Commission Regulation (EC) No 1257/2006 of 21 August 2006 approving amendments to the specification for a protected geographical indication listed in the register of protected designation of origin and protected geographical indications (Nocciola di Giffoni) (PGI)

COMMISSION REGULATION (EC) No 1257/2006

of 21 August 2006

approving amendments to the specification for a protected geographical indication listed in the register of protected designation of origin and protected geographical indications (Nocciola di Giffoni) (PGI)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs[(1)], and in particular the second sentence of Article 9(2) thereof,

Whereas:

(1) Under Articles 9(2) and 17(2) of Regulation (EC) No 510/2006, the Commission has scrutinised the request from Italy for approval of amendments to the specification for the protected geographical indication 'Nocciola di Giffoni'.

(2) The aim of the application is to amend the specification in respect of the evidence that the agricultural products originate in the geographical area, the specific labelling rules and the requirements to be met under national provisions.

(3) As regards the evidence that the agricultural products originate in the geographical area, the purpose of the amendments is to specify that, in addition to the requirement that plot registers be kept at the municipalities concerned, producers must keep production registers and declare the quantities produced.

(4) As regards the specific labelling rules, the graphic symbol of the geographical indication in question has been modified and the specification henceforth states that this graphic symbol must be displayed on the labelling of the agricultural products concerned.

(5) As regards the requirements to be met under national provisions, the references to implementing texts drawn up by the Campania region concerning the method of production and controls have been deleted.

(6) The request for amendments has been scrutinised, and the amendments have been deemed to meet the requirements of Regulation (EC) No 510/2006 and to be of a minor nature. This is due to the fact that they do not affect the essential characteristics of the product and do not alter its link with the geographical area.

(7) For the protected geographical indication, 'Nocciola di Giffoni', the amendments to the specification referred to in Article 4(2) of Regulation (EC) No 510/2006 should

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EC) No 1257/2006. (See end of Document for details)*

therefore be approved without following the procedure set out in Articles 6(2) and 7 of that Regulation.

(8) The particulars referred to in Article 6(2) of Regulation (EC) No 510/2006 should also be published. Under Article 17(2) of that Regulation, this means publishing a summary of the specification drawn up in accordance with Commission Regulation (EC) No 383/2004[(2)],

HAS ADOPTED THIS REGULATION:

Article 1

The specification for the geographical indication 'Nocciola di Giffoni' is hereby amended in accordance with Annex I to this Regulation.

Article 2

A summary of the main points of the specification is given in Annex II to this Regulation.

Article 3

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 1257/2006. (See end of Document for details)*

ANNEX I

The specification for the geographical indication ‘Nocciola di Giffoni’ (Italy) is amended as follows:

1. in Article 4, the following texts are deleted:
   - ‘The cultivation and agronomic techniques used must comply with the methods indicated by the competent authorities of the Campania Region.’;
   - ‘Within those limits, by way of a guide, the Campania Region shall set an average unit production level each year, taking account of seasonal developments and environmental growing conditions.’

2. in Article 5,
   - the following:

     ‘The Ministry of Agricultural, Food and Forestry Resources shall indicate the methods to be adopted for registration, for annual production declarations and for the corresponding certifications aimed at ensuring proper and appropriate monitoring of recognised production marketed annually under the geographical indication.’

     is replaced by the following:

     ‘Proof of origin shall also be provided through the keeping of production registers and the declaration in due time of the quantities produced.’
   - the following is deleted:

     ‘Appropriate technical conditions as described in Article 4 shall be maintained by the Campania Region.’

3. in Article 7,

   the following:

   At the request of the producers concerned, a graphic symbol may be used in the labelling. This symbol shall correspond to the graphic image, including any reference colours, of the figurative or specific and unambiguous logo, which must always be used in conjunction with the geographical indication.

   The indication “made in Italy” must also appear on batches intended for export.

   is replaced by:

   The labelling must display the distinctive symbol of the protected geographical indication, comprising an oval and the wording “Nocciola di Giffoni”. At the bottom, two stylised overlapping hazelnuts shall be depicted on the right, while the graphic symbol of the protected geographical indication, as illustrated below, shall appear on the left.

ANNEX II

SUMMARYCOUNCIL REGULATION (EC) No 510/2006‘NOCCIOLA DI GIFFONI’(EC No: IT/117/1538/29.4.2004)PDO (..) PGI (X)