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**INFORMATION**

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WP ON AGRICULTURAL PRODUCTS

# Regulation amending Regulation (EU) No 1308/2013 (CMO) post 2028

05 February 2026




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# Presidency Compromise texts

- **School Scheme**
- **Pig carcass Classification**
- **Sectoral Interventions**

PUBLIC

# Block I

## School Scheme

## Pig carcass classification

# CMO POST 2028- BLOCK I

PUBLIC

| | |
|---|---|
| EU School Scheme | Article 1 (10), (11), (12) – *CMO Articles 27, 28 and 29* (30), (37) |
| | Article 2 |
| | Article 3 |
| Pig carcass classification methods | Annex I (3) |

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# EU School Scheme

#cy2026eu

# *Recitals*

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(10) The aid for the supply of fruit and vegetables and of milk and milk products in educational establishments, **covering nurseries, pre-schools, primary and secondary level educational establishments,** laid down in Part II, Title I, Chapter II, of Regulation (EU) No 1308/2013 ('EU school scheme') has proven to be effective in increasing the consumption of selected agricultural products. In order to contribute to achieving the CAP objectives, the EU school scheme should be continued. However, in order to increase its effectiveness and to ensure coherence with other CAP instruments, the EU school scheme should be based on delivery of performance and should be implemented as a type of intervention supported by the Fund. The Union should set the basic policy parameters, such as the objectives of the EU school scheme and its basic requirements, while Member States should bear greater responsibility as to how they meet the objectives and achieve targets. Enhanced subsidiarity makes it possible to better take into account local conditions and needs. Rules laid down in Regulations (EU) .../... [NRPF Regulation] and (EU) .../... [Performance Regulation] should apply to the EU school scheme, as complemented by this Regulation. The EU school scheme being a market intervention measure, the specific rules on the type of intervention should be laid down in Regulation (EU) No 1308/2013.

PUBLIC

# *Recitals*

(11) The objective of the EU school scheme is to reconnect children with agriculture and increase healthy eating habits. As children from vulnerable groups are more prone to have unhealthy diets, Member States should be given the possibility to focus on these groups according to socio-economic considerations. In order to reduce the intake of free sugars, **as defined by the World Health Organization,** and fats by schoolchildren, the distribution of products high in free sugars and fats should be limited. In order to raise awareness of children of the variety of products that are cultivated in the Union as well as their different qualities, the distribution of products originating in the Union should be prioritised combined with criteria linked to higher environmental and social sustainability standards. Member States should ensure the implementation of ~~awareness raising measures~~ **accompanying awareness-raising activities** on certain topics. To avoid duplicates, the national curriculum can be used instead of the EU school scheme. In view of the increased concern over processed foods and products potentially high in added sugars, which do not meet children's nutritional needs, it is appropriate to exclude those products from the EU school scheme.

# *Recitals*

PUBLIC

(12) Considering that the EU school scheme implemented under the Fund is to cover the period from 1 January 2028 to 31 December 2034, the deletion of the provisions relating to the EU school scheme laid down in Part II, Title I, Chapter II, of Regulation (EU) No 1308/2013 should apply from 1 January 2028. In order to ensure a smooth transition, it should be provided that the deleted provisions continue to apply in respect of measures implemented until 31 December 2027. Furthermore, considering that the EU school scheme laid down in Part II, Title I, Chapter II, of Regulation (EU) No 1308/2013 will therefore be discontinued before the end of school year 2027/2028, which runs from 1 August 2027 until 31 July 2028, the overall limit of Union aid laid down per school year in Article 23a of Regulation (EU) No 1308/2013, should be proportionally reduced for that school year.

PUBLIC

# *Article 1 (10), (11)*

Article 1
Amendments to Regulation (EU) No 1308/2013

(10) in Part II, Title I, Chapter II is deleted;

(11) in Article 23a, the following paragraph is inserted:

1a. In school year 2027/2028, the aid under the school scheme allocated for the distribution of products, the accompanying educational measures and the related costs referred to in Article 23(1) shall not exceed EUR ~~90 001 722,9~~ **92 001 722,9 for the period from 1 August to 31 December 2027**.;

PUBLIC

# Article 1 (12)

(12) in Part II, Title I, the following Chapter is inserted:

CHAPTER IIa

Types of interventions referred to in Regulation (EU) .../... [NRPF Regulation]

Section 1

Article 26

Scope

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.

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.

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.

PUBLIC

# *Article 1 (12)* cont'd

Section 2
EU School Scheme
Article 27
Scope and general rules

1. This Section lays down rules concerning the types of interventions in the NRP Plans to support the distribution of agricultural products to children in educational establishments in order to increase the consumption of selected agricultural products and to improve children's eating habits ('EU school scheme').
2. The participants in the EU school scheme shall be children attending educational establishments, **including early childhood education,** which are administered or recognised by the Member States' competent authorities.

   Member States shall establish in their NRP Plans the eligibility criteria for participants in the EU school scheme. In cases where Member States consider it necessary for the attainment of the objectives of the school scheme, they may focus on certain age group or prioritise certain groups of children according to socio-economic considerations.

PUBLIC

# *Article 1 (12)* cont'd

3. Member States shall establish in their NRP Plans the categories of beneficiaries of the interventions in the EU school scheme which shall be selected among educational establishments or authorities, organisations acting on their behalf, suppliers, or any other public or private **law** bodies involved in the management or provision of any of the types of interventions referred to in paragraph 4.

4. Member States shall establish and provide support for interventions based on the following types of interventions under the conditions laid down in this Section and as further specified in their NRP Plans:

   (a) supply and distribution of agricultural products;

   (b) **accompanying** awareness-raising ~~measures~~ **activities**.

# *Article 1 (12)* cont'd

PUBLIC

5. Member States shall ensure that educational establishments participating in the EU school scheme publicise, **at least** at school premises ~~and other relevant places~~, their involvement in the EU school scheme and the fact that it is subsidised by the Union. Member States shall provide for the use of any suitable publicity tools, which may include posters, dedicated websites, informative graphic material, and information and awareness-raising campaigns. The Union emblem and funding statement shall be used in accordance with Annex V to Regulation (EU) …/... [Performance Regulation].

# *Article 1 (12)* cont'd

PUBLIC

6. Member States shall report under the data set related to the operation referred to in Article 63(1) [Data collection and recording], point (e), of Regulation (EU) …/… [NRPF] about the funds used for the supply and distribution of each of the product groups listed in Article 28(1) of this Regulation and for the ~~awareness raising interventions~~**accompanying awareness-raising activities** referred to in Article 29 of this Regulation, **additionally** the number of educational establishments and of children participating in the EU school scheme, the average portion size and the number of delivered portions, the quantities of products supplied broken down by product groups and by organic products, and if applicable, of products referred to in Article 29(2) of this Regulation, and the **accompanying** awareness-raising ~~interventions~~**activities** implemented.

PUBLIC

# *Article 1 (12)* cont'd

Article 28

Supply and distribution of agricultural products

1. Only the following products shall be eligible for supply and distribution under the EU school scheme:
   (a) fruit and vegetables listed in Part IX of Annex I;
   (b) processed fruit and vegetable products listed in Part X **of Annex I**;
   (c) fresh bananas, excluding plantains, within CN code 0803 90;
   (d) drinking milk, cheese, curd, yoghurt and other fermented or acidified milk products without added flavouring, fruit, nuts or cocoa listed in Part XVI of Annex I.

2. Products distributed under the EU school scheme shall not contain more than 10 % of free sugars or more than ~~30 % fats~~ **35 % fats, except for nuts**.

# *Article 1 (12)* cont'd

PUBLIC

3. Products distributed under the EU school scheme shall not contain any of the following:

   (a) added sugars;
   (b) added salt;
   (c) added fat;
   (d) added sweeteners;
   (e) added artificial flavour enhancers E 620 to E 650 as defined in Regulation (EC) No 1333/2008 of the European Parliament and of the Council*.

   Notwithstanding the first subparagraph of this paragraph, Member States may, after obtaining the appropriate authorisation from their authorities responsible for health and nutrition in accordance with their national procedures, decide that eligible products referred to in paragraph 1, points (b) and (d), may contain limited quantities of added sugar, added salt and/or added fat, which are necessary to process products and define the maximum daily intakes.

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# *Article 1 (12)* cont'd

4. Member States shall prioritise the distribution of products of ~~either~~**one** or both of the following groups:
   (a) ~~seasonal~~ fresh fruit and vegetables;
   (b) ~~skimmed or semi-skimmed~~ unsweetened drinking milk and lactose-free versions thereof.

5. Member States shall, taking into account national circumstances, prioritise the distribution of products originating in the Union and one or more of the following:
   (a) products with low climate footprint;
   (b) products which are certified according to organic production standards, **according to Regulation (EU) 2018/848;**
   (c) products which are contained in sustainable packaging;
   (d) products which have been produced in compliance with animal welfare standards or practices which are higher than those provided for in Union legislation;

# *Article 1 (12)* cont'd

PUBLIC

(e) products which are **seasonal,** locally produced and marketed through short supply chains;

(f) products which originate from small farms as determined by Member States;

(g) products which comply with fair-trade production standards.;

**(ga) products recognised under the quality schemes established by Regulation (EU) 2024/1143.**

6. Member States shall establish in their NRP Plans the list of products that may be supplied and distributed and the prioritisation criteria. **When setting the prioritisation criteria, Member States shall take into account relevant EU rules and standards.**

# *Article 1 (12)* cont'd

PUBLIC

7. Products distributed under the EU school scheme:

(a) shall not be used in the preparation of the regular school meals;
(b) shall not replace products that are part of the regular school meals through the financial contribution from public and/or private entities, except where educational establishments distribute regular school meals free of charge;
(c) should remain at all times clearly recognisable as part of the EU school scheme, through suitable communication and publicity measures.

Member States shall ensure the added value of the EU school scheme in relation to the provision of other meals in educational establishments.

# *Article 1 (12)* cont'd

PUBLIC

Article 29

**Accompanying** awareness-raising ~~interventions~~ activities

1. The **accompanying** awareness-raising ~~interventions~~ **activities** shall be directly linked to the objectives of the EU school scheme of increasing the consumption of selected agricultural products and improving children's eating habits.

   They shall be aimed at reconnecting children with agriculture and the variety of Union agricultural products, particularly those produced in their region, and raising awareness about related issues, such as healthy eating habits, local food chains, organic farming, sustainable food production and consumption and combating food waste.

2. In addition to the products supplied and distributed as provided for in Article 28, Member States may provide for the tasting of other agricultural products listed in Annex I.

# *Article 1 (12)* cont'd

PUBLIC

3. Member States shall ensure that all the children participating in the EU school scheme can take part in **accompanying** awareness-raising ~~interventions~~ **activities**.

   Member States may decide to take the regular school curriculum or other policies or programmes into account for the purpose of complying with the obligation laid down in the first subparagraph. However, no Union support shall be provided for those activities.

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# Pig carcass classification

# *Recitals*

PUBLIC

(38) Section B, point IV, of Annex IV to Regulation (EU) No 1308/2013 lays down that the grading methods to assess the lean-meat content for the purposes of the Union scale for the classification of pig carcasses are to be authorised by the Commission. Considering that the pig grading methods to assess the lean-meat content are authorised per Member State, for the sake of simplicity and reduction of administrative burden, the grading methods should be authorised by Member States instead of the Commission**, under the common peer-review procedure, supervised by the Commission, established in Commission Delegated Regulation EU 2017/1182**.

# ANNEX I (3)

PUBLIC

(3) in Annex IV, Part B, Section IV, point 1 is replaced by the following:

The lean-meat content shall be assessed by means of grading methods authorised by Member States. Only statistically proven assessment methods based on the physical measurement of one or more anatomical parts of the pig carcass may be authorised. Authorisation of grading methods shall be subject to compliance with a maximum tolerance for statistical error in assessment.;

PUBLIC

# Block III

## Sectoral Interventions

# CMO POST 2028- BLOCK III

PUBLIC

| | |
|---|---|
| Sectoral Interventions | Article 1 (12) – *CMO Articles 26, 30 to 35*<br>Article 1 (15), (18) |
| | Article 3 |
| | Annex II |
| Empowerments linked to payments and/or PO recognition | Article 1 (23) , (24) |







# Sectoral Interventions





27

PUBLIC

# Article 1 (12)

(12) in Part II, Title I, the following Chapter is inserted:

CHAPTER IIa

Types of interventions referred to in Regulation (EU) .../... [NRPF Regulation]

Section 1

Article 26

Scope

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.

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.

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.

# *Article 1 (12)* cont'd

PUBLIC

Section 3
Support for interventions in certain sectors
Article 30
Scope

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.

**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.**}**

3. ~~Intervention~~**Interventions** in the apiculture sector referred to in Article 1(2), point (v), shall be mandatory for all Member States.

# *Article 1 (12)* cont'd

PUBLIC

Article 31

Types of intervention in certain sectors

1. 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:

(a) investments in tangible and intangible assets other than those referred to in Article 13 [Investments for farmers] of Regulation (EU) …/… [CAP Regulation];

(b) training**, coaching, knowledge transfer**, information~~, including coaching~~ and exchange of best practices;

(c) (advisory services **and technical assistance**;

(d) promotion and marketing**, including market monitoring**;

(e) **actions in** research, innovation and experimental production methods;

# *Article 1 (12)* cont'd

PUBLIC

(f) actions to mitigate and/or to adapt to climate change;
(g) actions to protect and/or improve the environment;
**(ga) actions to increase sustainability and efficiency of transport and of storage of products;**
**(gb) implementation of Union and national quality schemes;**
(h) **actions to conduct or support** laboratory tests ~~and to laboratories for analysis~~;
(i) implementation of traceability and certification systems;
(j) **actions in** collective storage of products;
(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;
(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;

# *Article 1 (12)* cont'd

PUBLIC

(m) implementation and management of third-country sanitary and phytosanitary requirements in the territory of the Union to facilitate access to third-country markets;
(n) sustainable restructuring and conversion of vineyards through varietal conversions, relocation of vineyards, and improvements to vineyard management techniques;
**(na) permanent grubbing-up of productive vineyards;**
**(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;**
(o) distillation of by-products of wine making;
(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;
(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~~.~~**;**
**(qa) actions to support laboratories for analysis in the apiculture sector.**

# *Article 1 (12)* cont'd

PUBLIC

Article 32
Beneficiaries

1. Member States shall establish in their NRP Plans which operators may benefit from interventions in the sectors referred to in Article 30(1).

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).

# *Article 1 (12)* cont'd

PUBLIC

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**.

# *Article 1 (12)* cont'd

PUBLIC

Article 33

Operational programmes and operational funds

1. Interventions of producer organisations, associations of producer organisations or producer groups as referred to in Article ~~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.

2. Operational programmes shall have a minimum duration of three years and a maximum duration of seven years.

PUBLIC

# *Article 1 (12)* cont'd

3. Operational programmes shall be financed through operational funds consisting of:
   (a) financial contributions from:
      (i) members of the producer organisation or the producer organisation itself or both; or
      (ii) members of the association of producer organisations or the association of producer organisations itself or both; or
      (iii) members of the producer group or the producer group itself or both**, if applicable**;
   (b) Union financial assistance;
   (c) national contribution **in accordance with Article 35(4) of Regulation (EU) .../... [NRPF Regulation].**

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.

# *Article 1 (12)* cont'd

PUBLIC

Article 34

Value of marketed production

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.

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.

PUBLIC

# *Article 1 (12)* cont'd

~~In addition, the value of marketed production shall be calculated at fresh stage or at the first processing stage on which the product is normally marketed, in bulk, where products are allowed to be marketed in bulk. It shall be further calculated at the 'ex-organisation, association or producer group' stage or at 'ex-subsidiary' stage, provided that at least 90 % of the shares or capital of the subsidiary is owned by the producer organisation, association or producer group.~~

~~The value of marketed production shall include the value of the by-products, of market withdrawals for free distribution, of outsourced activities or of the insurance indemnification received in respect of harvest and production insurance actions.~~

~~Cost of processing in case of processed products, VAT and costs of transport internal to the organisation or producer group for distance exceeding 300 km shall not be included in the calculation of the value of marketed production.~~

~~Doubled counting of the values of marketed production shall be prohibited. In order to avoid double counting of values of marketed production, the production of the members of a producer organisation, association of producer organisations or producer group which is marketed by another such organisation shall only be counted in the value of the marketed production of the latter organisation.~~

# *Article 1 (12)* cont'd

PUBLIC

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.

~~Where historical data on marketed production for newly recognised producer organisations, association or producer group is insufficient for the purposes of the first subparagraph, Member States shall accept the value of marketed production communicated by the producer organisation, association or group for the purpose of its recognition.~~

~~4. Where for a product a reduction of at least 35 % in the value of marketed production for a given year in relation to the average of the three previous 12-month reference periods has occurred due to natural disasters, climatic events, plant diseases or pest infestations or any other reasons falling outside the responsibility and control of the organisation, association or group, the value of marketed production of that product shall be deemed to represent 85 % of the average value in the three previous 12-month reference periods. If preventive measures were undertaken, the value of marketed production of that product shall be deemed to represent 100 % of the average value in the three previous 12-month reference periods.~~

# *Article 1 (12)* cont'd

PUBLIC

Article 35

Delegated powers for additional requirements for types of intervention

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:

(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;

(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~~.~~**;**

**(ba) the rules for the calculation of the value of marketed production, including the reference periods.**

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* 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).

** Regulation (EU) …/… of the European Parliament and of the Council [CAP] (OJ L …, ELI:…).';

# *Article 1 (36) & Article 3, subpar. 5*

PUBLIC

(36) the text set out in Annex II to this Regulation is inserted as Annex Ia;

No change to Annex II of Commission's Proposal

Article 3 – Entry into force

No comments by MS

PUBLIC

# ANNEX I

(1) Annex I is amended as follows:

**(ba) part XXII is replaced by the following:**

‘PART XXII
Apiculture products
The apiculture sector shall cover the products listed in the following table:

| ‘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’ |

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# Empowerments linked to payments and/or PO recognition

# *Article 1 (15), (18)*

PUBLIC

(15) in Article 90a, paragraph 4 is replaced by the following:

‘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.’;

(18) in Article 145(3), the first sentence is replaced by the following:

‘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.’;

# Article 1 (23), (24)

PUBLIC

(23) in Article 173(1), the following point is inserted:

‘(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’;

(24) in Article 174(1), first subparagraph, the following points are added:

‘(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;
(i) rules on a unique identification system of recognised producer organisations and associations of producer organisations.’;

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# Thank you