



Notification Number: 2002/14/F

Draft Order on Emmental cheese.

Date received : 10/01/2002

End of Standstill : 11/04/2002

Issue of comments by : Germany

Message

Department of Trade and Industry - Standards and Technical Regulations - Dir 2
Mrs Brenda O'Grady

EFTA Surveillance Authority
Ms Solveig Georgsdottir

ELOT
Mr E. Melagrakis

European Free Trade Association
Ms Kathleen Byrne

Kauppa-ja teollisuusministeriö
Mr Petri Kuurma

Kommerskollegium
Fru Kerstin Carlsson

Min. of Industry, Energy & Technology
Mr K. Polychronidis

Ministerie van Financien Belastingdienst - Douane / CDIU
De Heer IJ.G. van der Heiden

NSAI
Mr Tony Losty

Représentation Permanente de l'Irlande
Denis Colfer

Représentation Permanente du Royaume-Uni

.

Message 002

Communication from the Commission - SG(2002) D/50062
Directive 98/34/EC



Translation of the message 001

Notification: 2002/14/F

(MSG: 200200062.EN)

1. Structured Information Line

MSG 002 IND 2002 0014 F EN 11-04-2002 10-01-2002 F NOTIF 11-04-2002

2. Member State

France

3. Department Responsible

Délégué interministériel aux normes
60-70 Allée de Bercy
75012 PARIS

3. Originating Department

Ministère de l'économie, des finances et de l'industrie
Direction générale de la concurrence, de la consommation et
de la répression des fraudes
59, boulevard Vincent Auriol
75703 PARIS CEDEX 13

Ministère de l'Agriculture et de la Pêche
Direction des Politiques économiques internationales
3, rue Barbet de Jouy
75349 PARIS 07 SP

4. Notification Number

2002/14/F - COOA

5. Title

Draft Order on Emmental cheese.

6. Products Concerned

Cheese.

7. Notification Under Another Act

-

8. Main Content

The mutual recognition clause is incorporated in Article 8 of the draft Order.



9. Brief Statement of Grounds

The aim of this draft Order is to establish rules for the production, labelling and testing of Emmental cheese.

Following a Judgment of the Court of Justice of 5 December 2000 (Case Guimont C-448/98) which concluded that Emmental cheese need not necessarily consist of a characteristically hard, dry rind to be designated as such, the French authorities have amended the current legislation. A draft Decree stipulating that a cheese in the shape of a round or block, including rindless cheese, may receive the Emmental designation was notified to the Commission, in accordance with Directive 98/34/EC, under Notification No 2001/0370/F on 28 August 2001. To take into account the significant difference in maturing between rindless cheese and cheese with a characteristic rind, this decree stipulates that Emmental in the shape of a round manufactured and matured in accordance with traditional production and maturing conditions leading to the formation of a hard, dry rind shall be accompanied by the following supplementary informative statement: "Affinage de tradition" ("Traditionally matured").

The aim of this Order implementing the aforementioned Decree is to establish the additional rules governing manufacture, maturing and labelling as well as the testing measures necessary to ensure fair competition between manufacturers of the two types of Emmental.

This Order makes it compulsory, from the moulding process onwards, to label rounds reserved for the manufacture of Emmental with rind likely to benefit from the wording "Traditionally matured". It also lays down specific criteria which enable the characteristics of cheese rind to be measured objectively. Furthermore, the Order imposes rules governing inspection by the manufacturer and traceability (keeping a register, particularly during the maturing process) in order to avoid the risk of fraud.

10. Reference Documents - Basic Texts

-

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

-

13. Confidentiality

No

14. Fiscal measures

No

David O'Sullivan
General Secretary
European Commission