

COMMISSION OF THE EUROPEAN COMMUNITIES

COM (89) 223 final - SYN 49

Brussels, 28 April 1989

Revised proposal for a
COUNCIL DIRECTIVE
amending Directive 79/112/EEC on the
approximation of the laws of the Member States
relating to the labelling, presentation and
advertising of foodstuffs for sale to the
ultimate consumer

(presented by the Commission pursuant to Article 149(2)(d)
of the EEC Treaty)

EXPLANATORY MEMORANDUM

The Commission sent its proposal to the Council on 22 April 1986 (COM(86)89 final).

Following the opinion of the Parliament on this proposal (10 March 1987), the Commission amended its proposal. The amendments were sent to the Council on 19 May 1987 (COM(87)242 final). The Council adopted a common position on 21 December 1988 on the basis of the revised proposal from the Commission of 10 March 1987. This proposal was sent to the Parliament which, at its April session, voted in favour of two amendments which the Commission agrees to subject to editorial changes. The text of the amended proposal taking account of the agreed amendments is appended hereto.

Revised proposal

for a Council Directive amending Directive 79/112/EEC on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs for sale to the ultimate consumer.

(Presented by the Commission pursuant to Article 149(2)(d) of the EEC Treaty).

The Commission is in agreement with the common position stated in Council document No 10498/88 of 22 December 1988, subject to the following amendments:

I. The fifth recital is replaced by the following:

Whereas this Directive relates only to the labelling, presentation and advertising of foodstuffs and not to the problem of the authorization or prohibition of the ionizing radiation of foodstuffs or their ingredients; whereas, however, without prejudice to a decision at Community level with regards to its merits, it must be recognized that the consumer has the right to be informed of any ionizing radiation treatment undergone by a foodstuff or certain of its ingredients, where this has been authorized; whereas, to this end, it should be laid down that any food treated in this way must bear a suitable indication; whereas, in accordance with Article 6(b), this obligation also applies to ingredients where they appear in a list of ingredients.

II. A new item 7a shall be added to Article 1:

"The following text shall be added to Article 5, paragraph 3:

"Any foodstuff treated by ionizing radiation must bear the following indications:

- in English: "Irradiated" or "treated with ionizing radiation"
- in Danish: "bestralet/... or "stralekonserveret" or "behandlet med ioniserende straling" or "konserveret med ioniserende straling"
- in German: "bestrahlt" or "mit ionisierenden Strahlen behandelt"
- in Spanish: "tratado con energia ionizante"
- in Greek: "επεξεργασμένο με ιονίζουσα ακτινοβολία"
ou "ακτινοβολημένο"
- in French: "traité par rayonnements ionisants" or "traité par ionisation"
- in Italian: "irradiato" or "trattato con radiazioni ionizzanti"
- in Dutch: "doorstraald" or "door bestraling behandeld" or "met ioniserende stralen behandeld"
- in Portuguese: "irradiado" or "tratado por irradiação" or "tratado por radiação ionizante".

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