OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2024 Rhif 83 (Cy. 23)

2024 No. 83 (W. 23)

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

Rheoliadau Gwin (Diwygio) (Cymru) 2024

The Wine (Amendment) (Wales) Regulations 2024

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae'r Rheoliadau hyn yn diwygio deddfwriaeth uniongyrchol a gymathwyd sy'n ymwneud â marchnata gwin ac arferion gwinyddol a ddefnyddir i gynhyrchu a chadw cynhyrchion gwin. Maent yn gymwys yng Nghymru.

Mae'r Rheoliadau hyn yn diwygio Erthygl 53 o Reoliad Dirprwyedig y Comisiwn (EU) 2019/33 dyddiedig 17 Hydref 2018 sy'n ategu Rheoliad (EU) Rhif 1308/2013 Senedd Ewrop a'r Cyngor o ran ceisiadau am warchod dynodiadau tarddiad, dynodiadau daearyddol a thermau traddodiadol yn y sector gwin, y weithdrefn ar gyfer gwrthwynebu, cyfyngiadau ar ddefnydd, diwygiadau i fanylebau cynnyrch, canslo gwarchodaeth, a labelu a chyflwyniad (EUR 2019/33) ("Rheoliad (EU) 2019/33"). Mae'r diwygiad yn mewnosod darpariaeth yn Rheoliad (EU) 2019/33 sy'n gwahardd marchnata cynnyrch gan ddefnyddio'r term "gwin ia" (boed yn Gymraeg neu mewn iaith wahanol) a thermau tebyg (boed yn Gymraeg neu mewn iaith wahanol), onid yw'r cynnyrch yn win sydd wedi ei wneud yn gyfan gwbl o rawnwin sydd wedi rhewi'n naturiol ar y winwydden (rheoliad 2).

Mae'r Rheoliadau hyn hefyd yn diwygio Rheoliad Dirprwyedig y Comisiwn (EU) 2019/934 dyddiedig 12 Mawrth 2019 sy'n ategu Rheoliad (EU) Rhif 1308/2013 Senedd Ewrop a'r Cyngor o ran ardaloedd tyfu gwin lle y caniateir cynyddu'r cryfder alcoholaidd, arferion gwinyddol awdurdodedig a chyfyngiadau sy'n gymwys i gynhyrchu a chadw cynhyrchion gwinwydd, isafswm y ganran o alcohol ar gyfer sgil-gynhyrchion a'u gwaredu, a chyhoeddi ffeiliau OIV (EUR 2019/934) ("Rheoliad (EU) 2019/934") (rheoliad 3 a'r Atodlen).

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make amendments to assimilated direct legislation relating to the marketing of wine and oenological practices used to produce and conserve wine and other wine products. They apply in Wales.

These Regulations amend Article 53 of 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 (EUR 2019/33) ("Regulation (EU) 2019/33"). The amendment inserts a provision in Regulation (EU) 2019/33 prohibiting the marketing of a product using the term "ice wine", "icewine" or "ice-wine" (whether in English or in a different language) and similar terms (whether in English or in a different language), unless the product is wine made exclusively from grapes naturally frozen on the vine (regulation 2).

These Regulations also amend Commission Delegated Regulation (EU) 2019/934 of 12 March 2019 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards wine-growing areas where the alcoholic strength may be increased, authorised oenological practices and restrictions applicable to the production and conservation of grapevine products, the minimum percentage of alcohol for by-products and their disposal, and publication of OIV files (EUR 2019/934) ("Regulation (EU) 2019/934") (regulation 3 and the Schedule).

Mae Rheoliad (EU) 2019/934 yn awdurdodi arferion gwinyddol penodedig. Mae'n ategu Erthygl 80(1) o Reoliad (EU) Rhif 1308/2013 Senedd Ewrop a'r Cyngor dyddiedig 17 Rhagfyr 2013 sy'n sefydlu cyd-drefniadaeth y marchnadoedd mewn cynhyrchion amaethyddol (EUR 2013/1308) ("Rheoliad (EU) Rhif 1308/2013"). Mae Erthygl 80(1) o Reoliad (EU) Rhif 1308/2013 yn gwahardd y defnydd o arferion gwinyddol anawdurdodedig wrth gynhyrchu a chadw gwin a chynhyrchion gwin eraill. Mae'r diwygiadau a wneir i Reoliad (EU) 2019/937 gan yr offeryn hwn yn gwneud newidiadau i'r arferion gwinyddol y caniateir eu defnyddio wrth gynhyrchu a chadw gwin a chynhyrchion gwin eraill.

Mae Rheoliadau 10, 11 a 12 o Reoliadau Gwin 2011 (O.S. 2011/2936) ("Rheoliadau 2011") yn galluogi cyflwyno hysbysiadau rhybudd, hysbysiadau gorfodi a hysbysiadau gwahardd pan gredir bod Rheoliadau'r UE a ddargedwir, fel y diffinnir "the retained EU Regulations" yn y Rheoliadau hynny, wedi eu torri. Bydd y darpariaethau hysbysu hynny yn gymwys mewn perthynas â thorri'r gwaharddiad gwin iâ etc. newydd yn Erthygl 53 o Reoliad (EU) 2019/33. Maent hefyd yn gymwys mewn perthynas â thorri Erthygl 80(1) o Reoliad (EU) Rhif 1308/2013 pan ddefnyddir arfer winyddol anawdurdodedig i gynhyrchu neu i gadw gwin neu gynnyrch gwin arall.

Mae methiant i gydymffurfio â hysbysiad gorfodi neu wahardd a gyflwynir o dan Reoliadau 2011 yn drosedd o dan reoliad 14(2)(a) o'r Rheoliadau hynny. Mae methiant i gydymffurfio â darpariaeth o Reoliadau'r UE a ddargedwir ar ôl cael hysbysiad rhybudd a gyflwynir o dan Reoliadau 2011 yn drosedd o dan reoliad 14(2)(b) o Reoliadau 2011.

Mae copi electronig o rifyn 2023 o'r Cod Rhyngwladol ar Arferion Gwinyddol (ISBN 978-2-85038-071-6) ar gael ar:

https://www.oiv.int/sites/default/files/publication/2023-04/CPO complet EN 2023.pdf

Mae copi electronig o rifyn 2023 o'r Codecs Gwinyddol Rhyngwladol (ISBN 978-2-85038-063-1) ar gael ar:

https://www.oiv.int/sites/default/files/publication/2023-04/CODEX complet 2023 EN.pdf

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn.

Regulation (EU) 2019/934 authorises specified oenological practices. It supplements Article 80(1) of Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products (EUR 2013/1308) ("Regulation (EU) No 1308/2013"). Article 80(1) of Regulation (EU) No 1308/2013 prohibits the use of unauthorised oenological practices in the production and conservation of wine and other wine products. The amendments made by this instrument to Regulation (EU) 2019/934 make changes to the oenological practices that may be used in the production and conservation of wine and other wine products.

Regulations 10, 11 and 12 of the Wine Regulations 2011 (S.I. 2011/2936) ("the 2011 Regulations") enable warning notices, enforcement notices and prohibition notices to be served where there is believed to be a contravention of "the retained EU Regulations" as defined in those Regulations. Those notice provisions will apply in relation to the contravention of the new ice wine etc. prohibition in Article 53 of Regulation (EU) 2019/33. They also apply in relation to a contravention of Article 80(1) of Regulation (EU) No 1308/2013 where an unauthorised oenological practice is used to produce or conserve a wine or other wine product.

A failure to comply with an enforcement or prohibition notice served under the 2011 Regulations is an offence under regulation 14(2)(a) of those Regulations. A failure to comply with a provision of the retained EU Regulations after receiving a warning notice served under the 2011 Regulations is an offence under regulation 14(2)(b) of the 2011 Regulations.

A copy of the 2023 issue of the International Code of Oenological Practices (ISBN 978-2-85038-071-6) is available electronically at:

https://www.oiv.int/sites/default/files/publication/2023-04/CPO complet EN 2023.pdf

A copy of the 2023 issue of the International Oenological Codex (ISBN 978-2-85038-063-1) is available electronically at:

https://www.oiv.int/sites/default/files/publication/2023-04/CODEX complet 2023 EN.pdf

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.

2024 Rhif 83 (Cy. 23)

AMAETHYDDIAETH, CYMRU

Rheoliadau Gwin (Diwygio) (Cymru) 2024

Gwnaed *24 Ionawr 2024*

Yn dod i rym *15 Gorffennaf 2024*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pwerau a roddir iddynt gan adran 34(1) a 50(3) o Ddeddf Amaethyddiaeth (Cymru) 2023 ("y Ddeddf")(**1**) a pharagraff 9 o Atodlen 1 iddi.

Ymgynghorwyd â'r cyhoedd mewn modd agored a thryloyw wrth lunio'r Rheoliadau hyn yn unol ag Erthygl 9 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor sy'n gosod egwyddorion a gofynion cyffredinol cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd(**2**).

Yn unol ag adran 50(6) o'r Ddeddf, gosodwyd drafft o'r Rheoliadau hyn gerbron Senedd Cymru ac fe'i cymeradwywyd ganddi drwy benderfyniad.

Enwi, cymhwyso a dod i rym

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Gwin (Diwygio) (Cymru) 2024.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

(3) Daw'r Rheoliadau hyn i rym ar 15 Gorffennaf 2024.

(**1**) 2023 dsc. 4.
(**2**) EUR 2002/178, y mae diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

2024 No. 83 (W. 23)

AGRICULTURE, WALES

The Wine (Amendment) (Wales) Regulations 2024

Made *24 January 2024*

Coming into force *15 July 2024*

The Welsh Ministers make the following Regulations in exercise of the powers conferred on them by section 34(1), 50(3) of, and paragraph 9 of Schedule 1 to, the Agriculture (Wales) Act 2023 ("the Act")(**1**).

There has been open and transparent public consultation during the preparation of these Regulations in accordance with Article 9 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(**2**).

In accordance with section 50(6) of the Act, a draft of these Regulations has been laid before and approved by a resolution of Senedd Cymru.

Title, application and coming into force

1.—(1) The title of these Regulations is the Wine (Amendment) (Wales) Regulations 2024.

(2) These Regulations apply in relation to Wales.

(3) These Regulations come into force on 15 July 2024.

(**1**) 2023 asc. 4.
(**2**) EUR 2002/178, to which there are amendments not relevant to these Regulations.

Rheoliad Dirprwyedig y Comisiwn (EU) 2019/33

2. Yn Rheoliad Dirprwyedig y Comisiwn (EU) 2019/33 dyddiedig 17 Hydref 2018 sy'n ategu Rheoliad (EU) Rhif 1308/2013 Senedd Ewrop a'r Cyngor o ran ceisiadau am warchod dynodiadau tarddiad, dynodiadau daearyddol a thermau traddodiadol yn y sector gwin, y weithdrefn ar gyfer gwrthwynebu, cyfyngiadau ar ddefnydd, diwygiadau i fanylebau cynnyrch, canslo gwarchodaeth, a labelu a chyflwyniad(**1**), yn Erthygl 53, ar ôl paragraff 6 mewnosoder—

"**7.** No person may market a product in Wales using a term mentioned in paragraph 8 unless the product is a wine made exclusively from grapes naturally frozen on the vine.

8. The terms referred to in paragraph 7 are:

(a) 'ice wine';

(b) 'icewine';

(c) 'ice-wine';

(d) a term similar to a term mentioned in point (a), (b) or (c);

(e) a term having the same meaning as a term mentioned in point (a), (b) or (c) in a language other than English;

(f) a term having a similar meaning to a term mentioned in point (a), (b) or (c) in a language other than English.".

Rheoliad Dirprwyedig y Comisiwn (EU) 2019/934

3.—(1) Mae Rheoliad Dirprwyedig y Comisiwn (EU) 2019/934 dyddiedig 12 Mawrth 2019 sy'n ategu Rheoliad (EU) Rhif 1308/2013 Senedd Ewrop a'r Cyngor o ran ardaloedd tyfu gwin lle y caniateir cynyddu'r cryfder alcoholaidd, arferion gwinyddol awdurdodedig a chyfyngiadau sy'n gymwys i gynhyrchu a chadw cynhyrchion gwinwydd, isafswm y ganran o alcohol ar gyfer sgil-gynhyrchion a'u gwaredu, a chyhoeddi ffeiliau OIV(**2**) wedi ei ddiwygio fel a ganlyn.

(2) Yn Erthygl 1a—

(a) rhifer y paragraff presennol yn baragraff (1) ;

(**1**) EUR 2019/33, a ddiwygiwyd gan O.S. 2020/1637; mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

(**2**) EUR 2019/934, yr offerynnau diwygio perthnasol yw O.S. 2020/1637, 2021/632.

Commission Delegated Regulation (EU) 2019/33

2. In 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(**1**), in Article 53, after paragraph 6 insert—

"**7.** No person may market a product in Wales using a term mentioned in paragraph 8 unless the product is a wine made exclusively from grapes naturally frozen on the vine.

8. The terms referred to in paragraph 7 are:

(a) 'ice wine';

(b) 'icewine';

(c) 'ice-wine';

(d) a term similar to a term mentioned in point (a), (b) or (c);

(e) a term having the same meaning as a term mentioned in point (a), (b) or (c) in a language other than English;

(f) a term having a similar meaning to a term mentioned in point (a), (b) or (c) in a language other than English.".

Commission Delegated Regulation (EU) 2019/934

3.—(1) Commission Delegated Regulation (EU) 2019/934 of 12 March 2019 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards wine-growing areas where the alcoholic strength may be increased, authorised oenological practices and restrictions applicable to the production and conservation of grapevine products, the minimum percentage of alcohol for by-products and their disposal, and publication of OIV files(**2**) is amended as follows.

(2) In Article 1a—

(a) number the existing paragraph as paragraph (1);

(**1**) EUR 2019/33, amended by S.I. 2020/1637; there are other amending instruments but none is relevant.

(**2**) EUR 2019/934, relevant amending instruments are S.I. 2020/1637, 2021/632.

(b) ar ôl paragraff (1) (fel y'i hailrifir gan is-baragraff (a)) mewnosoder—

"(2) In this Regulation, insofar as it relates to the use of oenological practices in Wales, 'OIV Code of Oenological Practices' means the 2023 issue of the International Code of Oenological Practices published by the International Organisation of Vine and Wine in Dijon in France in January 2023 (ISBN 978-2-85038-071-6)."

(3) Mae Rhan A o Atodiad 1 wedi ei diwygio yn unol â pharagraffau (4), (5) a (6).

(4) Ar ôl pennawd Rhan A a chyn pennawd Tabl 1 mewnosoder—

"In this Part, insofar as it relates to the use of oenological practices in Wales, 'OIV Codex' and 'International Oenological Codex' mean the 2023 issue of the International Oenological Codex published by the International Organisation of Vine and Wine in Paris in January 2023 (ISBN 978-2-85038-063-1).".

(5) Yn Nhabl 1 (prosesau gwinyddol awdurdodedig y cyfeirir atynt yn Erthygl 3(1) o Reoliad Dirprwyedig y Comisiwn (EU) 2019/934)—

(a) yn y rhes ddisgrifiadol o benawdau, yn y drydedd golofn wedi ei rhifo 2, ar y diwedd mewnosoder "**(including any geographic limitations)**";

(b) ar ôl y rhes wedi ei rhifo 2 mewnosoder—

"2a	Cold treatments (Wales)	For use in Wales for fresh grapes and the products defined in points (1) to (12) inclusive, (15) and (16) of Part 2 of Annex 7 to Regulation (EU) No 1308/2013. Subject to the conditions set out in— (a) point 1(c) of Section B of Part 1 of Annex 8 to Regulation (EU) No 1308/2013; (b) files 1.14 (2005), 1.15

(b) after paragraph (1) (as renumbered by sub-paragraph (a)) insert—

"(2) In this Regulation, insofar as it relates to the use of oenological practices in Wales, 'OIV Code of Oenological Practices' means the 2023 issue of the International Code of Oenological Practices published by the International Organisation of Vine and Wine in Dijon in France in January 2023 (ISBN 978-2-85038-071-6)."

(3) Part A of Annex 1 is amended in accordance with paragraphs (4), (5) and (6).

(4) After the heading of Part A and before the heading of Table 1 insert—

"In this Part, insofar as it relates to the use of oenological practices in Wales, 'OIV Codex' and 'International Oenological Codex' mean the 2023 issue of the International Oenological Codex published by the International Organisation of Vine and Wine in Paris in January 2023 (ISBN 978-2-85038-063-1).".

(5) In Table 1 (authorised oenological processes referred to in Article 3(1) of Commission Delegated Regulation (EU) 2019/934)—

(a) in the descriptive header row, in the third column numbered 2, at the end insert "**(including any geographic limitations)**";

(b) after the row numbered 2 insert—

"2a	Cold treatments (Wales)	For use in Wales for fresh grapes and the products defined in points (1) to (12) inclusive, (15) and (16) of Part 2 of Annex 7 to Regulation (EU) No 1308/2013. Subject to the conditions set out in— (a) point 1(c) of Section B of Part 1 of Annex 8 to Regulation (EU) No 1308/2013; (b) files 1.14 (2005), 1.15

		(2005), 2.1.12.4 (1998), 2.3.6 (1988), 3.1.2 (1979), 3.1.2.1 (1979), 3.3.4 (2004) and 3.5.11.1 (2001) of the OIV Code of Oenological Practices.”;

(c) yn y rhes wedi ei rhifo 8 (arnofio), yn y drydedd golofn wedi ei rhifo 2, ar ôl yr ail frawddeg mewnosoder—

“This row does not apply to the use of flotation in Wales. (See row 8a for the use of flotation in Wales.)”;

(d) ar ôl y rhes wedi ei rhifo 8 (arnofio) mewnosoder y rhes a ganlyn—

“8a	Flotation (Wales)	For use in Wales for the products defined in points (10) to (12) (inclusive) of Part 2 of Annex 7 to Regulation (EU) No 1308/2013 but only when using nitrogen or carbon dioxide or by aerating. Subject to the conditions set out in file 2.1.14 (2022) of the OIV Code of Oenological Practices.”;

(e) ar y diwedd mewnosoder y rhesi a ganlyn—

“20	Partial concentration (Wales)	For use in Wales, for grape must, subject to the conditions laid down in— (a) point 1(b) of Section B of Part 1 of Annex 8 to Regulation (EU) No 1308/2013; (b) files 2.1.12 (1998), 2.1.12.1

		(2005), 2.1.12.4 (1998), 2.3.6 (1988), 3.1.2 (1979), 3.1.2.1 (1979), 3.3.4 (2004) and 3.5.11.1 (2001) of the OIV Code of Oenological Practices.”;

(c) in the row numbered 8 (flotation), in the third column numbered 2, after the second sentence insert—

“This row does not apply to the use of flotation in Wales. (See row 8a for the use of flotation in Wales.)”;

(d) after the row numbered 8 (flotation) insert the following row—

“8a	Flotation (Wales)	For use in Wales for the products defined in points (10) to (12) (inclusive) of Part 2 of Annex 7 to Regulation (EU) No 1308/2013 but only when using nitrogen or carbon dioxide or by aerating. Subject to the conditions set out in file 2.1.14 (2022) of the OIV Code of Oenological Practices.”;

(e) at the end insert the following rows—

“20	Partial concentration (Wales)	For use in Wales, for grape must, subject to the conditions laid down in— (a) point 1(b) of Section B of Part 1 of Annex 8 to Regulation (EU) No 1308/2013; (b) files 2.1.12 (1998), 2.1.12.1

		(1993), 2.1.12.2 (2001), 2.1.12.3 (1998) and 2.1.12.4 (1998) of the OIV Code of Oenological Practices. For use in Wales for wine, subject to the conditions laid down in— (a) point 1(c) of Section B of Part 1 of Annex 8 to Regulation (EU) No 1308/2013; (b) files 3.5.11 (2001) and 3.5.11.1 (2001) of the OIV Code of Oenological Practices. The treatment in relation to use for grape must and wine must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013.			(1993), 2.1.12.2 (2001), 2.1.12.3 (1998) and 2.1.12.4 (1998) of the OIV Code of Oenological Practices. For use in Wales for wine, subject to the conditions laid down in— (a) point 1(c) of Section B of Part 1 of Annex 8 to Regulation (EU) No 1308/2013; (b) files 3.5.11 (2001) and 3.5.11.1 (2001) of the OIV Code of Oenological Practices. The treatment in relation to use for grape must and wine must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013.
21	Treatment by discontinuous high pressure processes (Wales)	For use in Wales with fresh grapes, grape must, partially fermented grape must and partially fermented grape must extracted from raisined grapes. Subject to the conditions laid down in files 1.18 (2019) and 2.1.26 (2019) of the OIV Code of Oenological Practices.	21	Treatment by discontinuous high pressure processes (Wales)	For use in Wales with fresh grapes, grape must, partially fermented grape must and partially fermented grape must extracted from raisined grapes. Subject to the conditions laid down in files 1.18 (2019) and 2.1.26 (2019) of the OIV Code of Oenological Practices.
22	Treatment by continuous high pressure processes (Wales)	For use in Wales with grape must, partially fermented grape must and partially	22	Treatment by continuous high pressure processes (Wales)	For use in Wales with grape must, partially fermented grape must and partially

		fermented grape must extracted from raisined grapes. Subject to the conditions laid down in file 2.2.10 (2020) of the OIV Code of Oenological Practices.
23	Treatment by ultrasound (Wales)	For use in Wales on crushed grapes for a rapid extraction of grape compounds. Subject to conditions laid down in file 1.17 (2019) of the OIV Code of Oenological Practices.
24	Treatment of grapes by pulsed electric fields (Wales)	For use in Wales with fresh grapes. Subject to the conditions laid down in file 2.1.27 (2020) of the OIV Code of Oenological Practices.
25	Treatment using adsorbent styrene-divinylbenzene beads (Wales)	For use in Wales on the products defined in points (1) to (12) (inclusive), (15) and (16) of Part 2 of Annex 7 to Regulation (EU) No 1308/2013. Subject to the conditions laid down in files 2.2.11 (2020) and 3.4.22 (2020) of the OIV Code of Oenological Practices.”.

		fermented grape must extracted from raisined grapes. Subject to the conditions laid down in file 2.2.10 (2020) of the OIV Code of Oenological Practices.
23	Treatment by ultrasound (Wales)	For use in Wales on crushed grapes for a rapid extraction of grape compounds. Subject to conditions laid down in file 1.17 (2019) of the OIV Code of Oenological Practices.
24	Treatment of grapes by pulsed electric fields (Wales)	For use in Wales with fresh grapes. Subject to the conditions laid down in file 2.1.27 (2020) of the OIV Code of Oenological Practices.
25	Treatment using adsorbent styrene-divinylbenzene beads (Wales)	For use in Wales on the products defined in points (1) to (12) (inclusive), (15) and (16) of Part 2 of Annex 7 to Regulation (EU) No 1308/2013. Subject to the conditions laid down in files 2.2.11 (2020) and 3.4.22 (2020) of the OIV Code of Oenological Practices.”.

(6) Yn Nhabl 2 (cyfansoddion gwinyddol awdurdodedig y cyfeirir atynt yn Erthygl 3(1) o Reoliad Dirprwyedig y Comisiwn (EU) 2019/934)—

(a) yn y rhes ddisgrifiadol o benawdau, yn yr wythfed golofn wedi ei rhifo 7, ar y diwedd mewnosoder "**(including any geographic limitations)**";

(b) yn adran 1 (rheolyddion asidedd)—

(i) ar ôl y rhes wedi ei rhifo 1.7 mewnosoder y rhes yn Rhan 1 o'r Atodlen;

(ii) ar ôl y rhes wedi ei rhifo 1.9 mewnosoder y rhesi yn Rhan 2 o'r Atodlen;

(c) yn adran 2 (cyffeithyddion a gwrthocsidyddion), ar ôl y rhes wedi ei rhifo 2.7 mewnosoder y rhes yn Rhan 3 o'r Atodlen;

(d) yn adran 3 (secwestryddion)—

(i) yn y rhes ag enw wedi ei rhifo 3, yn yr ail golofn, yn lle "Sequestrants" rhodder "Adsorbents";

(ii) yn y rhes wedi ei rhifo 3.2 (ffibrau llysieuol detholus), yn yr wythfed golofn wedi ei rhifo 7 mewnosoder—

"This row does not apply to the use of selective vegetal fibres in Wales. (See row 3.2a for the use of selective vegetal fibres in Wales.)";

(iii) ar ôl y rhes wedi ei rhifo 3.2 mewnosoder y rhes yn Rhan 4 o'r Atodlen;

(e) yn adran 4 (actifadyddion ar gyfer eplesu alcoholaidd a malolactig)—

(i) yn y rhes wedi ei rhifo 4.1 (cellwlos microgrisialog), yn yr wythfed golofn wedi ei rhifo 7, ar ôl y frawddeg gyntaf mewnosoder—

"This row does not apply to the use of microcrystalline cellulose in Wales. (See row 4.1a for the use of microcrystalline cellulose in Wales.)";

(ii) ar ôl y rhes wedi ei rhifo 4.1 mewnosoder y rhes yn Rhan 5 o'r Atodlen;

(f) yn adran 6 (sefydlogyddion)—

(i) yn y rhes wedi ei rhifo 6.8 (gwm arabig), yn yr wythfed golofn wedi ei rhifo 7, ar y diwedd mewnosoder—

"This row does not apply to the use of gum arabic in Wales. (See row 6.8a for the use of gum Arabic in Wales.)";

(ii) ar ôl y rhes wedi ei rhifo 6.8 mewnosoder y rhes yn Rhan 6 o'r Atodlen;

(6) In Table 2 (authorised oenological compounds referred to in Article 3(1) of Commission Delegated Regulation (EU) 2019/934)—

(a) in the descriptive header row, in the eighth column numbered 7, at the end insert "**(including any geographic limitations)**";

(b) in section 1 (acidity regulators)—

(i) after the row numbered 1.7 insert the row in Part 1 of the Schedule;

(ii) after the row numbered 1.9 insert the rows in Part 2 of the Schedule;

(c) in section 2 (preservatives and antioxidants), after the row numbered 2.7 insert the row in Part 3 of the Schedule;

(d) in section 3 (sequestrants)—

(i) in the title row numbered 3, in the second column, for "Sequestrants" substitute "Adsorbents";

(ii) in the row numbered 3.2 (selective vegetal fibres), in the eighth column numbered 7 insert—

"This row does not apply to the use of selective vegetal fibres in Wales. (See row 3.2a for the use of selective vegetal fibres in Wales.)";

(iii) after the row numbered 3.2 insert the row in Part 4 of the Schedule;

(e) in section 4 (activators for alcoholic and malolactic fermentation)—

(i) in the row numbered 4.1 (microcrystalline cellulose), in the eighth column numbered 7, after the first sentence insert—

"This row does not apply to the use of microcrystalline cellulose in Wales. (See row 4.1a for the use of microcrystalline cellulose in Wales.)";

(ii) after the row numbered 4.1 insert the row in Part 5 of the Schedule;

(f) in section 6 (stabilising agents)—

(i) in the row numbered 6.8 (gum arabic), in the eighth column numbered 7, at the end insert—

"This row does not apply to the use of gum arabic in Wales. (See row 6.8a for the use of gum arabic in Wales.)";

(ii) after the row numbered 6.8 insert the row in Part 6 of the Schedule;

(iii) yn y rhes wedi ei rhifo 6.11 (carbocsimethylcellwlos) yn yr wythfed golofn wedi ei rhifo 7, ar ôl y frawddeg gyntaf mewnosoder—

"This row does not apply to the use of carboxymethylcellulose in Wales. (See row 6.11a for the use of carboxymethylcellulose in Wales.)";

(iv) ar ôl y rhes wedi ei rhifo 6.11 mewnosoder y rhes yn Rhan 7 o'r Atodlen;

(g) yn adran 7 (ensymau), ar ôl y rhes wedi ei rhifo 7.8 mewnosoder y rhesi yn Rhan 8 o'r Atodlen.

(iii) in the row numbered 6.11 (carboxymethylcellulose) in the eighth column numbered 7, after the first sentence insert—

"This row does not apply to the use of carboxymethylcellulose in Wales. (See row 6.11a for the use of carboxymethylcellulose in Wales.)";

(iv) after the row numbered 6.11 insert the row in Part 7 of the Schedule;

(g) in section 7 (enzymes), after the row numbered 7.8 insert the rows in Part 8 of the Schedule.

Lesley Griffiths

Y Gweinidog Materion Gwledig a Gogledd Cymru, a'r Trefnydd, un o Weinidogion Cymru
24 Ionawr 2024

Minister for Rural Affairs and North Wales, and Trefnydd, one of the Welsh Ministers
24 January 2024

YR ATODLEN

Rheoliad 3(6)

Rhesi sydd wedi eu mewnosod yn Nhabl 2 yn Rhan A o Atodiad 1 i Reoliad Dirprwyedig y Comisiwn (EU) 2019/934

RHAN 1

Rhes sydd wedi ei mewnosod ar ôl y rhes sydd wedi ei rhifo 1.7 (rhes 1.8)

"1.8	Calcium sulphate (Wales)	E 516/-	File 2.1.3.1.1.1 (2017)		X		For use in Wales.	(3)"

RHAN 2

Rhesi sydd wedi eu mewnosod ar ôl y rhes sydd wedi ei rhifo 1.9 (rhesi 1.10 i 1.12)

"1.10	Citric acid (Wales)	E 330	Files 3.1.1 (1979) and 3.1.1.1 (2001).	COEI-1-CITACI	X		For use in Wales. Conditions and limits laid down in Sections C and D of Part 1 of Annex 8 to Regulation (EU) No 1308/2013. The treatment must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013. Maximum content in treated wine and placed on the market: 1 g/l.	(1), (3) to (9) (inclusive), (15) and (16)"

1.11	Yeasts for wine production (Wales)		Files 2.3.1 (2016), 2.1.3.2.3 (2019) and 2.1.3.2.3.1 (2019).	COEI-1-SACCHA COEI-1-NOSACC		X	For use in Wales. Conditions and limits laid down in Sections C and D of Part 1 of Annex 8 to Regulation (EU) No 1308/2013. The treatment must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013.	(10), (11) and (12)
1.12	Lactic acid bacteria (Wales)		Files 2.1.3.2.3 (2019), 2.1.3.2.3.2 (2019), 3.1.2 (1979) and 3.1.2.3 (1980).	COEI-1-BALACT		X	For use in Wales. Conditions and limits laid down in Sections C and D of Part 1 of Annex 8 to Regulation (EU) No 1308/2013. The treatment must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013.	(1) to (12) (inclusive), (15) and (16)”

RHAN 3

Rhes sydd wedi ei mewnosod ar ôl y rhes sydd wedi ei rhifo 2.7 (rhes 2.8)

“2.8	Fumaric acid (Wales)		File 3.4.23 (2023)	X			For use in Wales. Only to inhibit malolactic fermentation.	(1), (3) to (9) (inclusive), (15) and (16)”

RHAN 4

Rhes sydd wedi ei mewnosod ar ôl y rhes sydd wedi ei rhifo 3.2 (rhes 3.2a)

“3.2a	Selective vegetal fibres (Wales)		File 3.4.20 (2022)	COEI-1-FIBVEG		X	For use in Wales.	(1), (3) to (9) (inclusive), (15) and (16)”

RHAN 5

Rhes sydd wedi ei mewnosod ar ôl y rhes sydd wedi ei rhifo 4.1 (rhes 4.1a)

“4.1a	Microcrystalline cellulose (Wales)	E 460(i)/CAS 9004-34-6	Files 2.3.2 (2019) and 3.4.21 (2015)	COEI-1-CELMIC		X	For use in Wales. Its use must comply with the specifications laid down in the Annex to Regulation (EU) No 231/2012(**1**).	Fresh grapes, (1) to (12) (inclusive), (15) and (16)”

(**1**) EUR 2012/231, y mae diwygiadau iddo nad ydynt yn berthnasol i’r Rheoliadau hyn.

RHAN 6

Rhes sydd wedi ei mewnosod ar ôl y rhes sydd wedi ei rhifo 6.8 (rhes 6.8a)

"6.8a	Gum arabic (Wales)	E 414/CAS 9000-01-5	File 3.3.6 (2022)	COEI-1-GOMARA	X		For use in Wales. Use at a level not higher than necessary to achieve its intended purpose as a stabilising agent.	Partially fermented must for direct human consumption as such, (1), (3) to (9) (inclusive), (15) and (16)"

RHAN 7

Rhes sydd wedi ei mewnosod ar ôl y rhes sydd wedi ei rhifo 6.11 (rhes 6.11a)

"6.11a	Carboxymethylcellulose (Wales)	E466/-	File 3.3.14 (2020)	COEI-1-CMC	X		For use in Wales. Only to ensure tartaric stabilisation.	White and rosé wines and (4) to (9) (inclusive)"

RHAN 8

Rhesi sydd wedi eu mewnosod ar ôl y rhes sydd wedi ei rhifo 7.8 (rhesi 7.9 i 7.12)

"7.9	Arabinanase (Wales)	EC 3.2.1.99	Files 1.13 (2021), 2.1.4 (2021), 2.1.18 (2021), 3.2.8 (2021) and 3.2.11 (2021).	COEI-1-ACTARA COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	Fresh grapes, (1) to (12) (inclusive) and (15) and (16)
7.10	Beta-glucanase (β1-3, β1-6) (Wales)	EC 3.2.1.6	File 3.5.7. (2013)	COEI-1-ACTGLU COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	(1), (3) to (9) (inclusive), (15) and (16)

7.11	Glucosidase (Wales)	EC 3.2.1.21	Files 2.1.19 (2013) and 3.2.9 (2013).	COEI-1-GLYCOS COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	(1) to (12) inclusive, (15) and (16)
7.12	Aspergillopepsin I (Wales)	EC 3.4.23.18	Files 2.2.12 (2021) and 3.3.16 (2021).	COEI-1-PROTEA COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	(1) to (12) (inclusive), (15) and (16)”

©℗Hawlfraint y Goron 2024

Argraffwyd a chyhoeddwyd yn y DU gan Y Llyfrfa Cyf dan awdurdod a goruchwyliaeth Jeff James, Rheolwr Llyfrfa Ei Fawrhydi ac Argraffydd Deddfau Senedd y Brenin.

SCHEDULE

Regulation 3(6)

Rows inserted in Table 2 in Part A of Annex 1 to Commission Delegated Regulation (EU) 2019/934

PART 1

Row inserted after the row numbered 1.7 (row 1.8)

"1.8	Calcium sulphate (Wales)	E 516/-	File 2.1.3.1.1.1 (2017)		X		For use in Wales.	(3)"

PART 2

Rows inserted after the row numbered 1.9 (rows 1.10 to 1.12)

"1.10	Citric acid (Wales)	E 330	Files 3.1.1 (1979) and 3.1.1.1 (2001).	COEI-1-CITACI	X		For use in Wales. Conditions and limits laid down in Sections C and D of Part 1 of Annex 8 to Regulation (EU) No 1308/2013. The treatment must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013. Maximum content in treated wine and placed on the market: 1 g/l.	(1), (3) to (9) (inclusive), (15) and (16)"

1.11	Yeasts for wine production (Wales)		Files 2.3.1 (2016), 2.1.3.2.3 (2019) and 2.1.3.2.3.1 (2019).	COEI-1-SACCHA COEI-1-NOSACC		X	For use in Wales. Conditions and limits laid down in Sections C and D of Part 1 of Annex 8 to Regulation (EU) No 1308/2013. The treatment must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013.	(10), (11) and (12)
1.12	Lactic acid bacteria (Wales)		Files 2.1.3.2.3 (2019), 2.1.3.2.3.2 (2019), 3.1.2 (1979) and 3.1.2.3 (1980).	COEI-1-BALACT		X	For use in Wales. Conditions and limits laid down in Sections C and D of Part 1 of Annex 8 to Regulation (EU) No 1308/2013. The treatment must be recorded in the register referred to in Article 147(2) of Regulation (EU) No 1308/2013.	(1) to (12) (inclusive), (15) and (16)”

PART 3

Row inserted after the row numbered 2.7 (row 2.8)

“2.8	Fumaric acid (Wales)		File 3.4.23 (2023)	X			For use in Wales. Only to inhibit malolactic fermentation.	(1), (3) to (9) (inclusive), (15) and (16)”

PART 4

Row inserted after the row numbered 3.2 (row 3.2a)

“3.2a	Selective vegetal fibres (Wales)		File 3.4.20 (2022)	COEI-1-FIBVEG		X	For use in Wales.	(1), (3) to (9) (inclusive), (15) and (16) ”

PART 5

Row inserted after the row numbered 4.1 (row 4.1a)

“4.1a	Microcrystalline cellulose (Wales)	E 460(i)/CAS 9004-34-6	Files 2.3.2 (2019) and 3.4.21 (2015)	COEI-1-CELMIC		X	For use in Wales. Its use must comply with the specifications laid down in the Annex to Regulation (EU) No 231/2012(**1**).	Fresh grapes, (1) to (12) (inclusive), (15) and (16)”

(**1**) EUR 2012/231, to which there are amendments not relevant to these Regulations.

PART 6

Row inserted after the row numbered 6.8 (row 6.8a)

"6.8a	Gum arabic (Wales)	E 414/CAS 9000-01-5	File 3.3.6 (2022)	COEI-1-GOM ARA	X		For use in Wales. Use at a level not higher than necessary to achieve its intended purpose as a stabilising agent.	Partially fermented must for direct human consumption as such, (1), (3) to (9) (inclusive), (15) and (16)"

PART 7

Row inserted after the row numbered 6.11 (row 6.11a)

"6.11a	Carboxymethylcellulose (Wales)	E466/-	File 3.3.14 (2020)	COEI-1-CMC	X		For use in Wales. Only to ensure tartaric stabilisation.	White and rosé wines and (4) to (9) (inclusive)"

PART 8

Rows inserted after the row numbered 7.8 (rows 7.9 to 7.12)

"7.9	Arabinanase (Wales)	EC 3.2.1.99	Files 1.13 (2021), 2.1.4 (2021), 2.1.18 (2021), 3.2.8 (2021) and 3.2.11 (2021).	COEI-1-ACTAR A COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	Fresh grapes, (1) to (12) (inclusive) and (15) and (16)
7.10	Beta-glucanase (β1-3, β1-6) (Wales)	EC 3.2.1.6	File 3.5.7. (2013)	COEI-1-ACTGL U COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	(1), (3) to (9) (inclusive), (15) and (16)

7.11	Glucosidase (Wales)	EC 3.2.1.21	Files 2.1.19 (2013) and 3.2.9 (2013).	COEI-1-GLYCOS COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	(1) to (12) inclusive, (15) and (16)
7.12	Aspergillopepsin I (Wales)	EC 3.4.23.18	Files 2.2.12 (2021) and 3.3.16 (2021).	COEI-1-PROTEA COEI-1-PRENZY		X	For use in Wales. Only for oenological purposes in maceration, clarification, stabilisation, filtration and to reveal the aromatic precursors of grapes.	(1) to (12) (inclusive), (15) and (16)”

© Crown copyright 2024

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Jeff James, Controller of His Majesty’s Stationery Office and King’s Printer of Acts of Parliament.

ISBN 978-0-348-39534-1



£8.14