



Brussels, 4 May 2023
(OR. en)

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REPORT

From:	Working Party on Wines and Alcohol
On:	3 May 2023
To:	Special Committee on Agriculture
Subject:	Preparation of the General Assembly of the International Organisation of Vine and Wine (Spain, 9 June 2023)

I. INTRODUCTION

1. With a view to preparing the 21st General Assembly of the OIV, which will be held on 9 June 2023 in Spain, a second meeting of the Working Party on Wines and Alcohol (OIV) took place on 3 May 2023.¹
2. At this occasion, the Working Party considered the following matters:
 - a Commission proposal for a Council Decision on the position to be taken on behalf of the Union in the OIV on four draft resolutions at step 7, which will have legal effects for the EU legal order if adopted by the OIV at the forthcoming General Assembly²;
 - a Commission non-paper on OIV resolutions at step 7, which are under EU competence without legal effects for the EU legal order³;

¹ See doc. 6592/23 for a Report on the first meeting of the Working Party, which took place on 15 February 2023.

² ST 8706/22 + ADD 1.

³ ST 8379/23.

3. Under Any Other Business, the Presidency informed the Working Party on the outcome of the meeting of the Special Committee on Agriculture (SCA) of 17 April 2023, where the election of the new OIV Director-General at the OIV General Assembly of 9 June 2023 was discussed on the basis of a Commission non-paper.⁴ The Presidency informed the Working party that, at that occasion, the SCA took note of the information provided by the Commission and of the comments of delegations on the election of a new OIV Director-General for the period 2024-2028.⁵ At today's Working Party, several delegations pointed out that the Commission's non-paper will be considered by those Member States, which are also members of the OIV, when establishing their position for the secret ballot at the OIV General Assembly of 9 June 2023 on the matter. Several delegations also made comments in principle regarding the competence issue on the election of the Director General of OIV.

II. EXAMINATION OF OIV DRAFT RESOLUTIONS AT STEP 7

(a) Draft resolutions which, according to the Commission, will have legal effects for the EU legal order if adopted by the OIV⁶

4. The Working Party considered the Commission proposal for a Council Decision, which identifies, in its Annex, four draft OIV resolutions, which, as proposed by the Commission, can be supported by the Union. These resolutions will have legal effects for the EU legal order if adopted by the OIV.
5. Based on the outcome of the discussion in the Working Party, the Presidency noted that the four draft OIV resolutions, as well as the Commission proposal for a Council Decision, could be supported by delegations. The four draft OIV resolutions are the following:
- Draft Resolution OENO-SCMA 20-666 (*Multielemental analysis in wine using Inductively Coupled Plasma-Mass Spectrometry (ICP-MS)*) establishing a new method of analysis; and
 - draft Resolution OENO-SCMA 21-687 (*Validation of sorbic acid assay method in wines using liquid chromatography (OIV-OENO 06-2006)*) amending the method of analysis OIV-MA-AS313-20.

⁴ ST 7596/23.

⁵ ST 8401/23.

⁶ See Section A of the Annex to this Report.

- Draft Resolution OENO-TECHNO 19-657 (*Treatment of wine using a membrane technology coupled with adsorption on activated carbon or other polymers for oenological use to reduce excess of volatile phenols*) replacing an existing oenological practice; and
 - draft Resolution OENO-TECHNO 19-658 (*Wine Vinegars – Metal removal from aged vinegars by chelating resins*) establishing a new oenological practice.
6. The Working Party on Wines and Alcohol (OIV) agreed with the amendments suggested by the Presidency for the title of the proposed Council Decision, for recital (4), and for Article 4. The Working Party also agreed to support the adoption of the above mentioned four draft OIV resolutions. The Presidency text of the proposed Council Decision⁷ will therefore be submitted to the SCA for approval.
- (b) *Draft resolutions that, according to the Commission, will not have legal effects for the EU legal order if adopted by the OIV***⁸
7. The Working Party furthermore considered 15 draft OIV resolutions that, according to the Commission, are of Union competence but will not have legal effects for the EU legal order if adopted by the OIV. As indicated in its non-paper⁹, the Commission considers that all these draft OIV resolutions can be supported except for VITI-SCRAISIN 20-678 B, a vote on which should be postponed until after the adoption of similar or corresponding provisions by the Codex Alimentarius. Regarding ECO-DROCON 21-700, while generally acceptable, care should be taken in article 3.1.3 that the core text and the text in the table are aligned.
8. The Presidency noted that all delegations could support these 15 draft OIV resolutions. These draft resolutions will therefore be submitted to the SCA for approval.
9. One delegation commented that it intends to provide the OIV with drafting suggestions with a view to update the text of OENO-SPECIF 21-690, the final text of which will need to be reviewed at the EU on-the-spot coordination meeting in Spain, planned to take place on 7 June.

⁷ ST 8972/23.

⁸ See Section B of Annex 1 of this report.

⁹ ST 8379/23.

III. CONCLUSIONS

10. Considering that no delegation in the Working Party on Wines and Alcohol (OIV) raised any objection to proceed with the adoption of the proposed Council Decision, as amended by the Presidency and as referred to in point (a) of Section II above, and with the approval of the Union position on the OIV draft resolutions referred to in point (b) of Section II above, the Presidency concluded that the SCA would be invited at its meeting on 15 May to:

- approve the draft Council Decision with a view to its adoption by the Council by qualified majority as an "A" item (if possible), prior to the OIV's General Assembly;
- approve, by consensus, the Union position on 15 draft resolutions of EU competence, which will not have legal effects for the EU legal order if adopted by the OIV;
- to take note that an on-the-spot EU coordination meeting will be organized in Spain to consider possible further changes to the draft resolutions, which the OIV might introduce prior to the General Assembly. Delegations will receive further information about the coordination meeting at a later stage.

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LIST OF OIV DRAFT RESOLUTIONS AT STEP 7***A. Draft resolutions of EU competence that, according to the Commission, will have legal effects if adopted by the OIV***

1.	OENO-SCMA 20-666	Multielemental analysis in wine using Inductively Coupled Plasma-Mass Spectrometry (ICP-MS)
2.	OENO-SCMA 21-687	Validation of sorbic acid assay method in wines using liquid chromatography (OIV-OENO 06-2006)
3.	OENO-TECHNO 19-657	Treatment of wine using a membrane technology coupled with adsorption on activated carbon or other polymers for oenological use to reduce excess of volatile phenols
4.	OENO-TECHNO 19-658	Wine Vinegars – Metal removal from aged vinegars by chelating resins

B. Draft resolutions of EU competence that, according to the Commission, will not have legal effects if adopted by the OIV

1	ECO-DROCON 21-697	Update of the international standard for wine labelling: vintage or harvest year
2	ECO-DROCON 21-698	Update of the international standard for wine labelling: the ageing of wine
3	ECO-DROCON 21-699	Update of the International standard for wine labelling: The name and address of the person responsible for prepackages
4	ECO-DROCON 21-700	Update of the International standard for wine labelling: Name of the viticultural holding <i>See the Commission's comments in doc. 8379/23</i>
5	ECO-DROCON 22-715	Withdrawal of obsolete, out of date and redundant resolutions
6	OENO-MICRO 19-662 M	Enumeration of coliforms
7	OENO-MICRO 19-662 N	Enumeration of β -D-glucuronidase-positive Escherichia Coli
8	OENO-MICRO 19-662 O	Enumeration of coagulase-positive staphylococci
9	OENO-MICRO 19-662 P	Enumeration of aerobic microorganisms at 30 °C
10	OENO-SCMA 19-662 F	Soluble solids in grape juice, reconstituted grape juice, concentrated grape juice and nectar
11	OENO-SPECIF 21-690	Monograph on Fumaric acid
12	OENO-TECHNO 20-671 B	Revision of the guidelines for granting OIV patronage of international wine and spirituous beverages of vitivinicultural origin competitions

		<i>See the Commission's comments in doc. 8379/23</i>
13	VITI-GENET 21-702	List of OIV descriptors for Vitis varieties and species
14	VITI-PROTEC 21-704	OIV general principles and recommendations facing to Pierce's disease of grapevine
15	VITI-SCRAISIN 20-678 B	OIV definition of reconstituted grape juice <i>See the Commission's comments in doc. 8379/23</i>