Commission Delegated Regulation (EU) 2018/273 of 11 December 2017 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the scheme of authorisations for vine plantings, the vineyard register, accompanying documents and certification, the inward and outward register, compulsory declarations, notifications and publication of notified information, and supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council as regards the relevant checks and penalties, amending Commission Regulations (EC) No 555/2008, (EC) No 606/2009 and (EC) No 607/2009 and repealing Commission Regulation (EC) No 436/2009 and Commission Delegated Regulation (EU) 2015/560

## CHAPTER VI

#### **DECLARATIONS**

#### Article 31

#### **Production declarations**

1 Producers established in a Member State which is obliged to maintain an updated vineyard register in accordance with Article 145(1) of Regulation (EU) No 1308/2013 shall submit each year a production declaration to the competent authorities of that Member State in relation to their production in the respective wine year in that Member State.

Member States which have established an annually updated vineyard register on the basis of which a link can be established among declarants, declared production and the vineyard parcels concerned, may exempt producers from the obligation to declare the information referred to in Article 22(2)(e) of Implementing Regulation (EU) 2018/274. In such cases the competent authorities of the Member States shall themselves complete the declarations by indicating the area on the basis of the data in the vineyard register.

- Harvesters belonging to or associated with one or several cooperative wineries or groups of producers and having delivered their whole production of grapes or must to those cooperative wineries or groups, while reserving the right to obtain by winemaking a quantity of less than 10 hectolitres for their family consumption, shall be exempted from the obligation to submit a production declaration, provided that those cooperative wineries or groups are required to submit a production declaration.
- 3 Member States which are not obliged to maintain an updated vineyard register in accordance with Article 145(1) of Regulation (EU) No 1308/2013 may require producers established in their territory to submit the production declaration referred to in paragraph 1.

In that case, paragraph 2 shall apply *mutatis mutandis*.

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Changes to legislation: There are outstanding changes not yet made to Commission Delegated Regulation (EU) 2018/273. 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

#### Article 32

## Stock declarations

- Producers, processors, bottlers and merchants who hold stocks in a Member State which is obliged to maintain an updated vineyard register in accordance with Article 145(1) of Regulation (EU) No 1308/2013 shall submit each year a stock declaration of wine and must which they hold at 31 July to the competent authority of that Member State.
- Member States which are not obliged to maintain an updated vineyard register in accordance with Article 145(1) of Regulation (EU) No 1308/2013 may require producers, processors, bottlers and merchants established in their territory to submit the stock declaration referred to in paragraph 1.

## Article 33

#### **Harvest declarations**

Member States may require all harvesters or, on the basis of objective and non-discriminatory criteria, some of them, to submit a harvest declaration to the competent authorities in respect of the wine year in which the harvest was carried out.

#### Article 34

## **Treatment or marketing declarations**

- 1 Member States may provide that harvesters, producers and merchants of grapes, grape juice and must who, before the dates for the submission of the production and harvest declarations as specified in Articles 22 and 24 of Implementing Regulation (EU) 2018/274, have treated or marketed wine products intended for the production of wine have to submit a treatment or marketing declaration to the competent authorities in respect of the wine year in which the treatment or marketing took place.
- Where Member States require harvesters to submit a treatment or marketing declaration pursuant to paragraph 1, harvesters belonging to or associated with one or several cooperative wineries or groups of producers and having delivered their whole production of grapes or must to those wineries or groups of producers while reserving the right to obtain by winemaking a quantity of less than 10 hectolitres for their family consumption, shall be exempted from the obligation to submit such a declaration, provided that those cooperative wineries or groups are required to submit a treatment or marketing declaration pursuant to paragraph 1.

# Article 35

## **Common provisions**

Member States may require more comprehensive information with regard to the vineyard register or production or stock declarations.

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Changes to legislation: There are outstanding changes not yet made to Commission Delegated Regulation (EU) 2018/273. 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

Member States may exempt any operator from the obligation to submit the declarations provided for in Articles 31 and 32 relating to wine years in which no production was made or no stock was left.

## **Changes to legislation:**

There are outstanding changes not yet made to Commission Delegated Regulation (EU) 2018/273. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

View outstanding changes

## Changes and effects yet to be applied to:

- Ch. 6 omitted by S.I. 2019/865 reg. 13(18) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Ch. 6 omitted by S.I. 2020/1637 reg. 24(19)

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

- Ch. 4 s. 1A inserted by S.I. 2021/1471 reg. 5(5)(a)Sch.
- Signature words omitted by S.I. 2019/865 reg. 13(25) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Signature words omitted by S.I. 2020/1637 reg. 24(32)
- Annex 5 s. A inserted by S.I. 2020/1637 reg. 24(35)(e)
- Annex 5 s. B point 1.2 omitted by S.I. 2020/1637 reg. 24(36)(b)
- Annex 5 s. B point 2.1(e)(i) omitted by S.I. 2020/1637 reg. 24(36)(f)(iv)(aa)
- Annex 5 s. C omitted by S.I. 2020/1637 reg. 24(37)
- Annex 5 s. D omitted by S.I. 2020/1637 reg. 24(37)
- Annex 5 s. A word substituted by S.I. 2020/1637 reg. 24(35)(a)
- Annex 5 s. B point 1.3 word substituted by S.I. 2020/1637 reg. 24(36)(c)
- Annex 5 s. A words inserted by S.I. 2019/865 reg. 13(28)(a)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. A words inserted by S.I. 2019/865 reg. 13(28)(b) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. A words inserted by S.I. 2020/1637 reg. 24(35)(d)(ii)
- Annex 5 s. A words omitted by S.I. 2019/865 reg. 13(28)(c)(i)(aa) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. A words omitted by S.I. 2019/865 reg. 13(28)(c)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. Bpara. 2.1(e)(ii) words omitted by S.I. 2019/865 reg. 13(29)(c) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(c)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(f)(i)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(f)(ii)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(f)(iv)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(f)(v)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(f)(vi)
- Annex 5 s. A words omitted by S.I. 2020/1637 reg. 24(35)(f)(vii)
- Annex 5 s. B point 1.1 words omitted by S.I. 2020/1637 reg. 24(36)(a)(ii)
- Annex 5 s. B point 1.5 words omitted by S.I. 2020/1637 reg. 24(36)(d)
- Annex 5 s. B point 1.6 words omitted by S.I. 2020/1637 reg. 24(36)(e)(i)
- Annex 5 s. B point 1.6 words omitted by S.I. 2020/1637 reg. 24(36)(e)(ii)
- Annex 5 s. B point 2.1(e)(ii) words omitted by S.I. 2020/1637 reg. 24(36)(f)(iv)(bb)
- Annex 5 s. B point 2.1(e) words omitted by S.I. 2020/1637 reg. 24(36)(f)(iv)(cc)

- Annex 5 s. A words substituted by S.I. 2019/865 reg. 13(28)(a)(i) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. A words substituted by S.I. 2019/865 reg. 13(28)(c)(i)(bb) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. Bpara. 2.1(a) words substituted by S.I. 2019/865 reg. 13(29)(a) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. Bpara. 2.1(d) words substituted by S.I. 2019/865 reg. 13(29)(b) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. C Note 1 words substituted by S.I. 2019/865 reg. 13(30) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. D words substituted by S.I. 2019/865 reg. 13(31) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 5 s. A words substituted by S.I. 2020/1637 reg. 24(35)(b)(i)
- Annex 5 s. A words substituted by S.I. 2020/1637 reg. 24(35)(b)(ii)
- Annex 5 s. A words substituted by S.I. 2020/1637 reg. 24(35)(d)(i)
- Annex 5 s. A words substituted by S.I. 2020/1637 reg. 24(35)(f)(iii)(aa)
- Annex 5 s. A words substituted by S.I. 2020/1637 reg. 24(35)(f)(iii)(bb)
- Annex 5 s. B point 1.1 words substituted by S.I. 2020/1637 reg. 24(36)(a)(i)
- Annex 5 s. B point 2.1(a) words substituted by S.I. 2020/1637 reg. 24(36)(f)(i)
- Annex 5 s. B point 2.1(c)(ii) words substituted by S.I. 2020/1637 reg. 24(36)(f)(ii)
  (aa)
- Annex 5 s. B point 2.1(c) words substituted by S.I. 2020/1637 reg. 24(36)(f)(ii)(bb)
- Annex 5 s. B point 2.1(d) words substituted by S.I. 2020/1637 reg. 24(36)(f)(iii)
- Annex 7 Pt. 3 s. A point 2 words omitted by S.I. 2020/1637 reg. 24(42)(b)(i)
- Annex 7 Pt. 3 s. C words substituted by S.I. 2019/865 reg. 13(32)(b)(i) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 7 Pt. 3 s. C words substituted by S.I. 2019/865 reg. 13(32)(b)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Annex 7 Pt. 3 s. C words substituted by S.I. 2020/1637 reg. 24(42)(b)(ii)(aa)
- Annex 7 Pt. 3 s. C words substituted by S.I. 2020/1637 reg. 24(42)(b)(ii)(bb)
- Annex 6 Pt. 2 s. B words omitted by S.I. 2020/1637 reg. 24(41)(b)(i)
- Annex 6 Pt. 2 s. B words omitted by S.I. 2020/1637 reg. 24(41)(b)(ii)
- Annex 6 Pt. 2 s. B words omitted by S.I. 2020/1637 reg. 24(41)(b)(iv)
- Annex 6 Pt. 2 s. A words substituted by S.I. 2020/1637 reg. 24(41)(a)Sch. 7 Pt. 1
- Annex 6 Pt. 2 s. B words substituted by S.I. 2020/1637 reg. 24(41)(b)(iii)(aa)
- Annex 6 Pt. 2 s. B words substituted by S.I. 2020/1637 reg. 24(41)(b)(iii)(bb)
- Art. 1(a) omitted by S.I. 2019/865 reg. 13(2)(b) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 1(a) omitted by S.I. 2020/1637 reg. 24(2)(a)
- Art. 1(b) omitted by S.I. 2019/865 reg. 13(2)(b) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 1(c) words substituted by S.I. 2021/1471 reg. 5(2)
- Art. 1(e) omitted by S.I. 2019/865 reg. 13(2)(b) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 1(e) omitted by S.I. 2020/1637 reg. 24(2)(a)

- Art. 1(f) words omitted by S.I. 2019/865 reg. 13(2)(c) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 1(f) words omitted by S.I. 2020/1637 reg. 24(2)(b)
- Art. 1(g) words omitted by S.I. 2020/1637 reg. 24(2)(c)
- Art. 1(i) substituted by S.I. 2020/1637 reg. 24(2)(d)
- Art. 2(1)(a) words omitted by S.I. 2019/865 reg. 13(3)(a)(i)(bb) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2(1)(a) words omitted by S.I. 2020/1637 reg. 24(3)(a)(i)(bb)
- Art. 2(1)(a) words substituted by S.I. 2019/865 reg. 13(3)(a)(i)(aa) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2(1)(a) words substituted by S.I. 2020/1637 reg. 24(3)(a)(i)(aa)
- Art. 2(1)(c) omitted by S.I. 2019/865 reg. 13(3)(a)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2(1)(c)(d) omitted by S.I. 2020/1637 reg. 24(3)(a)(ii)
- Art. 2(1)(d) omitted by S.I. 2019/865 reg. 13(3)(a)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2(1)(g) words omitted by S.I. 2020/1637 reg. 24(3)(a)(iii)
- Art. 2(1)(I) inserted by S.I. 2019/865 reg. 13(3)(a)(iii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 2(1)(l)-(u) inserted by S.I. 2020/1637 reg. 24(3)(a)(iv)
- Art. 2(1)(p) words inserted by S.I. 2021/1471 reg. 5(3)(b)
- Art. 2(1)(la)(lb) inserted by S.I. 2021/1471 reg. 5(3)(a)
- Art. 2(1)(pa)(pb) inserted by S.I. 2021/1471 reg. 5(3)(c)
- Art. 2(1)(ta) inserted by S.I. 2021/1471 reg. 5(3)(d)
- Annex 5 s. B point 1.6 words omitted by S.I. 2019/1342 reg. 10(3)(a) (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- Annex 5 s. B point 1.6 words omitted by S.I. 2019/1342 reg. 10(3)(b) (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- Art. 9(1)(a) words substituted by S.I. 2019/865 reg. 13(6)(a) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 9(1)(b)(i) words substituted by S.I. 2019/1342 reg. 10(2)(a)(i) (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- Art. 9(1)(d) words substituted by S.I. 2019/865 reg. 13(6)(b) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 9(1)(e) words substituted by S.I. 2019/865 reg. 13(6)(c) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 9(1)(f) inserted by S.I. 2019/1342 reg. 10(2)(a)(ii) (This amendment not applied to legislation.gov.uk. The affecting statutory instrument has no legal effect. It was

made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)

- Art. 11(4)-(8) inserted by S.I. 2020/1637 reg. 24(6)(c)
- Art. 12(1)(a) words substituted by S.I. 2020/1637 reg. 24(7)(a)
- Art. 12(1)(c) inserted by S.I. 2021/1471 reg. 5(4)
- Art. 14(1)(a) words substituted by S.I. 2019/865 reg. 13(7)(a)(i)(aa) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 14(1)(b) words substituted by S.I. 2019/865 reg. 13(7)(a)(i)(bb) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 14(1)(c)(v) words substituted by S.I. 2019/865 reg. 13(7)(a)(i)(cc) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 20(2)(a) words substituted by S.I. 2019/865 reg. 13(10)(a)(i) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 20(2)(a) words substituted by S.I. 2019/865 reg. 13(10)(a)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 20(2)(a) words substituted by S.I. 2020/1637 reg. 24(9)(a)(i)
- Art. 20(2)(a) words substituted by S.I. 2020/1637 reg. 24(9)(a)(ii)
- Art. 20(2)(c) words substituted by S.I. 2019/865 reg. 13(10)(b)(i) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 20(2)(c) words substituted by S.I. 2019/865 reg. 13(10)(b)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 20(2)(c) words substituted by S.I. 2020/1637 reg. 24(9)(b)(i)
- Art. 20(2)(c) words substituted by S.I. 2020/1637 reg. 24(9)(b)(ii)
- Art. 21(a)(v) words omitted by S.I. 2020/1627 reg. 3(a)(ii)
- Art. 21(a)(iii) words substituted by S.I. 2020/1627 reg. 3(a)(i)
- Art. 21(a)(ii) words substituted by S.I. 2020/1637 reg. 24(10)(a)(i)
- Art. 21(a)(iv) words substituted by S.I. 2020/1637 reg. 24(10)(a)(ii)
- Art. 21(a)(ix) words substituted by S.I. 2020/1637 reg. 24(10)(a)(iii)(aa)
- Art. 21(a)(ix) words substituted by S.I. 2020/1637 reg. 24(10)(a)(iii)(bb)
- Art. 21(b) words substituted by S.I. 2020/1637 reg. 24(10)(b)
- Art. 47(3) inserted by S.I. 2020/1637 reg. 24(27)(c)
- Art. 51(1)(a)-(c) omitted by S.I. 2021/1471 reg. 5(8)(a)(ii)
- Art. 51(1)(a) words inserted by S.I. 2020/1637 reg. 24(29)(b)(ii)
- Art. 51(1)(b) words inserted by S.I. 2020/1637 reg. 24(29)(b)(ii)
- Art. 51(1)(c) words inserted by S.I. 2020/1637 reg. 24(29)(b)(ii)
- Art. 51(1)(d) words inserted by S.I. 2020/1637 reg. 24(29)(b)(iii)(aa)
- Art. 51(1)(d) words substituted by S.I. 2019/865 reg. 13(24)(b)(ii) (This amendment not applied to legislation.gov.uk. Regs. 12-14 omitted immediately before IP completion day by virtue of S.I. 2020/1637, regs. 1(6), 6)
- Art. 51(1)(d) words substituted by S.I. 2020/1637 reg. 24(29)(b)(iii)(bb)
- Art. 51(2)(3) substituted for Art. 51(2) by S.I. 2020/1637 reg. 24(29)(c)
- Art. 51(2)(b) word substituted by S.I. 2021/1471 reg. 5(8)(b)
- Art. 51(3) words omitted by S.I. 2021/1471 reg. 5(8)(c)(i)
- Art. 51(3)(a) words omitted by S.I. 2021/1471 reg. 5(8)(c)(ii)
- Art. 51(3)(b) words omitted by S.I. 2021/1471 reg. 5(8)(c)(ii)