



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 14 December 2011

**Interinstitutional File:
2008/0183 (COD)**

**18593/11
ADD 1**

**CODEC 2435
AGRI 886
AGRIORG 251
OC 95**

ADDENDUM TO "A" ITEM NOTE

from: Special Committee on Agriculture
to: Council

No. Cion prop.: 15054/11 - COM(2011) 634 final

Subject : Amended proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1290/2005 and Council Regulation (EC) No 1234/2007 as regards distribution of food products to the most deprived persons in the Union (LA+ S)

- Political agreement

COMMON GUIDELINES

Consultation deadline: 14 December 2011

Delegations will find attached statements from Member States and the Commission.

Declaration by the Commission

With regard to Commission's proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1290/2005 and Council Regulation (EC) 1234/2007 as regards distribution of food products to the most deprived persons in the Union the Commission takes note of the repeated discussions in the Council, where a blocking minority of six member states opposed the proposal.

The Commission also takes note of the joint declaration from France and Germany, where both countries declared,

- that they agree to continue the program for a transition period ending definitely on 31 December 2013 in order to allow charity organizations in Member States using the current program to take into account the new situation.
- that they consider that the conditions are not met for a proposal of a new program for a period post 2013 to be presented by the Commission and adopted by the Council.
- that they cannot agree with legal and financial proposals by the Commission of such a program in the future.

The Commission takes note of the opinion of a significant group of Member States not to pursue the program beyond 2013 and to amend the EU Regulation on the Single CMO and the future Multi-Annual Financial Framework 2014 – 2020 accordingly.

Without prejudice to its right of initiative under the Treaty, the Commission will take account of this strong opposition to any legal and financial proposal of such a program in the future.

Joint Declaration by France and Germany

The EU regulation regarding the distribution of food products to the most deprived persons relies on the distribution of products from Union intervention stocks supplemented, on a temporary basis, by purchases on the market. Successive reforms of the CAP and market evolutions have resulted in a progressive reduction in intervention stocks, as well as the range of products available.

Recognizing the importance of the work of charity organizations in Member States using the current program, France and Germany agree to continue the program for a transition period ending definitely on 31 December 2013 in order to allow these organizations to take into account this new situation. In this context, France and Germany welcome the ongoing exchange of views between their charity organizations.

However, given the discussion in the Council, France and Germany consider that the conditions are not met for a proposal of a new program for a period post 2013 to be presented by the Commission and adopted by the Council. This is why both countries can't agree with legal and financial proposals by the Commission of such a program in the future.

Declaration by Sweden

Sweden is of the opinion that the new proposal and the declaration by the Commission do not present enough guarantees that the program for distribution of food products to the most deprived persons in the Union, will end definitely on the 31st of December 2013, and that the future Multi-Annual Financial Framework 2014 – 2020 will be amended accordingly.

Therefore Sweden cannot support this proposal and intends to vote against it.
