



Notification Number: 2017/421/E

Draft Royal Decree on the indication of the origin of milk used as raw material on the labelling of milk and milk products

Date received : 05/09/2017

End of Standstill : 07/12/2017

Issue of comments by : Austria, Commission, Sweden

Message

Message 002

Communication from the Commission - TRIS/(2017) 02348

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2017/0421/E

No abre el plazo - Nezaahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201702348.EN)

1. Structured Information Line

MSG 002 IND 2017 0421 E EN 05-09-2017 E NOTIF

2. Member State

E

3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes y Comunicaciones, y de Medio Ambiente

Dirección General de Coordinación de Políticas Comunes y de Asuntos Generales de la Unión Europea
Secretaría de Estado para la Unión Europea

Ministerio de Asuntos Exteriores y de Cooperación

3. Originating Department

Subdirección General de Control y de Laboratorios Alimentarios

Dirección General de la Industria Alimentaria



Ministerio de Agricultura y Pesca, Alimentación y Medio Ambiente
Pº Infanta Isabel, 1
28071 Madrid

4. Notification Number

2017/0421/E - C00A

5. Title

Draft Royal Decree on the indication of the origin of milk used as raw material on the labelling of milk and milk products

6. Products Concerned

Milk and milk products (food information)

7. Notification Under Another Act

- The draft has been initially notified to the Commission and the Member States through the procedure laid down in Article 45 of Regulation (EU) No 1169/2011 of the European Parliament and of the Council of 25 October 2011 on the provision of food information to consumers (hereinafter: Regulation (EU) No 1169/2011). In a first assessment of the draft, the Commission has observed that Article 5 of the notified draft contains additional voluntary information with which food business operators can supplement the mandatory indication requirement provided for in the notified draft. For this reason, the Commission invites the Spanish authorities to notify the draft through the procedure laid down in Directive (EU) 2015/1535.

8. Main Content

The main purpose of this standard is to regulate the mandatory indication of the origin of milk used as raw material on the labelling of milk and milk products manufactured in Spain that are marketed on Spanish territory and, in accordance with Article 39 of Regulation (EU) No 1169/2011, the draft has followed the notification procedure of Article 45 of said regulation.

Furthermore, Article 5 contains provisions relating to additional voluntary information, in particular, concerning the place of territorial or regional origin that will supplement the mandatory particulars of origin provided for in Article 3 and the requirements that this voluntary information must comply with. This has resulted in the draft being notified under Directive (EU) 2015/1535, in accordance with the European Commission's request.

9. Brief Statement of Grounds

Chapter V of Regulation (EU) No 1169/2011 sets out the general requirements applicable to voluntary food information.

The provisions concerning 'additional voluntary information' of Article 5 of the notified draft, reflect the need to establish a series of specific requirements for the optional indication of the name of a region or territory in order to avoid, as far as possible, this information being confusing for consumers.

In this sense, irrespective of compliance with Chapter V of Regulation (EU) No 1169/2011, the draft sets out the following requirements for voluntary information regarding the name of the region or territory:

- the milk will come entirely from the region or territory
- the region or territory will belong, unequivocally, to the specified country of origin of the milk in accordance with Article 3
- it will not match up with a name protected under Regulation (EU) No 1151/2012, for the same type of product.



10. Reference Documents - Basic Texts

No basic text(s) available

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

-

13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

-

16. TBT and SPS aspects

TBT aspect

No - the draft has no significant impact on international trade.

SPS aspect

No - the draft has no significant impact on international trade.

No - the draft is neither a sanitary nor phytosanitary measure.

European Commission

Contact point Directive (EU) 2015/1535

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