

## **Guide to Licences required Wine and related Products from Non-EU countries.**

(This document is intended as a guide to persons wishing to import wine into Ireland from Non-EU countries. It does not purport to be definitive or an interpretation of the law.)

### **Purpose:**

The purpose of wine/related products importation licences is to ensure the sound administration of the common organisation of the market in wine. The system also serves to monitor the volume of trade in wine with Non-EU countries. The 'related products' are grape juice (including grape must) ex CN code 2009 60 and other grape musts falling under CN codes 2204 30 92, 2204 30 94, 2204 30 96, 2204 30 98.

### **When is a wine import licence required?**

If the quantity being imported from a Non-EU country exceeds 3000 litres (30 hectolitres)(wine) or, as appropriate, 3000 KGs, an import licence is required at the point at which the wine/related products are being put into free circulation (when the duty is payable) in the Community.

### **Who issues the licence? And for how long it is valid?**

The Department of Agriculture, Food and Rural Development, (Wine Section) Agriculture House, Kildare St. Dublin 2. A licence is valid from its date of issue until the end of the fourth month after that date. (e.g. the period of validity of a licence issued on 15 June 2000 would extend until 31 October 2000.)

### **Is a security required?**

Yes, a cash deposit is required as security that the wine will be imported within the period of validity of the licence.

### **Amount of Security**

The security is calculated at

- €2.50 per hectolitre of sparkling, semi-sparkling and liqueur wines and
  - €1.25 per hectolitre for all other wines.
  - To calculate the security in respect of 5,000 litres (50 hectolitres) of wine the following is an example.....50 hls x €1.25 = €62.50
- The securities in respect of related products are calculated at
- €2.50 per kg/net for products falling under CN codes 2009 60, 2009 60 11, 2009 60 19, 2009 60 51, 2009 60 71 and
  - €1.25 per kg/net for products under CN codes 2009 60 59, 2009 60 79, 2009 60 90, 2204 30 92, 2204 30 94, 2204 30 96 and 2204 30 98.

**Where the quantity being imported is less than 4800 litres equal to a security of €60 or less, no security is required. This ceiling will not effect the security required in respect of imports of sparkling, semi-sparkling or liqueur wines.**

**Is the security refundable?**

This deposit is returned in full upon receipt (**within two months of the date of expiry of the licence**) of proof that the full quantity of wine/related product licensed has been imported within the period of validity of the licence. A 5% tolerance above or below the quantity licensed is allowed.

**Are there any circumstances when the security is not refunded?**

Yes, the **full** amount of the security is retained

- (a) If no wine is imported during the period of validity of the licence or
- (b) If less than 5% of the quantity licensed is imported during the period of validity, or
- (c) When the proof of import is not received in this Department within two years of the date of expiry of the licence.

If less than 95% of the quantity licensed is imported, the security proportionate to the difference between the quantity imported and 95% of the quantity licensed is retained.

15% of the security is retained where proof of import is not received in this Department within 2 calendar months of the date of expiry of the licence.

**What is proof of import?**

Proof of import is the original licence duly endorsed and attributed by the Customs authorities.

**Procedure for making application for a licence:**

Prospective applicants must apply in writing to this Department's Wine Section on the statutory form (a sample of which is included with this guide). The application must be accompanied by a cheque in the amount of the security payable to the Accountant, Department of Agriculture, Food and Rural Development. Advance applications are accepted by Fax at 01 6072038 or 6616263 and the licence issues on receipt of the amount due.

Licences are normally issued within 24 hours of receipt of complete applications.

**General**

The import licence constitutes authorisation and gives rise to an obligation to import under the licence, during its period of validity, the specified quantity of the relevant product. Entries on licences may not be altered after issue. In case of inaccuracies, the licence should be returned immediately to this Department for amendment and endorsement. Obligations deriving from a licence are not transferable. Rights may on written application to this Department be transferred to one transferee only, but the original licensee remains responsible for guaranteeing that the wine/related products are imported in accordance with the terms of the licence.

**Important Note**

In order to sell wine in Ireland either wholesale or retail a licence is required. This licence can be obtained from the Revenue Commissioners, Stamping Building, Customs and Excise, Room 107, Dublin Castle. Dublin. 2. Tel. (01) 6792777.

Wine Section

Department of Agriculture, Food and Rural Development

April 2001

Holder's Copy	<b>1 Agency issuing the licence (name and address)</b>  Department of Agriculture and Food Dublin 2	<b>2 Issuing agency's embossment and perforation (1)</b> <b>IE</b> No. A <b>047652</b>  3
	<b>4 Issued to (name, full address and Member State)</b> □	<b>5 Agency issuing the extract (name and address)</b>
	<b>6 Rights transferred to:</b>  With effect from _____ Name of the competent authority: _____	<b>7 Exporting country</b> <span style="float: right;">Compulsory</span> <input type="checkbox"/> YES <input type="checkbox"/> NO <b>8 Country of origin</b> <span style="float: right;">Compulsory</span> <input type="checkbox"/> YES <input type="checkbox"/> NO
		<b>10 Date of lodging original licence application</b> _____ <b>11 Total amount of security</b> _____
<b>1 PRODUCT TO BE IMPORTED</b>	<b>12 LAST DAY OF VALIDITY</b>	

<b>14 Trade denomination</b>		
<b>15 Description in accordance with the Combined nomenclature (CN)</b>	<b>16 CN code(s)</b>	
<b>17 Quantity (t) in figures</b>	<b>18 Quantity (t) in words</b>	<b>19 Tolerance</b> % more
<b>20 Special particulars</b>		
<b>24 Special conditions</b>		

<b>25 Issued at</b> on _____ under No _____ Issuing agency's signature and stamp: _____	<b>26 Term of validity extended until</b> _____ <b>inclusive</b> <b>for (2):</b> At _____ on _____ Signature and stamp of the agency issuing the licence.
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(1) To be completed if the signature and the stamp do not appear in box 25  
 (2) Net mass or other unit of measure in kg or unit.