

WIJ WILLEM ALEXANDER,
BIJ DE GRATIE GODS,
KONING DER NEDERLANDEN,
PRINS VAN ORANJE-NASSAU,
ENZ. ENZ. ENZ.

I WILLEM ALEXANDER,
BY THE GRACE OF GOD,
KING OF THE NETHERLANDS,
PRINCE OF ORANGE-NASSAU,
ETC., ETC., ETC.,

WIJ WILLEM ALEXANDER,
BIJ DE GRATIE GODS,
KONING DER NEDERLANDEN,
PRINS VAN ORANJE-NASSAU,
ENZ. ENZ. ENZ.

Decree of

amending the Commodities Act Decree on meat, minced meat and meat products, the Commodities Act Decree on Dairy Products and the Commodities Act Decree on administrative penalties in connection with amendments to European legislation and some technical adjustments

On the recommendation of the State Secretary for Public Health, Welfare and Sport of
insert date of proposal, reference insert reference of proposal;

Having regard to:

- Regulation (EC) No 1760/2000 of the European Parliament and of the Council of 17 July 2000 establishing a system for the identification and registration of bovine animals and regarding the labelling of beef and beef products and repealing Council Regulation (EC) No 820/97 (OJ L 204, 2000);
- Commission Regulation (EC) No 1825/2000 of 25 August 2000 laying down detailed rules for the application of Regulation (EC) No 1760/2000 of the European Parliament and of the Council as regards the labelling of beef and beef products (OJ L 216, 2000);
- Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin (OJ L 139, 2004);
- 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 (OJ L 347, 2013);
- Articles 4, 5, 6, 8(1), 13, 13a, 14 and 32b of the Commodities Act (Warenwet);

Having heard the Advisory Division of the Council of State (opinion of insert date of Council of State opinion, No insert number of Council of State opinion);

Having regard to the further report by the State Secretary for Health, Welfare and Sport of (insert date of further report, insert reference of further report);

Have approved and hereby decree the following:

Article I

The Commodities Act Decree on meat, minced meat and meat products (Warenwetbesluit Vlees, gehakt en vleesproducten) is amended as follows:

A

Article 2 now reads as follows:

Article 2

1. It is prohibited to prepare, treat, process, package, store, transport or market meat, wild boar meat, mechanically separated meat, minced meat, meat preparations, minced meat and meat products other than in accordance with the rules laid down in or pursuant to this Decree.
2. It is prohibited to market goods other than those for which the indications and mentions specified in this Decree are reserved, by using those indications and mentions.
3. It is prohibited to act in violation of Articles 11, 13(1), (2) and (5), 14, 15 and 15a of Regulation (EC) No 1760/2000 and Articles 1, 2(2), 4(1) and (2), 5a(1), 5b, 5c(1) and (2), and 7(1) and (4) of Regulation (EC) No 1825/2000.

B

In Article 14, the words 'Article 20 of Regulation (EC) No 1760/2000' are replaced by the words 'Article 22a of Regulation (EC) No 1760/2000'.

Article II

The Commodities Act Decree on dairy products (Warenwetbesluit Zuivel) is amended as follows:

A

Article 1 now reads as follows:

Article 1

In this Decree, the following terms and definitions shall apply:

- *cheese standard* means the international cheese standard, drawn up in the context of the 'FAO/WHO Code of Principles concerning Milk and Milk Products';
- *milk* means milk as referred to in Part III of Annex VII to Regulation (EU) No 1308/2013;
- *milk intended for the preparation of milk-based products* means
 - 1°. raw milk intended for processing;
 - 2°. liquid or frozen milk obtained from raw milk, whether or not it has undergone a permitted physical treatment, such as heat treatment or thermisation, and whether or not its composition has been modified, provided that this modification is limited to the addition or extraction of natural milk constituents;
- *micro-organisms of yoghurt culture* means micro-organisms of the species *Lactobacillus delbrueckii* subsp. *bulgaricus* and *Streptococcus thermophilus*;
- *milk-based products* means dairy products and composite dairy products;
- *raw milk* means raw milk as referred to in Part IV of Annex VII to Regulation (EU) No 1308/2013;
- *Directive 79/1067/EEC* means First Commission Directive 79/1067/EEC of 13 November 1979 laying down Community methods of analysis for testing certain partly or wholly dehydrated preserved milk for human consumption (OJ L 327, 1979);
- *Directive 85/503/EEC* means First Commission Directive 85/503/EEC of 25 October 1985 on methods of analysis for edible caseins and caseinates intended for human consumption (OJ L 308, 1985);
- *Directive 2001/114/EC* means Council Directive of 20 December 2001 relating to certain partly or wholly dehydrated preserved milk for human consumption (OJ L 15, 2002);
- *Directive (EU) 2015/2203* means Directive (EU) 2015/2203 of the European Parliament and of the Council of 25 November 2015 on the approximation of the laws of the Member States relating to caseins and caseinates intended for human consumption and repealing Council Directive 83/417/EEC (OJ L 314, 2015);
- *composite dairy product* means a product in which no single element takes the place of a milk constituent or is added for this purpose and in which the milk or a

- dairy product is an essential constituent, either by its quantity or because its effect is characteristic of the product;
- *thermisation* means heating of raw milk to a temperature between 57°C and 68°C so that the milk continues to react positively to the phosphatase test after this treatment;
 - *Regulation (EC) 1332/2008* means Regulation (EC) No 1332/2008 of the European Parliament and of the Council of 16 December 2008 on food enzymes and amending Council Directive 83/417/EEC, Council Regulation (EC) No 1493/1999, Directive 2000/13/EC, Council Directive 2001/112/EC and Regulation (EC) No 258/97 (OJ L 354, 2008);
 - *Regulation (EC) 1333/2008* means Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (OJ L 354, 2008);
 - *Regulation (EU) No 1308/2013* means 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 (OJ L 347, 2013);
 - *Regulation (EU) No 2024/1143* means Regulation (EU) 2024/1143 of the European Parliament and of the Council of 11 April 2024 on geographical indications for wine, spirit drinks and agricultural products, as well as traditional specialities guaranteed and optional quality terms for agricultural products, amending Regulations (EU) No 1308/2013, (EU) 2019/787 and (EU) 2019/1753 and repealing Regulation (EU) No 1151/2012 (OJ L 2024/1143);
 - *heat treatment* means any treatment by heating that, immediately after its application, results in a negative reaction to the phosphatase test;
 - *dairy product* means a dairy product as referred to in Part III of Annex VII to Regulation (EU) No 1308/2013.

B

Article 2 now reads as follows:

Article 2

1. It is prohibited to act in breach of the requirements laid down in or pursuant to Article 78(2) to (5) and Parts III and IV of Annex VII to Regulation (EU) No 1308/2013 in so far as they relate to milk and dairy products for human consumption.
2. It is prohibited to prepare, treat, process, package, store, transport, market or use food and drink products other than in accordance with the rules laid down in or pursuant to this Decree.
3. It is prohibited to market goods other than those for which the indications specified in or pursuant to this Decree are reserved, by using those indications or any indications resembling them.

C

In the heading of Section 3, the words ‘EEC directives’ are replaced by ‘EU directives’.

D

Article 4 now reads as follows:

Article 4

Our Minister will lay down further rules on the transposition of:

- a. Directive 2001/114/EC; and
- b. Directive (EU) 2015/2203.

E

In the heading of Section 4, ‘and pressed cheese’ is deleted.

F

Article 5 is amended as follows:

1. ‘1.’ is included before the text.
2. In paragraph 1 (new), introductory wording, the words ‘goat cheese and sheep cheese’ are deleted.

3. A paragraph is added, reading:
 2. Rennet as referred to in paragraph 1 shall comply with the requirements of Regulation (EC) 1332/2008.

G

In the headings of Sections 5 and 6 of the Dutch text, the word 'produkten' (products) is in each case replaced by 'producten'.

H

In Articles 7, introductory wording, 8(1), introductory wording, and 16 of the Dutch text, the word 'zuivelprodukt' (dairy product) is in each case replaced by 'zuivelproduct'.

I

In Articles 7, introductory wording, 8(1), introductory wording, 9(1), 14, 15 and 16, each instance of the words 'cow's milk' is replaced by 'milk'.

J

Article 8(4) is removed.

K

Article 9(2) now reads as follows:

2. Without prejudice to the designations referred to in Articles 2.28 to 2.30 of the Animal Products Regulations (Regeling dierlijke producten) and to the quality schemes registered under Regulation (EU) 2024/1143, one of the designations referred to in the Annex may be used for cheese, provided that the nature and composition of the product comply with the relevant cheese standard.

L

Article 10(2) and (3) are deleted, along with the designation '1.' before paragraph 1.

M

Article 11 is deleted.

N

Article 12 is amended as follows:

1. Paragraph 1 now reads as follows:
 1. Whole cheese as referred to in Article 9, which is in bulk form and present in a shop or in any other place of sale accessible to the public, shall bear the designation referred to in Article 8(1) of the Commodities Act Decree on food information (Warenwetbesluit informatie levensmiddelen) and an indication of the fat content of the dry matter.
2. In paragraphs 2 and 3, each instance of 'indication' is replaced by 'name', and each instance of 'mention' by 'mentions'.

O

Article 12a now reads as follows:

Article 12a

The rind of cheese referred to in Article 9 may be covered only by the coatings designated by ministerial order under the conditions laid down in that order.

P

In Article 13, paragraph 2 is deleted, and paragraph 3 is renumbered as paragraph 2.

Q

Article 14 of the Dutch text is amended as follows:

1. The words 'samengestelde zuivelprodukt' (composite dairy product) are replaced by 'samengestelde zuivelproduct'.
2. In the paragraph 2(a) of the Dutch text, the word 'graanprodukten' (cereal products) is replaced by 'graanproducten'.

R

In Article 15 of the Dutch text, the words 'samengestelde vloeibare zuivelprodukt' (composite liquid dairy product) are replaced by 'samengestelde vloeibare zuivelproduct'.

S

In Article 17 of the Dutch text, the spelling of the word 'produkt' (product) is replaced by 'product'.

T

Article 18 is amended as follows:

1. In paragraph 2 of the Dutch text, the spelling of 'Richtlijn 79/1067/EEC' (Directive 79/1067/EEC is changed to 'richtlijn 79/1067/EEC'.
2. In paragraph 3 of the Dutch text, the spelling of 'Richtlijn 85/503/EEC' (Directive 85/503/EEC is changed to 'richtlijn 85/503/EEC'.
3. In paragraph 5, the words ', in agreement with Our Minister for Economic Affairs, Agriculture and Innovation,' are deleted.

U

Article 20 now reads as follows:

Article 20

After the entry into force of the Decree of XXX amending the Commodities Act Decree on meat, minced meat and meat products, the Commodities Act Decree on Dairy Products and the Commodities Act Decree on administrative penalties in connection with amendments to European legislation and some technical adjustments (Bulletin of Acts and Decrees XXX), the Commodities Act Regulations on dehydrated milk 2003 and the Commodities Act Regulations on casein and caseinates 2016 are also based respectively on Article 4(a) and Article 4(b) of this Decree.

V

The Annex now reads as follows:

Annex List of authorised designations of cheese complying with the relevant Codex Alimentarius cheese standard

This Annex is associated with Article 9(2).

Mozzarella
Cheddar
Edam
Gouda
Samsø
Emmental
Tilsiter
Saint-Paulin
Provolone
Cottage Cheese
Coulommiers
Cream Cheese
Camembert
Brie
Extra Hard Grating Cheese

Article III

The Annex to the Commodities Act Decree on administrative penalties (Warenwetbesluit bestuurlijke boeten) is hereby amended as follows:

1. Section C-16 now reads as follows:

<i>C-16 Commodities Act Decree on meat, minced meat and meat products</i>				
C-16.1	Article 2(1) in conjunction with Article 3	EUR 525.00	EUR 1,050.00	X
C-16.2	Article 2(1) in conjunction with Article 3a	EUR 525.00	EUR 1,050.00	X
C-16.3	Article 2(1) in conjunction with Article 3b	EUR 525.00	EUR 1,050.00	X
C-16.4	Article 2(1) in conjunction with Article 4(1)	EUR 525.00	EUR 1,050.00	X
C-16.5	Article 2(1) in conjunction with Article 5(1)	EUR 525.00	EUR 1,050.00	X
C-16.6	Article 2(2) in conjunction with Article 6	EUR 525.00	EUR 1,050.00	X
C-16.7	Article 2(2) in conjunction with Article 7	EUR 525.00	EUR 1,050.00	X
C-16.8	Article 2(2) in conjunction with Article 8	EUR 525.00	EUR 1,050.00	X
C-16.9	Article 2(2) in conjunction with Article 9	EUR 525.00	EUR 1,050.00	X
C-16.10	Article 2(2) in conjunction with Article 10	EUR 525.00	EUR 1,050.00	X
C-16.11	Article 2(2) in conjunction with Article 12	EUR 525.00	EUR 1,050.00	X
C-16.12	Article 2(3)	EUR 525.00	EUR 1050.00	X

2. Section C-17 now reads as follows:

<i>C-17 Commodities Act Decree on dairy products</i>					
C-17.1	Article 2(1)		EUR 525.00	EUR 1,050.00	
C-17.2	Article 2(2), in conjunction with Article 5(1)		EUR 525.00	EUR 1,050.00	
C-17.3	Article 2(2) in conjunction with Article 5(2)		EUR 525.00	EUR 1,050.00	
C-17.4	Article 2(2) in conjunction with Article 7		EUR 525.00	EUR 1,050.00	
C-17.5	Article 2(2), in conjunction with Article 8(1)		EUR 525.00	EUR 1,050.00	
C-17.6	Article 2(2) in conjunction with Article 8(2)		EUR 525.00	EUR 1,050.00	
C-17.7	Article 2(1) in conjunction with Article 8(3)		EUR 525.00	EUR 1,050.00	
C-17.8	Article 2(2), in conjunction with Article 9(1)		EUR 525.00	EUR 1,050.00	
C-17.9	Article 2(2) in conjunction with Article 9(2)		EUR 525.00	EUR 1,050.00	
C-17.10	Article 2(2) in conjunction with Article 10		EUR 525.00	EUR 1,050.00	
C-17.11	Article 2(2) in conjunction with Article 12(1)		EUR 525.00	EUR 1,050.00	
C-17.12	Article 2(2) in conjunction with Article 12(2)		EUR 525.00	EUR 1,050.00	
C-17.13	Article 2(1) in conjunction with Article 12(3)		EUR 525.00	EUR 1,050.00	
C-17.14	Article 2(2) in conjunction with Article 12a		EUR 525.00	EUR 1,050.00	
C-17.15	Article 2(2) in conjunction with Article 13(1)		EUR 525.00	EUR 1,050.00	
C-17.16	Article 2(2) in conjunction with Article 13(2)		EUR 525.00	EUR 1,050.00	
C-17.17	Article 2(2) in conjunction with Article 14(1)		EUR 525.00	EUR 1,050.00	
C-17.18	Article 2(2) in conjunction with Article 14(2)		EUR 525.00	EUR 1,050.00	
C-17.19	Article 2(2) in conjunction with Article 15		EUR 525.00	EUR 1,050.00	
C-17.20	Article 2(2) in conjunction with Article 16(1)		EUR 525.00	EUR 1,050.00	
C-17.21	Article 2(2) in conjunction with Article 16(2)		EUR 525.00	EUR 1,050.00	
C-17.22	Article 2(2) in conjunction with Article 17		EUR 525.00	EUR 1,505.00	
C-17.23	Article 2(3)		EUR 525.00	EUR 1,050.00	
C-17.24	<i>Commodities Act Decree on dairy products</i>	<i>Commodities Act Regulations on dehydrated milk 2003 (Warenwetregeling gedehydrateerde melk)</i>			
C-17.24.1	Article 2(2) in conjunction with	Article 3(a)	EUR 525.00	EUR 1,050.00	
C-17.24.2	Article 2(2) in conjunction with	Article 3(b)	EUR 525.00	EUR 1,050.00	
C-17.24.3	Article 2(2) in	Article 3(c)	EUR 525.00	EUR 1,050.00	

	conjunction with				
C-17.24.4	Article 2(2) in conjunction with	Article 3a(a)	EUR 525.00	EUR 1,050.00	
C-17.24.5	Article 2(2) in conjunction with	Article 3a(b)	EUR 525.00	EUR 1,050.00	
C-17.24.6	Article 2(2) in conjunction with	Article 3a(c)	EUR 525.00	EUR 1,050.00	
C-17.24.7	Article 2(2) in conjunction with	Article 4(a)	EUR 525.00	EUR 1,050.00	
C-17.24.8	Article 2(2) in conjunction with	Article 4(b)	EUR 525.00	EUR 1,050.00	
C-17.24.9	Article 2(2) in conjunction with	Article 4(c)	EUR 525.00	EUR 1,050.00	
C-17.24.10	Article 2(2) in conjunction with	Article 5	EUR 525.00	EUR 1,050.00	
C-17.24.11	Article 2(2) in conjunction with	Article 6(1)	EUR 525.00	EUR 1,050.00	
C-17.24.12	Article 2(2) in conjunction with	Article 7	EUR 525.00	EUR 1,050.00	
C-17.24.13	Article 2(2) in conjunction with	Article 8	EUR 525.00	EUR 1,050.00	
C-17.24.14	Article 2(2) in conjunction with	Article 9	EUR 525.00	EUR 1,050.00	
C-17.24.15	Article 2(2) in conjunction with	Article 10(1)	EUR 525.00	EUR 1,050.00	
C-17.24.16	Article 2(2) in conjunction with	Article 11	EUR 525.00	EUR 1,050.00	
C-17.24.17	Article 2(2) in conjunction with	Article 12	EUR 525.00	EUR 1,050.00	
C-17.24.18	Article 2(2) in conjunction with	Article 13(1)	EUR 525.00	EUR 1,050.00	
C-17.24.19	Article 2(2) in conjunction with	Article 14	EUR 525.00	EUR 1,050.00	
C-17.24.20	Article 2(2) in conjunction with	Article 15(1)(a)	EUR 525.00	EUR 1,050.00	
C-17.24.21	Article 2(2) in conjunction with	Article 15(1)(b)	EUR 525.00	EUR 1,050.00	
C-17.24.22	Article 2(2) in conjunction with	Article 16(a)	EUR 525.00	EUR 1,050.00	
C-17.24.23	Article 2(2) in conjunction with	Article 16(b)	EUR 525.00	EUR 1,050.00	
C-17.25	<i>Commodities Act Decree on dairy products</i>	<i>Commodities Act Regulations on casein and caseinates 2016 (Warenwetregeling caseïne en caseïnaten)</i>			
C-17.25.1	Article 2(2) in conjunction with	Article 2(1)	EUR 525.00	EUR 1,050.00	X
C-17.25.2	Article 2(2) in conjunction with	Article 2(2)	EUR 525.00	EUR 1,050.00	X
C-17.25.3	Article 2(2) in conjunction with	Article 2(3)	EUR 525.00	EUR 1,050.00	X
C-17.25.4	Article 2(2) in conjunction with	Article 3	EUR 525.00	EUR 1,050.00	X
C-17.25.5	Article 2(3) in conjunction with	Article 2(1)	EUR 525.00	EUR 1,050.00	X
C-17.25.6	Article 2(3) in conjunction with	Article 2(2)	EUR 525.00	EUR 1,050.00	X
C-17.25.7	Article 2(3) in conjunction with	Article 2(3)	EUR 525.00	EUR 1,050.00	X
C-17.25.8	Article 2(2) in conjunction with	Article 4(1)	EUR 525.00	EUR 1,050.00	X
C-17.25.9	Article 2(2) in conjunction with	Article 2(4)	EUR 525.00	EUR 1,050.00	X
C-17.26	<i>Commodities Act Decree on dairy</i>	<i>Commodities Act Regulations on</i>			

	<i>products</i>	<i>cheese rind coatings (Warenwetregeling Kaaskorstbedekkin gsmiddelen)</i>			
C-17.26.1	Article 2(2) in conjunction with	Article 1(1)	EUR 525.00	EUR 1,050.00	X
C-17.26.2	Article 2(2) in conjunction with	Article 1(2)	EUR 525.00	EUR 1,050.00	X
C-17.26.3	Article 2(2) in conjunction with	Article 1(3)	EUR 525.00	EUR 1,050.00	X
C-17.26.4	Article 2(2) in conjunction with	Article 2(1)	EUR 525.00	EUR 1,050.00	X
C-17.26.5	Article 2(2) in conjunction with	Article 1(5)	EUR 525.00	EUR 1,050.00	X
C-17.26.6	Article 2(2) in conjunction with	Article 2(1)	EUR 525.00	EUR 1,050.00	X
C-17.26.7	Article 2(2) in conjunction with	Article 2(2)	EUR 525.00	EUR 1,050.00	X
C-17.26.8	Article 2(2) in conjunction with	Article 2(3)	EUR 525.00	EUR 1,050.00	X
C-17.26.9	Article 2(2) in conjunction with	Article 2a(1)	EUR 525.00	EUR 1,050.00	X
C-17.26.10	Article 2(2) in conjunction with	Article 2a(2)	EUR 525.00	EUR 1,050.00	X

Article IV

This Decree shall enter into force on 1 July 2025.

I hereby order this Decree and its associated explanatory notes to be published in the official journal.

The State Secretary for Health,
Welfare and Sports