

# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Directive	1996/0117(COD) Procedure completed
Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC) Amended by <a href="#">2012/0075(COD)</a>	
Subject 3.10.06.10 Tropical plants 4.60.02 Consumer information, advertising, labelling	

Key players			
European Parliament	Former committee responsible		
	<b>ENVI</b> Environment, Public Health and Consumer Protection	V <a href="#">LANNOYE Paul A.A.J.G.</a>	27/06/1996
	<b>ENVI</b> Environment, Public Health and Consumer Protection	V <a href="#">LANNOYE Paul A.A.J.G.</a>	27/06/1996
	Former committee for opinion		
	<b>JURI</b> Legal Affairs, Citizens' Rights	<a href="#">GUE/NGL SIERRA GONZÁLEZ Angela del Carmen</a>	04/06/1996
Council of the European Union	<b>AGRI</b> Agriculture and Rural Development	PSE <a href="#">HAPPART José H.G.</a>	17/06/1996
	Council configuration	Meeting	Date
	<a href="#">General Affairs</a>	<a href="#">2158</a>	25/01/1999
	<a href="#">Agriculture and Fisheries</a>	<a href="#">2137</a>	23/11/1998
	Health	<a href="#">2086</a>	30/04/1998
	<a href="#">Competitiveness (Internal Market, Industry, Research and Space)</a>	<a href="#">2051</a>	27/11/1997

Key events			
16/04/1996	Legislative proposal published	COM(1995)0722	Summary
21/06/1996	Committee referral announced in Parliament, 1st reading		
08/10/1997	Vote in committee, 1st reading		Summary
07/10/1997	Committee report tabled for plenary, 1st reading	<a href="#">A4-0310/1997</a>	
22/10/1997	Debate in Parliament		Summary
23/10/1997	Decision by Parliament, 1st reading	T4-0506/1997	Summary
29/04/1998	Council position published	<a href="#">12895/1/1997</a>	Summary

28/05/1998	Committee referral announced in Parliament, 2nd reading		
21/07/1998	Vote in committee, 2nd reading		Summary
20/07/1998	Committee recommendation tabled for plenary, 2nd reading	<a href="#">A4-0278/1998</a>	
14/09/1998	Debate in Parliament		
16/09/1998	Decision by Parliament, 2nd reading	T4-0488/1998	Summary
23/11/1998	Parliament's amendments rejected by Council		
08/12/1998	Formal meeting of Conciliation Committee		
08/12/1998	Final decision by Conciliation Committee		Summary
07/01/1999	Joint text approved by Conciliation Committee co-chairs	<a href="#">3633/1998</a>	
25/01/1999	Decision by Council, 3rd reading		
01/02/1999	Report tabled for plenary, 3rd reading	<a href="#">A4-0054/1999</a>	
10/02/1999	Debate in Parliament		
11/02/1999	Decision by Parliament, 3rd reading	T4-0104/1999	Summary
22/02/1999	Final act signed		
22/02/1999	End of procedure in Parliament		
13/03/1999	Final act published in Official Journal		

### Technical information

Procedure reference	1996/0117(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
	Amended by <a href="#">2012/0075(COD)</a>
Legal basis	EC before Amsterdam E 100A
Stage reached in procedure	Procedure completed
Committee dossier	CODE/4/10581

### Documentation gateway

Legislative proposal		COM(1995)0722	17/04/1996	EC	Summary
Committee opinion	<b>AGRI</b>	PE219.625/DEF	26/02/1997	EP	
Committee draft report		PE223.452	12/08/1997	EP	
Committee opinion	<b>JURI</b>	PE223.419/DEF	03/09/1997	EP	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A4-0310/1997</a> <a href="#">OJ C 339 10.11.1997, p. 0007</a>	08/10/1997	EP	

Text adopted by Parliament, 1st reading/single reading		<a href="#">T4-0506/1997</a> <a href="#">OJ C 339 10.11.1997, p. 0089-0129</a>	23/10/1997	EP	Summary
Council position		<a href="#">12895/1/1997</a> <a href="#">OJ C 204 30.06.1998, p. 0025</a>	30/04/1998	CSL	Summary
Commission communication on Council's position		SEC(1998)0915	27/05/1998	EC	Summary
Committee draft report		PE227.180	13/07/1998	EP	
Committee recommendation tabled for plenary, 2nd reading		<a href="#">A4-0278/1998</a> <a href="#">OJ C 313 12.10.1998, p. 0009</a>	21/07/1998	EP	
Text adopted by Parliament, 2nd reading		<a href="#">T4-0488/1998</a> <a href="#">OJ C 313 12.10.1998, p. 0052-0090</a>	16/09/1998	EP	Summary
Commission opinion on Parliament's position at 2nd reading		COM(1998)0599	04/11/1998	EC	Summary
Joint text approved by Conciliation Committee co-chairs		<a href="#">3633/1998</a>	08/01/1999	CSL/EP	
Committee draft report		PE225.319	22/01/1999	EP	
Report tabled for plenary by Parliament delegation to Conciliation Committee, 3rd reading		<a href="#">A4-0054/1999</a> <a href="#">OJ C 150 28.05.1999, p. 0006</a>	02/02/1999	EP	
Text adopted by Parliament, 3rd reading		<a href="#">T4-0104/1999</a> <a href="#">OJ C 150 28.05.1999, p. 0277-0363</a>	11/02/1999	EP	Summary

#### Additional information

European Commission

[EUR-Lex](#)

#### Final act

[Directive 1999/4](#)  
[OJ L 066 13.03.1999, p. 0026](#) Summary

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

OBJECTIVE: In accordance with the undertakings given by the Community, simplify certain vertical directives on food in order to take account only of the essential requirements which the products covered by those directives must meet so that they can move freely within the internal market. SUBSTANCE: This proposal for a European Parliament and Council Directive on coffee extracts and chicory extracts brings Directive 77/436/EEC into line with, in particular, Directives 79/112/EEC on the labelling of foodstuffs, 89/107/EEC on additives, 88/344/EEC on extraction solvents, 85/591/EEC on methods of analysis and 93/43/EEC on the hygiene of foodstuffs. The operative part contains provisions on the scope of the directive, labelling and the committee procedure. The annex contains the definitions and designations and the products and details of their composition. The rules on prepackaged products in Directive 77/436/EEC have been deleted. ?

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

Commissioner Gradin said that the Commission could not accept the amendments on coffee and chicory extracts. Regretting the absence of the commissioners directly affected, the rapporteur said that the Commission had accordingly rejected all the politically significant amendments.

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

In adopting the report by Mr Paul LANNOYE (Green Group, B) the European Parliament adopted subject to minor modifications the

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

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The common position of the Council incorporated none of the three amendments proposed by the European Parliament concerning the determination of nominal weight for packaging for coffee extracts and chicory and the inclusion in the text of the methods of analysis. The main modification by the Council concerns the extent of the Commission's implementing powers concerning the technical adaptation and the procedure selected for this purpose. The Council has limited these powers to the adjustments necessary to bring the provisions of the directive into line with Community provisions generally applicable to foodstuffs - excluding more substantial adjustments which remain subject to the codecision procedure - within the IIIa committee framework.?

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

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The Commission takes the view that the initial proposal seeking to extend its field of competence to the alignment of the directive to technical and scientific progress would have resulted in the directive being administered and where necessary adjusted with greater efficiency. It considers that there is no justification for restricting this particular area of competence and is opposed to the Council's practice in this respect. The Commission also regrets the choice by the Council of a IIIa committee procedure regarding the internal market, contrary to the undertaking by the Member States in favour of the consultative committee.?

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The Committee adopted a draft recommendation, under the codecision procedure, for a second reading on the common position established by the Council with a view to the adoption of a European Parliament and Council Directive on coffee and chicory extracts. The rapporteur is Mr Paul LANNOYE (Greens, B). The committee adopted two amendments seeking to reduce the the number of different weights at which prepackaged coffee and chicory can be sold in order not to confuse the consumer. Another amendment called for the use of an International Standards Organization norm to determine the carbohydrate content of soluble coffees. ?

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

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Adopting the recommendation for second reading of Mr Paul LANNOYE (V, B), the European Parliament proposed that coffee and chicory extracts weighing more than 25 grammes but less than 10 kilogrammes should be offered for retail sale in packages of 50, 100, 200, 250 grammes (only in the case of mixtures of coffee and chicory extracts and for coffee extracts intended solely for automatic vending machines), 300 grammes (only in the case of coffee extracts), 500 and 750 grammes, 1, 1.5, 2, 2.5 and 3 kilogrammes and multiples of one kilogramme (the Commission disagrees). It is proposed to apply ISO 11292 of February 1997 for the determination of the free and total carbohydrate content of soluble coffees. The European Parliament considers that the changes to this Directive should be undertaken by the Commission with the assistance of the standing foodstuffs committee.?

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

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The Commission is unable to accept anyof the three amendments proposed by the European Parliament: - two of these amendments reintroduce provisions on pre-packaging ranges. The Commission is opposed to these as they do not belong in the proposed directive but constitute an issue which should instead be examined within the context of general Directive 80/232/EEC on ranges. - the third amendment introduces a reference to standard ISO 11292 on methods of determinig the carbohydrate content of instant coffee. The Commission believes the ISO standard should remain voluntary. Since this question is linked to the adaptation of methods of analysis, the Commission has undertaken to adopt the existing methods for coffee and chicory extracts.?

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A measure to harmonize and simplify existing technical legislation governing the single market in coffee and chicory extracts was adopted without debate by the joint Parliament/Council Conciliation Committee. The text agreed is expected to be adopted by the Council in January and by the full House in February. Based on Article 100a (internal market), the proposal for an EP and Council Directive is among a number put forward by the Commission to meet the undertaking it gave at the 1992 European Council in Edinburgh to replace excessively detailed legislation by directives containing only those requirements needed to guarantee free movement of goods. Parliament's rapporteur was Mr Paul LANNOYE (Greens, B). The text agreed took account of the three amendments adopted by Parliament at second reading last September. Accordingly, the Commission is planning to specify a range of weights at which prepackaged coffee and chicory can be sold - to avoid confusing the consumer - and Member States must ensure that the methods used to determine the carbohydrate content of soluble coffees are validated or standardized.?

## Foodstuffs, labelling: coffee and chicory extracts (simplify Directive 77/436/EEC)

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The Parliament adopted the decision on the joint text approved by the Conciliation Committee - third reading. The rapporteur was Mr. Paul

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**PURPOSE :** The Directive is one of several vertical directives relating to foods that is being simplified. It replaces Council Directive 77/436/EEC on the approximation of the laws of the Member States relating to coffee extracts and chicory extracts. **COMMUNITY MEASURE :** Directive 1999/4/EC of the European Parliament and the Council relating to coffee extracts and chicory extracts. **CONTENT :** The Directive confines itself to those aspects that are necessary for the operation of the single market, by making reference to existing measures that are applicable to all foodstuffs. It should be noted that the Directive limits the delegation of power to the Commission by stipulating that the decision to bring this Directive into line with general Community provisions applicable to foodstuffs shall be undertaken by a Committee III/A. **ENTRY INTO FORCE :** 13/03/1999. **DEADLINE FIXED FOR TRANSPOSITION :** 13/09/2000.?