

Commission Regulation (EC) No 555/2008 of 27 June 2008 laying down detailed rules for implementing Council Regulation (EC) No 479/2008 on the common organisation of the market in wine as regards support programmes, trade with third countries, production potential and on controls in the wine sector

TITLE I  
INTRODUCTORY PROVISIONS

Article 1 Scope and use of terms

TITLE II  
SUPPORT PROGRAMMES

CHAPTER I

Procedure for submission

Article 2 Submission of support programmes  
Article 3 Modifications of support programmes

CHAPTER II

Eligible measures

Section 1

Promotion on third-country markets

Article 4 Eligible operations and markets  
Article 5 Selection procedure  
Article 5a Eligible costs

Section 2

Restructuring and conversion of vineyards

Article 6 Ineligible operations  
Article 7 Procedure and applications  
Article 8 Levels of support  
Article 9 Financial management  
Article 10 Transitional measures  
Article 10a Compatibility and consistency

*Status: Point in time view as at 25/02/2014.*

*Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

---

### Section 3

#### Green harvesting

Article 11	Definition of green harvesting
Article 12	Conditions for the implementation of green harvesting
Article 13	Application procedure
Article 14	Compensation

### Section 4

#### Mutual funds

Article 15	Level of the aid
------------	------------------

### Section 5

#### Harvest insurance

Article 16	Conditions of eligibility
------------	---------------------------

### Section 6

#### Investments

Article 17	Eligible measures
Article 18	Eligible measures for the development of new products
Article 19	Financial management
Article 20	Compatibility and consistency

### Section 7

#### Disposal of by-products

Article 21	Fixing a minimum percentage of alcohol
Article 22	Disposal of by-products
Article 23	Disposal with by-product distillation
Article 24	Purpose of the aid
Article 25	Amount of the aid
Article 25a	Verification of conditions

### Section 8

#### Potable alcohol distillation

Article 26	Purpose of the aid
Article 27	Amount of the aid

### Section 9

#### Crisis distillation

Article 28	Definition of the measure
------------	---------------------------

*Status: Point in time view as at 25/02/2014.*

*Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 555/2008. (See end of Document for details)*

---

Article 29	Modalities of the aid
Article 30	Amount of the aid
Article 31	National aid

#### Section 10

##### Use of concentrated grape must

Article 32	Purpose of the aid
Article 33	Amount of the aid
Article 34	Checks

### CHAPTER III

#### Reporting, evaluation and general provisions

Article 35	Reporting and evaluation
Article 36	Exclusion
Article 37	Payment delay to beneficiaries
Article 37a	Communication related to State aid
Article 37b	Communication related to advances

### TITLE III

#### TRADE WITH THIRD COUNTRIES

#### CHAPTER I

##### Entry price arrangements for grape juice and must

Article 38	Definition
Article 39	Verification by consignment

#### CHAPTER II

##### Certificates and analysis reports for wine, grape juice and must on import

##### Section 1

##### General

Article 40	Documents required
Article 41	Contents of the analysis report
Article 42	Exemptions

##### Section 2

##### Requirements to be met and detailed rules for drawing up and using the certificate and analysis report for imports of wine, grape juice and grape must

Article 43	V I 1 document
Article 44	Description of documents

*Status: Point in time view as at 25/02/2014.**Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

Article 45	Simplified procedure
Article 45a	Electronic document
Article 46	Derogations
Article 47	Use
Article 48	List of competent bodies
Article 49	Indirect imports
Article 50	Special rules for particular wines
Article 51	Conformity of imported wines

### CHAPTER III

#### Specific provisions on exports

Article 52	Notification of official bodies
------------	---------------------------------

### CHAPTER IV

#### Transitional provisions

Article 53	V I 1 and V I 2 conformity
Article 54	Release of security

### TITLE IV

#### PRODUCTION POTENTIAL

##### CHAPTER I

###### Unlawful plantings

Article 55	Penalties in case of non-compliance with the grubbing-up obligation
Article 56	Penalties in case of non-compliance with prohibition of circulation
Article 57	Non-circulation or distillation
Article 58	Communications
Article 59	Reductions imposed on Member States

##### CHAPTER II

###### Transitional planting right regime

Article 60	New planting rights
Article 61	Member States' recording and communication obligations related to new planting rights
Article 62	Grubbing up without generation of replanting right
Article 63	Anticipated replanting rights
Article 64	Transfers of replanting rights
Article 65	Reserves of planting rights
Article 66	Maintenance of the planting rights system

## CHAPTER III

### Grubbing-up scheme

Article 67	Eligibility
Article 68	Exemption reasons
Article 69	Premium level
Article 70	Application procedure
Article 71	Procedure in case of application of a single percentage for acceptance
Article 72	Payment of the premium
Article 73	Communications

## CHAPTER IV

### Inventory and measurement of the area planted

Article 74	Inventory
Article 75	Area planted

## TITLE V

### CONTROLS IN THE WINE SECTOR

#### CHAPTER I

##### Principles of control

Article 76	Checks
Article 77	General principles
Article 78	On-the-spot checks
Article 79	Selection of the control sample
Article 80	Control report
Article 81	Control related to the production potential and to the operations of restructuring and conversion of vineyards
Article 82	Control bodies
Article 83	Powers of control officials

#### CHAPTER II

##### Assistance between control bodies

Article 84	Assistance on request
Article 85	Unsolicited assistance
Article 86	Common provisions

#### CHAPTER III

##### Analytical databank

Article 87	Purpose of the databank
Article 88	Samples

*Status: Point in time view as at 25/02/2014.**Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

- Article 89 For a period ending on 30 June 2015 , pending...
- Article 90 Communication of results
- Article 91 Compliance with procedures

#### CHAPTER IV

##### Collection of samples for control purposes

- Article 92 Request for collection of samples
- Article 93 Costs of collection, dispatch and analysis of samples

#### CHAPTER V

##### General provisions

- Article 94 Conclusive force
- Article 95 Persons subject to controls
- Article 95a Coordination of controls and access to information

#### TITLE VI

##### GENERAL, TRANSITIONAL AND FINAL PROVISIONS

- Article 96 Payments to beneficiaries
- Article 97 Recovery of undue payments
- Article 98 National sanctions
- Article 99 Artificially created situations
- Article 100 Communications and notifications
- Article 101 Obvious errors
- Article 102 Force majeure and exceptional circumstances
- Article 103 Repeal and references
- Article 104 Entry into force  
Signature

#### ANNEX I

##### WINE CMO

- A. FINANCIAL YEARS 2009-2013
  - A. Description of the measures proposed as well as their quantified...
    - (a) Single Payment Scheme support in accordance with Article 103o
    - (b) Promotion in accordance with Article 103p
    - (c) Restructuring and conversion of vineyard in accordance with Article 103q...
    - (d) Green harvesting in accordance with Article 103r
    - (e) Mutual funds in accordance with Article 103s
    - (f) Harvest insurance in accordance with Article 103t
    - (g) Investments in enterprises in accordance with Article 103u
    - (h) By-product distillation in accordance with Article 103v
    - (i) Potable alcohol distillation in accordance with Article 103w

*Status: Point in time view as at 25/02/2014.*

*Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 555/2008. (See end of Document for details)*

---

- (j) Crisis distillation in accordance with Article 103x
  - (k) Use of concentrated grape must in accordance with Article 103y...
  - B. Results of consultations held
  - C. Appraisal showing the expected technical, economic, environmental and social impact...
  - D. Schedule for implementing the measures
  - E. General financing table given in the format of Annex II...
  - F. Criteria and quantitative indicators to be used for monitoring and...
  - G. Designation of competent authorities and bodies responsible for implementing the...
- B. FINANCIAL YEARS 2014-2018
- A. Description of the measures proposed as well as their quantified...
    - (a) Single Payment Scheme support in accordance with Article 103o
    - (b) Promotion in accordance with Article 103p
    - (c) Restructuring and conversion of vineyard in accordance with Article 103q...
    - (d) Green harvesting in accordance with Article 103r
    - (e) Mutual funds in accordance with Article 103s
    - (f) Harvest insurance in accordance with Article 103t
    - (g) Investments in enterprises in accordance with Article 103u
    - (h) By-product distillation in accordance with Article 103v
  - B. Results of consultations held
  - C. Appraisal showing the expected technical, economic, environmental and social impact...
  - D. Schedule for implementing the measures
  - E. General financing table given in the format of Annex II...
  - F. Criteria and quantitative indicators to be used for monitoring and...
  - G. Designation of competent authorities and bodies responsible for implementing the...

## ANNEX II

Submission of the financial table of the national support programmes according to Article 103l(e) of Regulation (EC) No 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

## ANNEX III

Facultative submission of the financial table of the national support programmes according to Article 103l(e) of Regulation (EC) 1234/2007 — detailed at regional level

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

*Status: Point in time view as at 25/02/2014.*

*Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

---

#### ANNEX IV

Amendments to financial table of the national support programmes  
according to Article 103l(e) of Regulation (EC) 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

#### ANNEX V

Reporting on Support programme

- A. FINANCIAL YEARS 2009-2013
  - A. Global assessment:
  - B. Conditions and results of the implementation of measures proposed
    - (a) Single Payment Scheme support in accordance with Article 103o
    - (b) Promotion in accordance with Article 103p
    - (c) Restructuring and conversion of vineyard in accordance with Article 103q...
    - (d) Green harvesting in accordance with Article 103r
    - (e) Mutual funds in accordance with Article 103s
    - (f) Harvest insurance in accordance with Article 103t
    - (g) Investments in enterprises in accordance with Article 103u
    - (h) By-product distillation in accordance with Article 103v
    - (i) Potable alcohol distillation in accordance with Article 103w
    - (j) Crisis distillation in accordance with Article 103x
    - (k) Use of concentrated grape must in accordance with Article 103y...
  - C. Conclusions (and, if needed, envisaged modifications)
- B. FINANCIAL YEARS 2014-2018
  - A. Global assessment:
  - B. Conditions and results of the implementation of measures proposed
    - (a) Single Payment Scheme support in accordance with Article 103o
    - (b) Promotion in accordance with Article 103p
    - (c) Restructuring and conversion of vineyard in accordance with Article 103q...
    - (d) Green harvesting in accordance with Article 103r
    - (e) Mutual funds in accordance with Article 103s
    - (f) Harvest insurance in accordance with Article 103t
    - (g) Investments in enterprises in accordance with Article 103u
    - (h) By-product distillation in accordance with Article 103v
  - C. Conclusions (and, if needed, envisaged modifications)

#### ANNEX VI

Financial table of the execution of national support programmes  
according to Article 188a(5) of Regulation (EC) No 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018



## ANNEX VII

Technical data concerning the national support programmes according to Article 103l(c) of Regulation (EC) No 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

## ANNEX VIII

Communication on promotion measure according to Articles 103p and 188a(5) of Regulation (EC) No 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

## ANNEX VIIIa

Annual report on the control on the spot carried out over Restructuring and conversion of vineyards according to Article 103q of Regulation (EC) No 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

## ANNEX VIIIb

Annual report on the control on the spot carried out over green harvesting according to Article 103r of Regulation (EC) No 1234/2007

- A. FINANCIAL YEARS 2009-2013
- B. FINANCIAL YEARS 2014-2018

## ANNEX VIIIc

Table 1 Information on aid schemes already authorised under Articles 87, 88...

Table 2 General information sheet

- 1. Identification of the aid
  - 1.1. Title of the aid (or name of company beneficiary in...
  - 1.2. Brief description of the objective of the aid:
  - 1.3. Aid scheme — Individual aid
- 2. National legal basis
- 3. Beneficiaries
  - 3.1. Location of the beneficiary(ies)
  - 3.2. In case of an individual aid:
  - 3.3. In case of an aid scheme:

*Status: Point in time view as at 25/02/2014.**Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

## 4. Form of the aid and means of funding

Table 3 Supplementary information sheet on aid for the promotion on third...

Table 4 Supplementary information sheet on aid towards the payment of harvest...

1. Hereby it is confirmed that:
  2. The following losses will be covered by the insurance for...
  3. Aid intensity proposed: ...%
- NB: If only the first case (under 2 a) above applies,...

Table 5 Supplementary information sheet on aid for investments (Article 103u of...

1. Scope and beneficiaries of the aid
  - 1.1. The support is granted for the following tangible or intangible...
  - 1.2. The aid concerns ( please tick as appropriate ):
  - 1.3. Hereby it is confirmed that the aid is not granted...
  - 1.4. This communication is meant to fall under the following provision...
2. Individual aid
3. Aid intensity
 

NB: The conditions relate to the maximum intensities of the cumulated...

  - 3.1. If the beneficiaries are SMEs (Article 15 of Regulation (EC)...
  - 3.2. For aid falling under Article 13 of Regulation (EC) No...
  - 3.3. For investment aid in favour of intermediate companies in regions...
4. Eligibility criteria and expenses
  - 4.1. Hereby it is confirmed that:
  - 4.2. For aid for investments in regions not eligible for regional...
5. Other information

## ANNEX IX

V I 1 document as provided for in Article 43(1)

## ANNEX X

V I 2 document as provided for in Article 44(1)

## ANNEX XI

Technical rules on V I 1 and V I 2 forms provided for in Articles 43 and 44

- A. Printing of forms
  1. The size of the forms is to be approximately 210...
  2. The forms are to be printed in one of the...
- B. Completing the forms
  1. Exporter:
  2. Consignee:
  4. Means of transport and transport details:
  6. (5 for V I 2) Description of the imported product:...

*Status: Point in time view as at 25/02/2014.*

*Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 555/2008. (See end of Document for details)*

---

## ANNEX XII

List of third countries referred to in Article 43(2), Article 45 and Article 45a

PART A List of third countries referred to in Article...

## ANNEX XIII

Communication deadline: 1 March.  
Communication referred to in Article 58(1) of this Regulation.  
.....  
.....  
Communication deadline: 1 March.  
Communication referred to in Article 85(4) and Article 87(3) of...  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
Communication deadline: 1 March, as from 2011.  
Communication referred to in Article 86(5) and in Article 87(3)...  
Communication deadline: 1 March, as from 2009.  
Communication referred to in Article 61 of this Regulation.  
Communication deadline: 1 March, as from 2009.  
Communication referred to in Article 65(5) of this Regulation.  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
Communication deadline: 1 March, as from 2009.  
Communication according to Article 109 of Regulation (EC) No 479/2008...  
Communication deadline: 1 March, as from 2009.  
Communication according to Article 109 of Regulation (EC) No 479/2008...  
Communication deadline: 1 March, as from 2009.  
Communication according to Article 109 of Regulation (EC) No 479/2008...

## ANNEX XIV

Areas that are declared ineligible for the grubbing-up scheme in accordance with Article 104(4) to (6) of Regulation (EC) No 479/2008

.....  
.....

*Status: Point in time view as at 25/02/2014.**Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

.....

## ANNEX XV

## ANNEX XVI

Instructions for taking samples of fresh grapes and processing them into  
wine for analysis by the isotopic methods referred to in Article 88(1)

## I. SAMPLING OF GRAPES

- A. Each sample must consist of at least 10 kg of...
- B. When the samples are taken, a description sheet is to...

## II. VINIFICATION

- A. Vinification must be carried out by the competent body or...
- B. The description sheet for vinification is to be drawn up...

## ANNEX XVII

Number of samples to be taken by Member States each  
year for the analytical databank as referred in Article 88(3)

30 samples in Bulgaria, 20 samples in the Czech Republic,...

## ANNEX XVIII

Questionnaire on the collection and vinification of samples of grapes  
intended for analysis by isotopic methods as referred in Article 88(5)

The analytical methods and the expression of results (units) to...

## PART I

1. General information 1.1. Sample number: 1.2. Name and function...

## 1. General information

- 1.1. Sample number:
- 1.2. Name and function of the official or authorised person who...
- 1.3. Name and address of the competent body responsible for taking...
- 1.4. Name and address of the competent body responsible for vinification...

## 2. General description of the samples

- 2.1. Origin (country, region):
- 2.2. Year of harvest:
- 2.3. Vine variety:
- 2.4. Colour of the grapes:

## 3. Description of the vineyard

- 3.1. Name and address of person farming the plot:
- 3.2. Location of the plot
- 3.3. Soil type (e.g. limey, clayey, lime-clay, sandy):

- 3.4. Situation (e.g. slope, plain, exposed to sun):
  - 3.5. Number of vines per hectare:
  - 3.6. Approximate age of vineyard (less than 10 years/between 10 and...)
  - 3.7. Altitude:
  - 3.8. Method of training and pruning:
  - 3.9. Type of wine into which the grapes are normally made...
4. Crop and must characteristics
    - 4.1. Estimated yield per hectare for the plot harvested: (kg/ha):
    - 4.2. State of health of the grapes (e.g. sound, rotten), specifying...
    - 4.3. Date on which sample was taken:
  5. Weather conditions preceding harvest
    - 5.1. Precipitation in the ten days preceding harvest: yes/no. If yes,...
  6. Irrigated vineyards:

## PART II

### 1. Microvinification 1.1. Weight of the sample of grapes, in...

1. Microvinification
  - 1.1. Weight of the sample of grapes, in kg:
  - 1.2. Method of pressing:
  - 1.3. Volume of must obtained:
  - 1.4. Characteristics of the must:
  - 1.5. Method of treating the must (e.g. settling, centrifugation):
  - 1.6. Yeasting (variety of yeast used). Indicate whether or not there...
  - 1.7. Temperature during fermentation:
  - 1.8. Method for determining end of fermentation:
  - 1.9. Method of treating the wine (e.g. racking.):
  - 1.10. Addition of sulphur dioxide in mg/l:
  - 1.11. Analysis of the wine obtained
2. Chronological table of vinification of the sample

## ANNEX XIX

### ANALYSIS REPORT

- I. GENERAL INFORMATION
  1. Country:
  2. Sample number:
  3. Year:
  4. Vine variety:
  5. Type of wine:
  6. Region/district:
  7. Name, address, telephone, fax and e-mail of laboratory responsible for...
  8. Sample for control analysis by the JRC: yes/no
- II. METHODS AND RESULTS
  1. Wine (carried over from Annex XVIII)
    - 1.1. Alcoholic strength by volume: % vol

*Status: Point in time view as at 25/02/2014.*

*Changes to legislation: There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)*

---

- 1.2. Total dry extract: g/l
- 1.3. Reducing sugars: g/l
- 1.4. Total acidity expressed as tartaric acid: g/l
- 1.5. Total sulphur dioxide: mg/l
2. Distillation of wine for SNIF-NMR
  - 2.1. Description of distillation apparatus:
  - 2.2. Volume of wine distilled/weight of distillate obtained:
3. Analysis of distillate
  - 3.1. Alcohol strength of the distillate % (m/m):
4. Result of deuterium isotope ratios of ethanol measured by NMR...
  - 4.1. (D/H)I = ppm
  - 4.2. (D/H)II = ppm
  - 4.3. 'R' =
5. NMR parameters
6. Result of isotopic ratio  $^{18}\text{O}/^{16}\text{O}$  of wine
7. Result of isotopic ratio  $^{18}\text{O}/^{16}\text{O}$  of must (when applicable)
8. Result of isotopic ratio  $^{13}\text{C}/^{12}\text{C}$  of wine ethanol

#### ANNEX XX

Collection of samples in the context of assistance  
between control bodies as referred in Article 92

1. When samples of wine, grape must or another liquid wine...
2. Samples shall be taken by pouring the product in question...
3. Each sample shall bear a label which complies with part...
4. The official of the competent body authorised to take samples...
5. Wherever samples are taken, one of the samples shall remain...
6. Consignments of samples shall bear on the external packaging a...

#### ANNEX XXI

- A. Label describing the sample, in accordance with paragraph 3 of...
  1. Required information:
  2. Remarks:
  3. Minimum size: 100 mm by 100 mm.
- B. Model of the red label referred to in paragraph 6...

#### ANNEX XXII

---

**Status:** Point in time view as at 25/02/2014.

**Changes to legislation:** There are currently no known outstanding effects for the  
Commission Regulation (EC) No 555/2008. (See end of Document for details)

---

- (1) OJ L 148, 6.6.2008, p. 1.
- (2) OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1).
- (3) OJ L 143, 16.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 1216/2005 (OJ L 199, 29.7.2005, p. 32).
- (4) OJ L 194, 31.7.2000, p. 45. Regulation as last amended by Regulation (EC) No 1433/2007 (OJ L 320, 6.12.2007, p. 18).
- (5) OJ L 316, 15.12.2000, p. 16. Regulation as last amended by Regulation (EC) No 2030/2006 (OJ L 414, 30.12.2006, p. 40).
- (6) OJ L 128, 10.5.2001, p. 1. Regulation as last amended by Regulation (EC) No 1211/2007 (OJ L 274, 18.10.2007, p. 5).
- (7) OJ L 3, 5.1.2008, p. 1.
- (8) OJ L 277, 21.10.2005, p. 1. Regulation as last amended by Regulation (EC) No 146/2008 (OJ L 46, 21.2.2008, p. 1).
- (9) OJ L 209, 11.8.2005, p. 1. Regulation as last amended by Regulation (EC) No 1437/2007 (OJ L 322, 7.12.2007, p. 1).

**Status:**

Point in time view as at 25/02/2014.

**Changes to legislation:**

There are currently no known outstanding effects for the Commission Regulation (EC) No 555/2008.