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COMMISSION DIRECTIVE 2001/101/EC

of 26 November 2001

amending Directive 2000/13/EC of the European Parliament and of the Council on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs

(OJ L 310, 28.11.2001, p. 19)

Amended by:

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		No	page	date
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COMMISSION DIRECTIVE 2001/101/EC

of 26 November 2001

amending Directive 2000/13/EC of the European Parliament and of the Council on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community, and in particular Article 95 thereof,

Having regard to Directive 2000/13/EC of the European Parliament and of the Council of 20 March 2000 on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs [1], and, in particular, the second paragraph of the first indent of the second subparagraph of Article 6(6) thereof,

Whereas:

(1) Council Directive 64/433/EEC of 26 June 1964 on health problems affecting intra-Community trade in fresh meat [2], as last amended by Directive 95/23/EC [3], contains a definition of meat which was drawn up for the purposes of hygiene and the protection of public health. This definition covers all parts of animals which are fit for human consumption. It does not correspond, however, to the consumer's perception of meat and does not inform the consumer as to the real nature of the product designated by the term ‘meat’.

(2) Several Member States have adopted a definition of the term ‘meat’ for the labelling of products that contain meat. However, the diversity of the national approaches has led to difficulties which adversely affect the operation of the internal market and make it necessary to prepare a harmonised definition.

(3) Annex I to Directive 2000/13/EC defines certain categories of ingredients which may be designated by the name of the category rather than by the specific name of the ingredient considered for inclusion in the list of ingredients.

(4) The category ‘meat’ is not defined in that Annex, which creates difficulties in implementing Directive 2000/13/EC, notably as regards indication of the list of ingredients and the quantitative declaration of the ingredients. There is a need, therefore, for a harmonised definition corresponding to the category name ‘… meat’ in order to apply Directive 2000/13/EC.

(5) In view of the right of consumers to be well and clearly informed so that they can choose what to eat and assess differences in selling prices, the name of the species used should be an element of the reference to the category name.

(6) The definition applies exclusively to the labelling of products which contain meat as an ingredient. It does not apply, therefore, to the labelling of meat cuts and anatomical parts which are sold without further processing.

(7) Mechanically recovered meat differs significantly from ‘meat’ as perceived by consumers. It should therefore be excluded from the scope of the definition.

(8) Consequently, it should be designated by its specific name, ‘mechanically recovered meat’, and by the name of the species, in compliance with the rule set out in Article 6(6) of Directive 2000/13/EC. This labelling rule applies to the products covered by the Community definition of ‘mechanically recovered meat’.

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[1] OJ L 109, 6.5.2000, p. 29.
[2] English Special Edition, 1963-64 (II), p. 175.
[3] OJ L 243, 11.10.1995, p. 7.