

COMMISSION REGULATION (EC) No 1168/1999
of 3 June 1999
laying down marketing standards for plums

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables⁽¹⁾, as last amended by Commission Regulation (EC) No 857/1999⁽²⁾, and in particular Article 2(2) thereof,

(1) Whereas plums are among the products listed in Annex I to Regulation (EC) No 2200/96 for which standards must be adopted; whereas Commission Regulation (EEC) No 1591/87 of 5 June 1987 laying down marketing standards for cabbages, Brussels sprouts, ribbed celery, spinach and plums⁽³⁾, as last amended by Regulation (EC) No 888/97⁽⁴⁾, has been amended frequently and can no longer ensure legal clarity;

(2) Whereas, in the interests of clarity, the rules on plums should be separated from those on other products under Regulation (EEC) No 1591/87; whereas the rules in question should therefore be recast and Annex V to Regulation (EEC) No 1591/87 on plums deleted; whereas, to that end and in the interests of preserving transparency on the world market, account should be taken of the standard for plums recommended by the Working Party on Standardisation of Perishable Produce and Quality Development of the United Nations Economic Commission for Europe (UN/ECE);

(3) Whereas the result of applying these standards should be to remove products of unsatisfactory quality from the market, to bring production into line with consumer requirements, to facilitate trade relationships based on fair competition, and thereby to help make production more profitable;

(4) Whereas the standards are applicable at all stages of marketing; whereas carriage over a great distance, storage for a certain length of time and the various handling operations which the products undergo may bring about deterioration due to the biological development of the products or their perishability;

whereas account should be taken of such deterioration when the standards are applied at marketing stages following dispatch; whereas, as products in the 'Extra' class have to be particularly carefully sorted and packaged, only lack of freshness and turgidity is to be taken into account in their case;

(5) Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fresh Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

The marketing standard for plums falling within CN code 0809 40 05 shall be as set out in the Annex.

This standard shall apply at all marketing stages, under the conditions laid down in Regulation (EC) No 2200/96.

However, at stages following dispatch, the products may show in relation to the provisions of the standard:

- a slight lack of freshness and turgidity,
- for products graded in classes other than the 'Extra' class, slight deteriorations due to their development and their tendency to perish.

Article 2

Regulation (EEC) No 1591/87 is amended as follows:

1. In the title, the words 'ribbed celery, spinach and plums' are replaced by 'ribbed celery and spinach'.
2. The fifth indent in the first subparagraph of Article 1 is deleted.
3. Annex V is deleted.

Article 3

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

It shall apply from 1 July 1999.

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 108, 27.4.1999, p. 7.

⁽³⁾ OJ L 146, 6.6.1987, p. 36.

⁽⁴⁾ OJ L 126, 17.5.1997, p. 11.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 3 June 1999.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

STANDARD FOR PLUMS

I. DEFINITION OF PRODUCE

This standard applies to plums of varieties (cultivars) grown from:

- *Prunus domestica* L. ssp. *domestica*,
- *Prunus domestica* L. ssp. *insititia* (L.) Schneid.,
- *Prunus domestica* L. ssp. *italica* (Borkh.) Gams,
- *Prunus domestica* L. ssp. *syriaca* (Borkh.) Janchen, and
- *Prunus salicina* Lindl.

to be supplied fresh to the consumer, plums for industrial processing being excluded.

II. PROVISIONS CONCERNING QUALITY

The purpose of the standard is to define the quality requirements for plums after preparation and packaging.

A. Minimum requirements

In all classes, subject to the special provisions for each class and the tolerances allowed, the plums must be:

- intact,
- sound; produce affected by rotting or deterioration such as to make it unfit for consumption is excluded,
- clean, practically free of any visible foreign matter,
- practically free from pests,
- practically free from damage caused by pests,
- free of abnormal external moisture,
- free of any foreign smell and/or taste.

The plums must have been carefully picked. They must be sufficiently developed and display satisfactory ripeness.

The development and condition of the plums must be such as to enable them to:

- withstand transport and handling, and
- arrive in satisfactory condition at the place of destination.

B. Classification

Plums are classified into the three classes defined below:

(i) 'Extra' class

Plums in this class must be of superior quality. In shape, development and colouring they must be characteristic of the variety. They must be:

- practically covered by their bloom, according to variety,
- of firm flesh.

They must be free from defects, with the exception of very slight superficial defects, provided these do not affect the general appearance of the produce, the quality, the keeping quality and presentation in the package.

(ii) *Class I*

Plums in this class must be of good quality. They must be characteristic of the variety.

The following slight defects, however, may be allowed, provided these do not affect the general appearance of the produce, the quality, the keeping quality and presentation in the package:

- a slight defect in shape,
- a slight defect in development,
- slight defects in colouring,
- skin defects of elongated shape must not exceed in length one third of the maximum diameter of the fruit. In particular, healed cracks may be allowed for 'Golden gage' varieties⁽¹⁾,
- other skin defects of which the total area affected must not exceed one sixteenth of the whole surface.

(iii) *Class II*

This class includes plums which do not qualify for inclusion in the higher classes, but satisfy the minimum requirements specified above.

The following defects may be allowed, provided the plums retain their essential characteristics as regards the quality, the keeping quality and presentation:

- defects in shape,
- defects in development,
- defects in colouring,
- skin defects of which the total area affected must not exceed one quarter of the whole surface.

III. PROVISIONS CONCERNING SIZING

Size is determined by the maximum diameter of the equatorial section.

Minimum sizes are fixed as follows:

	'Extra' and I	II
Large-fruited varieties ⁽¹⁾	35 mm	30 mm
Other varieties	28 mm	25 mm
Mirabelles and Damsons	20 mm	17 mm

⁽¹⁾ See list annexed to this standard.

For the 'Extra' class, the maximum difference in diameter between fruit in any one package is fixed at 10 mm.

IV. PROVISIONS CONCERNING TOLERANCES

Tolerances in respect of quality and size shall be allowed in each package for produce not satisfying the requirements for the class indicated.

A. **Quality tolerances**(i) *'Extra' class:*

5 % by number or weight of plums not satisfying the requirements of the class but meeting those of Class I or, exceptionally, coming within the tolerances for that class.

⁽¹⁾ Definition: gages (green apricots, dauphines, greengages) having a green skin with a yellowish sheen.

(ii) *Class I*

10 % by number or weight of plums not satisfying the requirements of the class but meeting those of Class II or, exceptionally, coming within the tolerances for that class. Within this tolerance, not more than 2 % in total may consist of split and/or worm-eaten fruit.

(iii) *Class II*

10 % by number or weight of plums satisfying neither the requirements of the class nor the minimum requirements, with the exception of produce affected by rotting, market bruising or any other deterioration rendering it unfit for consumption. Within this tolerance, not more than 4 % in total may consist of split and/or worm-eaten fruit.

B. Size tolerances

For all classes, 10 % by number or weight of plums deviating from the minimum size or the size stated on the package, the deviation not exceeding 3 mm above or below.

V. PROVISIONS CONCERNING PRESENTATION

A. Uniformity

The contents of each package must be uniform and contain only plums of the same origin, variety, quality and size (i) sized), and for the 'Extra' class, the contents must also be uniform in colour.

The visible part of the contents of each package must be representative of the entire contents.

B. Packaging

Plums must be packed in such a way as to protect the produce properly.

The materials used inside the package must be new, clean and of a quality such as to avoid causing any external or internal damage to the produce. The use of materials, particularly of paper or stamps bearing trade specifications is allowed provided that the printing or labelling has been done with non-toxic ink or glue.

Packages must be free from all foreign matter.

C. Presentation

The plums may be presented:

- in small packages,
- arranged in one or more layers separated from each other,
- in bulk in the package, except for the 'Extra' class.

VI. PROVISIONS CONCERNING MARKING

Each package must bear the following particulars in letters grouped on the same side, legibly and indelibly marked and visible from the outside:

A. Identification

Packer and/or dispatcher: name and address or officially issued or accepted code mark. However, in the case where a code mark is used, the reference 'packer and/or dispatcher (or equivalent abbreviations)' has to be indicated in close connection with the code mark.

B. Nature of produce

- 'Plums', if the contents are not visible from the outside
- name of the variety.

C. Origin of produce

Country of origin and, optionally, district where grown or national, regional or local place name.

D. Commercial specifications

- class,
- size (if sized) expressed in minimum and maximum diameter.

E. Official control mark (optional)

Non-exhaustive list of large-fruited varieties

Andy's Pride	Merton Gage (Merton)
Ariel	Merton Gem
Apple	Monarch
Beauty	Morettini 355 (Cœur de Lion)
Belle de Louvain (Bella di Lovanio)	Nubiana
Bernardina	Nueva Extremadura
Bleue de Belgique	Oneida
Blue Fré	Ontario
Burmosa	Ozark Premier
Cacanska lepotica (Belle de Cacak)	Pond's Seedling
Cacanska najbolja (Meilleure de Cacak)	President
Cacanska rana (Précoce de Cacak)	Prince Engelbert
California Blue (Blu, California)	Prince of Wales (Prince de Galles)
Calita	Prof. Collumbien
Coe's Golden Drop	Prune Martin
De Fraile (Fraila)	Queen Rosa
Denniston Superb	Queen's Crown (Cox's Emperor)
Early Orleans (Monsieur Hâtif)	Quetsche Blanche de Létricourt
Edwards (Colbus)	Red Beauty
Eldorado	Redgold
Emma Leppermann	Redroy
Empress	Regina Claudia Mostruosa
Formosa	Regina d'Italia
Friar	Reine-Claude d'Althan (Falso)
Frontier	Reine-Claude d'Oullins (Oullin's Gage)
Gaviota	Rosar Premier
Giant (Burbank Giant Prune)	Royale de Montauban
Goccia d'Oro	Royale de Tours
Golden Japan	Ruth Gerstetter
Grand Prix (Grand Prize)	Sangue di Drago
Grand Rosa	Santa Rosa
Hackman	Satsuma Improved
Hall	Seneca
Harris Monarch	Simka
Harry Pickstone	Songold
Heron	Starking Delicious
Impérial Epineuse	Sultan
Jefferson (Jefferson's Gage)	Swan Gage
Jori's Plum	Tragedy
June Blood	Utility (Laxton's Utility)
Kelsey	Valor
Kirke's Plum (Kirke)	Victoria
Laroda	Vision
Late Santa Rosa	Washington
Magna Glauca	Wickson
Manns Number One	Yakima
Marjorie's Seedling	Zimmers Frühzwetsche
Mariposa	