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# Risk-Based Regulation of Wine

# 8th Meeting of the WRF

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**Meeting Location:** THE MODERN HONOLULU

1775 Ala Moana Blvd, Honolulu

Ballroom A on Level 1

**Dress Code:** Business Casual (no ties)

**Meeting Documents:** <https://www.wineregulatoryforum.org/honolulu>

# Tuesday October 9

APEC WRF Participants are invited to participate in the [FIVS](http://www.fivs.org/) Hawaii Meeting, a tour of [KoHana Hawaiian Agricole Rum](https://www.kohanarum.com/home), and a group dinner at [Duke’s Waikiki](https://www.dukeswaikiki.com/) at 7:00pm.

Note: closed toed shoes are required for the tour.

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# Wednesday October 10

### 9:00-9:15am APEC Welcome: Kent Shigetomi, Office of the U. S. Trade Representative

### 9:15-9:30 am Introductions

### 9:30-9:40am Session 1: Key Takeaways from the FIVS Hawaii Meeting

Tim Ryan, E. & J. Gallo Winery, USA

9:40-10:15am Session 2: Review of the WRF since 2011

Jeffrey Clarke, New Zealand Winegrowers

10:15-10:30am Coffee/Tea Break

10:30-11:45am Session 3: Winemaking Education

1. Wine Institute Winemaking Video
2. How Humble Grapes and Tiny Microbes Create a Product We Love to Make, Consume, and Regulate. Paul Huckaba, Bronco Wine Company, USA
3. Questions:
   1. Where in your regulations is the list of allowed winemaking materials for your economy?

Law 18.455, Decree N°78. Which set out standard about production and trade of ethyl alcohol, alcoholic beverages and vinegars.

* 1. How are materials added to or removed from the list?

There is an advisory commission conformed by public party and industry along with the academy to decides in technical terms if is necessary to add or to remove some material, oenological practices and technics, from the list.

* 1. On what criteria, or on whose standards, do you base your list of winemaking materials? (For example, OIV, Codex list, JECFA, “ADI not specified”, etc.)

The listing of winemaking materials are based over the O.I.V. resolution, organization of which Chile is member.

11:45-12:30pm Session 4: Risk-Based Regulatory Intervention & Evidence-Based

Review. Jonathan Breach, Accolade Wines, Australia

Questions:

1. Does your economy have regulatory impact assessments?

Yes, for every new standard or regulation in wine a regulatory impact assessment must be made, in general, all regulation must could affect a third peoples must to have an assessment of this type to regard the possible impact over the economy.

1. Is there a dedicated agency or government department charged with oversight of potential regulatory impact on the economy, trade and the government?

Ministry of Health.

1. Does your economy have periodic reviews of implemented regulations?

Yes, it has but it´s matter of the Ministry of Economy.

12:30-1:30pm Lunch

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1:30-3:00pm Session 5: Certificates of Analysis

1. WRF Certificates of Analysis Compendium. Mari Kirrane, Alcohol and Tobacco Tax and Trade Bureau, USA
2. Certificates of Analysis: What They Can Tell Us and What They

Cannot. Paul Huckaba, Bronco Wine Company, USA

1. A Closer Look at Some Analytes Tested in APEC Economies that Do Not Protect Consumers, nor Indicate Quality or Authenticity. Paul Huckaba, Bronco Wine Company & Eric Wilkes, Australian Wine Research Institute

3:00-3:15pm Coffee and Tea Break

3:15-4:45pm Session 5: Continued: Economy Roundtable: Participants should come prepared to discuss the following questions. The purpose of the session is to encourage dialogue and information sharing among members. Success of the session depends on participation from all members.

**Questions for Industry:**

1. How long does it take you to get a Certificate of Analysis, and at what cost?

It takes almost 72 hours in average to get some analysis report.

The cost is approximately 152 US dollars.

Every partial certificate of analysis derived from the original has a cost of 3.5 US Dollars.

1. Do you have in in-house lab, or do you have to send samples to an outside laboratory for Certificates of Analysis?

Do we have public and private laboratories to control of the wines, these laboratories are whom deliver the certificate the analysis to the producers or wineries.

1. How many Certificates of Analysis do you generate every year?

Approximately 390.000 certificates of analysis. The major part of this is made by authorize laboratories.

1. How much natural variation, (either tank-to-tank or lot-to-lot) do you normally expect in a bottling?  (e.g., Free SO2, Alcohol)

The variation is low in either cases tank-to-tank or lot-to-lot. If the process has been made with all precautions like oxygen elimination, clean the bottling machine, the SO2 level must be decrease in a minimal quantity.

Is the same case with alcoholic grade.

Have you ever had to change your winemaking style to meet a regulatory limit?  If so, please describe how this impacted the wine.

The winemaking style can be change in order to comply with a regulatory limit of the destination economy, so the types of wines are made according to the economy standards requirements.

**Questions for Economy Regulators:**

1. What is the purpose of the Certificates of Analysis that your economy requires?

The main objective of the Certificates of Analysis in Chile is to check compliance with Law and Regulation regarding wine production. SAG take samples of wines at any part of chain production to accomplish with this objective.

1. What does each of the tests tell you about the safety/authenticity/quality of the wine being imported?

There is no difference in analysis that we apply to wines produce in Chile, exported or imported.

In the case of the wine coming from a country with a treaty of free trade or protection or some other, Chile ask just for once the Certificate Analysis from the origin economy.

1. What is the process for removing certificate of analysis requirements in your economy?

Free Trade Agreement (FTA), Agreement, Memorandum of Understanding (MOU), Agreement Protocol, all basis over mutual confidence and reciprocity between the parties.

# Thursday October 11

9:00-9:15am Opening Remarks

Tim Ryan, E. & J. Gallo Winery, USA

9:15-10:45am Session 6: Tools for Regulators

1. APEC Model Wine Export Certificate: The Success of the Exchange of Information Reflected in a Certificate to Facilitate Wine Trade.

Joaquin Almarza, Ministry of Agriculture, Chile

1. World Wine Trade Group “Tbilisi” Point and Click Tool.

Greg Hodson, E. & J. Gallo Winery, USA

1. FIVS-Abridge and FIVS-APACE- Enhanced Access for APEC Regulators. Laurel Parker, FIVS
2. WRF Website-Information Resource. Katherine Bedard, Wine Institute, USA

10:45-11:00am Coffee and Tea Break

11:00-12:00pm Session 7: Laboratory Testing of Wine in APEC

Eric Wilkes, Australian Wine Research Institute

1. 2018 Preliminary Ring Test Results
2. Proposal that APEC Economies Accept Test Results for Wine from Accredited Labs in the Country of Manufacture
3. Questions:
4. Does your regulatory framework specifically state that wine analysis for imported wines must be done by laboratories within your economy?

Free Trade Agreement (FTA), Agreement, Memorandum of Understanding (MOU), Agreement Protocol, all basis over mutual confidence and reciprocity between the parties.

1. Does your economy specify the laboratory/s that must be used for wine tested in your economy?

No, there is a listing of authorize laboratories for wine test.

1. Are these laboratories accredited to the ISO17025 international standard?

All this authorized laboratories are under the ISO 17025, but not necessarily certified under it.

1. Do you accept results from laboratories externally if they are accredited to the ISO17025 standard?

We accept analytical reports from other economies laboratories or authorized laboratories if those economies has a treaty agreement, memorandum of understanding or protocol regarding wine trade.

12:00-12:20pm Session 8: Pesticides and Applicable MRLs in Wine: Development of a

Information Tool for Implementing Phytosanitary Programs.

Patricio Parra, R&D Consortium, Wines of Chile

1. Presentation of the new Chilean information tool.
2. Question:
3. Is your economy undertaking any current reviews of MRLs for wine?

In Chile reviews of MRLs are made by Ministry of Health on the basis of Codex recommendation.

12:20-1:30pm Lunch

1:30-4:00pm Session 9: Wine: Low Risk or No Risk?

Steve Guy and Rachel Triggs, Wine Australia

1. Review of industry-based traceability schemes for wine to include a review of the discussion from the 2017 Ha Noi WRF and a discussion of illicit alcohol concerns outlined in the IARD paper “[Alcohol in the Shadow Economy](http://www.iard.org/resources/alcohol-in-the-shadow-economy/)”
2. Roundtable: Participants should come prepared to discuss the following questions. The purpose of the session is to encourage dialogue and information sharing among members. Success of the session depends on participation from all members.

**Questions for Economy Regulators:**

1. Have there been any wine product recalls in your economy since our meeting in Ha Noi last year? If so, have any involved imported wine?

Never

1. Have there been any recent reports of illicit alcohol activity in your economy? Have any involved domestic or imported wine?

Producers who distill alcohol (it´s not the case for wines)are regulated and controlled by the pertinent authority (SAG).

1. Has your economy established a mechanism through which illicit alcohol activity can be reported?

Yes, any person over 18 years old can report the illicit alcohol activity. The report can be do it through email, phone call or direct communication at any SAG office over the country.

In addition, there is an annual plan of control and overlooking for all the country, so we can find illicit alcohol activity too.

1. Is it legal to ferment grapes or other fruit to produce beverages for one’s own consumption in your economy?

Yes, it is legal.

**Questions for Industry:**

1. Are commercial or compliance considerations your main priority when implementing traceability systems?

Both commercial and compliance considerations.

1. Are you considering new mechanisms to improve existing traceability arrangements?

No for the moment.

Coffee and Tea will be served during Session 9

4:00-5:00pm Session 10: Meeting Wrap Up

### Summary of Day 2. Tim Ryan, E. & J. Gallo Winery, USA

### Spotlight on Chile: APEC Host Economy Goals and Themes for 2019. Alex Chaparro, Foreign Affairs Ministry, Chile

### Draft 2018 Honolulu Meeting Statement and Next Steps. Jamie Ferman, WRF Project Overseer, USA

Finalized 10-1-2018

1. Continue work on the Certificates of Analysis Compendium. The current Compendium will be circulated with the addition of the following two questions. Responses are requested by November 1 to [Jamie.Ferman@trade.gov](mailto:Jamie.Ferman@trade.gov) and [Mari.Kirrane@ttb.gov](mailto:Mari.Kirrane@ttb.gov).

* Where analyses are required as a condition of importation, are these required to be conducted by the economy of export or the economy of import?

This analysis must be carry on by the economy of the export country.

* For those APEC economies that require certificates of analysis, must these accompany each shipment, or may they instead only be required once per vintage?

For the case of Chile we ask for one analysis for shipment.