

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 767 final

Brussels, 26 November 1980

Second amendment to the proposal for a Council Regulation

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

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

COM(80)767 final

EXPLANATORY MEMORANDUM

On 18 July 1980 the Commission forwarded to the Council a proposal for a Council Regulation 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). This proposal was supplemented at a later date on the basis of the second paragraph of Article 149 of the EEC Treaty (COM(80)550 final).

By its telex of 22 October 1980, Italy requested a one-year postponement of the date specified in Article 4(3) of the said Regulation, which permits the use, during a transitional period expiring on 31 August 1981, of certain names of wine-growing regions to describe both table wines and quality wines produced in specified regions. A second amendment has thus proved necessary to the above mentioned proposal by virtue of the second paragraph of Article 149 of the EEC Treaty. This is also an opportunity to make a small number of additions to the proposal with a view to facilitating trade between the Community and the United States of America.

Adoption of these amendments does not entail any expenditure chargeable to the Community Budget.

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Second amendment to the proposal for a Council Regulation amending for the second time Regulation (EEC) No 355/79 laying down general rules for the description and presentation of wines and grape musts¹

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

I. Amendments to the recitals:

The following recitals are added:

Whereas, in order to provide the consumer with better information on the nature of a wine or grape must, provision should be made so that analytical data other than the alcoholic strength may be shown on the labelling;

Whereas it is permitted to use, during a transitional period expiring on 31 August 1981, certain names of wine-growing regions to describe both table wines and quality wines p.s.r; whereas this period has proved too short to allow time for the necessary adaptations to be made to the relevant national rules; whereas the date should therefore be postponed by one year;

Whereas, to take account of commercial practice in the Community and in certain non-member countries, it has proved necessary to allow the number of the container or the number of the lot to be shown on the labelling of a quality wine p.s.r. or an imported wine the description of which includes geographical particulars;

II. Additions to the Articles

1. The following article is inserted after Article 2:

"Article 2a

1. Articles 2(2)(f), 12(2)(g), 27(2)(d) and 28(2)(f) are replaced respectively by the following:

¹ COM(80)437 final, forwarded to the Council for 23 July 1980.

"the actual and/or total alcoholic strength by volume and other analytical data, in so far as such information is governed by implementing rules."

2. The following subparagraph is added to _____ of Article 22(2):

"(d) analytical data other than the particulars specified in subparagraph 1(b), in so far as such information is provided for in implementing rules."

3. The following sentence is added to Article 29(2):

"In addition to the particulars specified in subparagraph 1(b), the description may also include other analytical data, in so far as such information is provided for in implementing rules."

2. The following Article is inserted after Article 3:

"Article 3a

The date "31 August 1981" _____ in the second subparagraph of Article 4(3) is replaced by _____ '31 August 1982'."

3. The following Article is inserted after Article 4:

"Article 4a

1. _____ Article 12(2)(s) is replaced by the following:

'(s) the number of the container or the number of the lot;'

2. The following is added to _____ Article 28(2):

'(r) the number of the container or the number of the lot'."

