



Notification Number: 1990/220/F

Draft decree adopted to implement the Law of 1August1905 on trade in ice cream. ////

Date received : 03/08/1990
End of Standstill : Closed
Issue of comments by : Germany,Spain
Issue of detailed opinion by : Belgium,Commission

Message

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TELEX 002

COMMUNICATION FROM THE COMMISSION - SG (90) D/50963/2
DIRECTIVES 83/189/EEC AND 88/182/EEC
TRANSLATION OF TELEX 001
NOTIFICATION 90/0220/F

- 3B2 : 9000977.EN

1. Structured Information Line

TLX 002 IND- 90 0220 F-- EN ----- 900803 --- ---

2. Member State

France

3. Department Responsible

Standardization Board, 32 rue Guersant, 75017 Paris SCCI - 216 rue de l'Université, 75007 Paris

3. Originating Department

Ministry of Economic Affairs, Finance and the Budget,
Directorate-General for Competition, Consumer Affairs and the
Prevention of Fraud, 13 rue Saint-Georges, 75009 Paris

4. Notification Number

90/0220/F

5. Title

Draft decree adopted to implement the Law of 1August1905 on



trade in ice cream.

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6. Products Concerned

The draft decree applies to ice cream as such: ice cream, sorbets, etc. It does not apply to ice produced simply by freezing water or to deep-frozen products.

7. Notification Under Another Act

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8. Main Content

The draft decree contains four Articles:

- Article 1 contains a general definition of ice cream and describes the products which are covered by the essential minimum requirements.
- Article 2 states that health and bacteriological control measures for ice cream other than that of animal origin will be laid down in Orders, those for ice cream of the latter origin being subject to the provisions of Articles 258, 259 and 262 of the Rural Code.
- Article 3 rescinds the Decree of 29 March 1949 which hitherto laid down the rules applicable to ice cream in France.

However, the Orders adopted for the implementation of the Decree of 29 March 1949 on compliance with health and bacteriological control will remain in force until new Orders have been published for all categories of ice cream, whether of animal origin or not.

- The last article is the implementing Article.

9. Brief Statement of Grounds

It has become necessary to rescind the Decree of 29 March 1949 to adapt the French regulations

- (1) to changes in the manufacture and marketing of ice cream and the creation of new types of ice cream (water ice, frozen drinks, sorbet, etc.),
- (2) to the Community constraints on the free movement of goods by deleting

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the prohibition of the use of flavourings other than natural flavourings, sweetening agents other than saccharose, and vegetable fat.,

- the minimum thresholds for flavourings in ice cream.,
- Furthermore, the minimum requirements laid down for the types of product covered correspond to European manufacturing practice and practice as regards increase in volume as specified in Article 1.,

- (3) to changes in nutritional concepts: deletion of a minimum threshold for saccharose.



10. Reference Documents - Basic Texts

Decree 49-428 of 29March1949

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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D. WILLIAMSON
COMEUR
NNNN