



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

Directorate F – Outreach, Research & Geographical Indications
The Director

Brussels

AGRI.F.3/

Subject: Piešťanské bahno

Dear Madam,

Thank you for your inquiry about applicability of rules on agricultural geographical indications (GI) to the product referred to as ‘Piešťanské bahno’, a type of mud.

You ask whether you could protect this name as an agricultural GI or a craft and industrial GI. You indicate that the Slovak authority responsible for the Combined Nomenclature identified the product in question under CN code 2530 90 70, i.e. ‘Other’ under ‘Mineral substances not elsewhere specified or included’ in **chapter 25** of the Combined Nomenclature set out in Part two of Annex I to Regulation (EEC) No 2658/87. Therefore it appears that this product would be out of the scope of Regulation (EU) 2024/1143 on agricultural GI since this Regulation covers only:

- For GIs - agricultural products, including foodstuffs and fishery and aquaculture products, **listed under Chapters 1 to 23** of the Combined Nomenclature set out in Part two of Annex I to Regulation (EEC) No 2658/87, and the agricultural products under the Combined Nomenclature headings set out in Annex I to Regulation 2024/1143, except wine and spirit drinks. Within the scope of **chapter 25** of the Combined Nomenclature, only salt is included in the scope of Regulation (EU) 2024/1143.
- For TSGs - agricultural products intended for human consumption listed in Annex I to the TFEU as well as foodstuffs and agricultural products listed in Annex II to Regulation (EU) 2024/1143 – none covering the product such as ‘mud’.

Ms      
Úrad priemyselného vlastníctva SR - Švermova 43
974 04 Banská Bystrica - SLOVAKIA

E-mail:   [@indprop.gov.sk](mailto:indprop@gov.sk)

In view of the above, you could consider applying for registration of the name 'Piešťanské bahno' under the relevant legal framework applicable to crafts and industrial GIs, since the scope of Regulation (EU) 2023/2411 on crafts and industrial GIs ⁽¹⁾ is defined as covering products not covered by the Regulation (EU) 2024/1143, Regulation (EU) 1308/2013 and Regulation (EU) 2019/787, i.e. agricultural products and foodstuffs, wine and spirit drinks respectively.

The above information is based solely on the facts set out in your email of 22 October 2024, expresses the view of the Commission services and does not commit the European Commission. In the event of a dispute involving Union law it is, under the Treaty on the Functioning of the European Union, ultimately for the Court of Justice of the European Union to provide a definitive interpretation of the applicable Union law.

Yours sincerely,



Diego CANGA FANO

⁽¹⁾ Regulation (EU) 2023/2411 of the European Parliament and of the Council of 18 October 2023 on the protection of geographical indications for craft and industrial products and amending Regulations (EU) 2017/1001 and (EU) 2019/1753, OJ L, 2023/2411, 27.10.2023.