodinsky**

**Proposal for a regulation**  
**Article 64 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

*The IT system shall be managed according to the obligations pertaining to personal data provided in Regulation (EU) 2016/679 and Regulation (EU) No 2018/1725.*

Or. en

**Amendment 592**

**Alessandra Basso**

**Proposal for a regulation  
Article 67 – paragraph 3**

*Text proposed by the Commission*

3. In accordance with the procedure laid down in Articles 17 to **25**, the Office **or, in cases referred to in Article 25, the Commission** shall register the names referred to in paragraph 2 of this Article, which comply with Articles 2, 5, 7 and 8. Article 21 and 22 shall not apply. However, generic terms shall not be registered.

*Amendment*

3. In accordance with the procedure laid down in Articles 17 to **24**, the Office shall register the names referred to in paragraph 2 of this Article, which comply with Articles 2, 5, 7 and 8. Article 21 and 22 shall not apply. However, generic terms shall not be registered.

Or. en

**Amendment 593**

**Adrián Vázquez Lázara, Stéphane Séjourné**

**Proposal for a regulation  
Annex I**

*Text proposed by the Commission*

**[...]**

*Amendment*

***deleted***

Or. en