Commission Regulation (EC) No 1166/2009 of 30 November 2009 amending and correcting Commission Regulation (EC) No 606/2009 laying down certain detailed rules for implementing Council Regulation (EC) No 479/2008 as regards the categories of grapevine products, oenological practices and the applicable restrictions

COMMISSION REGULATION (EC) No 1166/2009

of 30 November 2009

amending and correcting Commission Regulation (EC) No 606/2009 laying down certain detailed rules for implementing Council Regulation (EC) No 479/2008 as regards the categories of grapevine products, oenological practices and the applicable restrictions

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation)[(1)], and in particular Article 113d(2) and the third and fourth subparagraphs of Article 121 thereof,

Whereas:

(1) The protected designations of origin ‘Prosecco di Conegliano Valdobbiadene’ and ‘Montello e Colli Asolani’ are referred to in Commission Regulation (EC) No 606/2009[(2)]. These designations were replaced by the protected designations of origin ‘Prosecco’, ‘Conegliano Valdobbiadene — Prosecco’, ‘Colli Asolani — Prosecco’ and ‘Asolo — Prosecco’ following the Italian Decree of 17 July 2009 published in the Italian official gazette, *Gazzetta Ufficiale della Repubblica italiana* No 173 of 28 July 2009.

(2) In that Decree, the vine variety ‘Prosecco’ is now renamed ‘Glera’. To prevent confusion between the name of the protected designation of origin ‘Prosecco’ and the name of the vine variety, the term ‘Prosecco’ should be replaced by ‘Glera’ when it refers to the vine variety in Regulation (EC) No 606/2009.

(3) The Italian authorities have officially indicated that the ‘Prosecco/Glera’ variety may not be cultivated in the Trentino-Alto Adige region; consequently Regulation (EC) No 606/2009 should no longer refer to that region as one where that variety may be produced.

(4) There is a typographical error in Annex IA, Appendix 7, to Regulation (EC) No 606/2009 in the requirements for electrodialysis treatment. The units for the maximum limit in the simulator should be expressed in µg/l and not in g/l.

(5) Regulation (EC) No 606/2009 should be amended and corrected accordingly.

(6) Regulation (EC) No 606/2009 became applicable on 1 August 2009. To make it consistent with the Italian national legislation and to guarantee identical oenological

Changes to legislation: Commission Regulation (EC) No 1166/2009 is up to date with all changes known to be in force on or before 03 April 2022. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

practices for the 2009 harvests, these amendments and corrections must be applied retroactively as of 1 August 2009.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Regulatory Committee established by Article 195(3) of Regulation (EC) No 1234/2007,

HAS ADOPTED THIS REGULATION:

Article 1

Amendment of Regulation (EC) No 606/2009

Annex II to Regulation (EC) No 606/2009 is amended as follows:

1. in part B, paragraph 4(a), the second sentence is replaced by the following:

> However, quality aromatic sparkling wine may be produced in the traditional way by using, as constituents of the cuvée, wines obtained from grapes of the "Glera" variety harvested in the regions of Veneto and Friuli-Venezia Giulia;;

2. part C is amended as follows:

(a) paragraph 2 is replaced by the following:

2. However, the cuvées intended for the preparation of quality sparkling wines with the protected designations of origin "Prosecco", "Conegliano Valdobbiadene — Prosecco" and "Colli Asolani — Prosecco" or "Asolo — Prosecco" and prepared from a single vine variety may have a total alcoholic strength by volume of not less than 8,5 % vol.;

(b) in paragraph 9(a) the second sentence is replaced by the following:

> By derogation, a quality aromatic sparkling wine with a protected designation of origin may be produced by using, as constituents of the cuvée, wines obtained from grapes of the "Glera" vine variety harvested in the regions of the designations of origin "Prosecco", "Conegliano-Valdobbiadene — Prosecco", "Colli Asolani — Prosecco" and "Asolo — Prosecco";;

3. in Appendix 1, the term 'Glera' is inserted after the term 'Girò N' and the term 'Prosecco' is deleted.

Article 2

Correction of Regulation (EC) No 606/2009

In Annex IA to Regulation (EC) No 606/2009, Appendix 7, point 1.4, sixth subparagraph, the third sentence is replaced by the following:

The content in the simulant of all the determined compounds must be less than 50 µg/l..