

Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	2007/0287(COD) Procedure lapsed or withdrawn
Aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails: definition, description and presentation	
Subject 3.10.06.08 Wine, alcoholic and non-alcoholic beverages	

Key players	
European Parliament	
Council of the European Union	
European Commission	Commission DG Legal Service
	Commissioner BARROSO José Manuel

Key events			
19/12/2007	Legislative proposal published	COM(2007)0848	Summary
19/02/2008	Committee referral announced in Parliament, 1st reading		
28/05/2008	Vote in committee, 1st reading		Summary
04/06/2008	Committee report tabled for plenary, 1st reading	A6-0216/2008	
19/02/2009	Results of vote in Parliament		
19/02/2009	Decision by Parliament, 1st reading	T6-0071/2009	Summary
30/07/2011	Proposal withdrawn by Commission		
30/07/2011	Proposal withdrawn by Commission		Summary

Technical information	
Procedure reference	2007/0287(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Recast
Legislative instrument	Regulation
Legal basis	Treaty on the Functioning of the EU TFEU 043-p2; Treaty on the Functioning of the EU TFEU 114-p1
Stage reached in procedure	Procedure lapsed or withdrawn

Documentation gateway

Document attached to the procedure	COM(2007)0740	23/11/2007	EC	
Legislative proposal	COM(2007)0848	20/12/2007	EC	Summary
Economic and Social Committee: opinion, report	CES0277/2008	13/02/2008	ESC	
Committee draft report	PE405.872	05/05/2008	EP	
Committee report tabled for plenary, 1st reading/single reading	A6-0216/2008	04/06/2008	EP	
Text adopted by Parliament, 1st reading/single reading	T6-0071/2009	19/02/2009	EP	Summary
Commission response to text adopted in plenary	SP(2009)1487/2	18/03/2009	EC	

Additional information

National parliaments	IPEX
European Commission	EUR-Lex

Aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails: definition, description and presentation

PURPOSE: recast of Regulation (EEC) No 1601/91 laying down the general rules on the definition, description and presentation of aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails.

PROPOSED ACT: Regulation of the European Parliament and of the Council

CONTENT: the codification of Council Regulation (EEC) No 1601/91 of 10 June 1991 laying down general rules on the definition, description and presentation of aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails. The new Regulation was to have superseded the various acts incorporated in it.

In the meantime, Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission (comitology) has been amended by Decision 2006/512/EC, which introduced a regulatory procedure with scrutiny for measures of general scope designed to amend nonessential elements of a basic instrument adopted in accordance with the co-decision procedure.

In accordance with the joint statement of the European Parliament, the Council and the Commission on Decision 2006/512/EC, for this new procedure to be applicable to instruments adopted in accordance with the co-decision procedure which are already in force, those instruments must be adjusted in accordance with the applicable procedures.

It is therefore appropriate to transform the codification of Regulation (EEC) No 1601/91 into a recast in order to incorporate the amendments necessary for the adjustment to the regulatory procedure with scrutiny.

Aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails: definition, description and presentation

The Committee on Legal Affairs adopted the report by József SZAJER (EPP-ED, HU) amending, at first reading of the codecision procedure, the proposal for a regulation of the European Parliament and of the Council concerning the general rules on the definition, description and presentation of aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails (recast).

The Commission's proposal was adapted in line with the recommendations of the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission. The main amendments are as follows:

- as Article 2 deals with definitions and labelling, and as all the measures that could be passed under Article 2(7) (particularly about labelling) concern changing general rules of the Regulation, it is proposed to apply the regulatory procedure with scrutiny;

- as far as the preparation of drinks and their contents are concerned, the regulatory procedure with scrutiny should be applied. Parliament should agree on the foreseen management procedure for analytical methods, provided that any new methods of analysis respect the scope of a Directive or Regulation;

- lastly, an amendment introduces the regulatory procedure with scrutiny for measures of general scope which are closely linked to the implementation of international agreements.

Aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails: definition, description and presentation

The European Parliament adopted, by 522 to 105 with 34 abstentions, a legislative resolution amending, at first reading of the codecision procedure, the proposal for a regulation of the European Parliament and of the Council concerning the general rules on the definition, description and presentation of aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails (recast).

The Commission's proposal was adapted in line with the recommendations of the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission.

The amendments are the result of a compromise between Parliament and Council.

It was agreed that the Commission will have power to adapt the Regulation in order to:

- decide on the specific descriptions;
- adopt definitions other than those already provided for in this Regulation;
- adopt methods of analysis of the products covered by this Regulation;
- determine the processes for products being prepared for the purpose of obtaining the finished products;
- adopt special provisions governing the use of terms referring to a certain property of the product and the rules governing the labelling of aromatised drinks in containers not intended for the final consumer;
- adopt the necessary measures for the uniform application of the Community's provisions in the aromatised drinks sector;
- draw up the list of products eligible for supervision and protection and,
- establish the exceptions concerning aromatised drinks intended for exportation.

These measures will be adopted in accordance with the regulatory procedure with scrutiny.

Aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails: definition, description and presentation

As announced in Official Journal C 225 of 30 July 2011, the Commission decided to withdraw this proposal, which had become obsolete.