

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

## CHAPTER II

### PROTECTED DESIGNATIONS OF ORIGIN AND GEOGRAPHICAL INDICATIONS

#### SECTION 3

##### *Amendments to the product specification*

##### *Article 9*

##### **Applications for [<sup>F1</sup>non-standard] amendments**

1 An application for a [<sup>F2</sup>non-standard] amendment to a product specification, as referred to in Article 105 of Regulation (EU) No 1308/2013 and Articles 15 and 16 of Delegated Regulation (EU) 2019/33 shall contain:

- a the reference to the protected name to which the amendment relates;
- b the name of the applicant and a description of the legitimate interest of the applicant;
- c the heading in the product specification affected by the amendment;
- d an exhaustive description of and the specific reasons for each of the amendments proposed;
- e the consolidated and duly completed single document, as modified;
- f [<sup>F3</sup>a copy] of the consolidated and duly completed product specification, as modified.

2 An application for [<sup>F4</sup>a non-standard] amendment shall be drawn up [<sup>F5</sup>using] the form set out in Annex IV.

The amended single document shall be drawn up in accordance with Article 5. <sup>F6</sup>...

3 The information to be published in accordance with Article 97(3) of Regulation (EU) No 1308/2013 shall contain the duly completed application as referred to in paragraphs 1 and 2 of this Article.

#### **Textual Amendments**

**F1** Word in Art. 9 heading substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(10)(a)**

**F2** Word in Art. 9(1) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(10)(b)(i)**

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- F3** Words in Art. 9(1)(f) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(10)(b)(ii)**
- F4** Words in Art. 9(2) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(10)(c)(i)(aa)**
- F5** Word in Art. 9(2) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(10)(c)(i)(bb)**
- F6** Words in Art. 9(2) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(10)(c)(ii)**

Article 10

**Communicating a standard amendment [F7 concerning a grapevine product originating in a third country]**

1 The communication of standard amendments to the product specification [F8 concerning a grapevine product originating in a third country], as referred to in Article [F9 17(3)] of Delegated Regulation (EU) 2019/33 shall contain:

- a the reference to the protected name to which the standard amendment relates;
- b a description of and the reasons for the approved amendments;
- c [F10 a copy of] the decision approving the standard amendment as referred to in [F11 Article 17(3)] of Delegated Regulation (EU) 2019/33;
- d the consolidated single document, as modified, where relevant;
- e [F12 a copy] of the consolidated product specification, as modified.

F13 2 .....

3 F14 ... the communication from the authorities of the third country or by an applicant within the meaning of Article 3 having a legitimate interest shall include proof that the amendment is applicable in the third country. F15 ...

F16 4 .....

5 The form set out in Annex V shall be used for communications [F17 to which this Article applies].

**Textual Amendments**

- F7** Words in Art. 10 heading inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(a)**
- F8** Words in Art. 10(1) inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(b)(i)(aa)**
- F9** Word in Art. 10(1) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(b)(i)(bb)**
- F10** Words in Art. 10(1)(c) inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(b)(ii)(aa)**
- F11** Words in Art. 10(1)(c) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(b)(ii)(bb)**
- F12** Words in Art. 10(1)(e) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(b)(iii)**
- F13** Art. 10(2) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(c)**

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- F14** Words in Art. 10(3) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(d)(i)**
- F15** Words in Art. 10(3) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(d)(ii)**
- F16** Art. 10(4) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(e)**
- F17** Words in Art. 10(5) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(11)(f)**

### Article 11

#### Communicating a temporary amendment [<sup>F18</sup>concerning a grapevine product originating in a third country]

1 The communication of a temporary amendment to the product specification [<sup>F19</sup>concerning a grapevine product originating in a third country], as referred to in Article [<sup>F20</sup>18(3)] of Delegated Regulation (EU) 2019/33 shall contain:

- a the reference to the protected name to which it relates;
- b a description of the approved temporary amendment together with the reasons supporting the temporary amendment referred to in [<sup>F21</sup>the words before point (a) of Article 14(2d)] of Delegated Regulation (EU) 2019/33 [<sup>F22</sup>as recognised by a competent authority in the third country in question];
- c the electronic reference to the publication of the national decision approving the temporary amendment;
- d [<sup>F23</sup>a consolidated copy of the product specification incorporating the approved temporary amendment in a way that makes the temporary amendment readily apparent.]

<sup>F24</sup>2 .....

3 <sup>F25</sup>... the communication from the authorities of the third country or by an applicant within the meaning of Article 3 having a legitimate interest shall include proof that the amendment is applicable in the third country. <sup>F26</sup>...

<sup>F27</sup>4 .....

5 The form set out in Annex VI shall be used for communications [<sup>F28</sup>to which this Article applies].

#### Textual Amendments

- F18** Words in Art. 11 heading inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(a)**
- F19** Words in Art. 11(1) inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(b)(i)(aa)**
- F20** Word in Art. 11(1) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(b)(i)(bb)**
- F21** Words in Art. 11(1)(b) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(b)(ii)(aa)**
- F22** Words in Art. 11(1)(b) inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(b)(ii)(bb)**
- F23** Art. 11(1)(d) inserted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(b)(iii)**

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**Changes to legislation:** There are currently no known outstanding effects for the Commission  
Implementing Regulation (EU) 2019/34, SECTION 3. (See end of Document for details)

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- F24** Art. 11(2) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(c)**
- F25** Words in Art. 11(3) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(d)(i)**
- F26** Words in Art. 11(3) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(d)(ii)**
- F27** Art. 11(4) omitted (31.12.2020) by virtue of The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(e)**
- F28** Words in Art. 11(5) substituted (31.12.2020) by The Agricultural Products, Food and Drink (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1637), regs. 1(7), **27(12)(f)**

**Changes to legislation:**

There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/34, SECTION 3.