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

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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.
  • slaughtering of animals and cutting and deboning of carcasses;
  • pressing of olive oil.

• 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?

• Derogations for processing: 30 km? less? No derogation?

• Controls:
  • Ex ante: prior authorization / declaration / nothing
  • Ex post: who should control? How to measure feedstuff coming from mountain areas?

• Logo / common marketing
### How do the Member States implement the legislation?

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<th>Countries</th>
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<td>Countries directly applying the EU regulation, without a specific national adaptation</td>
<td>Austria</td>
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<td>The countries who have adapted or are in the process of adapting the OQT regulation at the national level</td>
<td>France – Romania – Italy – Germany – Slovenia – Czech Republic</td>
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<td>Bulgaria – Croatia – Portugal – Spain</td>
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<td>Cyprus, Finland, Greece, Slovakia, and Sweden</td>
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</table>
In Austria

• Adaptation process at national level: No specific national legislation – derogation op 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 communitario” 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 discussed
What about you?
Any new development?
Info on other countries?

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Thank you for your attention!

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