

WORKING DOCUMENT

EXPERT GROUP "CROPS MARKET OBSERVATORY"

3 APRIL 2020

Agenda item:

2. Market transparency - exchange of views on the methodology for data collection of market prices

This Working Document is intended to inform stakeholders about the on-going work on the implementation of Regulation (EU) 2019/1746.

Implementing Regulation (EU) 2019/1746¹ laying down new rules on market transparency was published on 22 October 2019. The Regulation **shall apply from 1 January 2021**. The Regulation extend the list of agricultural products for which the Member States are obliged to regularly communicate market prices (or other market information such as production, consumption or stocks)

Since the adoption of the new Regulation, the European Commission and Member States have been working on its implementation in a coordinated way, discussing and agreeing on technical details in relevant CMO Committee meetings. Technical work is being done at several levels, most notably on establishing **product descriptions** and other technical elements for new reporting products, which are those for which new reporting obligations apply as of 1 January 2021. For each new product, or group of similar products, a summary fiche has been drafted to facilitate discussions.

This working document gathers **draft fiches** that have been discussed between the European Commission and Member States within the CMO Committee - Arable Crops, and are relevant for the Expert Group - Crops Market Observatory. Certain technical details for some products were discussed on a bilateral basis with some stakeholders. The **Members of the Crops Market Observatory are requested to provide their views or comments in writing by 1 May.**

The work on this document will continue at the CMO Committee - Arable Crops. **Please keep in mind that the draft fiches contained in this working document are not yet final.**

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¹ 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

DRAFT - Descriptive fiche for the notification of price for OILSEEDS².

Content of the notification:

Representative prices for rapeseed, sunflower seed, and soya bean.

Member States concerned:

Member States with a planted area of the respective crop of at least 10 000 hectares per year.

Period of notification:

By 12.00 (Brussels time) each Wednesday for the previous week.

Product descriptions:

Rapeseed: Rape or colza seeds, whether or not broken, other than for sowing. CN code 1205 10 90 or 1205 90 00.³

Sunflower seed: Sunflower seed, whether or not broken, other than for sowing. CN code 1206 00 91 or 1206 00 99.

Soya bean: Soya beans, whether or not broken, other than seed. CN code 1201 90 00.

Operators:

Representative operators in the production of oilseeds.

Number of operators:

At least 3 operators.

Minimum share of MS production to cover:

Member States shall establish the share of the oilseed domestic production that the notified price cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Ex-factory selling price.

² The reporting of prices of oilseeds is currently voluntary for Member States. As of 1 January 2021, it will be compulsory for those Member States concerned by the relevant threshold.

³ CN codes refer to Commission Implementing Regulation (EU) 2019/1776

DRAFT - Descriptive fiche for the notification of price for OILSEEDS MEALS and OILSEEDS OILS.

Content of the notification:

Representative prices for rapeseed meal, sunflower seed meal, soya meal, crude rape oil, crude sunflower oil and crude soya bean oil.

Member States concerned:

Member States processing more than 200 000 tonnes of the respective oilseed crop.

Period of notification:

By 12.00 (Brussels time) each Wednesday for the previous week.

Product descriptions:

Rapeseed meal: Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of oil of low erucic acid rape or colza seeds. CN code 2306 41 00 or 2306 49 00.⁴

Sunflower seed meal: Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of sunflower seeds. CN code 2306 30 00.

Soya meal: Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of soya-bean oil. CN code 2304 00 00.

Crude rape oil: Crude low-erucic-acid rape or colza oil and its fractions. CN codes 1514 11 10 or 1514 11 90.

Crude sunflower oil: Crude sunflower-seed oil and its fractions. CN codes 1512 11 10 or 1512 11 91.

Crude soya bean oil: Crude soya-bean oil and its fractions, whether or not degummed. CN codes 1507 10 10 or 1507 10 90.

Operators:

Representative operators in the production of oilseeds.

Number of operators:

At least 3 operators.

Minimum share of MS production to cover:

Member States shall establish the share of the oilseed domestic production that the notified price cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Ex-factory selling price.

⁴ CN codes refer to Commission Implementing Regulation (EU) 2019/1776

DRAFT - Descriptive fiche for the notification of price for ORGANIC SOYA BEANS, ORGANIC SOYA MEAL and NON-GM SOYA MEAL.

Content of the notification:

Representative market prices for organic soya beans, organic soya meal, non-GM soya meal, expressed per tonne of product.

Member States concerned:

For organic soya beans: Member States producing more than 4 % of the total Union organic soya bean production.

For organic soya meal: Member States producing more than 4 % of the total Union organic soya meal production.

For non-GM soya meal: Member States producing more than 2 % of the total Union non-GM soya meal production.

Period of notification:

By 25th of each month in respect of the preceding month.

Product descriptions:

Organic soya bean: Organic soya beans, whether or not broken, other than seed. CN code 1201 90 00.⁵

Organic soya meal: Organic oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of soya-bean oil. CN code 2304 00 00.

Non-GM soya meal: Non-GM, whether or not identity-preserved non-GM certified, oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of soya-bean oil. CN code 2304 00 00.

Operators:

Representative operators in the production of the relevant product, i.e. organic soya beans, organic soya meal, or non-GM soya meal.

Number of operators:

At least 3 operators.

Minimum share of MS production to cover:

Member States shall establish the share of the oilseed domestic production that the notified price cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Ex-factory selling price.

⁵ CN codes refer to Commission Implementing Regulation (EU) 2019/1776

DRAFT - Descriptive fiche for the notification of price for PROTEIN CROPS⁶.

Content of the notification:

Representative market prices for each of the protein crops considered relevant for the Union market.

Member States concerned:

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.

Product descriptions:

Peas: Peas (*Pisum sativum*), other than for sowing. CN code 0713 10 90.⁷

Chickpeas: Chickpeas (garbanzos), other than for sowing. CN code 0713 20 00.

Lentils: Lentils, other than for sowing; CN code 0713 40 00.

Broad beans: Broad beans (*Vicia faba* var. *major*) and horse beans (*Vicia faba* var. *equina* and *Vicia faba* var. *minor*), other than for sowing. 0713 50 00.

Lupine seed: CN code 1209 29 50.

Alfalfa: Lucerne (alfalfa) meal and pellets CN code 1214 10 00.

Operators:

Representative operators in the production of protein crops.

Number of operators:

At least 3 operators.

Minimum share of MS production to cover:

Member States shall establish the share of the oilseed domestic production that the notified price cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Ex-factory selling price.

⁶ The reporting of prices of protein crops is currently voluntary for Member States. As of 1 January 2021, it will be compulsory for those Member States concerned by the relevant threshold.

⁷ CN codes refer to Commission Implementing Regulation (EU) 2019/1776

DRAFT - Descriptive fiche for the notification of selling price for WHEAT FLOUR

Content of the notification:

Milling industry's representative selling prices for wheat flour, expressed per tonne of product.

Member States concerned:

Member States producing more than 2% of the total Union production.

Period of notification:

By the 25th of each month in respect of the preceding month.

Product description:

[The product obtained directly from the milling of common wheat free from foreign substances and impurities. Maximum moisture between 14-16%, and maximum ashes no higher than 2.2 on 100% dry basis. Protein content no lower than 9%.]

Operators:

Representative operators in the production of wheat flour.

Number of operators:

At least 3 operators.

Minimum share of MS production to cover:

Member States shall establish the share of wheat flour domestic production that the notified prices cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Ex-factory selling price.

DRAFT - Descriptive fiche for the notification of buying price for WHEAT FLOUR by retailers.

Content of the notification:

Retailers' representative buying prices⁸ for wheat flour, expressed per tonne of product.

Member States concerned:

Member States using more than 2% of the total Union production.

Period of notification:

By the 25th of each month in respect of the preceding month.

Product description:

[Wheat flour: The product obtained directly from the milling of common wheat free from foreign substances and impurities. Maximum moisture between 14-16%, and maximum ashes no higher than 2.2 on 100% dry basis. Protein content no lower than 9%.]

[Packaging: 1 kg bags]

Operators:

Large and medium sized retail outlets.

Number of operators:

At least 3 operators.

Minimum share of MS use to cover:

Member States shall establish the share of wheat flour domestic use that the notified prices cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Invoiced price, including rebates and commercial cooperation or promotion when these are invoiced in relation to the product concerned and known at the time of price notification.

⁸ Retailers' buying price refers to the price at which retailers purchase wheat flour from the relevant producing industry or wholesale suppliers, and not the price at which retailers sell that wheat flour to consumers.

DRAFT - Descriptive fiche for the notification of buying price for WHEAT FLOUR by food business operators other than retailers.

Content of the notification:

Other than retailers food business operators' representative buying prices for wheat flour, expressed per tonne of product.

Member States concerned:

Member States using more than 2% of the total Union production.

Period of notification:

By the 25th of each month in respect of the preceding month.

Product description:

[Wheat flour: The product obtained directly from the milling of common wheat free from foreign substances and impurities. Maximum moisture between 14-16%, and maximum ashes no higher than 2.2 on 100% dry basis. Protein content no lower than 9%.]

[Packaging: bulk]

Operators:

Representative food business operators using wheat flour in production or purchasing it for wholesale trade or export.

Number of operators:

At least 3 operators.

Minimum share of MS use to cover:

Member States shall establish the share of wheat flour domestic use that the notified prices cover. The share cannot be lower than [20%].

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Invoiced price, including rebates and commercial cooperation or promotion when these are invoiced in relation to the product concerned and known at the time of price notification.

DRAFT - Descriptive fiche for the notification of price for ORGANIC CEREALS.

Content of the notification:

Representative market prices for organic common wheat, durum wheat and rye.

Member States concerned:

Member States producing more than 4 % of the total Union production.

Period of notification:

By the 25th of each month in respect of the preceding month.

Product descriptions:

Common wheat, durum wheat and rye produced and labelled as organic products following Regulation (EC) No 834/2007.

Operators:

Representative operators in the production of organic common wheat, durum wheat or rye.

Number of operators:

At least 3 operators.

Minimum share of MS production to cover:

Member States shall establish the share of the oilseed domestic production that the notified price cover.

Price details:

- Official currency, net of VAT expressed per tonne of product.
- Ex-factory selling price.