



Brussels, 19 March 2025
(OR. en)

7260/25

AGRI 111
AGRIORG 32
AGRIFIN 26
DELACTION 24

COVER NOTE

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	19 March 2025
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
No. Cion doc.:	C(2025) 1628 final
Subject:	COMMISSION DELEGATED REGULATION (EU) .../... of 19.3.2025 correcting Delegated Regulation (EU) 2018/273 as regards the import of wine originating in Canada

Delegations will find attached document C(2025) 1628 final.

Encl.: C(2025) 1628 final



EUROPEAN
COMMISSION

Brussels, 19.3.2025
C(2025) 1628 final

COMMISSION DELEGATED REGULATION (EU) .../...

of 19.3.2025

**correcting Delegated Regulation (EU) 2018/273 as regards the import of wine
originating in Canada**

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE DELEGATED ACT

Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013¹ empowers the Commission to adopt delegated acts to lay down rules for the indication and designation of ingredients for grapevine products.

According to the Agreement concluded between the European Union and Canada concerning trade in wines and spirits² ('the Agreement') wine originating in Canada, which is produced under the supervision and control of one of the competent bodies listed in Annex VI to the Agreement, may be imported in accordance with the simplified certification provisions provided for under Union rules.

Thus, Commission Delegated Regulation (EU) 2019/840³ amended Commission Delegated Regulation (EU) 2018/273⁴ with the aim to implement Article 23 of the Agreement by allowing the use of the simplified procedure referred to in Article 26 of Regulation (EU) 2018/273 by including Canada in the list of third countries where individual wine producers authorised by one of the competent bodies of the third country may draw up and sign the certification document.

However, the use of the simplified procedure for the certification of wine originating in Canada in accordance with Article 23 of the Agreement, is not limited to the use of the corresponding Union rule laid down in Article 26 of Delegated Regulation (EU) 2018/273, but concerns also the provision laid down in Article 21(b) of this Regulation, which allows the use of the simplified analysis report section of the VI-1 document for the import of wine put up in labelled containers of a capacity not exceeding 60 litres, fitted with non-reusable closing devices.

The purpose of this delegated act is to correct Commission Delegated Regulation (EU) 2018/273 supplementing Regulation (EU) No 1308/2013 as amended by Regulation (EU)

-

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, <http://data.europa.eu/eli/reg/2013/1308/oj>).

² Agreement between the European Community and Canada on Trade in Wines and Spirit Drinks of 16 September 2003 (the '2003 Wines and Spirit Drinks Agreement') as amended and incorporated into the Comprehensive Economic and Trade Agreement (CETA) between Canada, of the one part, and the European Union and its Member States, of the other part (OJ L 11, 14.1.2017, p. 23 ELI: http://data.europa.eu/eli/agree_internation/2004/91/oj).

³ Commission Delegated Regulation (EU) 2019/840 of 12 March 2019 amending Delegated Regulation (EU) 2018/273 as regards the importation of wine originating in Canada and exempting retailers from holding an inward and outward register (OJ L 138, 24.5.2019, p. 74, ELI: http://data.europa.eu/eli/reg_del/2019/840/oj)

⁴ Commission Delegated Regulation (EU) 2018/273 of 11 December 2017 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the scheme of authorisations for vine plantings, the vineyard register, accompanying documents and certification, the inward and outward register, compulsory declarations, notifications and publication of notified information, and supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council as regards the relevant checks and penalties, amending Commission Regulations (EC) No 555/2008, (EC) No 606/2009 and (EC) No 607/2009 and repealing Commission Regulation (EC) No 436/2009 and Commission Delegated Regulation (EU) 2015/560 (OJ L 58, 28.2.2018, p. 1, ELI: http://data.europa.eu/eli/reg_del/2018/273/oj).

2019/840 regarding the list of third countries authorised to export their wine products to the EU using the simplified analysis report section of the VI-1 document in order to bring the Regulation in line with the Agreement.

2. CONSULTATIONS PRIOR TO THE ADOPTION OF THE ACT

Consultations, involving experts from all the 27 Member States have been carried in the context of the meetings of the Expert Group for the Common Organisation of Agricultural Markets – Wine held (virtually) on 05 December 2024.

The draft delegated regulation was not posted in the European Commission portal ‘Have your say’ because it concerns the necessary correction of a Delegated Act.

3. LEGAL ELEMENTS OF THE DELEGATED ACT

The delegated act is based on Articles 89(a) and 147(3)(a) of Regulation (EU) No 1308/2013 and should be adopted by means of the procedure set out in Article 227 of the same Regulation.

This Regulation provides for a correction of Delegated Regulation (EU) 2018/273 as amended by Regulation (EU) 2019/840 to fully implement the provisions in the Agreement.

COMMISSION DELEGATED REGULATION (EU) .../...

of 19.3.2025

correcting Delegated Regulation (EU) 2018/273 as regards the import of wine originating in Canada

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to 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 1234/2007¹, and in particular Article 89, point (a), and Article 147(3), point (a), thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2018/273² supplements Regulation (EU) No 1308/2013 as regards the accompanying documents for release of imported wine products into free circulation in the Union.
- (2) According to Article 23 of the Agreement between the European Community and Canada on trade in wines and spirit drinks³ ('the Agreement'), wine originating in Canada, which is produced under the supervision and control of one of the competent bodies listed in Annex VI to the Agreement, may be imported in accordance with the simplified certification provisions provided for under Union rules.
- (3) According to Article 23(2) of the Agreement, individual producers may draw up and sign the certification document where they are authorised to do so by one of the competent bodies.
- (4) Commission Delegated Regulation (EU) 2019/840⁴ amended Delegated Regulation (EU) 2018/273 in order to implement Article 23 of the Agreement by allowing the use of the simplified procedure referred to in Article 26 of that Delegated Regulation for the import of wines originating in Canada into the Union. By means of this

¹ OJ L 347, 20.12.2013, p. 671, ELI: <http://data.europa.eu/eli/reg/2013/1308/oj>.

² Commission Delegated Regulation (EU) 2018/273 of 11 December 2017 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards the scheme of authorisations for vine plantings, the vineyard register, accompanying documents and certification, the inward and outward register, compulsory declarations, notifications and publication of notified information, and supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council as regards the relevant checks and penalties, amending Commission Regulations (EC) No 555/2008, (EC) No 606/2009 and (EC) No 607/2009 and repealing Commission Regulation (EC) No 436/2009 and Commission Delegated Regulation (EU) 2015/560 (OJ L 58, 28.2.2018, p. 1, ELI: http://data.europa.eu/eli/reg_del/2018/273/oj).

³ Agreement between the European Community and Canada on trade in wines and spirit drinks (OJ L 35, 6.2.2004, p. 3, ELI: http://data.europa.eu/eli/agree_internation/2004/91/oj).

⁴ Commission Delegated Regulation (EU) 2019/840 of 12 March 2019 amending Delegated Regulation (EU) 2018/273 as regards the importation of wine originating in Canada and exempting retailers from holding an inward and outward register (OJ L 138, 24.5.2019, p. 74, ELI: http://data.europa.eu/eli/reg_del/2019/840/oj).

amendment, Canada was included in the list of third countries where wine producers may draw up and sign the certification document.

- (5) However, the use of the simplified procedure for the certification of imported products of the wine sector is not limited to the provision laid down in Article 26 of Delegated Regulation (EU) 2018/273. It also concerns the provision laid down in Article 21, point (b), of that Delegated Regulation, which allows for the submission of a simplified version of the analysis report section of the VI-1 document for the import of wines originating from the list of third countries where wine producers may draw up and sign the certification document, that are put up in labelled containers of a capacity not exceeding 60 litres, fitted with non-reusable closing devices.
- (6) In order to correctly implement Article 23 of the Agreement, Delegated Regulation (EU) 2018/273 should be corrected to include a provision allowing also the use of the simplified procedure laid down in Article 21, point (b), of that Delegated Regulation for the import of wines originating in Canada into the Union.
- (7) Delegated Regulation (EU) 2018/273 should therefore be corrected accordingly.
- (8) Any further delay in the correct implementation of Article 23 of the Agreement would also delay use of the simplified analysis report section of the VI-1 document for the import of wine from Canada. Therefore, this Regulation should enter into force on the day following that of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

In Annex VII to Delegated Regulation (EU) 2018/273, in Part IV, Section A is replaced by the following:

‘A. List of third countries referred to in Article 21, point (b):

- Australia
- Canada
- Chile
- New Zealand.’

Article 2

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 19.3.2025

For the Commission
The President
Ursula VON DER LEYEN