

Committee on Technical Barriers to Trade

MINUTES OF THE MEETING OF 5-6 NOVEMBER 2009

Chairman: Mr Ami Levin (Israel)

Note by the Secretariat¹

Corrigendum

1. Paragraph 80 of the document G/TBT/M/49 should be replaced with (change in **bold**):

"80. The representative of Argentina reiterated concerns with regards to the intention of a number of EC member States to protect the exclusive use of a number of traditional expressions in all languages of the European Communities. Independent of the subsequent amendments and annulments to the regulation 753/02 and 316/04 and independent the provisions of the new regulations, Argentina was still concerned that several restrictions remained on the right to use a number of traditional expressions on the labels of non-Community wines, and therefore maintained its previously raised objections. He recalled that in the TBT Committee meeting of March 2009, the European Communities had explained that the new regulation allowed use of traditional expressions on products from third countries as long as they fulfilled identical or equivalent requirements that were imposed on EC member States. However, in document G/TBT/W/290 in June 2008, Argentina had observed that the European Communities had not yet established a common definition of the additional comments of quality or additional information on quality. Argentina had therefore argued that it had been impossible to request the certification of fulfilment of an unequivocal single community criterion on this matter. **According to Argentina, the additional quality terms, like other traditional expressions, refer to certain production methods or quality features and are not therefore eligible for protection as intellectual property rights under the TRIPS Agreement. This corresponds exactly to the EC's reply to the focal point of Argentina on 9 September 2008.**"

2. In paragraph 81 of the document G/TBT/M/49, the terms:

- "vintage" and "special vintage" (in the English version);
- "cosecha" and "cosecha especial" (in the Spanish version); and
- "millésime" and "millésime spécial" (in the French version)

should be replaced with "reserva" and "gran reserva" in all three languages.

¹ This document has been prepared under the Secretariat's own responsibility and is without prejudice to the positions of Members and to their rights and obligations under the WTO.