Commission Delegated Regulation (EU) 2019/33 of 17 October 2018 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards applications for protection of designations of origin, geographical indications and traditional terms in the wine sector, the objection procedure, restrictions of use, amendments to product specifications, cancellation of protection, and labelling and presentation

#### CHAPTER I

# INTRODUCTORY PROVISION

| Article | 1 | Sub | iect | matter |
|---------|---|-----|------|--------|
|         |   |     |      |        |

Name to be protected

Article 2

## CHAPTER II

# PROTECTED DESIGNATIONS OF ORIGIN AND GEOGRAPHICAL INDICATIONS

## SECTION 1

# Application for protection

| Article 3  | Applicant  |
|------------|--|
| Article 4  | Additional requirements for product specifications   |
| Article 5  | Derogations concerning production in the demarcated  |
|            | geographical area  |
| Article 6  | National procedure   |
| Article 7  | Joint applications   |
| Article 8  | Transitional national protection   |
| Article 9  | Admissibility of the application   |
| Article 10 | Scrutiny of the application  |
|            | OF CITY ON A   |
|            | SECTION 2  |
|            | Objection procedure  |
|            | J  |
| Article 11 | Admissibility and grounds of objection   |
| Article 12 | Objection procedure  |
| Article 13 | Restrictions on the use of protected designations of origin and protected geographical indications |
|            |  |

## **SECTION 3**

# Amendments to product specifications

| Article 14 | Types of amendments                                      |
|------------|--|
| Article 15 | Procedure for Union amendments to product specifications |
| Article 16 | Admissibility of applications for Union amendment        |

Article 34

Status: This is the original version (as it was originally adopted).

| Article 17<br>Article 18   | Standard amendments Temporary amendments  |  |
|--|---|--|
|  | SECTION 4   |  |
| Cance  | elling a protected designation of origin or geographical indication   |  |
| Article 19<br>Article 20<br>Article 21                             | Cancellation procedure Grounds for cancellation Admissibility of cancellation requests  |  |
|  | SECTION 5   |  |
|  | Use of symbols, indications and abbreviations   |  |
| Article 22<br>Article 23   | Temporary labelling and presentation<br>Derogations from the obligation to use the term 'protected<br>designation of origin' on labels      |  |
|  | CHAPTER III   |  |
|  | TRADITIONAL TERMS   |  |
|  | SECTION 1   |  |
|  | Applications for protection and examination procedure   |  |
| Article 24<br>Article 25<br>Article 26<br>Article 27<br>Article 28 | Language and spelling of the traditional term Applicants Admissibility of the application Conditions of validity Scrutiny by the Commission |  |
|  | SECTION 2   |  |
|  | Objection procedure   |  |
| Article 29<br>Article 30<br>Article 31                             | Submission of an objection<br>Admissibility and grounds of objection<br>Scrutiny of an objection  |  |
|  | SECTION 3   |  |
|  | Protection  |  |
| Article 32<br>Article 33   | Relationship with trade marks<br>Homonyms   |  |
|  | SECTION 4   |  |
|  | Modification and cancellation   |  |

Modification of a traditional term

 $\textbf{\textit{Status:}} \ \ \textit{This is the original version (as it was originally adopted)}.$ 

| Article 35<br>Article 36<br>Article 37<br>Article 38 | Cancellation of a traditional term Grounds for cancellation Admissibility of a cancellation request Rules concerning traditional terms used in third countries   |
|--|--|
|  | SECTION 5  |
| Article 39   | Existing protected traditional terms   |
|  | CHAPTER IV   |
|  | LABELLING AND PRESENTATION   |
|  | SECTION 1  |
|  | Compulsory particulars   |
| Article 40   | Presentation of compulsory particulars   |
| Article 41   | Application of certain horizontal rules  |
| Article 42   | Marketing and export   |
| Article 43   | Prohibition of lead-based capsules or foil   |
| Article 44   | Actual alcoholic strength  |
| Article 45   | Indication of provenance   |
| Article 46<br>Article 47                             | Indication of the bottler, producer, importer and vendor<br>Indication of the sugar content on sparkling wine, aerated<br>sparkling wine, quality sparkling wine or quality aromatic<br>sparkling wine |
| Article 48   | Specific rules for aerated sparkling wine, aerated semi-sparkling wine and quality sparkling wine  |
|  | SECTION 2  |
|  | Optional particulars   |
| Article 49   | Vintage year   |
| Article 50   | Name of wine grape variety   |
| Article 51   | Specific rules for the indication of wine grape varieties on<br>grapevine products that do not bear a protected designation of<br>origin or geographical indication                                    |
| Article 52   | Indication of the sugar content for grapevine products other than<br>sparkling wine, aerated sparkling wine, quality sparkling wine or<br>quality aromatic sparkling wine                              |
| Article 53   | Terms referring to certain production methods  |
| Article 54   | Indication of the holding  |
| Article 55   | Reference to names of geographical units smaller or larger<br>than the area underlying the protected designation of origin or<br>geographical indication   |
|  |  |

Document Generated: 2024-06-10

Status: This is the original version (as it was originally adopted).

#### **SECTION 3**

# Rules on certain specific bottle shapes and closures

| Article 56 | Conditions of use of certain specific bottle shapes            |
|------------|--|
| Article 57 | Rules on presentation for certain grapevine products           |
| Article 58 | Additional provisions laid down by the producing Member States |
|            | relating to labelling and presentation                         |

# CHAPTER V

## GENERAL, TRANSITIONAL AND FINAL PROVISIONS

| Article 59<br>Article 60<br>Article 61<br>Article 62 | Procedural language<br>Repeal<br>Transitional measures<br>Entry into force and application<br>Signature |
|--|---|
|  |   |

## ANNEX I

## PART A

Terms referred to in Article 41(1)

#### PART B

Pictograms referred to in Article 41(2)

## ANNEX II

Words referred to in point (b) of the second subparagraph of Article 46(3)

#### ANNEX III

# PART A

List of terms referred to in Article 47(1), to be used for sparkling wine, aerated sparkling wine, quality sparkling wine or quality aromatic sparkling wine

## PART B

List of terms referred to in Article 52(1), to be used for other products than those listed in Part A

Status: This is the original version (as it was originally adopted).

#### ANNEX IV

# LIST OF WINE GRAPE VARIETIES AND THEIR SYNONYMS THAT MAY APPEAR ON THE LABELLING OF WINES

#### PART A

List of wine grape varieties and their synonyms that may appear on the labelling of wines in accordance with Article 50(3)

# PART B

List of wine grape varieties and their synonyms that may appear on the labelling of wines in accordance with Article 50(4)

#### ANNEX V

Indications authorised for use on wine labelling pursuant to Article 53(2)

The word 'cask' may be replaced with the word 'barrel'....

## ANNEX VI

Terms referred to in Article 54(1)

#### ANNEX VII

Restrictions on the use of specific types of bottle, as referred to in Article 56

- 1. 'Flûte d'Alsace':
- 2. 'Bocksbeutel' or 'Cantil':
- 3. 'Clavelin':
- 4. 'Tokaj':

Status: This is the original version (as it was originally adopted).

- (1) OJ L 347, 20.12.2013, p. 671.
- (2) Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) (OJ L 299, 16.11.2007, p. 1).
- (3) Commission Regulation (EC) No 607/2009 of 14 July 2009 laying down certain detailed rules for the implementation of Council Regulation (EC) No 479/2008 as regards protected designations of origin and geographical indications, traditional terms, labelling and presentation of certain wine sector products (OJ L 193, 24.7.2009, p. 60).
- (4) Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs (OJ L 343, 14.12.2012, p. 1).
- (5) Commission Delegated Regulation (EU) No 664/2014 of 18 December 2013 supplementing Regulation (EU) No 1151/2012 of the European Parliament and of the Council with regard to the establishment of the Union symbols for protected designations of origin, protected geographical indications and traditional specialities guaranteed and with regard to certain rules on sourcing, certain procedural rules and certain additional transitional rules (OJ L 179, 19.6.2014, p. 17).
- (6) Commission Implementing Regulation (EU) No 668/2014 of 13 June 2014 laying down rules for the application of Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs (OJ L 179, 19.6.2014, p. 36).
- (7) Regulation (EU) No 1169/2011 of the European Parliament and of the Council of 25 October 2011 on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004 (OJ L 304, 22.11.2011, p. 18).
- (8) Commission Implementing Regulation (EU) 2019/34 of 17 October 2018 laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards applications for protection of designations of origin, geographical indications and traditional terms in the wine sector, the objection procedure, amendments to product specifications, the register of protected names, cancellation of protection and use of symbols, and of Regulation (EU) No 1306/2013 of the European Parliament and of the Council as regards an appropriate system of checks (See page 46 of this Official Journal).