



State of the art of the implementation of the legislation in the different EU Member States



General Assembly of AREPO

Juanan Gutierrez, President of Euromontana
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Content

- **1. What is this new optional quality term for “mountain products”?**
 - **Details about the EU regulation**
- **2. How did the Member States implement this new possibility?**
 - **Details about some Member States**

Mountain products: what are we talking about?

YES



NO



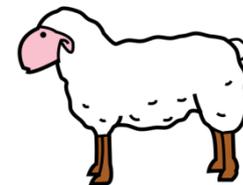
A new optional quality scheme for mountain products – EU regulation

- **Art.31 EC regulation 1151/2012**
 - **both the raw materials and the feedstuffs for farm animals come essentially from mountain areas**
 - **in the case of processed products, the processing also takes place in mountain areas**
- **Detailed in the Delegated act 665/2014**



A new optional quality scheme for mountain products – EU Delegated Act

- **Coming essentially from mountain areas? What does that mean?**
 - **Products of animal origin**
 - **Animals shall be reared for at least the last 2/3 of their life in mountain areas**, if the products are processed in such areas.
 - The term ‘mountain product’ may be applied to products made from transhumant animals that have been reared for **at least 1/4 of their life in transhumance** grazing on pastures in mountain areas.



A new optional quality scheme for mountain products – EU delegated act

- **Coming essentially from mountain areas? What does that mean?**
 - **Feedstuffs**
 - The proportion of the annual **animal diet that cannot be produced in mountain areas**, expressed as a **percentage of dry matter**, cannot exceed **50 %** in general and, in the case of ruminants, **40 %**.
 - **For pigs**, the proportion of feedstuffs that cannot be produced in mountain areas, expressed as a percentage of dry matter, shall not exceed **75%** of the **annual animal diet**.

A new optional quality scheme for mountain products – EU delegated act

- **Coming essentially from mountain areas?
What does that mean?**

- Products of beekeeping
 - if the bees have collected the nectar and the pollen only in mountain areas
- Products of plant origin
 - only if the plant is grown in mountain area

A new optional quality scheme for mountain products – EU delegated act

- **the processing also takes place in mountain areas. Any possible derogations?**
 - **Processing operations outside mountain areas**
Member States may determine:
 - **that the rule of a distance less than 30 km from the mountain area does not apply for milk and milk products.**
 - **or that the processing facilities must be located within a distance, to be specified, of less than 30km.**

A new optional quality scheme for mountain products – What has to be defined by Member States?

- **Controls:**
 - **Ex ante: prior authorization / declaration / nothing**
 - **Ex post: who should control? How to measure feedstuff coming from mountain areas?**
- **Derogations for processing: 30 km? less? No derogation?**
- **Logo / common marketing**



How do the Member States implement the legislation?

Countries directly applying the EU regulation, without a specific national adaptation	Austria
The countries who have adapted or are in the process of adapting the OQT regulation at the national level	France – Romania – Italy – Germany – Slovenia – Czech Republic
Countries that have not yet adapted their national laws	Bulgaria – Croatia – Portugal – Spain - UK
No feedback received	Cyprus, Finland, Greece, Slovakia, and Sweden - Poland



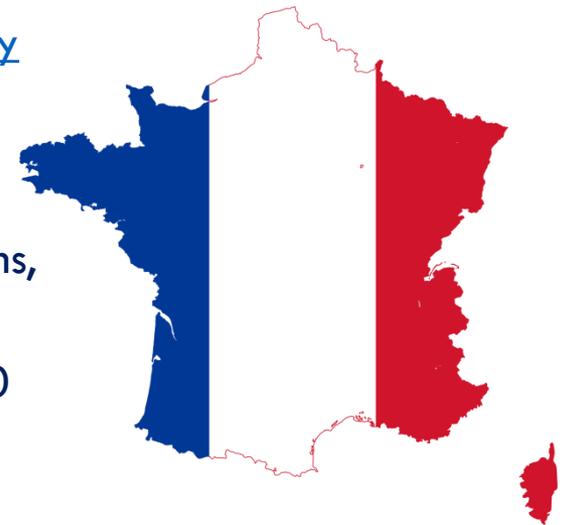
In Austria

- **Adaptation process at national level:** No specific national legislation – derogation up to 30 km
- **Procedure for authorization of use:** No specific pre-authorisation is required
- **Control system against fraud:** Between Ministry of Health and Ministry of Agriculture
- **Rules on the format used:** The Chamber of Agriculture is developing a special logo - private certification scheme



In France

- **One of the two countries with a legislation on “mountain products” prior to the EU one**
- **Adaptation process at national level:**
 - For the food products mentioned in the [Annex I of the Treaty on the Functioning of the European Union](#) the EU OQT “mountain product” should be used.
 - For drinks and other non-food agricultural products (like [water for example](#)) that are not subject to the EU regulations, the national term ‘mountain’ is maintained.
- **Derogation on distance of dairy processing:** derogation of 30 km applies
- **Procedure for authorization of use:** no prior declaration anymore
- **Control system against fraud:** The control will be realised by the competent administrative authorities at the local level.
- **Rules on the format used:** no requirement on the format of the term.





In Italy

- **Adaptation process at national level:** A decree “Regolamento comunitario” has been adopted on 26 July 2017 (published to the Official Journal of the 13th September 2017) - strong involvement of the regions in monitoring and controlling the application
- **Derogation on distance of dairy processing:** a 10km derogation for the production of milk and milk products
- **Procedure for authorization of use:** Notification to regional authority
- **Control system against fraud:** competent national and regional control authorities



In Romania

- **Adaptation process at national level:** In July 2016, the government released its [Decision nr. 506](#) that defined the institutional framework. In March 2017, the Ministry of Agriculture [issued Order No. 52/2177](#) term have to follow in order to be able to use the term
- **Derogation on distance of dairy processing:**
No derogation (0km)
- **Procedure for authorization of use:** prior authorisation before the use
- **Control system against fraud:** The National Consumers Protection Authority will be responsible for the controls on the market
- **Rules on the format used:** a national logo





What about you?

Any new development?

Info on other countries?



Contact: marie.clotteau@euromontana.org

Thank you for your attention!

EUROMONTANA

European association
of mountain areas

info@euromontana.org

T: +32 2 280 42 83

F: +32 2 280 42 85

www.euromontana.org

<https://twitter.com/Euromontana>

<https://www.facebook.com/euromontanas.mountains>

