



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 06.05.1996

COM(96) 50 final

95/0085 (COD)

Amended proposal for a

EUROPEAN PARLIAMENT AND COUNCIL DECISION

on the maintenance of national laws prohibiting the use of certain
additives in the production of certain foodstuffs

(presented by the Commission pursuant to Article 189 a (2)
of the EC-Treaty)

Explanatory memorandum

In response to the opinion of the European Parliament¹ delivered on 16 January 1996 on the proposal for a European Parliament and Council Decision on the maintenance of national laws prohibiting the use of certain additives in the production of certain foodstuffs COM(95)0126 - 95/0085 (COD)² and in accordance with the second paragraph of Article 189A of the Treaty establishing the European Economic Community, the Commission has decided to amend the above mentioned proposal.

The Commission accepts the amendment concerning:

- The modification of the definitions of the foodstuffs mentioned in the Annex for which Member States may maintain their prohibition of use of a certain additives

The Commission does not accept amendments concerning:

- Provisions requiring the labelling of the traditional method of production. The Commission considers that the need for such labelling should be determined by the manufacturer.
- The addition of two Danish foodstuffs and one Swedish foodstuff. The Commission cannot accept these foodstuffs since the original notifications evoked only reasons of public health, given that all public health issues are covered by the specific additives directives.

¹ not yet published

² OJ C134 1.6.95 p 20

In response to the opinion of the European Parliament³ delivered on 16 January 1996 on the proposal for a European Parliament and Council Decision on the maintenance of national laws prohibiting the use of certain additives in the production of certain foodstuffs COM(95)0126 - 95/0085 (COD)⁴ and in accordance with the second paragraph of Article 189A of the Treaty establishing the European Economic Community, the Commission has decided to amend the above mentioned proposal as follows:

The table in the annex is replaced by the following table :

Member State	Foodstuffs	Categories of additives for which a prohibition may be maintained
Germany	<u>beer brewed following German tradition</u>	all except propellant gases
Greece	<u>"feta" following Greek tradition</u>	all
France	"traditional French bread"	all
France	<u>preserved truffles following French tradition</u>	all
France	<u>preserved snails following French tradition</u>	all
France	<u>goose, duck and turkey preserves ("confit") following French tradition</u>	all except preservatives
Austria	<u>"Bergkäse" following Austrian tradition</u>	all except preservatives
Finland	<u>"Mämmi" following Finnish tradition</u>	all except preservatives

³ not yet published

⁴ OJ C134 1.6.95 p 20

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