

**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT****NO. R. 735****13 August 2021****LIQUOR PRODUCTS ACT, 1989****(ACT No. 60 OF 1989)****WINE OF ORIGIN SCHEME: AMENDMENT**

I, Angela Thokozile Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under section 14 of the Liquor Products Act, 1989 (Act No. 60 of 1989), on the recommendation of the Wine and Spirit Board referred to in section 2 of said Act, hereby amend the Wine of Origin Scheme published by Government Notice No. R. 1434 of 1990, as amended, to the extent set out in the Schedule.

A.T. DIDIZA,

Minister of Agriculture, Land Reform and Rural Development.

## SCHEDULE

### Definition

1. In this Schedule “the Scheme” means the Wine of Origin Scheme published by Government Notice No. R. 1434 of 29 June 1990, as amended by Government Notices No’s R. 837 of 19 April 1991, R. 2842 of 29 November 1991, R.1054 of 10 April 1992, R. 2594 of 11 September 1992, R. 3231 of 27 November 1992, R. 546 of 2 April 1993, R. 1375 of 30 July 1993, R. 1021 of 27 May 1994, R. 2067 of 2 December 1994, R. 814 of 9 June 1995, R. 1875 of 8 December 1995, R. 1039 of 8 August 1997, R 834 of 26 June 1998, R 324 of 19 March 1999, R. 19 of 12 January 2001, R. 829 of 21 June 2002, R. 1306 of 25 October 2002 as corrected by R. 1503 of 6 December 2002, R.1819 of 19 December 2003, R. 835 of 26 August 2005, R. 813 of 11 August 2006, R. 554 of 22 May 2009, R. 526 of 13 July 2012, R. 403 of 2 May 2014, R. 628 of 24 July 2015, R. 6 of 5 January 2018 and R. 274 of 1 March 2019.

### Amendment of section 1 of the Scheme

2. Section 1 of the Scheme is hereby amended -

(a) by the insertion in the alphabetically correct places of the following definitions:

“alcohol free wine’ means wine, before removal of any alcohol -

(a) destined to be alcohol free wine in terms of regulations made under the

Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972; and

- (b) produced with a view to the certification thereof as wine complying with the requirements set out in section 14U of this Scheme;

'alternative white/rosé/red' means wine produced with a view to the certification thereof as wine complying with the requirements set out in section 14S of this Scheme;

'de-alcoholised wine' means wine, before removal of any alcohol -

- (a) destined to be de-alcoholised wine in terms of regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972; and
- (b) produced with a view to the certification thereof as wine complying with the requirements set out in section 14V of this Scheme;

'extended barrel aged white/gris' means wine produced with a view to the certification thereof as wine complying with the requirements set out in section 14P of this Scheme;

'low alcohol wine' means wine, before removal of any alcohol -

- (a) destined to be low alcohol wine in terms of the regulations made under the Act; and

- (b) produced with a view to the certification thereof as wine complying with the requirements set out in section 14W of this Scheme;

'methode ancestrale' means wine produced with a view to the certification thereof as wine complying with the requirements set out in section 14R of this Scheme;

'natural pale/non-fortified pale' means wine produced with a view to the certification thereof as wine complying with the requirements set out in section 14Q of this Scheme;

'skin macerated white' means wine produced with a view to the certification thereof as wine complying with the requirements set out in section 14O of this Scheme;

'sun wine' means wine produced with a view to the certification thereof as wine complying with the requirements set out in section 14T of this Scheme;"; and

- (b) by the substitution for the definition of "natural wine" of the following definition:

"'natural wine' means wine of which the alcohol content is more than 0.5 per cent but less than 16,5 per cent;".

### Amendment of section 3 of the Scheme

3. Section 3 of the Scheme is hereby amended by the substitution for paragraph (a) of the following paragraph:

"(a) to serve as a basis for the development of the distinctiveness and quality of wines, and additionally, in the case of single vineyard wine, to express the distinctive characteristics of a small specific site as determined by soil, cultivar, rootstock, clone, meso-climate, exposure and viticultural and winemaking purposes;"

### Amendment of section 5 of the Scheme

4. Section 5 of the Scheme is hereby amended -

(a) by the substitution of paragraph (e) of subsection (1) of the following paragraph:

"(e) The class designations of the classes of wines that are known as special late harvest wine, noble late harvest wine, blanc de noir wine, wine from naturally dried grapes, skin macerated white, extended barrel aged white/gris, natural pale/not-fortified pale, methode ancestrale, alternative white/rosé/red, sun wine, Cape white, Cape ruby, Cape tawny, Cape dated tawny, Cape late bottled vintage, Cape vintage, fino, amontillado, oloroso, pale dry, pale cream, medium cream, full cream and, if claiming cultivar or vintage year, alcohol free wine, de-alcoholised wine and low alcohol wine.";  
and

(b) by the insertion before paragraph (b) of subsection (2) of the following paragraph:

"(a) The particulars referred to in paragraphs (a) and (f) of subsection (1), the words other than "vintage" referred to in paragraph (d) of subsection (1) and the class designations other than "alcohol free wine", "de-alcoholised wine" and "low alcohol wine" referred to in paragraph (e) of subsection (1), shall not be used in connection with the sale of alcohol free wine, de-alcoholised wine and low alcohol wine."

#### Amendment of section 7 of the Scheme

5. Section 7 of the Scheme is hereby amended -

(a) by the substitution for paragraph (e) of subsection (1) of the following paragraph:

"(e) the wine concerned complies with the applicable requirements set out in sections 8, 9, 10, 11, 12, 13, 14, 14A, 14B, 14C, 14D, 14E, 14F, 14G, 14H, 14I, 14J, 14K, 14L, 14M, 14N, 14O, 14P, 14Q, 14R, 14S, 14T, 14U, 14V or 14W of this Scheme, and has been provisionally approved in terms of section 25 of this Scheme;" and

(b) by the substitution for subsection (2) of the following subsection:

"(2) The provisions of -

(a) subsection (1)(c), (d) and (f) shall not apply to wine intended for export in bulk; and

(b) subsection (1)(f) and (g) shall not apply to alcohol free wine, de-alcoholised wine and low alcohol wine."

#### Amendment of section 10 of the Scheme

6. Section 10 of the Scheme is hereby amended -

(a) by the substitution for paragraph (b) of subsection (1) of the following paragraph:

"(b) except if it is also an alcohol free wine, a de-alcoholised wine or a low alcohol wine, also be a wine of origin;"

(b) by the substitution for paragraph (c) of subsection (1) of the following paragraph:

"(c) except if it is also a noble late harvest wine, an alcohol free wine, a de-alcoholised wine or a low alcohol wine, possess the character that is distinctive of wine produced from grapes of the vine cultivar concerned;"  
and

(c) by the substitution for paragraph (d) of subsection (1) of the following paragraph:

"(d) except if it is also an alcohol free wine or a de-alcoholised wine, comply with the applicable requirements set out in the Act for wine or wine of a particular class;"

(d) by the substitution for paragraph (e) of subsection (1) of the following paragraph:

"(e) except if it is also an alcohol free wine, a de-alcoholised wine or a low alcohol wine, not reveal any unacceptable quality characteristics;" and

(e) by the insertion after paragraph (e) of subsection (1) of the following paragraph:

"(f) in the case of an alcohol free wine or a de-alcoholised wine, comply with the applicable requirements set out in the applicable regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972."

#### Amendment of section 11 of the Scheme

7. Section 11 of the Scheme is hereby amended -

(a) by the substitution for paragraph (b) of subsection (1) of the following paragraph:

"(b) subject to the provisions of subsection (3) and except if it is also an alcohol free wine, a de-alcoholised wine or a low alcohol wine, also be a wine of origin;"

(b) by the substitution for paragraph (c) of subsection (1) of the following paragraph:

"(c) except if it is also an alcohol free wine or a de-alcoholised wine, comply with the applicable requirements set out in the Act for wine or wine of a particular class;"

(c) by the substitution for paragraph (d) of subsection (1) of the following paragraph:

"(d) except if it is also an alcohol free wine, a de-alcoholised wine or a low alcohol wine, not reveal any unacceptable quality characteristics;" and

(d) by the insertion after paragraph (d) of subsection (1) of the following paragraph:

"(e) in the case of an alcohol free wine or a de-alcoholised wine, comply with the applicable requirements set out in the applicable regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972.".

Insertion of sections 14O, 14P, 14Q, 14R, 14S, 14T, 14U, 14V and 14W in the Scheme

8. The following sections are hereby inserted in the Scheme after section 14N:

"14O.Requirements for skin macerated white

A skin macerated white shall -

- (a) also be a wine of origin;
- (b) comply with the requirements for a skin macerated white as set out in the regulations made under the Act; and
- (c) not reveal any unacceptable quality characteristics.

14P. Requirements for extended barrel aged white/gris

An extended barrel aged white/gris shall -

- (a) also be a wine of origin;
- (b) comply with the requirements for an extended barrel aged white/gris as set out in the regulations made under the Act; and
- (c) not reveal any unacceptable quality characteristics.

14Q. Requirements for natural pale/non-fortified pale

A natural pale/non-fortified pale shall -

- (a) also be a wine of origin;
- (b) comply with the requirements for a natural pale/non-fortified pale as set out

in the regulations made under the Act; and

- (c) not reveal any unacceptable quality characteristics.

#### 14R. Requirements for methode ancestrale

A methode ancestrale shall -

- (a) also be a wine of origin;
- (b) comply with the requirements for a methode ancestrale as set out in the regulations made under the Act; and
- (c) not reveal any unacceptable quality characteristics.

#### 14S. Requirements for alternative whit/rosé/red

An alternative whit/rosé/red shall -

- (a) also be a wine of origin;
- (b) comply with the requirements for an alternative whit/rosé/red as set out in the regulations made under the Act; and
- (c) not reveal any unacceptable quality characteristics.

14T. Requirements for sun wine

A sun wine shall -

- (a) also be a wine of origin;
- (b) comply with the requirements for a sun wine as set out in the regulations made under the Act; and
- (c) not reveal any unacceptable quality characteristics.

14U. Requirements for alcohol free wine

An alcohol free wine shall -

- (a) not be a wine of origin; and
- (b) comply with the requirements for an alcohol free wine set out in regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972.

14V. Requirements for de-alcoholised wine

A de-alcoholised wine shall -

- (a) not be a wine of origin; and
- (b) comply with the requirements for a de-alcoholised wine set out in regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972.

#### 14W.Requirements for low alcohol wine

A low alcohol wine shall -

- (a) not be a wine of origin; and
- (b) comply with the requirements for a de-alcoholised wine as set out in the regulations made under the Act."

#### Amendment of section 24 of the Scheme

9. Section 24 of the Scheme is hereby amended by the insertion after subsection (5P) of the following subsections:

(5Q) The following particulars shall be indicated on the labels of the containers of a skin macerated white:

- (a) The class designation of the wine concerned.

- (b) The particulars required in terms of subsection (2).

(5R) The following particulars shall be indicated on the labels of the containers of an extended barrel aged white/gris:

- (a) The class designation of the wine concerned.
- (b) The particulars required in terms of subsection (2).

(5S) The following particulars shall be indicated on the labels of the containers of a natural pale/non-fortified pale:

- (a) The class designation of the wine concerned.
- (b) The particulars required in terms of subsection (2).

(5T) The following particulars shall be indicated on the labels of the containers of a methode ancestrale:

- (a) The class designation of the wine concerned.
- (b) The particulars required in terms of subsection (2).

(5U) The following particulars shall be indicated on the labels of the containers of an alternative white/rosé/red:

(a) The class designation of the wine concerned.

(b) The particulars required in terms of subsection (2).

(5V) The following particulars shall be indicated on the labels of the containers of a sun wine:

(a) The class designation of the wine concerned.

(b) The particulars required in terms of subsection (2).

(c) The particulars required in terms of subsection (4).

(5W) The class designation shall be indicated on the labels of the containers of a low alcohol wine.

(5X) The particulars set out in regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972 shall be indicated on the labels of the containers of the final product of an alcohol free wine.

(5Y) The particulars set out in regulations made under the Foodstuffs, Cosmetics and Disinfectants Act, 54 of 1972 shall be indicated on the labels of the containers of the final product of a de-alcoholised wine."

### Amendment of section 25 of the Scheme

10. Section 25 of the Scheme is hereby amended -

(a) by the substitution for subparagraph (ii) of paragraph (a) of subsection (3) of the following subparagraph:

"(ii) the wine concerned complies with the applicable requirements set out in the regulations made under the Act, and, for a wine other than an alcohol free wine, a de-alcoholised wine or a low alcohol wine, does not reveal any unacceptable quality characteristics."; and

(b) by the substitution for paragraph (b) of subsection (3) of the following paragraph:

"(b) A determination in terms of paragraph (a)(ii) shall be done on the basis of the analysis, and, for a wine other than an alcohol free wine, a de-alcoholised wine or a low alcohol wine, sensorial judgement of a sample of the wine concerned.".

### Amendment of section 26 of the Scheme

11. Section 26 of the Scheme is hereby amended by the substitution for paragraph (a) of subsection (1) of the following paragraph:

"(a) except in the case of an alcohol free wine, a de-alcoholised wine or a low alcohol

wine, affix a seal referred to in subsection (2) to each container in which the wine concerned has been bottled, or place a mark referred to in subsection (3) on each such container; and".

#### Amendment of Table 1 of the Scheme

12. Table 1 of the Scheme is hereby amended -

- (a) by the substitution for the entry "Alvarinho (Albarino)" of the entry "Alvarinho (Albariño)";
- (b) by the substitution for the entry "Cabernet Franc" of the entry "Cabernet franc";
- (c) by the substitution for the entry "Carmenere" of the entry "Carmenère";
- (d) by the substitution for the entry "Durif (Petite Sirah)" of the entry "Durif (Petite Sirah; Petite Syrah)";
- (e) by the substitution for the entry "Grenache Gris" of the entry "Grenache gris";
- (f) by the substitution for the entry "Nero D'Avola" of the entry "Nero d'Avola";
- (g) by the substitution for the entry "Pontak (Teinturier male)" of the entry "Pontak (Pontac; Teinturier male)"; and

- (h) by the insertion in the alphabetically correct place of the entry "Counoise".

Amendment of Table 2 of the Scheme

13. Table 2 of the Scheme is hereby amended -

- (a) by the substitution for the entry "Cabernet Franc" of the entry "Cabernet franc";
- (b) by the substitution for the entry "Carmenere" of the entry "Carmenère";
- (c) by the substitution for the entry "Durif (Petite Sirah)" of the entry "Durif (Petite Sirah; Petite Syrah)"; and
- (d) by the substitution for the entry "Grenache Gris" of the entry "Grenache gris".