

Message 001

Communication from the Commission - TRIS/(2025) 1040

Directive (EU) 2015/1535

Notification: 2025/0201/NL

Notification of a draft text from a Member State

Notification – Notification – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Nezahajuje prodlení - Fristerne indledes ikke - Καμμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késéseket - Non fa decorrere la mora - Atidējimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħ il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20251040.EN

1. MSG 001 IND 2025 0201 NL EN 09-04-2025 NL NOTIF

2. Netherlands

3A. Douane Groningen, Centrale dienst voor In- en uitvoer
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3B. Ministerie van Volksgezondheid, Welzijn en Sport
Directie Wetgeving en Juridische Zaken

4. 2025/0201/NL - C50A - Foodstuffs

5. Amendment of 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 changes in European legislation and some technical adjustments

6. Meat, minced meat, meat products and dairy products.

7.

8. Commodities Act Decree on meat, minced meat and meat products (Warenwetbesluit Vlees, gehakt en vleesproducten)

The amendment to Article 2 of the Commodities Act Decree on meat, minced meat and meat products simplifies the wording of the prohibition clause. The scope of this Article has not changed. Paragraph 3 (formerly paragraph 7) designates the relevant provisions of Regulation (EC) No 1760/2000 and Regulation (EC) No 1825/2000 as prohibitions, with the result that infringements of these provisions can be penalised. Erroneously, a number of provisions of these regulations had not been included. This amendment adds Article 15a of Regulation (EC) No 1760/2000 and Articles 4(1) and (2), 5a(1), 5b and 5c(1) and (2) of Regulation (EC) No 1825/2000 to Article 2(3) of the Commodities Act Decree on meat, minced meat and meat products.

Commodities Act Decree on dairy products (Warenwetbesluit Zuivel)

The amendments to the Commodities Act Decree on dairy products are mainly the result of changes in European legislation. References are made in various places to European legislation that has already been repealed. This is hereby corrected. Article 2 of the Commodities Act Decree on dairy products is rewritten in order to simplify the wording of the prohibition contained therein. In addition, several technical amendments have been made.

Commodities Act Decree on administrative penalties (Warenwetbesluit bestuurlijke boeten)

The new wording of the prohibitions in the Commodities Act Decree on meat, minced meat and meat products and the Commodities Act Decree on dairy products leads to changes in the Commodities Act Decree on administrative penalties

For the sake of completeness, it is noted that Article 13d of the Commodities Act contains a mutual recognition clause. The mutual recognition principle entails that an EU Member State shall not ban in its own territory the sale of goods that have been legally brought onto the market in another EU Member State on the grounds that the goods do not meet its own national regulations. It is important, however, that the legitimate public interests guaranteed by the national requirements in force are sufficiently protected.

9. Prohibition of discrimination

The proposed amendment is applied without discrimination. The amendments to the Commodities Act Decrees apply to all manufacturers in the Netherlands.

Necessity

The proposed amendment is justified in view of an overriding reason in the public interest, namely: the protection of public health.

Proportionality

This amendment of the Commodities Act Decrees is an appropriate measure to protect public health. These Commodities Act Decrees already contain requirements for meat, minced meat, meat products and dairy products.

In addition, the measure does not go beyond what is necessary. There is no less restrictive measure to ensure food safety.

10. Numbers or titles of basic texts:

11. No

12.

13. No

14. No

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

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