



Notification Number: 2014/255/E

Draft royal decree adopting the general standard on food information for non-prepacked food intended for sale to the final consumer and mass caterers, for food packed at the point of sale at the request of the buyer and for food packed by owners of retail businesses

Date received : 03/06/2014

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Message

Message 002

Communication from the Commission - TRIS/(2014) 01535

Directive 98/34/EC

Translation of the message 001

Notification: 2014/0255/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 - 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: 201401535.EN)

1. Structured Information Line

MSG 002 IND 2014 0255 E EN 03-06-2014 E NOTIF

2. Member State

E

3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y 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.

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3. Originating Department

Subdirección General de Promoción de la Seguridad Alimentaria.
Agencia Española de Consumo, Seguridad Alimentaria y Nutrición.
Ministerio de Sanidad, Servicios Sociales e Igualdad.

4. Notification Number

2014/0255/E - C00A

5. Title

Draft royal decree adopting the general standard on food information for non-prepacked food intended for sale to the final consumer and mass caterers, for food packed at the point of sale at the request of the buyer and for food packed by owners of retail businesses

6. Products Concerned

Food intended for the final consumer, including food supplied by mass caterers or intended for supplying mass caterers:

- non-prepacked for sale to the final consumer and mass caterers; - packed at the point of sale at the request of the buyer;
- packed by owners of the retail business for immediate sale in the establishment or establishments they own;
- referred to in the previous points and offered for sale via remote communication.

7. Notification Under Another Act

- Regulation (EU) No 1169/2011 on the provision of food information to consumers (Article 44(3)). The proposed standard has been drawn up as a result of the power granted by Article 44 of Regulation (EU) No 1169/2011 to Member States to adopt national measures that require, in the case of non-prepacked food intended for sale to the final consumer and mass caterers, or in the case of food packed at points of sale, the indication of the particulars in Articles 9 and 10 of the aforementioned regulation.

8. Main Content

The draft decree establishes the requirements relating to the food information for non-prepacked food intended for sale to the final consumer and mass caterers, for food packed at points of sale at the request of the buyer and for food packed by owners of retail businesses, in implementation of Article 44 of Regulation (EU) No 1169/2011 on the provision of food information to consumers. The obligation to provide information for non-prepacked food regarding the presence of foods that cause allergies or food intolerances is regulated, establishing the means that may be used to display these particulars. In addition, the draft decree maintains the information requirements that are already envisaged for the sale of non-prepacked food in Royal Decree 1334/1999 establishing the general standard for the labelling, presentation and advertising of foodstuffs, adapting them to the new requirements adopted by Regulation (EU) No 1169/2011. The fundamental objective of the standard is to improve the information provided to consumers to ensure the highest level of protection - so the rules that have proven effective until now are maintained- while envisaging sufficient flexibility as a necessary tool to respond to the different forms of food supply.



9. Brief Statement of Grounds

The fundamental objective of the proposed standard is to improve the information provided to consumers, as a basis for ensuring a high level of protection and to provide the required flexibility as one of the tools that is necessary to respond to the different forms of food supply, without neglecting a suitable balance between the various interests, proceeding to implement the requirements relating to food information for non-prepacked food intended for sale to the final consumer and mass caterers, or in the case of food packed at points of sale at the request of the buyer or packed for immediate sale.

10. Reference Documents - Basic Texts

References to basic texts: Royal Decree 1334/1999 of 31 July establishing the general standard for the labelling, presentation and advertising of foodstuffs.

11. Invocation of the Emergency Procedure

Yes

12. Grounds for the Emergency

Protection of public health against serious and unforeseeable situations that may occur due to the absence of information regarding the presence of allergens or substances that cause food intolerances, which are present in non-prepacked food intended for sale to the final consumer and mass caterers.

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 is not a sanitary or phytosanitary measure

European Commission



EUROPEAN COMMISSION
GROWTH DIRECTORATE-GENERAL

Single Market for goods
Prevention of Technical Barriers

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