

Commission Implementing Regulation (EU) 2019/1746 of 1 October 2019 amending Implementing Regulation (EU) 2017/1185 laying down rules for the application of Regulations (EU) No 1307/2013 and (EU) No 1308/2013 of the European Parliament and of the Council as regards notifications to the Commission of information and documents (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2019/1746

of 1 October 2019

amending Implementing Regulation (EU) 2017/1185 laying down rules for the application of Regulations (EU) No 1307/2013 and (EU) No 1308/2013 of the European Parliament and of the Council as regards notifications to the Commission of information and documents

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007⁽¹⁾, and in particular Article 223(3) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2017/1185⁽²⁾ lays down the rules for the application of Regulations (EU) No 1307/2013 and (EU) No 1308/2013 as regards the obligations on Member States to notify relevant information and documents to the Commission.
- (2) By Resolution dated 7 June 2016 on unfair trading practices in the food supply chain⁽³⁾, the European Parliament called on all stakeholders in the food supply chain management to step up transparency in the overall food supply chain and for increased transparency and provision of information within the supply chain, and for the strengthening of bodies and market information tools to supply farmers and producer organisations with accurate and timely market data.
- (3) In December 2016, the Council in its conclusions of 12 December 2016 on strengthening farmers' position in the food supply chain and tackling unfair trading practices called on the Commission to address the issue of lack of transparency and information asymmetry in the food supply chain.
- (4) In April 2019, Directive (EU) 2019/633 of the European Parliament and of the Council⁽⁴⁾ was adopted, following which the European Parliament, the Council and the Commission issued a joint statement⁽⁵⁾ on 22 March 2019 calling on/encouraging the Commission to enhance agricultural and food market transparency at Union level, including by improving the collection of statistical data necessary for the analysis of

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Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

price formation mechanisms along the agricultural and food supply chain, with the aim of facilitating economic operators and public authorities in making more informed choices and to improve the understanding of operators on market developments.

- (5) Furthermore, in January 2016, the Commission set up the Agricultural Markets Task Force, an independent expert group, to provide recommendations on how to enhance the position of producers in the agricultural and food supply chain. To that end, it recommended to increase market transparency to foster effective conditions of competition along the chain by introducing or enhancing existing price reporting especially in the meat, fruit and vegetables and dairy sectors. It also recommended the collected data be disseminated in a duly aggregated manner.
- (6) An open public consultation was carried out in 2017 and specific questionnaires were addressed to Member States, stakeholders and consumers in 2018. Several dedicated workshops and conferences with stakeholders and meetings of Member States' expert groups and civil dialogue groups on market transparency were organised in 2018 and 2019.
- (7) Notification of price, production and market information from Member States is already obligatory under Implementing Regulation (EU) 2017/1185, but only in relation to production prices.
- (8) Therefore, whilst on the one hand the Union is currently providing a relatively high level of public information on producer prices and consumer prices, stemming from statistical offices in Member States, on the other hand very little information on the prices along the agricultural and food supply chain is available to the public. An extension of price reporting should address these information gaps, in particular where sectoral food supply chains are complex. Monitoring price transmission along the chain by extending data collection and dissemination should enable market actors to have a better understanding of the functioning of the supply chain, thereby improving its overall functioning and economic efficiency, in particular for weaker operators who do not have readily access to private price information.
- (9) The prices currently reported represent production selling prices of operators at the first stage of the agricultural and food supply chain. Monitoring price transmission along the chain will require collecting price data from different operators along the chain (for example wholesalers, traders, food industry, and retailers) in particular for supply chains with highly differentiated stages and products.
- (10) Reporting only representative prices (such as prices from main markets and significant operators) should enable Member States to pursue a cost-effective approach for their reporting and contribute to keeping the administrative burden for small and medium-sized enterprises to a minimum. In line with current practices, Member States should describe the methodology for setting representative prices. They should also aim at approximating their methodologies to ensure the best possible comparability of the data across Member States.
- (11) In order to offer a time- and cost-effective reporting mechanism, the Commission should make the existing information system available for operators so as to allow operators to

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notify information directly to the Commission, under the supervision of Member States. Member States should inform the Commission if they delegate this obligation to notify the information to operators.

- (12) The Commission should organise regular meetings with Member States and stakeholders to share best practices, develop synergies and contribute to a common understanding of market dynamics in the agricultural and food supply chain. The Commission should also provide information to the Member States and stakeholders on the application of the Regulation.
- (13) Implementing Regulation (EU) 2017/1185 should therefore be amended accordingly.
- (14) It is appropriate to provide for a date of application of this Regulation that would give Member States the possibility to adapt to the new reporting obligations.
- (15) The Committee for the Common Organisation of Agricultural Markets has not delivered an opinion within the time limit set by its Chair,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Implementing Regulation (EU) 2017/1185

Implementing Regulation (EU) 2017/1185 is amended as follows:

- (1) in Article 1(1), the following subparagraph is added:

In the case of notifications pursuant to Regulation (EU) No 1308/2013 and the acts adopted on the basis of that Regulation, the information-technology-based system referred in the first subparagraph of this paragraph shall also be available, where relevant, to operators and third countries.;
- (2) Article 5 is replaced by the following:

Article 5

Default notification

Save as otherwise provided for in the acts referred to in Article 1, where Member States, and where relevant, third countries or operators, have not notified the required information or documents to the Commission by the deadline (“nil return”), they shall be deemed to have notified the following:

- (a) in the case of quantitative information, of a zero value;
 - (b) in the case of qualitative information, of a “nothing to report” situation.;
- (3) the title of Chapter II is replaced by the following:

NOTIFICATIONS AND COORDINATION ON PRICES, PRODUCTION, MARKET INFORMATION AND INFORMATION REQUIRED BY INTERNATIONAL AGREEMENTS;
 - (4) in Article 7, paragraph 2 is replaced by the following:

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2. Member States and, where relevant, third countries and operators shall notify the Commission of any important new information likely to substantially alter information already notified.;
- (5) Article 8 is replaced by the following:

Article 8

Additional information

Member States and, where relevant, third countries and operators may notify the Commission of information additional to that required in Annexes I, II and III by means of the information system referred to in Article 1 where such information is considered relevant by the Member States and, where relevant, by third countries and operators concerned. Such notifications shall be made by means of a form made available by the Commission in the information system.;

- (6) Article 9 is amended as follows:
- (a) the heading of Article 9 is replaced by the following:
- Price and quantity definition;
- (b) paragraph 1 is replaced by the following:
1. For each price and quantity notification required by this Section, Member States shall notify the source and methodology used to determine the information provided. Such notifications shall include information on the representative markets determined by Member States and the associated weighting coefficients.;
- (c) the following paragraph 1a is inserted:
- 1a. For each price and quantity notification required by this Section, Member States may delegate to operators the direct transmission of the prices and quantities to the information system of the Commission referred to in Article 1. Member States shall inform the Commission of the identity of operators that are subject to such a delegation.;
- (7) Articles 10, 11 and 12 are replaced by the following:

Article 10

Reporting of prices in official currency

Unless otherwise specified in Annexes I, II and III, Member States and, where relevant, operators shall notify price information in their official currency, net of VAT.

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Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

Article 11

Weekly price notification

Unless otherwise specified in Annex I, Member States and, where relevant, operators shall notify the Commission of the weekly price information referred to in that Annex no later than 12.00 (Brussels' time) each Wednesday for the previous week.

Article 12

Non-weekly pricing, production and market information notification

Member States and, where relevant, operators shall notify the Commission, within the prescribed time limits, of the following:

- (a) non-weekly price information referred to in Annex II;
 - (b) production and market information referred to in Annex III.;
- (8) Annexes I, II and III are replaced by the text set out in the Annex to this Regulation.

Article 2

Entry into force and application

This Regulation shall enter into force on the seventh day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 October 2019.

For the Commission

The President

Jean-Claude JUNCKER

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

ANNEX I

Requirements relating to weekly price notifications referred to in Article 11

Unless otherwise specified, Member States concerned are those producing or using more than 2 % of the total Union corresponding production or use.

1. Cereals

Content of the notification: representative market prices for each of the cereals and the cereal qualities considered relevant for the Union market, expressed per tonne of product.

Member States concerned: all Member States.

Other: prices shall refer, where relevant, to the qualitative properties, the place of quotation and the stage of marketing of each product.

2. Rice

Content of the notification: representative market prices for each of the varieties of rice considered relevant for the Union market, expressed per tonne of product.

Member States concerned: rice producing Member States and Member States with milling industry.

Other: prices shall refer, where relevant, to the processing stage, the place of quotation and the stage of marketing of each product.

3. Oilseeds

Content of the notification: representative prices for rapeseed, sunflower seed, soya bean, rapeseed meal, sunflower seed meal, soya meal, crude rape oil, crude sunflower oil and crude soya bean oil.

Member States concerned: Member States with a planted area of the respective crop of at least 10 000 hectares per year. As regards price notifications on meals and oils, Member States processing more than 200 000 tonnes of the respective oilseed crop.

4. Olive oil

Content of the notification: average prices recorded on the main representative markets and weighted national average prices for the categories of olive oil listed in Part VIII of Annex VII to Regulation (EU) No 1308/2013, expressed per 100 kg of product.

Member States concerned: Member States producing more than 20 000 tonnes of olive oil in the annual period from 1 October to 30 September.

Other: prices shall correspond to olive oil in bulk, ex-mill for virgin olive oil and ex-factory for other categories. Representative markets shall cover at least 70 % of the national production of the product concerned.

Buying prices

Content of the notification: retailers' representative buying prices for the categories virgin olive oil and extra virgin olive oil referred to in Part VIII of Annex VII to Regulation (EU) No 1308/2013, expressed per 100 kg of product.

Other: representative prices shall correspond to conditioned virgin olive oil and extra virgin olive oil in containers ready to be offered to final consumers and shall cover at least one third of the national purchases of the product concerned.

5. **Fruit and vegetables, bananas**

(a) **Prices of products intended for the fresh market**

Content of the notification: representative prices for the types and varieties of tomatoes, apples, oranges, peaches and nectarines listed in Annex VI to Commission Delegated Regulation (EU) 2017/891⁽⁶⁾, expressed per 100 kg net weight of product.

Member States concerned: Member States as listed in Annex VI to Delegated Regulation (EU) 2017/891.

Other: prices shall be ex-packaging station, sorted, packaged and where applicable on pallets.

(b) **Prices of bananas**

Content of the notification: Wholesale prices for yellow bananas falling within the CN code 0803 90 10, expressed per 100 kg of product.

Member States concerned: all Member States marketing more than 50 000 tonnes of yellow bananas per calendar year.

Other: prices shall be notified by group of countries of origin.

(c) **Farmgate prices**

Content of the notification: representative prices of tomatoes, apples, oranges, peaches and nectarines, and bananas intended for the fresh market. All prices expressed per 100 kg of product.

Other: prices shall be at farmgate and products harvested.

(d) **Buying prices**

Content of the notification: representative retail buying prices of tomatoes, apples, oranges, peaches and nectarines, expressed per 100 kg of product.

6. **Meat**

Content of the notification: prices for beef, pig and sheep carcasses and cuts and certain live cattle, calves and piglets in accordance with Regulation (EU) No 1308/2013 and for carcasses according to the classification of beef, pig and sheep carcasses expressed per 100 kg of product.

Member States concerned: for carcasses and live animals, all Member States. For cuts, Member States whose national production represents 2 % or more of Union production.

Other: where in the opinion of the competent authority of the Member State concerned there are insufficient numbers of carcasses or live animals to notify, the Member State concerned may decide for the period in question to suspend the recording of prices for such carcasses or live animals and shall notify the Commission of the reason for its decision. Concerning cuts, Member States concerned shall report prices for beef hindquarter, beef forequarter, beef minced meat, pig meat loin, pig meat belly, pig meat shoulder, pig minced meat and pig meat ham.

Buying prices

Content of the notification: retailers' and other food business operators' representative buying prices for pig and beef minced meat, expressed per 100 kg of product.

7. **Milk and milk products**

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

Content of the notification: prices of whey powder, skimmed milk powder, whole milk powder, butter, cream, drinking milk and commodity cheeses expressed per 100 kg of product.

Member States concerned: Member States whose national production represents 2 % or more of Union production; or, in the case of commodity cheeses, where the cheese type represents 4 % or more of the total national cheese production.

Other: prices shall be notified for products purchased from the manufacturer, excluding any other cost (transport, loading, handling, storage, pallets, insurance, etc.) based on contracts concluded for deliveries within three months.

Buying prices

Content of the notification: retailers' and other food business operators' representative buying prices of butter and relevant cheeses expressed per 100 kg of product.

8. Eggs

Content of the notification: wholesale price for Class A eggs per farming method (average of categories L and M), expressed per 100 kg of product.

Member States concerned: all Member States.

Other: prices shall be notified for products in packing stations.

9. Poultry meat

Content of the notification: average wholesale price for whole Class A chickens ('65 % chickens') and chicken cuts (breast fillet, legs), expressed per 100 kg of product.

Member States concerned: all Member States.

Other: prices shall be notified for products in slaughter plants or recorded on representative markets.

Buying prices

Content of the notification: retailers' and other food business operators' representative buying prices for whole Class A chickens and chicken breast fillets, expressed per 100 kg of product.

10. Other

Content of the notification: price of fat filled powder expressed per 100 kg of product.

Other: prices shall be notified for products purchased from the manufacturer, excluding any other cost (transport, loading, handling, storage, pallets, insurance, etc.) based on contracts concluded for deliveries within three months.

ANNEX II

Requirements relating to non-weekly price notifications referred to in point (a) of Article 12

Unless otherwise specified, Member States concerned are those producing or using more than 2 % of the total Union corresponding production or use, except for organic products, for which the threshold is 4 % of the production.

1. Cereals

(a) *Prices of organic cereals*

Content of the notification: representative market prices for organic common wheat, durum wheat and rye, expressed per tonne of product.

Period of notification: by 25th of each month in respect of the preceding month.

(b) *Prices of wheat flour*

Content of the notification: milling industry's representative selling prices for wheat flour, expressed per tonne of product.

Period of notification: by 25th of each month in respect of the preceding month.

(c) *Buying prices of wheat flour*

Content of the notification: retailers' and other food business operators' representative buying prices for wheat flour, expressed per tonne of product.

Period of notification: by 25th of each month in respect of the preceding month.

2. Oilseeds and protein crops

Content of the notification: representative market prices for each of the protein crops considered relevant for the Union market as well as for organic soya beans, organic soya meal, non-GM soya meal, expressed per tonne of product.

Member States concerned: for protein crops, Member States with a planted area of the respective crop of at least 10 000 hectares per year.

Period of notification: by 25th of each month in respect of the preceding month.

3. Sugar

Content of the notification:

(a) the *weighted* averages of the following sugar prices, expressed per tonne of sugar, as well as the *total* corresponding quantities and the weighted standard deviations:

- (i) for the previous month, the selling price;
- (ii) for the previous month, the selling price on invoices corresponding to short-term contracts. These prices shall be published by the Commission at the earliest 2 months after the end of the notification period established hereafter;

(b) the weighted average price of sugar beet during the previous marketing year, expressed per tonne of beet, as well as the total corresponding quantities.

Member States concerned:

- (a) for sugar prices, all Member States where more than 10 000 tonnes of sugar is produced from sugar beet or from raw sugar;
- (b) for sugar beet prices, Member States with a planted area of more than 1 000 ha of sugar beet in the marketing year in question.

Period of notification:

- (a) for sugar prices, by the 25th of each month;

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(b) for sugar beet prices, by 30 June each year.

Other: Prices shall be established in line with the methodology published by the Commission and shall relate to:

- (a) bulk white sugar prices ex-factory for sugar of a standard quality as defined in point B II of Annex III to Regulation (EU) No 1308/2013 collected from sugar undertakings and refiners;
- (b) sugar beet price for sugar beet of a standard quality containing 16 % of sugar, paid by sugar undertakings to producers. The beet shall be attributed to the same marketing year as the sugar extracted from it.

Buying prices

Content of the notification: retailers', food and non-food industry's (other than biofuel) representative buying prices of sugar and molasses, expressed per tonne of product.

Period of notification: by the 25th of each month.

Other: representative prices shall be established in line with the methodology published by the Commission.

4. Flax fibre

Content of the notification: average prices ex-factory for the previous month recorded on the main representative markets for long flax fibre, expressed per tonne of product.

Member States concerned: all Member States where long flax fibres are produced from a planted area exceeding 1 000 ha of fibre flax.

Period of notification: by 25th of each month in respect of the preceding month.

5. Olive oil and table olives

Content of the notification:

- representative market prices for organic olive oil for the categories virgin olive oil and extra virgin olive oil referred to in Part VIII of Annex VII to Regulation (EU) No 1308/2013, expressed per 100 kg of product,
- representative prices of raw olives for table olives, expressed per 100 kg of product.

Member States concerned:

- for organic olive oil, Member States producing more than 5 000 tonnes of organic olive oil (virgin olive oil and extra virgin olive oil categories) in the annual period from 1 October to 30 September,
- for table olives, Member States producing more than 5 000 tonnes of table olives in the annual period from 1 September to 31 August.

Period of notification:

- for organic olive oil by 25th of each month in respect of the preceding month,
- for table olives, by 15 January each year, in relation to the harvest of the previous calendar year (1 September-31 December).

Other: as regards organic olive oil, prices shall correspond to olive oil in bulk, ex-mill for virgin olive oil and ex-factory for other categories. As regards raw olives for table olives' production, prices shall correspond to olives delivered by producers at the reception points of the processing industry.

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

6. **Wine**

Content of the notification: in relation to the wines referred to in point 1 of Part II of Annex VII to Regulation (EU) No 1308/2013:

- (a) a summary of the prices for the previous month expressed per hectolitre of wine with reference to the volumes concerned; or
- (b) the publicly available information sources considered credible for the recording of prices.

Member States concerned: Member States whose wine production during the past five years on average exceeded 5 % of the total Union wine production.

Period of notification: by 15th of each month in respect of the preceding month.

Other: prices shall be for product unpacked ex-producer's premises. For the information referred to in points (a) and (b), the Member States concerned shall make a selection of the eight most representative markets to be monitored, which shall include at least two for wines with protected designation of origin or protected geographical indication.

7. **Milk and milk products**

(a) **Milk**

Content of the notification: the price of raw milk and organic raw milk, and the estimated price for deliveries of raw milk in the running month, expressed per 100 kg of product at real fat and protein content.

Member States concerned: all Member States.

Period of notification: by the 25th of each month in respect of the preceding month.

Other: the price shall be that paid by first purchasers established in the territory of the Member State.

(b) **Milk products**

Content of the notification: prices for cheeses, other than commodity cheeses referred to in point 7 of Annex I, expressed per 100 kg of product.

Member States concerned: all Member States for types of cheeses relevant for the national market.

Period of notification: by 15th of each month in respect of the preceding month.

Other: the prices shall relate to cheese purchased from the manufacturer, excluding any other cost (transport, loading, handling, storage, pallets, insurance, etc.) based on contracts concluded for deliveries within three months.

8. **Fruit and vegetables, bananas**

(a) **Prices for organic fresh fruit and vegetables**

Content of the notification: representative selling prices of organic tomatoes, apples, oranges, peaches and nectarines, expressed per 100 kg net weight of product.

Period of notification: by the 25th each month in respect of the previous calendar month.

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

(b) **Prices for green bananas**

Content of the notification:

- (a) average selling prices on local markets of green bananas marketed in the region of production, expressed per 100 kg of product and related quantities;
- (b) average selling prices of green bananas marketed outside the region of production, expressed per 100 kg of product and related quantities.

Period of notification:

- by 15 June each year in respect of the previous period from 1 January to 30 April,
- by 15 October each year in respect of the previous period from 1 May to 31 August,
- by 15 February each year in respect of the previous period from 1 September to 31 December.

Member States concerned: Member States with a region of production, namely:

- (a) the Canary Islands;
- (b) Guadeloupe;
- (c) Martinique;
- (d) Madeira and the Azores;
- (e) Crete and Lakonia;
- (f) Cyprus.

Other: prices for green bananas marketed in the Union outside their region of production shall be at the first port of unloading (goods not unloaded).

(c) **Farmgate prices**

Content of the notification: representative prices of tomatoes, apples and oranges intended for processing. All prices expressed per 100 kg of product.

Period of notification:

- (a) for tomatoes, by 31 January the following year;
- (b) for apples and oranges, by the 25th each month in respect of the previous calendar month.

Other: prices shall be at farmgate and products harvested.

9. **Meat**

Content of the notification: representative selling prices of organic beef carcasses according to the classification of beef carcasses as in the case of the notification foreseen in point (a) of point 6 of Annex I, expressed per 100 kg of product.

Period of notification: by 25th of each month in respect of the preceding month.

10. **Poultry**

Content of the notification: representative selling prices of organic whole Class A chickens ('65 % chickens') expressed per 100 kg of product.

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

Period of notification: by the 25th each month in respect of the previous calendar month.

ANNEX III

Requirements relating to production and market information notifications as referred to in point (b) of Article 12

1. **Rice**

Content of the notification: for each of the types of rice referred to in points 2 and 3 of Part I of Annex II to Regulation (EU) No 1308/2013:

- (a) area planted, agronomic yield, production of paddy rice in the harvest year and milling yield;
- (b) domestic use (including by the processing industry) of rice expressed in milled equivalent;
- (c) stocks of rice (expressed in milled equivalent) held by producers and by rice mills on 31 August each year, broken down by rice produced in the Union and rice imported.

Period of notification: by 15 January each year in respect of the previous year.

Member States concerned:

- (a) for paddy rice production, all rice producing Member States;
- (b) for domestic use, all Member States;
- (c) for rice stocks, all rice producing Member States and Member States with rice mills.

2. **Sugar**

A. **Beet areas**

Content of the notification: sugar beet area for the current marketing year and an estimate for the following marketing year.

Period of notification: by 31 May each year.

Member States concerned: all Member States with a planted area of more than 1 000 ha of sugar beet in the year in question.

Other: these figures shall be expressed in hectares and broken down by areas intended for production of sugar and those intended for production of bioethanol.

B. **Sugar and bioethanol production and use**

Content of the notification:

- (a) production: sugar and molasses production and bioethanol production by each undertaking in the previous marketing year and, for the current marketing year, an estimate of the total sugar production in each Member State and of the sugar production by each undertaking;
- (b) use: sugar sold by undertakings and refiners in the previous marketing year, split by destination.

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

Period of notification: by 30 November each year as regards the previous marketing year production and use, as well as the estimated total sugar production for the current marketing year; and by 31 March each year (30 June for the French departments of Guadeloupe and Martinique) as regards the current marketing year production by each undertaking.

Member States concerned: Member States where more than 10 000 tonnes of sugar is produced.

Other:

- (a) ‘sugar production’ means the total quantity, expressed in tonnes of white sugar as follows, of:
 - (i) white sugar, disregarding differences in quality;
 - (ii) raw sugar, on the basis of yield determined in accordance with point B.III of Annex III to Regulation (EU) No 1308/2013;
 - (iii) invert sugar, by its weight;
 - (iv) sucrose or invert sugar syrups which are at least 70 % pure and are produced from sugar beet, on the basis of extractable sugar content or on the basis of real yield;
 - (v) sucrose or invert sugar syrups which are at least 75 % pure and are produced from sugar cane, on the basis of sugar content;
- (b) sugar production shall not include white sugar obtained from any of the products referred to in point (a) or produced under inward processing arrangements;
- (c) the sugar extracted from beet sown in a particular marketing year shall be attributed to the following marketing year. However, the sugar extracted from beet sown in the Autumn of a particular marketing year shall be attributed to the same marketing year in those Member States having decided so and notified the Commission of their decision by 1 October 2017;
- (d) the figures for sugar shall be broken down by month and, with regard to the current marketing year, shall correspond to provisional figures until the month of February and to estimates for the remaining months of the marketing year;
- (e) bioethanol production shall only include bioethanol obtained from any of the products referred to in point (a) and shall be expressed in hectolitres;
- (f) ‘sugar use’ means the total quantities, expressed in tonnes of white sugar equivalent, sold by sugar undertakings and refiners to retailers and sugar users during the marketing year. Those quantities shall be split between those sold for retail sales, to the food industry and to other industries excluding bioethanol.

C. ***Isoglucose production***

Content of the notification:

- (a) quantities of own production of isoglucose shipped by each producer during the previous marketing year;
- (b) quantities of own production of isoglucose shipped by each producer during the previous month.

Period of notification: by 30 November each year with regard to the previous marketing year and by 25th of each month with regard to the previous month.

Member States concerned: all Member States where isoglucose is produced.

Other: 'Production of isoglucose' means the total quantity of product obtained from glucose or its polymers with content by weight in the dry state of at least 41 % fructose, expressed in tonnes of dry matter irrespective of actual fructose content in excess of the 41 % threshold. The yearly production figures shall be broken down by month.

D. **Sugar and isoglucose stocks**

Content of the notification:

- (a) quantities of sugar production stored at the end of each month by sugar undertakings and refiners;
- (b) quantities of isoglucose production stored by isoglucose producers at the end of the previous marketing year.

Period of notification: by the end of each month in respect of the preceding month in question with regard to sugar, and by 30 November with regard to isoglucose.

Member States concerned:

- (a) for sugar, all Member States where sugar undertakings or refiners are located and production of sugar exceeds 10 000 tonnes;
- (b) for isoglucose, all Member States where isoglucose is produced.

Other: the figures shall refer to products stored in free circulation in Union territory and to sugar production and isoglucose production as defined in points B and C.

With regard to sugar:

- the figures shall refer to quantities owned by the undertaking or the refiner or covered by a warrant,
- the figures shall specify, for the quantities in storage at the end of the months of July, August and September, the quantity which comes from the production of sugar under the following marketing year,
- if storage is in a different Member State from the one notifying the Commission, the notifying Member State shall inform the Member State concerned of the quantities stored on their territory and their locations by the end of the month following that of notification to the Commission.

With regard to isoglucose, the quantities shall refer to quantities owned by the producer.

E. **Agreements within the trade**

Content of the notification: the contents of agreements within the trade between growers and undertakings as well of collective value sharing clauses. The relevant elements to be notified shall be established in line with the methodology published by the Commission.

Period of notification: by the end of each marketing year in respect of that marketing year.

Member States concerned: all Member States where sugar undertakings are located and production of sugar exceeds 10 000 tonnes.

3. **Fibre crops**

Content of the notification:

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

- (a) the fibre flax area for the previous marketing year and the estimate for the current marketing year, expressed in hectares;
- (b) the production of long flax fibres for the previous marketing year and an estimate for the current marketing year, expressed in tonnes;
- (c) the area planted with cotton for the previous crop year and an estimate for the current crop year, expressed in hectares;
- (d) the production of unginned cotton for the previous crop year and an estimate for the current crop year and, expressed in tonnes;
- (e) the average price of unginned cotton paid to cotton producers in respect of the previous crop year, expressed per tonne of product.

Period of notification:

- (a) for fibre flax area, by 31 July each year;
- (b) for production of long flax fibres, by 31 October each year;
- (c) for cotton, by 15 October each year.

Member States concerned:

- (a) for flax, all Member States where long flax fibres are produced from a planted area exceeding 1 000 ha of fibre flax;
- (b) for cotton, all Member States where at least 1 000 ha of cotton are sown.

4. **Hops**

Content of the notification: the following production information, given as a total and for information referred to in points (b), (c) and (d), broken down by bitter and aromatic hops varieties:

- (a) number of farmers growing hops;
- (b) area planted with hops, expressed in hectares;
- (c) quantity in tonnes and average farm gate price, expressed per kg of hops sold under a forward contract and without such a contract;
- (d) alpha-acid production in tonnes and average alpha-acid content (percentage).

Period of notification: by 30 April of the year following the hops harvest.

Member States concerned: Member States with a planted area of more than 200 hectares of hops in the previous year.

5. **Olive oil**

Content of the notification:

- (a) data on final production (including data on organic production), total domestic consumption (including by the processing industry) and ending stocks for the preceding annual period from 1 October to 30 September;
- (b) an estimate of monthly production, an estimate of monthly level of stocks held by producers and the industry and estimates of total production, total domestic

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Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

consumption (including by the processing industry) and ending stocks for the current annual period from 1 October to 30 September.

Period of notification:

- (a) by 31 October each year, for data relating to the preceding annual period;
- (b) by 31 October each year and by the 15th of each month from November to June, for data relating to the current annual period.

Member States concerned: for the notification of the monthly level of stocks, Member States producing more than 20 000 tonnes of olive oil in the annual period from 1 October to 30 September. For other data, all Member States producing olive oil.

6. **Tobacco**

Content of the notification: for each raw tobacco variety group:

- (a) number of farmers;
- (b) area in hectares;
- (c) quantity delivered in tonnes;
- (d) the average price paid to farmers, excluding taxes and other levies, expressed per kg of product.

Period of notification: by 31 July of the year following the harvest year.

Member States concerned: Member States with a planted area of more than 3 000 hectares of tobacco for the previous harvest.

Other: the variety groups of raw tobacco are:

- Group I: Flue-cured: tobacco dried in ovens with controlled air circulation, temperature and humidity, in particular Virginia;
- Group II: Light air-cured: tobacco dried in the air under cover, not left to ferment, in particular Burley and Maryland;
- Group III: Dark air-cured: tobacco dried in the air under cover, left to ferment naturally before being marketed, in particular Badischer Geudertheimer, Fermented Burley, Havana, Mocny Skroniowski, Nostrano del Brenta and Pulawski;
- Group IV: Fire-cured: tobacco dried by fire, in particular Kentucky and Salento;
- Group V: Sun-cured: tobacco dried in the sun, also called 'Oriental varieties', in particular Basmas, Katerini and Kaba-Koulak.

7. **Wine sector products**

Content of the notification:

- (a) estimates of the production of wine products (including vinified and non-vinified grape must) on the territory of the Member State during the current wine year;
- (b) the definitive result of the production declarations referred to in Article 31 of Regulation (EU) 2018/273, as well as an estimate of the production not covered by such declarations;

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- (c) a summary of the stock declarations referred to in Article 32 of Regulation (EU) 2018/273, held at 31 July of the previous wine year;
- (d) the final balance sheet of the previous wine year including full information on availabilities (opening stocks, production, imports), uses (human and industrial consumption, transformation, exports and losses) and final stocks.

Period of notification:

- (a) estimates of production, by 30 September each year;
- (b) definitive result of the production declarations, by 15 March each year;
- (c) summary of stock declarations, by 31 October each year;
- (d) final balance sheet, by 15 January each year.

Member States concerned: Member States that maintain an updated vineyard register in accordance with Article 145(1) of Regulation (EU) No 1308/2013.

8. **Milk**

Content of the notification:

- the total quantity of cow's raw milk, expressed in kilograms at real fat content,
- the total quantity of organic cow's raw milk, expressed in kilograms at real fat content,
- the fat content and the protein content of cow's raw milk, as a percentage of the product weight.

Period of notification: by the 25th of each month for the preceding month.

Member States concerned: all Member States.

Other: for milk, the quantities refer to milk delivered in the preceding month to first purchasers established in the territory of the Member State. Member States shall ensure that all first purchasers established in their territory declare to the competent national authority the quantity of cow's raw milk that has been delivered to them each month in a timely and accurate manner so as to comply with this requirement.

9. **Eggs**

Content of the notification:

- the number of eggs production sites with the breakdown by farming methods referred to in Annex II to Regulation (EC) No 589/2008 and organic eggs production sites according to Council Regulation (EC) No 834/2007, including the maximum capacity of the establishment in terms of number of laying hens present at one time,
- the volume of production of eggs in shell per farming method expressed in tonnes net weight, including organic eggs.

Period of notification:

- number of production sites yearly by 1 April each year;
- production volumes on a monthly basis by the 25th of the month for the preceding month.

Member States concerned: all Member States.

10. **Ethyl alcohol**

Content of the notification: for alcohol of agricultural origin, expressed in hectolitres of pure alcohol:

- (a) production by fermenting and distilling, broken down by the agricultural raw material from which the alcohol is produced;
- (b) the volumes transferred from alcohol producers or importers for processing or packaging, broken down by category of use (food and beverages, fuels, industrial/others).

Period of notification: by 1 March each year in respect of the previous calendar year.

Member States concerned: all Member States.

11. **Meat**

Content of the notification:

- (a) beef: number and weight of classified carcasses per category and broken down by classes of conformation and fat cover;
- (b) pig: number and weight of classified carcasses per classes of lean meat content;
- (c) beef: number and weight of classified organic carcasses per category and broken down by classes of conformation and fat cover.

Period of notification: weekly for points (a) and (b), together with the price notification foreseen in Annex I paragraph 6, point (a); monthly for point (c), together with the price notification foreseen in Annex II paragraph 9.

Member States concerned: all Member States.

12. **Other**

Content of the notification: the total quantity of fat-filled powder, expressed in tonnes.

Period of notification: by the 25th of each month for the preceding month.

Member States concerned: all Member States.

Other: the quantities refer to fat-filled powders produced in the preceding month by dairy processors established in the territory of the Member State.

Status: Point in time view as at 01/10/2019.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746. (See end of Document for details)

- (1) [OJ L 347, 20.12.2013, p. 671.](#)
- (2) Commission Implementing Regulation (EU) 2017/1185 of 20 April 2017 laying down rules for the application of Regulations (EU) No 1307/2013 and (EU) No 1308/2013 of the European Parliament and of the Council as regards notifications to the Commission of information and documents and amending and repealing several Commission Regulations ([OJ L 171, 4.7.2017, p. 113](#)).
- (3) [OJ C 86, 6.3.2018, p. 49.](#)
- (4) Directive (EU) 2019/633 of the European Parliament and of the Council of 17 April 2019 on unfair trading practices in business-to-business relationships in the food supply chain ([OJ L 111, 25.4.2019, p. 59](#)).
- (5) ST 7607 2019 ADD 1 REV 1, 22.3.2019, p. 1.
- (6) Commission Delegated Regulation (EU) 2017/891 of 13 March 2017 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to the fruit and vegetables and processed fruit and vegetables sectors and supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to penalties to be applied in those sectors and amending Commission Implementing Regulation (EU) No 543/2011 ([OJ L 138, 25.5.2017, p. 4](#)).

Status:

Point in time view as at 01/10/2019.

Changes to legislation:

There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/1746.