2.10.2013 A7-0276/183

Amendment 183
Jacek Protasiewicz and others

Report
Linda McAvan

Manufacture, presentation and sale of tobacco and related products
COM(2012)0788 – C7-0420/2012 – 2012/0366(COD)

Proposal for a directive
Article 6 – paragraph 10 a (new)

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<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<td>10a. As regards products of a particular characterising flavour whose annual sales volume in a given Member State in the year preceding the date referred to in Article 25 (1) represents 2.5% or more in a particular product category, the Member State concerned, having notified the Commission, may exempt such a product from the provisions of Article 6 (1)(e).</td>
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Or. en

Justification

A complete ban on products with characterising flavour is disproportionate. It is aimed not only at innovative flavours invented primarily to attract new, young consumers, but also at traditional products with a significant market share and its presence on the market dates back to the beginning of the 20th century such as menthol cigarettes. An obligatory and complete ban would result in a drop of confidence in the EU legislator among at least 6 million of EU citizens who smoke flavoured cigarettes – they will probably not quit smoking and switch to non-menthol cigarettes or turn to illicit trade. The proposed amendment is based on the conviction that the presence of traditional product on the market should be preserved. This is why the proposal refers solely to traditional way of flavouring the tobacco products, where flavours are added to the leaves. The ban on innovative methods of flavouring, i.e. in components of tobacco products such as filters, papers, packages, capsules or any technical features allowing modification of flavour or smoke intensity, is sustained. The amendment enables the Member State where annual sales volume of cigarettes with particular characterizing flavor in the year preceding the date of transposition exceeds 2.5% of the whole market to maintain such cigarettes on the market. According to the data for 2012 there are 16 MS in which the market share of flavoured cigarettes was equal or exceeded this threshold, i.e. FI - 26.2%, PL - 19.5%, SE - 15.6%, DK - 11.6%, EE - 11.2%, UK - 9.0%, HU
- 8.3%, LT - 7.4%, NL - 6.7%, FR - 6.6%, RO - 4.6%, IE - 3.5%, BE - 3.4%, LV - 3.1%, DE - 2.7%, CZ - 2.5%. The amendment is in line with the approach taken by the Council which foresees a transitional period for the application of measures related to the products with a characterizing flavour.
Amendment 184
Giancarlo Scottà
on behalf of the EFD Group

Report
Linda McAvan
Manufacture, presentation and sale of tobacco and related products
COM(2012)0788 – C7-0420/2012 – 2012/0366(COD)

Proposal for a directive
Article 8 – paragraph 3

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<td>3. For cigarette packets the general warning and the information message shall be printed on the lateral sides of the unit packets. <em>These warnings shall have a width of not less than 20 mm and a height of not less than 43 mm.</em> For roll-your-own tobacco the information message shall be printed on the surface that becomes visible when opening the unit packet. Both the general warning and the information message shall cover 50% of the surface on which they are printed.</td>
<td>3. For cigarette packets the general warning and the information message shall be printed on the lateral sides of the unit packets in black <em>Helvetica bold type on a white background.</em> For roll-your-own tobacco in pouches the information message shall be printed on the surface that becomes visible when opening the unit packet, <em>for cylindrical containers the warnings shall be printed on the lid, and for cuboid containers the warnings shall be printed on the lateral sides.</em> Both the general warning and the information message shall cover 50% of the surface on which they are printed.</td>
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