Basic information

2018/0097(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan Amending Regulation (EC) No 110/2008 2005/0028(COD) **Subject** 2.10.03 Standardisation, EC/EU standards and trade mark, certification, compliance 3.10.06.08 Wine, alcoholic and non-alcoholic beverages 3.10.10 Foodstuffs, foodstuffs legislation 4.60.02 Consumer information, advertising, labelling 6.20.03 Bilateral economic and trade agreements and relations **Geographical area** Japan	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
ENVI Environment, Public Health and Food Safety	VĂLEAN Adina (PPE)	16/05/2018
	Shadow rapporteur MELIOR Susanne (S&D) PIECHA Bolesław G. (ECR) MÜLLER Ulrike (ALDE) BOYLAN Lynn (GUE/NGL)	

Committee for opinion	Rapporteur for opinion	Appointed
INTA International Trade	The committee decided not to give an opinion.	
IMCO Internal Market and Consumer Protection	The committee decided not to give an opinion.	
AGRI Agriculture and Rural Development	The committee decided not to give an opinion.	

Council of the

Council configuration	Meetings	Date

European Union	Environment	3640	2018-10-09

European Commission	Commission DG	Commissioner
	Agriculture and Rural Development	HOGAN Phil

European Economic and Social Committee
European Committee of the Regions

Key events

Date	Event	Reference	Summary
18/04/2018	Legislative proposal published	COM(2018)0199	Summary
02/05/2018	Committee referral announced in Parliament, 1st reading		
10/07/2018	Vote in committee, 1st reading		
12/07/2018	Committee report tabled for plenary, 1st reading	A8-0255/2018	Summary
12/09/2018	Decision by Parliament, 1st reading	T8-0334/2018	Summary
12/09/2018	Results of vote in Parliament		
09/10/2018	Act adopted by Council after Parliament's 1st reading		
23/10/2018	Final act signed		
23/10/2018	End of procedure in Parliament		
12/11/2018	Final act published in Official Journal		

Technical information

Procedure reference	2018/0097(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 110/2008 2005/0028(COD)
Legal basis	Treaty on the Functioning of the European Union TFEU 114-p1
Other legal basis	Rules of Procedure EP 165
Mandatory consultation of other institutions	European Economic and Social Committee European Committee of the Regions
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/8/12844

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE623.611	13/06/2018	
Committee report tabled for plenary, 1st reading/single reading		A8-0255/2018	12/07/2018	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0334/2018	12/09/2018	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00056/2018/LEX	24/10/2018	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2018)0199	18/04/2018	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2018/1670
OJ L 284 12.11.2018, p. 0001 Summary

Nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan

2018/0097(COD) - 12/09/2018 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 611 votes to 20, with 65 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EC) No 110/2008 as regards nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan.

The European Parliament adopted its position at first reading, taking over the Commission proposal.

The proposal aims to introduce a derogation from Union rules concerning bottle sizes, for single distilled shochu, a spirit drink produced by pot still and bottled in Japan that is traditionally sold in bottles of sizes of four go or one sho that correspond to nominal quantities of 720 ml (one go corresponds to 180 ml) and 1800 ml, respectively, and that are currently not among the nominal quantities permitted in the Union under Directive 2007/45/EC laying down rules on nominal quantities of prepacked products.

Nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan

2018/0097(COD) - 12/07/2018 - Committee report tabled for plenary, 1st reading/single reading

The Committee on the Environment, Public Health and Food Safety adopted a report by Adina-Ioana VĂLEAN (EPP, RO) on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EC) No 110/2008 as regards nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan.

The committee responsible recommended that the European Parliament adopt its position at first reading, taking over the Commission proposal.

This Commission proposal aims at introducing a **derogation from Union rules concerning bottle sizes, for single distilled shochu**, a spirit drink produced by pot still and bottled in Japan that is traditionally sold in bottles of sizes of four go or one sho that correspond to nominal quantities of 720 ml (one go corresponds to 180 ml) and 1800 ml, respectively, and that are currently not among the nominal quantities permitted in the Union under Directive 2007 /45/EC laying down rules on nominal quantities of prepacked products.

This proposal is an amendment to Regulation (EC) No 110/2008 of the European Parliament and of the Council on the definition, description, presentation, labelling and the protection of geographical indications of spirit drinks.

The derogation that is proposed to **implement the EU-Japan EPA** can only be introduced by means of a Regulation as it needs to apply in all Member States simultaneously upon entry into force of the EU-Japan EPA.

The EU has finalised negotiations for a trade agreement with Japan. An agreement in principle was reached on 7 July 2017 and negotiations were finalized on 8 December 2017. On 18 April 2018, the text of the agreement was presented by the Commission to the Council. Once approved by the Council, the agreement will be sent to the European Parliament, aiming for the entry into force before the end of the current mandate of the European Commission in 2019.

Nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan

2018/0097(COD) - 18/04/2018 - Legislative proposal

PURPOSE: to implement the provisions of the EU-Japan Economic Partnership Agreement (EPA) concerning exports from Japan to the Union of *shochu*, a spirit drink produced by pot still and bottled in Japan.

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

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: on 29 November 2012, the Council authorised the Commission to enter into negotiations for a **Free Trade Agreement** (FTA) with Japan.

The negotiations for an Economic Partnership Agreement between the European Union and Japan have been successfully concluded.

The Agreement provides that single distilled *shochu*, as defined in the Liquor Tax Law of Japan, produced by pot still and bottled in Japan, shall be allowed to be placed on the market of the European Union in traditional bottles of sizes of four go and one sho, corresponding to nominal quantities of 720 ml and of 1800 ml, respectively, provided that other applicable legal requirements of the European Union are fulfilled.

Directive 2007/45/EC of the European Parliament and of the Council provides that spirit drinks put up in pre-packages may only be placed on the Union market if they are prepacked in the nominal quantities listed in section 1 of the Annex to that Directive. For spirit drinks, section 1 of the Annex to Directive 2007/45/EC refers to nine nominal quantities on the interval from 100 ml to 2000 ml. These nominal quantities do not include 720 ml and 1800 ml, the nominal quantities in which single distilled *shochu* produced by pot still is bottled and marketed in Japan.

A derogation from the nominal quantities set out in the Annex to Directive 2007/45/EC for spirit drinks is therefore necessary to ensure that single distilled *shochu* produced by pot still and bottled in Japan may be placed on the Union market.

IMPACT ASSESSMENT: a trade sustainability impact assessment of the EPA between the EU and Japan was carried out by the external contractor “London School of Economics Enterprises”. The details of it are provided in Commission proposal for a Council Decision on the signing on behalf of the European Union, of the Economic Partnership Agreement between the European Union and Japan.

CONTENT: the proposal aims at introducing a **derogation from Union rules concerning bottle sizes, for single distilled *shochu*,** a spirit drink produced by pot still and bottled in Japan that is traditionally sold in bottles of sizes of four go or one sho that correspond to **nominal quantities of 720 ml (one go corresponds to 180 ml) and 1800 ml, respectively**, and that are currently not among the nominal quantities permitted in the Union under Directive 2007 /45/EC laying down rules on nominal quantities of prepacked products.

This derogation needs to be introduced by an amendment to Regulation (EC) No 110/2008 of the European Parliament and of the Council to ensure that single distilled *shochu* produced by pot still and bottled in Japan may be placed on the market in all Member States simultaneously upon the entry into force of the Agreement.

Nominal quantities for placing on the Union market of single distilled shochu produced by pot still and bottled in Japan

2018/0097(COD) - 12/11/2018 - Final act

PURPOSE: to implement the provisions of the EU-Japan Economic Partnership Agreement (EPA) concerning exports from Japan to the Union of shochu, a spirit drink produced by pot still and bottled in Japan.

LEGISLATIVE ACT: Regulation (EU) 2018/1670 of the European Parliament and of the Council amending Regulation (EC) No 110/2008 as regards nominal quantities for the placing on the Union market of single distilled shochu produced by pot still and bottled in Japan.

CONTENT: the Regulation amends Regulation (EC) No 110/2008 as regards the nominal quantities for the placing on the Union market of shochu, a spirit drink produced by pot still and bottled in Japan.

The new amending regulation ensures that after the signing of the EU-Japan Economic Partnership Agreement on 17 July 2018, shochu may be marketed in the EU in traditional bottles, although the nominal quantities of these bottles do not correspond to those previously provided for pre-packaged spirit drinks.

By way of derogation from Directive 2007/45/EC of the European Parliament and of the Council, single distilled shochu produced by pot still and bottled in Japan, may be placed on the Union market in nominal quantities of 720 ml and 1 800 ml.

ENTRY INTO FORCE: 2.12.2018. The Regulation shall apply from the date of entry into force of the Economic Partnership Agreement between the European Union and Japan.