



Council of the European Union
General Secretariat

**Interinstitutional files:
2022/0089 (COD)**

Brussels, 12 July 2022

WK 10201/2022 INIT

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MEETING DOCUMENT

From:	General Secretariat of the Council
To:	Working Party on Horizontal Agricultural Questions (Geographical Indications and Designations of Origin)
Subject:	Regulation on geographical indications and quality schemes - Commission presentation on Art. 8-14

Delegations will find attached the presentation on Articles 8 to 14 of the abovementioned proposal given by the Commission at the meeting of the Working Party on Horizontal Agricultural Questions (Geographical Indications and Designations of Origin) on 12 July 2022.

Working Party on Horizontal Agricultural Questions

Revision of Geographical Indications system: Articles from 8 to 14

12 July 2022

*DG Agriculture and Rural Development
AGRI.F3 Geographical indications*





PUBLIC

Proposal for a

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

on European Union geographical indications for wine,
spirit drinks and agricultural products,
and quality schemes for agricultural products,
amending Regulations (EU) N°1308/2013, (EU) 2017/1001
and (EU) 2019/787 and repealing Regulation (EU) N°1151/2012

Registration of geographical indications

- GI Revision Proposal: focus on Chapter II (Registration of geographical indications) of Title 2 (Geographical Indications)
- Chapter II contains provisions on registration procedures of geographical indications for all sectors
- It is composed of 19 Articles, from 8 to 26

Article 8: Applicant

Articles 49 R.1151/2012, 95 R.1308/2013 + 3 R.2019/33, 24 R.2019/787

- Common definition of applicant “applicant producer group” *confirmed* + MS’ authorities helping in preparation of application and procedure *new* (Art. 8(1))
- Exception for authority designated by MS to act as "applicant producer group" for spirit drinks *confirmed* (Art. 8(2))

Article 8: Applicant

Articles 49 R.1151/2012, 95 R.1308/2013 + 3 R.2019/33, 24 R.2019/787

- Conditions for “single producer” to submit an application *confirmed* + Geographical area *clarified* “no reference to property boundaries” (Art. 8(3))
- Cross-border geographical area: joint application by “several producer groups” *confirmed* (Art. 8(4))

Article 9: National stage of the procedure of registration

Articles 49 R.1151/2012, 96 R.1308/2013, 24 R.2019/787

- Submission of application to MS' authorities *confirmed* (Art.9 (1))
- Content of application to be submitted to MS's authorities *confirmed* (Art.9(2))
- Scrutiny of application by MS *confirmed* (Art. 9(3))
- National opposition procedure with publication of application *confirmed* + period for opposition *new* (at least 2 months) (Art.9(4))

Article 9: National stage of the procedure of registration

Articles 49 R.1151/2012, 96 R.1308/2013, 24 R.2019/787

- MS shall establish modalities of (national) opposition procedure *new* (Art. 9(5))
- In case of favourable opinion => submission of Union application to COM *confirmed* (Art. 9(6))
- MS decision (favourable or not) to be made public, possibility for appeal; publication of product specification on which its favourable decision is based (+ electronic access) *confirmed* (Art. 9(7))

Article 10: Transitional national protection

Articles 9 R.1151/2012, 8 R. 2019/33 , 25 R. 2019/787

- Starts from submission of application to COM *confirmed* (Art. 10(1))
- Ends when COM decision on registration or withdrawal of application *confirmed* (Art. 10(2))
- Sole responsibility of MS in case name not registered at EU level *confirmed* (Art. 10(3))
- Effects at national level only, no effect on international trade *confirmed* (Art. 10(4))

Article 11: Product specification

Articles 7 R. 1151/2012, 94 R. 1308/2013, 22 R. 2019/787

- Content of product specification for wine and spirit drinks *confirmed* (Art. 11 (a) & (b)) respectively - references to specific Regulations
- Content of product specification for agricultural products *amended* (Art. 11 (c)) – reference to Art. 51 of this Regulation

Article 12: Sustainability undertakings

Articles 7 R.1151/2012, 94 R. 1308/2013, no reference in R. 2019/787

- Voluntary sustainability undertakings – higher standard, existing sustainability practices or schemes *new* (Art. 12(1))
- Inclusion of these sustainability undertakings in product specification *reformulated* for food + wine; *new* for spirit drinks (Art. 12(2))
- Without prejudice to requirements for compliance with hygiene, safety standards and competition rules *new* (Art. 12(3))

Article 12: Sustainability undertakings

Articles 7 R.1151/2012, 94 R. 1308/2013, no reference in R. 2019/787

- DA for defining sustainability standards and laying down criteria for recognition of existing sustainability standards *new* (Art. 12(4))
- IA for harmonised presentation of sustainability standards *new* (Art. 12(5))

Article 13: Single document

Articles 8 R.1151/2012, 94 R. 1308/2013 + 5 of R. 2019/34, 23 R. 2019/787

- Content of single document for wine *confirmed* and spirit drinks *confirmed* (Art. 13 (a) & (b)) – references to specific Regulations
- Content of single document for agricultural products *confirmed* (Art. 13 (c)) – reference to Art. 52 of this Regulation + possibility for IA for additional rules for content/form *new*

Article 14: Accompanying documentation

Articles 8 R.1151/2012, 94 R.1308/2013, 23 R. 2019/787

- List of documentation accompanying application for registration *extended* (Art. 14(1))
- DA to provide clarifications on requirements or listing additional items for accompanying documentation *new* (Art. 14(2))
- IA defining format & online presentation of accompanying doc. + exclusion / anonymisation of protected personal data *new* (Art. 14(3))

Thank you

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https://ec.europa.eu/commission/presscorner/detail/en/ip_22_2185

https://ec.europa.eu/info/food-farming-fisheries/food-safety-and-quality/certification/quality-labels_en

<https://ec.europa.eu/info/food-farming-fisheries/food-safety-and-quality/certification/quality-labels/geographical-indications-register/>

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