

How to label fishery and aquaculture products?

AAC-MAC meeting

28 May 2024



Legal basis

- **CMO-related Regulations**

Regulation (EU) No 1379/2013 of the European Parliament and of the Council of 11 December 2013 on the common organisation of the markets in fishery and aquaculture products, amending Council Regulations (EC) No 1184/2006 and (EC) No 1224/2009 and repealing Council Regulation (EC) No 104/2000

- Council Regulation (EEC) No 1536/92 of 9 June 1992 laying down common marketing standards for preserved tuna and bonito

- Council Regulation (EEC) No 2136/89 of 21 June 1989 laying down common marketing standards for preserved sardines

- **FIC Regulation**

Regulation (EU) No 1169/2011 of the European Parliament and of the Council of 25 October 2011 on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004

Only the Court of Justice of the European Union is empowered to provide formal interpretation of Union law.

Consumer information - scope

All fishery and aquaculture products marketed in the EU (imports and domestic), which are offered for sale to the final consumer or mass caterer

CMO + FIC	FIC
<ul style="list-style-type: none">• Unprocessed products (e.g. live fish, seaweeds, frozen crustaceans and molluscs)• Processed products not prepared/preserved (e.g. smoked fish, flours, steamed crustaceans)	<ul style="list-style-type: none">• Prepared or preserved products (e.g. canned) <p>General requirements on consumer information for all pre-packed foodstuffs including fishery and aquaculture products.</p> <p>Mandatory information on non-prepacked foodstuffs (apart from the requirement to indicate allergens) is decided by national authorities (art 44)</p>

= fishery and aquaculture products in Annex 1 (points a, b, c and e) of the CMO Regulation

These products can be 'prepacked' and 'non-prepacked'

Are restaurants concerned by the labelling rules?

- **YES** – Restaurants and other mass caterers are concerned by the labelling rules in two ways:
 1. As **receivers** of the complete information of CMO and FIC regulations
 2. As **sellers of prepared/preserved** fish products, **that are usually non-prepacked** (dishes served in a restaurant):
 - only information on allergens is mandatory (FIC Regulation).
 - The remaining mandatory particulars do not have to be mentioned **unless EU countries adopt national measures** on all or some of them (article 44 of FIC Regulation)
 - **In this case, CMO Regulation does not apply**



It is not excluded that in few exceptions a restaurant is selling **non prepared/preserved products**, in those cases, the CMO Regulation may apply. It is the responsibility of the national control authorities to interpret if a given product is classified under the appropriate CN category according to the custom notice.

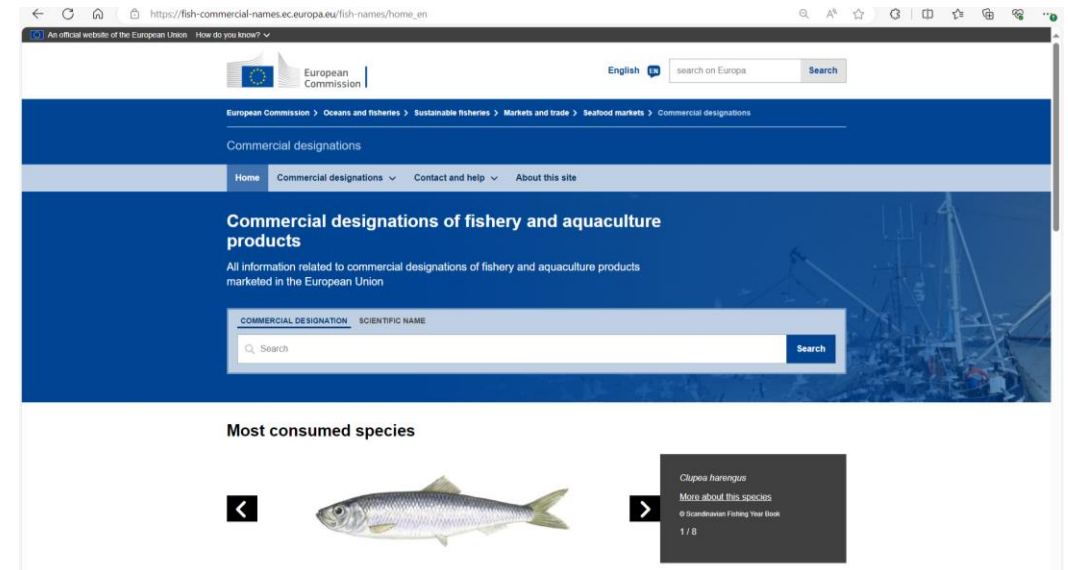
Consumer information - Mandatory

CMO	Fishing gear	Production method	Area of catch or farming
BOTH	Commercial designation + species	Defrosted	Minimum durability / use by
FIC	Ingredients / Quantity	Allergens	Net quantity
	Storage conditions	Name /address business operator	Origin / Provenance
	Instructions for use	Nutrition declaration	Date of freezing (first freezing)
	Added water	Added proteins	"Formed fish"

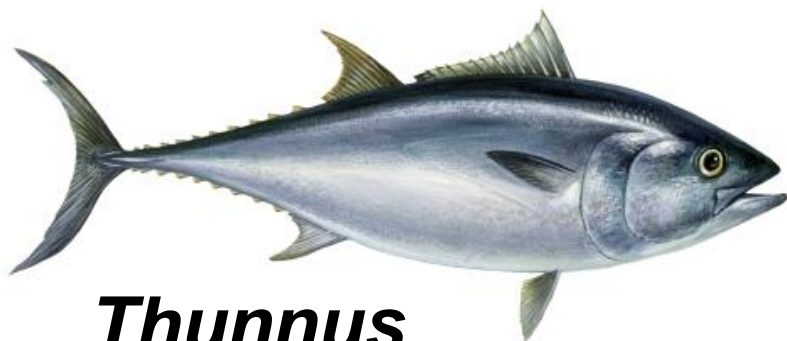
CMO: Commercial designation

List of accepted commercial designations is published by each Member State, indicating:

- Commercial designation (Name of the species in the official language(s) of the Member State and any other name locally accepted/permitted)
- Scientific name (FAO ASFIS Database or FishBase Information System)



Example



***Thunnus
thynnus***

Belgium	Blauwvintonijn (NL) Thon rouge (FR)
France	Thon rouge
Germany	Roter Thun, Thunfisch
Greece	Τόνος
Italy	Tonno, Tonno rosso
Poland	Tuńczyk (tuńczyk błękitnopłetwy)
Portugal	Atum (atum-rabilho, rabilo, rabil)
Spain	Atun rojo, de aleta azul Atun rojo (Andalucia), Atún, bonita, zurdo (Asturias), Tonyina (Balears), Atún rojo, patudo (Canarias), Albacora, cimarron (Cantabria), Tonyina (Cataluña), Tonyina (Valencia), Atún vermello (Galicia), Atun (Murcia), Hegalabur (Pais Vasco)
Sweden	Tonfisk
United Kingdom	Bluefin tuna



CMO: Catch or production area

Sea catch

- Northeast Atlantic, Mediterranean and Black Sea
 - Name in writing of FAO sub-area or division
 - Name of zone in terms understandable to the consumer / map / pictogram
- Example:
 - 'Caught in Western Mediterranean'+Tyrrhenian Sea, or
 - 'Caught in Western Mediterranean' + map, or
 - 'Caught in Western Mediterranean' + pictogram.
- Rest of the world
 - Name of fishing area

Freshwater catch

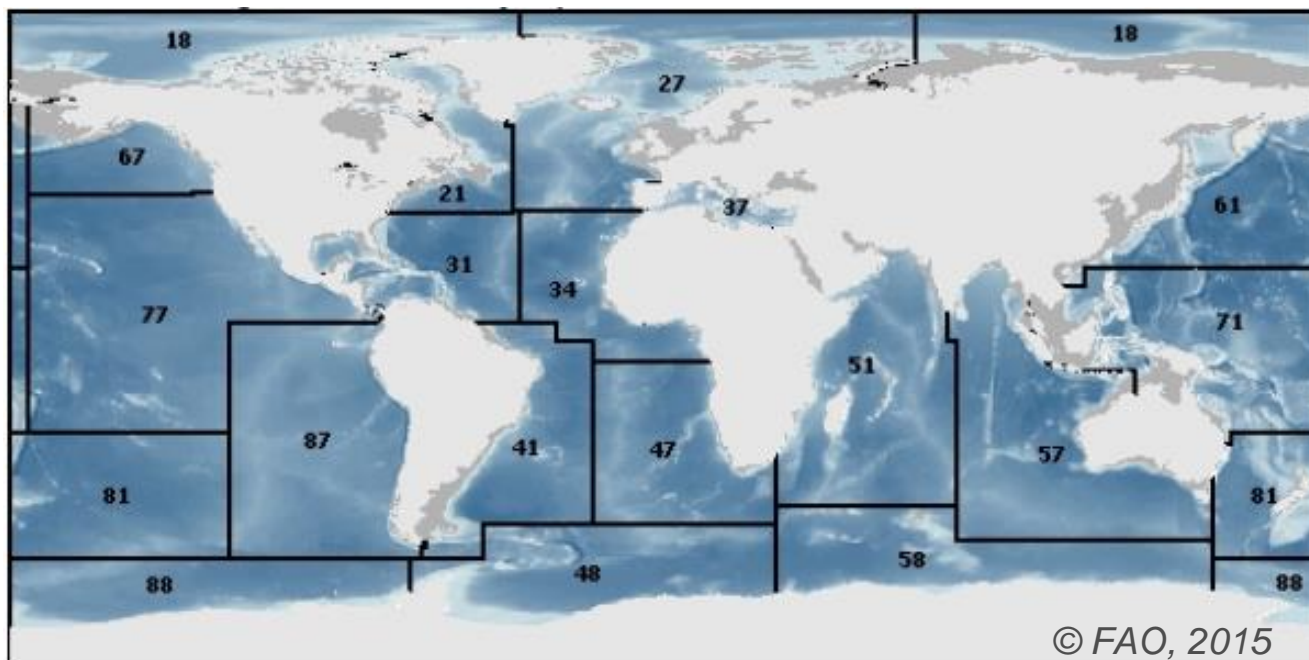
- Body of water of origin
- Country

Aquaculture product

- Country

➔ A more precise catch or production area may be indicated





Area 18 (Arctic Sea)

Area 21 (Atlantic, Northwest)

Area 31 (Atlantic, Western Central)

Area 34 (Atlantic, Eastern Central)

Area 41 (Atlantic, Southwest)

Area 47 (Atlantic, Southeast)

Area 48 (Atlantic, Antarctic)

Area 51 (Indian Ocean, Western)

Area 57 (Indian Ocean, Eastern)

Area 58 (Indian Ocean, Antarctic and Southern)

Area 61 (Pacific, Northwest)

Area 67 (Pacific, Northeast)

Area 71 (Pacific, Western Central)

Area 77 (Pacific, Eastern Central)

Area 81 (Pacific, Southwest)

Area 87 (Pacific, Southeast)

Area 88 (Pacific, Antarctic)

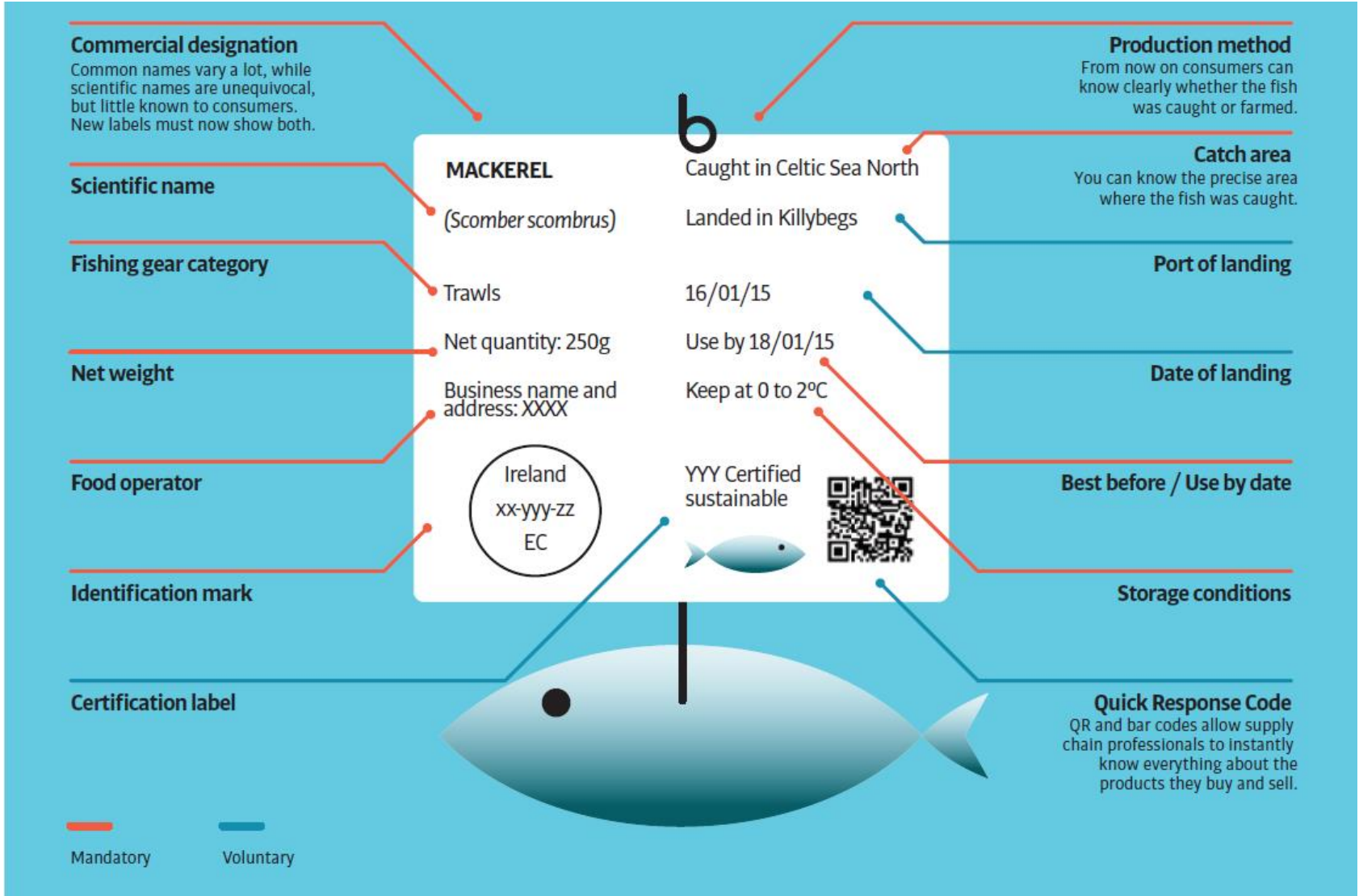
Consumer information - Voluntary

Principles

- Clear and unambiguous
- Not displayed to the detriment of the space of mandatory information
- Shall be verifiable

Consumer information - Voluntary

CMO	Date of catch / harvest	Date of landing / port	Details on fishing gear
	Flag State	Environmental information	Ethical / social aspects
	Production techniques		QR
BOTH	Nutritional content (until 12 December 2016)		
FIC	Possible / unintentional presence of allergens	Suitability for vegetarians/vegans	Reference intakes for specific population groups



Thank you

[Seafood markets - European Commission \(europa.eu\)](#)

[Food Labelling Information System \(europa.eu\)](#)

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