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From:	General Secretariat of the Council
To:	Delegations
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Subject:	Regulation amending Regulation (EU) No 1308/2013 (CMO) as regards the school scheme, sectoral interventions, the protein sector, hemp, marketing standards, import duties, the availability of supplies and securities - Presidency suggested amendments on Block 3, regarding sectoral interventions

With a view to the meeting of the Working Party on Agricultural Products on 18 March 2026, delegations will find annexed the Presidency's suggested amendments to block 3 of the above-mentioned proposal, regarding sectoral interventions.

Presidency would like to draw the attention of Member States to the fact that Article 30(2) (row 159) appears in brackets, for discussion purposes, for the Working Party on Agricultural Products. The paragraph concerns the sectors for which interventions would be mandatory for Member States with producer organisations or associations of producer organisations recognised under the Regulation in those sectors. In light of the divergence of views expressed in the comments received, the Presidency invites Member States to clearly indicate their positions on the obligatory nature of this provision and on the sectors to be included.

Presidency compromise suggestions for block 3

97	Article 26
98	Scope
99	This Chapter lays down rules on types of interventions provided for in Regulation (EU) .../... [NRPF Regulation] related to the EU school scheme and certain sectors referred to in Article 1 of this Regulation.
100	This Chapter applies to Union support financed by the National and Regional Partnership Fund (the ‘Fund’) for interventions specified in the National and Regional Partnership Plans (the ‘NRP Plans’) drawn up by a Member State and approved by the Commission, covering the period from 1 January 2028 to 31 December 2034.
101	Unless otherwise provided for in this Chapter, Regulations (EU) .../... [NRPF Regulation] and (EU) .../... [Performance Regulation] and the provisions adopted pursuant to them apply to the types of interventions referred to in this Chapter.
154	Section 3
155	Support for interventions in certain sectors
156	Article 30

157	Scope
158	1. This Section lays down rules concerning types of interventions in the sectors listed in Article 1(2), points (a) to (i), (k), (l) and (m), (o) to (t), (v) and (w), and products listed in Annex Ia.
159	2. {Interventions in the sectors referred to in Article 1(2), points (d), (f), (g) and (i), shall be mandatory for Member States with producer organisations or associations of producer organisations in those sectors recognised under this Regulation.}
160	3. Intervention Interventions in the apiculture sector referred to in Article 1(2), point (v), shall be mandatory for all Member States.
161	Article 31
162	Types of intervention in certain sectors
163	Member States may establish and provide support in the sectors referred to in Article 30(1) of this Regulation for any of the types of interventions laid down in Article 12 [Risk management tools] and in Article 13 [Investments for farmers] of Regulation (EU) .../... of the European Parliament and of the Council [CAP Regulation]**, and any of the following types of interventions under the conditions laid down in this Section and as further specified in their NRP Plans:
164	(a) investments in tangible and intangible assets other than those referred to in Article 13 [Investments for farmers] of Regulation (EU) .../... [CAP Regulation];

165	(b) training, coaching, knowledge transfer , information, including coaching and exchange of best practices;
166	(c) advisory services and technical assistance ;
167	(d) promotion and marketing, including market monitoring ;
168	(e) actions in research, innovation and experimental production methods;
169	(f) actions to mitigate and/or to adapt to climate change;
170	(g) actions to protect and/or improve the environment;
170a	(ga) actions to increase sustainability and efficiency of transport and of storage of products ;
170b	(gb) implementation of Union and national quality schemes ;
171	(h) actions to conduct or support laboratory tests and to laboratories for analysis ;
172	(i) implementation of traceability and certification systems;
173	(j) actions in collective storage of products;

174	(k) green harvesting, consisting of the total harvesting on a given area of unripe non-marketable products, which have not been damaged prior to the green harvesting, and thereby reducing the yield of the relevant area to zero;
175	(l) non-harvesting, consisting of the termination of the current production cycle on the area concerned where the product is well developed and is of sound, fair and marketable quality, excluding destruction of products due to a climatic event or disease;
176	(m) implementation and management of third-country sanitary and phytosanitary requirements in the territory of the Union to facilitate access to third-country markets;
177	(n) sustainable restructuring and conversion of vineyards through varietal conversions, relocation of vineyards, and improvements to vineyard management techniques;
177a	(na) permanent grubbing-up of productive vineyards;
177b	(nb) actions to prevent the spread of vine pests referred to in Part B of Annex II and Part C of Annex IV of Commission Implementing Regulation (EU) 2019/2072;
178	(o) distillation of by-products of wine making;
179	(p) in sectors other than the apiculture and the wine sectors , market withdrawal for free distribution or other destinations, including where necessary processing to facilitate such withdrawal;

180	(q) actions in the apiculture sector to preserve or increase the existing number of beehives in the Union, including bee breeding and restocking , and actions to enhance product quality-;
180a	(qa) actions to support laboratories for analysis in the apiculture sector.
181	Article 32
182	Beneficiaries
183	1. Member States shall establish in their NRP Plans which operators may benefit from interventions in the sectors referred to in Article 30(1).
184	2. In their NRP Plans, Member States shall establish that producer organisations and association of producer organisations recognised under this Regulation and, if Member States so decide , producer groups as referred to in paragraph 3 of this Article are the sole beneficiaries of the interventions referred to in Article 30(2).
185	3. Member States may decide that producer groups and entities representing other form of cooperation between producers that are constituted at the initiative of producers and controlled by them, may be beneficiaries of the interventions in the sectors referred to in Article 30(1). Such forms of cooperation shall be identified by the competent authority of a Member State as producer groups for the duration of their first operational programme. An operational programme and a recognition plan with a view to be recognised as producer organisations in accordance with the requirements laid down in Articles 152, 153, 154, 156 or 161 prepared by those producer groups shall be submitted to the competent authorities simultaneously. The producer groups shall implement that recognition plan and shall meet the requirements laid down in Articles 152, 153, 154 and 161, where relevant, by the end of their operational programme.

186	Article 33
187	Operational programmes and operational funds
188	1. Interventions of producer organisations, associations of producer organisations or producer groups as referred to in Article 32(2) 32(2) 32(3) carried out in the sectors referred to in Article 30(1) shall be implemented through operational programmes approved by the Member State.
189	2. Operational programmes shall have a minimum duration of three years and a maximum duration of seven years.
190	3. Operational programmes shall be financed through operational funds consisting of:
191	(a) financial contributions from:
192	(i) members of the producer organisation or the producer organisation itself or both; or
193	(ii) members of the association of producer organisations or the association of producer organisations itself or both; or
194	(iii) members of the producer group or the producer group itself or both, if applicable ;
195	(b) Union financial assistance;

196	(c) national contribution in accordance with Article 35(4) of Regulation (EU) .../... [NRPF Regulation] .
197	4. Member States shall set out in their NRP Plans the maximum percentages of the operational fund which may be spent on any individual type of intervention in order to ensure a balance between the different types of interventions.
198	Article 34
199	Value of marketed production
200	1. Member States shall indicate in their NRP Plans how the value of marketed production referred to in Article 20f of Regulation (EU) .../... of the European Parliament and of the Council [CAP Regulation] is calculated for each sector.
201	2. The value of the marketed production for of a producer organisation, association of producer organisations or producer group shall be calculated on the basis of the production of the producer that organisation or producer group or, association of producer organisations or group and its producer members that has been put on the market by this the organisation, association or producer group. It and shall only include only the production of those products for which the producer organisation, association or producer group is recognised or identified.
202	<i>deleted</i>
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206	3. For the purposes of paragraph 1 , Member States shall determine a 12-month calendar reference period during within the three years prior to preceding the year for which the aid is requested.
207	<i>Deleted</i>
208	<i>Deleted</i>
209	Article 35
210	Delegated powers for additional requirements for types of intervention
211	1. The Commission is empowered to adopt delegated acts in accordance with Article 227 in order to supplement this Regulation with requirements additional to those laid down in this Section as regards:
212	(a) ensuring the proper functioning of types of intervention laid down in this Section, in particular by avoiding distortion of competition in the internal market and to ensure sustainability;
213	(b) the rules under which producers are to withdraw the by-products of winemaking, rules on exceptions to that obligation in order to avoid additional administrative burden and rules for the voluntary certification of distillers.;

213a	(ba) the rules for the calculation of the value of marketed production, including the reference periods.
214	_____
215	* Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (OJ L 354, 31.12.2008, p. 16, ELI: http://data.europa.eu/eli/reg/2008/1333/oj).
216	** Regulation (EU) .../... of the European Parliament and of the Council [CAP] (OJ L ..., ELI:...);
231	(15) in Article 90a, paragraph 4 is replaced by the following:
232	4. In the event of an infringement of Union rules laid down in this Regulation in the wine sector, Member States shall apply proportionate, effective and dissuasive administrative penalties. Member States shall not apply such penalties where the non-compliance is of a minor nature.;
244	(18) in Article 145(3), the first sentence is replaced by the following:
245	‘Member States which provide in their NRP Plans for restructuring and conversion of vineyards in accordance with Article 31, point (n), shall on the basis of the vineyard register submit to the Commission by 1 March each year an updated inventory of their production potential.’
280	(23) in Article 173(1), the following point is inserted:

281	‘(ca) the suspension, reduction and recovery for payments of support for interventions in certain sectors referred to in Part II, Title I, Chapter II, Section 2 in case of non-respect of recognition criteria;’
282	(24) in Article 174(1), first subparagraph, the following points are added:
283	‘(h) rules on administrative and on-the-spot checks to be conducted by Member States on producer organisations or associations of producer organisations to verify compliance with the recognition criteria;
284	(i) rules on a unique identification system of recognised producer organisations and associations of producer organisations.’
393	(36) the text set out in Annex II to this Regulation is inserted as Annex Ia;
409	ANNEX I
410	(1) Annex I is amended as follows:
425a	(ba) part XXII is replaced by the following:
425b	‘PART XXII Apiculture products The apiculture sector shall cover the products listed in the following table:

425c	‘CN code	Description
	0409 00 00	Natural honey
	0410 90 00	Bee bread, edible
	ex 0410 00 00	Royal jelly and propolis, edible
	ex 0511 99 85	Royal jelly and propolis, non-edible
		Bee bread, non-edible
	ex 1212 99 95	Pollen
	ex 1521 90	Beeswax’
500	ANNEX II	
501	‘ANNEX Ia	
502	LIST OF PRODUCTS REFERRED TO IN ARTICLE 30(1)	
503	<i>(No change to the table included in the Commission proposal.)</i>	
504	<p>* Entry under this subheading is subject to the conditions laid down in the relevant Union provisions (see Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pigs and the germinal products thereof and amending Regulation (EU) No 652/2014, Council Directives 89/608/EEC and 90/425/EEC and repealing certain acts in the area of animal breeding (‘Animal Breeding Regulation’) (OJ L 59, 3.3.2015, p. 1, ELI: http://data.europa.eu/eli/reg_impl/2015/262/oj) and Commission Implementing Regulation (EU) 2015/262 of 17 February 2015 laying down rules pursuant to Council Directives 90/427/EEC and 2009/156/EC as regards the methods for the identification of equidae (Equine Passport Regulation) (OJ L 171, 29.6.2016, p. 66, ELI: http://data.europa.eu/eli/reg/2016/1012/oj).</p>	

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**Regulation (EU) 2016/1012.’

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