

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 550 final LIBRARIES

Brussels, 2 October 1980

## AMENDMENT TO THE PROPOSAL FOR A COUNCIL REGULATION (EEC)

amending for the second time Regulation (EEC)  
No 355/79 laying down general rules for the  
description and presentation of wines and  
grape musts<sup>1</sup>

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(submitted to the Council by the Commission pursuant to the  
second paragraph of Article 149 of the EEC Treaty)



EXPLANATORY MEMORANDUM

On 18 July 1980 the Commission transmitted to the Council a proposal for a Council Regulation (EEC), amending, for the second time, Regulation (EEC) No 355/79 laying down general rules for the description and presentation of wines and grape musts (COM (80) 437 final).

It has subsequently been found necessary to supplement that proposal on the basis of the second sub-paragraph of Article 149 of the EEC Treaty.

Experience with the application of Regulation (EEC) No 355/79 has shown that it would be desirable to make provision, in respect of imported wines designated by means of a geographical indication, for a statement on the label of the type of product in cases where such a statement is defined by detailed Community rules.

With a view to providing consumers with fuller information, this possibility should also be made available to imported wines other than those referred to above. The adoption of these amendments involves no expenditure against the Community Budget.



Amendment to the proposal for a Council Regulation (EEC) amending for the second time Regulation (EEC) No 355/79 laying down general rules for the description and presentation of wines and grape musts<sup>1</sup>.

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(submitted to the Council by the Commission pursuant to the second paragraph of Article 149 of the EEC Treaty)

I. Amendment of the recitals

The following two recitals to be added:

whereas details concerning the manner of manufacture, the type of the product or a particular colour are permitted at present for certain imported wines bearing a geographical indication; whereas this is permitted subject to the condition that the said information is traditionally and usually employed, and defined by provisions in the non-member country of origin; whereas this provision imposes a heavy burden of supervision on national administrations; whereas it is therefore proper to provide for a legal basis which will also make it possible to define the said details by means of Community provisions, retaining nevertheless the right to prohibit them in certain cases where the statements are not traditional or might be a source of confusion;

whereas, for imported wines other than those referred to above, the said details are not permitted at present; whereas experience has shown that, with regard to the said imported wines, the Community consumer needs to be better informed as to the type of wine; whereas therefore, provision should be made for allowing the use of such information in respect of the said wines;

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<sup>1</sup>COM (80) 437 final, transmitted to the Council on 23 July 1980

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## II. Amendment of the Articles

The following text to be inserted between Article 5 and Article 6:

### "Article 5 a

1. The following is added to Article 27 (2) of Regulation (EEC) No 355/79:

"i) details as to the type of product, provided that this indication is defined by detailed Community rules."

2. Article 28(2)(k) of Regulation (EEC) No 355/79 is replaced by the following :

"k) details in respect of

- the manner of manufacture,
- the type of product,
- a particular colour of the product

provided that such information is defined by detailed Community rules or by provisions in the non-member country of origin. However, the use of such information may be prohibited for designating certain imported wines if is not traditionally and normally employed or if it might lead to confusion as to the type or origin of the wine."