



## Wine (Exemption from Wine Standards Management Plan) Notice 2010

Under section 11 and 120 of the Wine Act 2003 and being satisfied that the risks to human health and to trade of providing this exemption are negligible, I, Carol Barnao, Director (Standards), issue the following notice exempting specified winemakers from the requirement to operate under a registered wine standards management plan.

Issued at Wellington this 1st day of March 2010

Carol Barnao  
Director (Standards)  
New Zealand Food Safety Authority  
(Acting under delegated authority)

Certified in order for signature

(Signed)

Solicitor

26 / 02 / 2010

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## Notice

### 1 Title

This notice is the Wine (Exemption from Wine Standards Management Plan) Notice 2010.

### 2 Commencement

This notice comes into force on 5 March 2010.

### 3 Interpretation

- (1) In this notice, unless the context of the notice otherwise requires-

**Act** means the Wine Act 2003

**Food safety programme** means an approved food safety programme within the meaning of the Food Act 1981, being a programme whose adoption gives rise to an exemption from the Food Hygiene Regulations 1974 under Part 1A of the Food Act 1981

**NZFSA** means the department of state known as the New Zealand Food Safety Authority.

- (2) Any term or expression that is defined in the Act and is not defined in this document has the same meaning as in that Act.

### 4 Application

- (1) This notice applies to all winemakers listed in schedule 1 of this notice.
- (2) For the avoidance of doubt, nothing in this notice affects the requirement to comply with regulations 7 and 8 of the Wine Regulations 2006 and clause 6 of the Wine (Specifications) Notice 2006.

### 5 Exemption

A winemaker listed in schedule 1 of this notice is exempted from operating under a registered wine standards management plan (an exempted winemaker) for the winemaker's winemaking operations if the winemaker is complying with the conditions specified in clause 6.

### 6 Conditions

- (1) An exempted winemaker must operate under an approved food safety programme or under the Food Hygiene Regulations 1974 in relation to their winemaking operations.
- (2) An exempted winemaker must notify NZFSA, in writing, as soon as possible when the nature or scope of the winemaker's operation changes.
- (3) An exempted winemaker must not produce grape wine for export from New Zealand.

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**7 Period of Exemption**

This exemption expires on 1 July 2012.

**8 Revocation**

This notice revokes the Wine (Exemption from Wine Standards Management Plan) Notice No. 2 2008 dated 22 December 2008.

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**Schedule 1  
Exempted winemakers**

<b>Winemaker</b>
Alpine Gold (Central Otago) Limited, Cromwell
Moa Brewing Company Limited, Blenheim
Invercargill Brewery Limited, Invercargill
Martin Townshend, trading as Townshend Brewery, Nelson
Independent Liquor (NZ) Limited, Papakura, Auckland
Phoenix Vintners Limited, Papakura, Auckland
Steam Brewing Company Limited, Auckland
Tasman Brewing Company Limited, Nelson

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*Explanatory Note*

This notice provides an exemption for specified winemakers who are operating under the Food Hygiene Regulations 1974 or under a food safety programme from the requirement to operate under a registered wine standards management plan.

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Issued under section 120 of the Wine Act 2003.

Notified under section 116 of the Wine Act 2003

This notice is administered in the New Zealand Food Safety Authority.

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