



Notification Number: 2014/352/F

## Decree amending the Consumer Code with particular regard to consumer information on allergens and non pre-packaged foods.

Date received : 16/07/2014

End of Standstill : 17/10/2014

### Message

Message 002

Communication from the Commission - TRIS/(2014) 02078

Directive 98/34/EC

Translation of the message 001

Notification: 2014/0352/F

No abre el plazo - Nezahajuje 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 - Nao 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: 201402078.EN)

#### 1. Structured Information Line

MSG 002 IND 2014 0352 F EN 16-07-2014 F NOTIF

#### 2. Member State

F

#### 3. Department Responsible

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#### **4. Notification Number**

2014/0352/F - C50A

#### **5. Title**

Decree amending the Consumer Code with particular regard to consumer information on allergens and non pre-packaged foods.

#### **6. Products Concerned**

All non pre-packaged foods and particularly those containing allergens.

#### **7. Notification Under Another Act**

- Regulation No 1169/2011 on the provision of food information to consumers (Article 44).

#### **8. Main Content**

The decree makes it compulsory to give written indication of the presence of allergens in non pre-packaged foods as well as indication of the names of non pre-packaged products.

#### **9. Brief Statement of Grounds**

Regulation No 1169/2011 on the provision of food information to consumers, known as 'INCO', introduced a new provision concerning allergens, making it compulsory to indicate their presence in non pre-packaged foods as of 13 December 2014, the date of application of the INCO regulation. It is important for those with allergies that this indication should be reliable and it is therefore imperative that it should be given in writing. It is the professionals' responsibility to determine the most appropriate way to meet this obligation.

Furthermore, the consumer must know what sort of product they are buying. In addition, it has become mandatory to indicate the name under which the non pre-prepackaged product is sold. It is effectively a matter of extending the current obligation to indicate the name of non pre-prepackaged products, since the transposition of Directive 2000/13 on information to consumers provided for this in Article R 112-31 of the Consumer Code.

#### **10. Reference Documents - Basic Texts**

References to basic texts: Regulation No 1169/2011 on the provision of food information to consumers  
Consumer Code, regulatory section

#### **11. Invocation of the Emergency Procedure**

No

#### **12. Grounds for the Emergency**

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**13. Confidentiality**

No

**14. Fiscal measures**

No

**15. Impact assessment**

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**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.

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European Commission

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