Council of the European Union

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject:	COUNCIL DECISION establishing the position to be taken on behalf of the European Union with regard to certain resolutions to be voted at the 22nd General Assembly of the International Organisation of Vine and Wine, to be held on 18 October 2024

COUNCIL DECISION (EU) 2024/…

of …

establishing the position to be taken on behalf of the European Union with regard to certain resolutions to be voted at the 22nd General Assembly of the International Organisation of Vine and Wine, to be held on 18 October 2024

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43, in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) The International Organisation of Vine and Wine (OIV) will examine and possibly adopt resolutions (‘draft OIV resolutions’) at its next General Assembly on 18 October 2024. Those resolutions will have legal effects for the purposes of Article 218(9) of the Treaty.

(2) The Union is not a member of the OIV. However, on 20 October 2017 the OIV granted to the Union the particular status provided for in Article 4 of the Rules of Procedure of the OIV.

(3) 20 Member States are members of the OIV. Those Member States have the possibility to propose amendments to the draft OIV resolutions, and will be asked to adopt those resolutions in the next OIV General Assembly on 18 October 2024.

(4) It is appropriate to establish the position to be taken on the Union’s behalf at the OIV meetings with regard to the draft OIV resolutions in relation to matters within its competence. That position should be expressed at the OIV meetings by the Member States which are members of the OIV, acting jointly in the interest of the Union.

(5) Pursuant to Regulation (EU) No 1308/2013 of the European Parliament and of the Council[1] and Commission Delegated Regulation (EU) 2019/934[2], certain resolutions adopted and published by the OIV will have legal effects.

(6) Article 80(3), point (a), of Regulation (EU) No 1308/2013 provides that the Commission is to take into account the oenological practices and methods of analysis recommended and published by the OIV when authorising oenological practices.

(7) Article 90(2) of Regulation (EU) No 1308/2013 provides that products of the wine sector imported into the Union are to be produced in accordance with oenological practices authorised by the Union pursuant to that Regulation or, prior to that authorisation, produced in accordance with oenological practices recommended and published by the OIV.

(8) Article 9(1) of Delegated Regulation (EU) 2019/934 provides that, where they are not laid down by the Commission, the purity and identification specifications of substances used in oenological practices are to be those referred to in column 4 of Table 2 of Part A of Annex I to that Regulation, which refer to OIV recommendations.

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[1] 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 and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671, ELI: http://data.europa.eu/eli/reg/2013/1308/oj).

[2] 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 (OJ L 149, 7.6.2019, p. 1, ELI: http://data.europa.eu/eli/reg_del/2019/934/oj).

(9) Draft Resolution OENO-MICRO 23-740 extends the scope of several resolutions to non-*Saccharomyces* yeasts with a view to regulating their use. In accordance with Article 80(3), point (a), and Article 90(2) of Regulation (EU) No 1308/2013, that Resolution will have legal effects.

(10) Draft Resolution OENO-SPECIF 23-723 removes references to wheat protein from all OIV documents, including the International Oenological Codex and International Code of Oenological Practices. In accordance with Article 80(3), point (a), and Article 90(2) of Regulation (EU) No 1308/2013, and with Article 9 of Delegated Regulation (EU) 2019/934, that Resolution will have legal effects.

(11) Draft Resolution OENO-TECHNO 15-581B establishes a new oenological practice to improve acidity in wine with the use of fumaric acid. Draft Resolution OENO-TECHNO 20-672B establishes a new oenological practice for the protein stabilisation of wines using functionalised mesoporous silica. In accordance with Article 80(3), point (a), and Article 90(2) of Regulation (EU) No 1308/2013, those Resolutions will have legal effects.

(12) The draft OIV resolutions have been extensively discussed by scientific and technical experts of the wine sector. They contribute to the international harmonisation of the wine standards and will set a framework which will ensure fair competition in the trading of products of the wine sector. They should therefore be supported.

(13) In order to allow for the necessary flexibility during the negotiations ahead of the OIV General Assembly on 18 October 2024, Member States which are members of the OIV should be authorised to agree to technical changes to the draft OIV resolutions provided that such changes do not alter the substance thereof,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken on the Union's behalf in the OIV General Assembly scheduled for 18 October 2024 is set out in the Annex to this Decision.

Article 2

The position referred to in Article 1 shall be expressed by the Member States which are Members of the OIV, acting jointly in the interest of the Union.

Article 3

1. Where the position referred to in Article 1 is likely to be affected by new scientific or technical information presented before or during the OIV meetings, Member States which are Members of the OIV shall request that the voting in the OIV General Assembly be postponed until the position of the Union is established on the basis of the new information.

2. Following coordination and without further decision of the Council establishing the position to be taken on the Union's behalf, the Member States which are Members of the OIV, acting jointly in the interest of the Union, may agree to technical changes to the draft OIV resolutions referred to in the Annex to this Decision which do not alter the substance thereof.

Article 4

This Decision shall enter into force on the date of its adoption.

Done at …, …

For the Council
The President