

Commission Delegated Regulation (EU) 2017/40 of 3 November 2016 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to Union aid for the supply of fruit and vegetables, bananas and milk in educational establishments and amending Commission Delegated Regulation (EU) No 907/2014

CHAPTER I

GENERAL RULES ON THE SCHOOL SCHEME

Article 1	Scope and definitions
Article 2	Member States' strategy
Article 3	Accompanying educational measures
Article 4	Eligible costs
Article 5	General conditions for the granting of aid and selection of aid applicants
Article 6	Conditions for approval of aid applicants
Article 7	Suspension and withdrawal of approval
Article 8	Administrative penalties
Article 9	Monitoring and evaluation
Article 10	Maximum levels of added ingredients
Article 11	Distribution of products in conjunction with regular school meals
Article 12	Publicity

CHAPTER II

AMENDMENTS, REPEALS AND FINAL PROVISIONS

Article 13	Amendments to Delegated Regulation (EU) No 907/2014
Article 14	Repeals
Article 15	Entry into force and application Signature

ANNEX

Minimum requirements for the poster referred to in Article 12

Poster size: A3 or bigger Letters: 1 cm or bigger...

Changes to legislation: There are outstanding changes not yet made to Commission Delegated Regulation (EU) 2017/40. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (1) [OJ L 347, 20.12.2013, p. 671.](#)
- (2) [OJ L 347, 20.12.2013, p. 549.](#)
- (3) Regulation (EU) 2016/791 of the European Parliament and of the Council of 11 May 2016 amending Regulations (EU) No 1308/2013 and (EU) No 1306/2013 as regards the aid scheme for the supply of fruit and vegetables, bananas and milk in educational establishments ([OJ L 135, 24.5.2016, p. 1](#)).
- (4) Commission Delegated Regulation (EU) No 1047/2014 of 29 July 2014 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the national or regional strategy to be drawn up by Member States for the purpose of the school milk scheme ([OJ L 291, 7.10.2014, p. 4](#)).
- (5) Commission Delegated Regulation (EU) 2016/247 of 17 December 2015 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to Union aid for the supply and distribution of fruit and vegetables, processed fruit and vegetables and banana products within the framework of the school fruit and vegetables scheme ([OJ L 46, 23.2.2016, p. 1](#)).
- (6) Commission Implementing Regulation (EU) 2016/248 of 17 December 2015 laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to Union aid for the supply and distribution of fruit and vegetables, processed fruit and vegetables and banana products within the framework of the school fruit and vegetables scheme and fixing the indicative allocation for that aid ([OJ L 46, 23.2.2016, p. 8](#)).
- (7) Commission Regulation (EC) No 657/2008 of 10 July 2008 laying down detailed rules for applying Council Regulation (EC) No 1234/2007 as regards Community aid for supplying milk and certain milk products to pupils in educational establishments ([OJ L 183, 11.7.2008, p. 17](#)).
- (8) Commission Delegated Regulation (EU) No 907/2014 of 11 March 2014 supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to paying agencies and other bodies, financial management, clearance of accounts, securities and use of euro ([OJ L 255, 28.8.2014, p. 18](#)).

Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to :

- Annex words omitted by [S.I. 2019/1422 reg. 12\(14\)\(c\)](#)
- Annex words substituted by [S.I. 2019/1422 reg. 12\(14\)\(a\)](#)
- Annex words substituted by [S.I. 2019/1422 reg. 12\(14\)\(b\)](#)
- Art. 1(1) word omitted by [S.I. 2019/1422 reg. 12\(2\)\(a\)](#)
- Art. 2 heading words substituted by [S.I. 2019/1422 reg. 12\(3\)\(a\)](#)
- Art. 2(1) omitted by [S.I. 2019/1422 reg. 12\(3\)\(b\)](#)
- Art. 2(2) words inserted by [S.I. 2019/1422 reg. 12\(3\)\(c\)\(ii\)](#)
- Art. 2(2) words substituted by [S.I. 2019/1422 reg. 12\(3\)\(c\)\(i\)](#)
- Art. 2(2) words substituted by [S.I. 2019/1422 reg. 12\(3\)\(c\)\(iii\)](#)
- Art. 2(3) substituted by [S.I. 2019/1422 reg. 12\(3\)\(d\)](#)
- Art. 2(4) omitted by [S.I. 2019/1422 reg. 12\(3\)\(e\)](#)
- Art. 4(1) words substituted by [S.I. 2019/1422 reg. 12\(4\)\(a\)\(i\)](#)
- Art. 4(2) omitted by [S.I. 2019/1422 reg. 12\(4\)\(b\)](#)
- Art. 4(3) words substituted by [S.I. 2019/1422 reg. 12\(4\)\(c\)](#)
- Art. 4(4) omitted by [S.I. 2019/1422 reg. 12\(4\)\(d\)](#)
- Art. 5(1) words omitted by [S.I. 2019/1422 reg. 12\(5\)\(a\)\(ii\)](#)
- Art. 5(1) words substituted by [S.I. 2019/1422 reg. 12\(5\)\(a\)\(i\)](#)
- Art. 5(1) words substituted by [S.I. 2019/1422 reg. 12\(5\)\(a\)\(iii\)](#)
- Art. 5(2) words substituted by [S.I. 2019/1422 reg. 12\(5\)\(b\)](#)
- Art. 6(1) words substituted by [S.I. 2019/1422 reg. 12\(6\)\(a\)\(i\)\(aa\)](#)
- Art. 6(1) words substituted by [S.I. 2019/1422 reg. 12\(6\)\(a\)\(ii\)](#)
- Art. 6(3) words substituted by [S.I. 2019/1422 reg. 12\(6\)\(b\)](#)
- Art. 6(5) omitted by [S.I. 2019/1422 reg. 12\(6\)\(c\)](#)
- Art. 7(1) word substituted by [S.I. 2019/1422 reg. 12\(7\)](#)
- Art. 7(3) word substituted by [S.I. 2019/1422 reg. 12\(7\)](#)
- Art. 9(1) words substituted by [S.I. 2019/1422 reg. 12\(8\)\(a\)](#)
- Art. 9(2) words substituted by [S.I. 2019/1422 reg. 12\(8\)\(a\)](#)
- Art. 9(3) words substituted by [S.I. 2019/1422 reg. 12\(8\)\(b\)](#)
- Art. 9(4) words substituted by [S.I. 2019/1422 reg. 12\(8\)\(b\)](#)
- Art. 9(5) omitted by [S.I. 2019/1422 reg. 12\(8\)\(c\)](#)
- Art. 10(1) words substituted by [S.I. 2019/1422 reg. 12\(9\)](#)
- Art. 10(2) words substituted by [S.I. 2019/1422 reg. 12\(9\)](#)
- Art. 11 word substituted by [S.I. 2019/1422 reg. 12\(10\)\(a\)\(ii\)](#)
- Art. 11 words substituted by [S.I. 2019/1422 reg. 12\(10\)\(a\)\(i\)](#)
- Art. 11 words substituted by [S.I. 2019/1422 reg. 12\(10\)\(a\)\(iii\)](#)
- Art. 11 words substituted by [S.I. 2019/1422 reg. 12\(10\)\(b\)](#)
- Art. 12 words substituted by [S.I. 2019/1422 reg. 12\(11\)](#)
- Art. 14 words omitted by [S.I. 2019/1422 reg. 12\(12\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature words omitted by [S.I. 2019/1422 reg. 12\(13\)](#)
- Art. 1(3) inserted by [S.I. 2019/1422 reg. 12\(2\)\(b\)](#)
- Art. 4(1)(a) words omitted by [S.I. 2019/1422 reg. 12\(4\)\(a\)\(ii\)](#)
- Art. 4(1)(e) word substituted by [S.I. 2019/1422 reg. 12\(4\)\(a\)\(iii\)\(bb\)](#)
- Art. 4(1)(e) words substituted by [S.I. 2019/1422 reg. 12\(4\)\(a\)\(iii\)\(aa\)](#)
- Art. 6(1)(a) words substituted by [S.I. 2019/1422 reg. 12\(6\)\(a\)\(i\)\(bb\)](#)
- Art. 6(1)(c) words substituted by [S.I. 2019/1422 reg. 12\(6\)\(a\)\(i\)\(cc\)](#)

- Art. 6(1)(e) word substituted by [S.I. 2019/1422 reg. 12\(6\)\(a\)\(i\)\(dd\)](#)
- Art. 6(1)(f) word substituted by [S.I. 2019/1422 reg. 12\(6\)\(a\)\(i\)\(dd\)](#)