



15 March 2018

(18-1581)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>EUROPEAN UNION</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: European Commission Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: European Commission EU-TBT Enquiry Point Fax: +(32) 2 299 80 43 E-mail: grow-eu-tbt@ec.europa.eu Website: http://ec.europa.eu/growth/tools-databases/tbt/en/
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): HS codes: 15.09.10 virgin olive oil, 15.09.90 olive oil not chemically modified other than virgin, 15.10.00 other oils obtained solely from olives (crude or refined olive-pomace oil and its blends with virgin olive oils)
5. Title, number of pages and language(s) of the notified document: Draft Commission Delegated Regulation amending Implementing Regulation (EU) No 29/2012 as regards the requirements for certain indications on the labelling of olive oil (5 page(s), in English)
6. Description of content: This draft Commission delegated regulation amends certain requirements related to the labelling of olive oil. In particular, it provides clarification in respect of certain optional indications (values of certain physico-chemical parameters that have to be labelled when the acidity is mentioned; harvesting year). It also clarifies the mention of the harvesting year and introduces a possibility for the EU Member States to make the labelling of the harvesting year compulsory for extra virgin and virgin olive oil, for the domestic production only (*), and as long as other requirements set out in Regulation (EU) No 29/2012 are fulfilled (i.e. that all the olive oil in the container comes from that harvest). (*) This obligation is limited to olive oil obtained from olives harvested domestically and intended for their national markets only.

7.	<p>Objective and rationale, including the nature of urgent problems where applicable: This draft delegated regulation aims at clarifying some existing provisions related to the labelling of certain optional indications for olive oil (Article 4 of Regulation (EU) No 29/2012 on marketing standards for olive oil).</p> <p>Regulation (EU) No 29/2012 provides that the value of certain physico-chemical parameters have to be labelled in cases in which the acidity is mentioned (peroxide value, wax content and the ultraviolet absorption). This draft delegated regulation will specify that those values should correspond to the values expected at the date of minimum durability (best-before date). As it is known that the values of those parameters may evolve after the bottling, this clarification will avoid misleading information being provided to consumers and will provide a better guarantee to operators responsible for the labelling.</p> <p>The second clarification proposed is related to the harvesting year that may be labelled under certain conditions. The draft delegated regulation will specify two options on how to label the harvesting year: the month and the year of the harvest or the whole marketing year in which the harvest took place, mentioning the two calendar years.</p> <p>Finally, with a view to providing information to consumers regarding the age of virgin olive oils, the draft delegated regulation gives EU Member States the possibility to oblige their operators to label the harvesting year, under very specific conditions. Indeed, such obligation is limited to olive oil produced at national level and intended for domestic consumption. Those limitations have been introduced with a view to ensuring that the functioning of the single market is not altered.</p>
8.	<p>Relevant documents: Regulation (EU) No 29/2012</p> <p>http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1520256064359&uri=CELEX:32012R0029</p>
9.	<p>Proposed date of adoption: End of May 2018</p> <p>Proposed date of entry into force: On the third day following that of its publication in the Official Journal of the European Union. Point (1) of Article 1 shall apply from six months after the date of entry into force of this Regulation. Olive oils labelled prior to the date referred to in the second paragraph may be marketed until the stocks are exhausted.</p>
10.	<p>Final date for comments: 60 days from notification</p>
11.	<p>Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body:</p> <p>European Commission EU-TBT Enquiry Point Fax: + (32) 2 299 80 43 E-mail: grow-eu-tbt@ec.europa.eu</p> <p>The text is available on the EU-TBT Website: http://ec.europa.eu/growth/tools-databases/tbt/en/ https://members.wto.org/crnattachments/2018/TBT/EEC/18_1360_00_e.pdf</p>