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Commission Decision of 19 April 2010 rejecting a list of applications for entry in the register of protected designations of origin and protected geographical indications provided for in Council Regulation (EC) No 510/2006 (notified under document C(2010) 2385) (Only the German text is authentic) (2010/225/EU)

COMMISSION DECISION

of 19 April 2010

rejecting a list of applications for entry in the register of protected designations of origin and protected geographical indications provided for in Council Regulation (EC) No 510/2006

(notified under document C(2010) 2385)

(Only the German text is authentic)

(2010/225/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs⁽¹⁾, and in particular the second subparagraph of Article 6(2) thereof,

Whereas:

- (1) In 1994, Germany notified to the Commission a large number of applications for registration concerning mineral waters pursuant to Article 17(2) of Council Regulation (EEC) No 2081/92⁽²⁾, 108 of which are still pending.
- (2) In the case of the 31 names listed in Annex I to this Decision, the name proposed for registration is not included in the list of natural mineral waters recognized by Member States⁽³⁾ in accordance with Article 1 of Directive 2009/54/EC of the European Parliament and of the Council of 18 June 2009 on the exploitation and marketing of natural mineral waters⁽⁴⁾. As a consequence, these names cannot be considered to be recognized in the internal market as marketable mineral waters and should accordingly not be registered.
- (3) In the case of the 7 names listed in Annex II to this Decision, only the name and no further information has been submitted, thus preventing the Commission to perform the scrutiny required pursuant to Article 6 of Regulation (EC) No 510/2006 in order to assess whether these names meet the conditions for registration. Therefore, these names should not be registered.
- (4) In the case of the 70 names included in the Annex III to this Decision, the Commission asked the German authorities, by a letter on 20 July 2004, to provide additional information, in particular on details of control bodies, willingness of producers to cover

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inspection costs and structures guaranteeing the marketing of the water under a single name. On 15 May 2006 and again on 22 May 2007 the European Commission asked the German authorities to either reply to the letter of 20 July 2004 or to withdraw the pending applications, and informed them that otherwise the European Commission would consider a rejection of these applications. As no additional information has been provided, these names should not be registered.

- (5) In the light of the above, the applications for registration of the designations listed in the Annexes to this Decision should be rejected.
- (6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Protected Geographical Indications and Protected Designations of Origin,

HAS ADOPTED THIS DECISION:

Article 1

The applications for registration of the designations listed in the Annexes to this Decision are rejected.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 19 April 2010.

For the Commission

Dacian CIOLOȘ

Member of the Commission

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ANNEX I

Natural mineral waters and spring waters

GERMANY

Bad Kissinger Theresienquelle
Bad Liebenwerda Stille Urquelle
Bad Rappenaauer Mineralquelle
Bad Vilbeler Elisabethen Stille Quelle
Deutschlandsprudel
Elfen-Quelle Dortelweil
Geotaler
Gold der Oberpfalz
Hessen-Quelle
Hessen-Quelle Stilles Mineralwasser Bad Vilbel
Hochwald Stille Quelle
Ileburger Schlossbrunnen
Köllertaler Sprudel, Köllertaler Still (Alexander-Quelle)
Kondrauer Mineralsprudel Heilwasser Prinz-Ludwig-Quelle
Mariahilfberger
Mühlenquelle Löhne
Osning-Quelle Bielefeld-Brackwede
Peterstaler Mineralwasser
Reinbecker Schlossquelle
Rippoldsauer Mineralwasser
Romina-Medium Rommelsbach
Romina-Stilles Rommelsbach
Rommelsbacher Silberbrunnen
Rosbacher Brunnen
Rosbacher Diana Quelle
Silberquelle Höxter-Bruchhausen
Taunusquelle
Tönissteiner Römerfüllung
Urstein-Quelle Riesa a.d. Elbe
Walsumer Quelle
Wiesentaler Stilles Mineralwasser

ANNEX II

Natural mineral waters and spring waters

GERMANY

Dauner Still
Falkenbergquelle
Rosbacher Urquelle
Stiftsquelle Essen
Kondrauer Stilles Mineralwasser Antonien-Quelle

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Kondrauer Mineral-Sprudel Gerwig-Quelle
Urstein Quelle Bad Windsheim CASCADA

ANNEX III

Natural mineral waters and spring waters

GERMANY

Arienheller
Bad Liebenwerdaer
Bad Nieratz-Quelle
Bad Vilbeler Hermanns Quelle
Bad Vilbeler Urquelle
Breisgauer Mineralwasser
Buchhorn Quelle
Diemeltaler Quelle
Dietenbronner Lazarus-Quelle
Dunaris, Heilwasser aus der Dunaris-Quelle
Eifel-Quelle
Emsland-Quelle
Emstaler Brunnen
Extaler-Mineralquell
Eyachtal-Quellen
Freyersbacher Mineralwasser
Fuldataler Mineralbrunnen
Fürstfelder Prinzenquelle
Gänsefurther Schlossquelle
Germeta-Quelle
Griesbacher Mineralquelle
Harzer Berg-Brunnen
Harzer Grauhof Brunnen
Harzer Kristall Brunnen
Harzer Viktoria Brunnen
Harzer Weinbrunnen
Hochwald-Sprudel
Knetzgauer Steigerwald Naturbrunnen
Kondrauer Mineralsprudel Bayern-Quelle
Labertaler Sebastiani-Brunnen
Labertaler Stephanie Brunnen
Lauchstädter Heilbrunnen
Lesumer Urquelle
Lüttertaler Mineralbrunnen
Markgrafen Quelle
Markgräfler Mineralwasser
Märkisch Kristall vormals Private Quelle Grüneberg II

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Neuselters Mineralquelle
Oberharzer Brunnen
Oberselters Mineralbrunnen
Okertaler Mineralbrunnen
Peterstaler Mineralquelle
Pfälzer Silberbrunnen
Q3 Mineralquelle
Rangau-Quelle
Rheinfels Quelle
Rheinfels Urquell
Rhönsprudel
Rippoldsauer Mineralquelle
Rohrauer Friedrichsquelle
Roisdorfer Mineralwasser
Salinger Bronnen
Schildetaler Mineralquell (Schildetaler Dodow)
Schillerbrunnen Bad Lauchstädt
Schwarzwald Quirliquelle
Schwarzwald-Sprudel
Sodenthaler Mineralbrunnen
St. Medardus Quelle
Staatlich Fachingen
Steigerwald-Mineralbrunnen
Stralsunder
Tönissteiner Sprudel
Ulmtal-Quelle
Vilsa-Brunnen
Vinsebecker Säuerling
Wald-Quelle Kirkel
Westfalenborn
Wiesentaler Mineralwasser
Wittmannsthal-Quelle
Zwestener Löwensprudel

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- (1) OJ L 93, 31.3.2006, p. 12.
- (2) OJ L 208, 24.7.1992, p. 1.
- (3) OJ C 54, 7.3.2009, p. 7.
- (4) OJ L 164, 26.6.2009, p. 45.

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