COMMISSION REGULATION (EC) No 497/2003

of 18 March 2003

amending Regulation (EC) No 94/2002 laying down detailed rules for applying Council Regulation (EC) No 2826/2000 on information and promotion actions for agricultural products on the internal market

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2826/2000 of 19 December 2000 on information and promotion actions for agricultural products on the internal market [1], and in particular Article 12 thereof,

Whereas:

(1) With a view to providing correct information to and protecting consumers, Article 2 of Commission Regulation (EC) No 94/2002 [2], as last amended by Regulation (EC) No 2097/2002 [3], should provide that nutritional messages are to be based on recognised scientific data, the sources of which are available.

(2) In the interests of legal certainty, it should be specified that the proposed programmes must comply, in particular, with all the Community legislation covering the products concerned and their marketing.

(3) In the light of both the experience gained from the scrutiny of the programmes presented and developments in scientific knowledge, the guidelines should be adapted for some sectors.

(4) Olive oil, table olives and beef and veal are key sectors where market balance could be improved through information and/or generic promotion measures, in particular by providing adequate information to consumers.

(5) In the fibre-flax sector, high quality products must face stiff competition from flax originating outside the Community and from other types of fibre. The sector's results from the last marketing year show that information measures on Community fibre flax have had a positive impact.

(6) Olive oil, table olives, fibre flax and beef and veal should therefore be included in the list of products to be promoted, and general guidelines on campaigns should be laid down already at this stage for the purpose of managing the programmes to be implemented for these sectors.

(7) The guidelines in the Annex hereto take account of the market situation and the available results from the evaluation of the most recent promotion campaign.

(8) In view of the date on which these guidelines were adopted, specific deadlines should be fixed for the transmission and approval of programmes submitted in 2003 for olive oil, table olives and fibre flax.

(9) Annex II, which lists the competent bodies of the Member States, needs updating.

(10) Regulation (EC) No 94/2002 should be amended accordingly.

(11) The measures provided for in this Regulation are in accordance with the opinion delivered at the joint meeting of the management committees on agricultural product promotion,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 94/2002 is hereby amended as follows:

— In Article 2, the following paragraph 3 is added:

'3. Any reference in promotion and information messages to the effects on health of consuming the products concerned must be based on generally-accepted scientific data. Such messages must be accepted by the national authority responsible for public health. The trade federation or interbranch organisation making the proposal shall keep a list available for the Member State concerned and the Commission of the scientific studies and the opinions of authorised scientific institutions on which such messages are based.'

— Article 5(1) is replaced by the following:

'1. For the purpose of implementing measures under the programmes referred to in Article 6 of Regulation (EC) No 2826/2000, the Member State concerned shall receive, in response to a call for proposals and no later than 31 January and 31 July each year, programmes drawn up by trade and interbranch associations in the Community which are representative of the sector or sectors concerned.

However, the Member States concerned shall receive programmes to be submitted in 2003 relating to olive oil, table olives and fibre flax in response to a call for proposals no later than 31 May 2003.

[1] OJ L 328, 21.12.2000, p. 2.
[2] OJ L 17, 19.1.2002, p. 20.
[3] OJ L 323, 28.11.2002, p. 41.

Such programmes shall comply with the Community rules governing the products concerned and their marketing, and the guidelines referred to in Article 5 of Regulation (EC) No 2826/2000 and the specifications stipulating exclusion, selection and award criteria distributed to that end by the Member States concerned.

The guidelines are laid down for the first time in Annex III to this Regulation.'

— Article 7 is amended as follows:

(a) the following subparagraph is added to paragraph 1:

'However, the programmes submitted in 2003 relating to olive oil, table olives and fibre flax in response to a call for proposals shall be notified to the Commission no later than 30 June 2003.';

(b) the following subparagraph is added to paragraph 3:

'However, the Commission shall decide on programmes submitted in 2003 relating to olive oil, table olives and fibre flax in response to a call for proposals no later than 15 September 2003.'

— Annex I is replaced by Annex I hereto.

— Annex II is replaced by Annex II hereto.

— Annex III is amended in accordance with Annex III to this Regulation.

Article 2

This Regulation shall enter into force on the third 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, 18 March 2003.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX I

(a) List of themes for which information and/or promotion measures may be carried out:
- information about protected designations of origin (PDOs), protected geographical indications (PGIs), guaranteed traditional specialities (GTSs) and the graphic symbols laid down in agricultural legislation,
- information about organic farming,
- information about agricultural production systems that guarantee product traceability and the labelling of such products,
- information on the quality and safety of food and nutritional and health aspects.

(b) List of products which may be covered by campaigns:
- fresh fruit and vegetables,
- processed fruit and vegetables,
- milk products,
- quality wines psr, table wines with a geographical indication,
- olive oil and table olives,
- flowers and live plants,
- fibre flax,
- beef and veal, fresh, chilled or frozen.

ANNEX II

LIST OF COMPETENT BODIES IN THE MEMBER STATES

(for administering Regulations (EC) No 2702/1999 and (EC) No 2826/2000)

Member State	Name and address		updated on 28 February 2003
Germany	Bundesanstalt für Landwirtschaft und Ernährung (BLE) Referat 411 D-60631 Frankfurt/Main	Telephone Fax e-mail Internet	49 69 1564 862/753-756/757 49 69 1564-791 patricia.grunwald@ble.de dieter.pruchnewski@ble.de ralf.keller@ble.de www.ble.de
Austria	Agrarmarkt Austria Dresdner Straße 70 A-1201 Wien	Telephone Fax e-mail	Milcherzeugnisse: 43 1 33 151-284 Rindfleisch: 43 1 33 151-218 Sonst. Erzeugnisse: 43 1 33 151-241 Milcherzeugnisse: 43 1 33 151-396 Rindfleisch: 43 1 33 151-297 Sonst. Erzeugnisse: 43 1 33 151-303 Milcherzeugnisse: lothar.goedl@ama.gv.at Rindfleisch: alois.luger@ama.gv.at Sonst. Erzeugnisse: michaela.pichler@ama.gv.at
	Bundesministerium für Land- und Forstwirtschaft, Umwelt und Wasserwirtschaft Stubenring 12 A-1010 Wien	Telephone Fax e-mail	Wein: 43 1 71100-2840 Horizontale Angelegenheiten: 43 1 71100-2738 43 1 71100-2901 Horizontale Angelegenheiten: 43 1 71100-2891 Wein: Rudolf.Schmid@bmlfuw.gv.at Horizontale Angelegenheiten: Michaela.Zoch@bmlfuw.gv.at
Belgium	Vlaamse Gemeenschap: Administratie Land- en Tuinbouw (ALT) Directeur-Generaal (dhr. J. Van Liefferinge) Leuvenseplein 4 B-1000 Brussel	Telephone Fax e-mail	32 2 553 63 40 32 2 553 63 50 Jules.vanliefferinge@ewbl.vlaanderen.be
	Région wallonne: Agence wallone à l'exportation (AWEX) Directeur général (M. Ph. Suinen) Place Sainctelette 2 B-1080 Bruxelles	Telephone Fax e-mail	32 2 421 82 11 32 2 421 87 87 mail@awex.wallonie.be
Denmark	Ministeriet for Fødevarer, Landbrug og Fiskeri Direktoratet for FødevareErhverv Kampmannsgade 3 DK-1780 København V	Telephone Fax e-mail	45 33 95 80 00 45 33 95 80 80 dffe@dffe.dk
	Ministeriet for Fødevarer, Landbrug og Fiskeri Direktoratet for FødevareErhverv Animalsk kontor (M. Carsten Andersen) Kampmannsgade 3 DK-1780 København V	Telephone Fax e-mail	45 33 95 88 02 45 33 95 80 34 caea@dffe.dk
Spain	Ministerio de Agricultura, Pesca y Alimentacion (MAPA) Subsecretaría — Dirección General de Alimentación (SG Promoción Agroalimentaria) Paseo Infanta Isabel 1 E-28014 Madrid	Telephone Fax e-mail	34 913 47 53 91 34 913 47 51 68 ssgpromo@mapya.es

Member State	Name and address		updated on 28 February 2003
Finland	Ministry of Agriculture and Forestry Intervention Unit PO Box 30 FIN-00023 Helsinki Government	Telephone Fax e-mail	358-9-160 53370 358-9-160 52707 hanna.mattila@mmm.fi tiina.saatsi@mmm.fi intervention.unit@mmm.fi
France	Office national interprofessionnel des viandes de l'élevage et de l'aviculture (OFIVAL) (M. Yves Berger) 80, avenue des Terroirs-de-France F-75607 Paris cedex 12	Telephone Fax e-mail	33 1 44 68 50 00 33 1 44 68 50 06 Yves.berger@ofival.fr
	Office national interprofessionnel du lait et des produits laitiers (ONILAIT) (M[me] Boulengier) 2, rue Saint-Charles F-75740 Paris cedex 15	Telephone Fax e-mail	33 1 73 00 50 00 33 1 73 00 50 50
	Office national interprofessionnel des fruits, des légumes et de l'horticulture (ONIFLHOR) (M. Balay) 164, rue de Javel F-75739 Paris cedex 15	Telephone Fax e-mail	33 1 44 25 36 36 33 1 44 25 36 66 33 1 45 54 31 69 33 1 44 25 36 90 oniflhor@easynet.fr
	Office national interprofessionnel des vins (ONIVINS) (M. Dairien) 232, rue de Rivoli F-75001 Paris	Telephone Fax e-mail	33 1 42 86 32 00 33 1 40 15 06 96
	Office national interprofessionnel des céréales (ONIC) Office national interprofessionnel des oléagineux, protéagineux et cultures textiles (ONIOL) (M. Drege) 21, avenue Bosquet F-75015 Paris	Telephone Fax e-mail	33 1 44 18 20 00 33 1 45 51 90 99
	Institut national des appellations d'origines (INAO) (M. Benard) 138, Champs-Élysées F-75008 Paris	Telephone Fax e-mail	33 1 53 89 80 00 33 1 42 25 57 97 jd.benard@inao.gouv.fr
	Office de développement de l'économie agricole des départements d'outre-mer (ODEADOM) (M. Danel) 31, quai de Grenelle, Tour Mercure 1 F-75738 Paris cedex 15	Telephone Fax e-mail	33 1 53 95 41 70 33 1 53 95 41 95
	Office national interprofessionnel des plantes à parfum, aromatiques et médicinales (ONIPPAM) (M. De Laurens) 25, rue du Maréchal Foch F-04130 Voix	Telephone Fax e-mail	33 4 92 79 34 46 33 4 92 79 33 22
Greece	Ministry of Agriculture Direction of Agricultural Expenses Patission Street 207 Skalistiri Street 19 GR-11253 Athens	Telephone Fax e-mail	(30-210) 212 82 23 (30-210) 212 82 24 (30-210) 867 53 59 pasku022@minagric.gr

Member State	Name and address		updated on 28 February 2003
Ireland	Department of Agriculture and Food Agriculture House Kildare Street Dublin 2 Ireland	Telephone Fax e-mail	353 1 607200/6072390 353 1 6072038 marian.byrne@ agriculture.gov.ie mel.mcdonagh@agriculture.gov.ie
Italy	AGEA Dr. Renzo Lolli Organismo Pagatore Via Palestro, 81 I-00185 Roma	Telephone Fax e-mail	39 (06) 4949 93 08 39 (06) 4941 647 Renzololli@hotmail.com
Luxembourg	Administration des services techniques de l'agriculture 16, route d'Esch boîte postale 1904 L-1019 Luxembourg	Telephone Fax e-mail	352 45 71 72 215 352 45 71 72 341 www.asta.etat.lu asta.asta@asta.etat.lu
Netherlands	Ministerie van LNV Directie I.Z.; desk PDA Postbus 20401 2500 EK Den Haag Nederland	Telephone Fax e-mail	31 70 3786868 31 70 3786105 infotiek@dv.agro.nl
	Ministerie van LNV Agentschap LASER Regio Zuid-West — Postbus 1191 3300 BD Dordrecht Nederland	Telephone Fax e-mail	31 78 6395484 31 78 6395394 promotie@laser.agro.nl
Portugal	INGA Rua Fernando Curado Ribeiro, n.º 4 G P-1649-034 Lisboa	Telephone Fax e-mail	351 21 7518709 351 21 7518623 Artur.rodrigues@inga.min-agricultura.pt Edalberto.santana@inga.min-agricultura.pt
United Kingdom	Department of Environment, Food & Rural Affairs (DEFRA) Agrifood Exports and Regional Food Promotion Division (Jill Russell) Nobel House 17 Smith Square London SW 1P 3JR United Kingdom	Telephone Fax e-mail	44 207 238 65 90 44 207 238 56 71 jill.russell@defra.gsi.gov.uk
	Rural Payment Agency (RPA) (Rosemary Welch) PO Box 69 Reading RG1 3YD United Kingdom	Telephone Fax e-mail	44 118 968 7662 44 118 968 7734 rosemary.welch@rpa.gsi.gov.uk
Sweden	Swedish Board of Agriculture S-55182 Jönköping	Telephone Fax e-mail	46 36 15 50 00 46 36 19 05 46 jordbruksverket@sjv.se