

Summary of amendments
to the Wine (Recognised Agencies and Persons) Notice 2010

2010 Notice References	Details	2014 Notice References	Proposed amendment for 2014 notice	Reason
All	<p>All logos and references are to the New Zealand Food Safety Authority (NZFSA), Ministry of Agriculture and Forestry (Food Safety) (MAF).</p> <p>NZFSA, MAF template for Notices applied.</p>	All	<p>All logos and references are now to Ministry for Primary Industries (MPI).</p> <p>MPI template for Wine Notices applied.</p>	<p>NZFSA and MAF have merged into the Ministry for Primary Industries (MPI).</p> <p>This draft Notice has been created in the new MPI format for legal notices. This includes changes to the numbering, headings, clarity on wording where there is no change to the meaning, sections and style compared to the 2010 notice.</p>
Part 1 Clause 3 Application	No reference to laboratories	Part 1.1: Application	Inclusion of statement that 'This Wine Notice does not apply to laboratories as recognised agencies under the Wine Act 2003'.	Recognition of laboratories of agencies is covered in a separate Wine Notice.
Part 1 Clause 4 Interpretation	Definitions for 'verification' and 'verifier' have been removed	Part 1.2: definitions - guidance	Include in guidance	Verification is defined in the Act. These terms are instead included as 'guidance' so as not to duplicate what is in the Act.
Part 2 Recognised Agencies – clause 5	References to recognition of agencies under section 69 of the Act has been removed	Part 1.1 Application – 1.1(1)	Refers to 'the Act' instead of a specific section in the Act	The Wine Amendment Act 2012 amended provisions relating to recognition requirements and processes, which are now found in sections 69 to 82Z.

Part 2 Recognised Agencies – clause 6	Removal of the word ‘must’ from the heading for functions and activities that must be undertaken by a recognised agency	Part 2.2 Functions and activities that may only be undertaken by a recognised agency	Use of the word ‘may’	Change made for grammatical reasons.
Part 2 Recognised Agencies – clause 7	<p>(1) The requirement for agencies to be accredited in accordance with ISO17020 or any alternative standard approved as equivalent</p> <p>(2) The period for temporary recognition is on or before 1 July 2014</p>	Part 2.1 Becoming a recognised agency – 2.1(1) and (2)	<p>(1) ‘in accordance with any alternative standard approved by the Director-General as a generally equivalent qualification for a recognised agency’ has been removed.</p> <p>(2) The period for temporary recognition is on or before 1 July 2017</p>	<p>ISO17020 accreditation and alternatives will be presented in further discussions papers for subsequent versions of this Notice and consulted on.</p> <p>Temporary recognition for agencies has been extended to 1 July 2017. Requirements for final recognition will be considered by MPI and consulted on before being included in subsequent versions of this Notice.</p>
Part 2 Recognised Agencies – clause 9	(2)(b) records retained under subclause (1) must be ‘retrievable within 48 hours’... has been removed	Part 2.4 Records, their information and accessibility – 2.4(2)	(1) The DG or Wine Act officer can request, inspect and make copies of records and other information retained	Under section 113 of the Act records must be made available.
Part 3 Recognised Persons – clause 10 & 11	References to recognition of persons under section 70 of the Act has been removed	Part 1.1 Application – 1.1(1)	Refers to ‘the Act’ instead of a specific section in the Act	The Wine Amendment Act 2012 amended provisions relating to recognition requirements and processes, which are now found in sections 69 to 82Z.
Part 4	Application of this part and		Removed from the Notice	There is already provision for this in section

Evaluation clause 14 and 15	statements for evaluation reports has been removed			18(1)(b) of the Act.
Part 5 verification – clause 16	Application of this part has been removed		Removed from the Notice	Recognised agencies and persons for whom part 2.4 is intended for – are identified in 2.1 Application
Part 5 verification – clause 17	Requirements for recognised persons to be subject to the management of a recognised agency has been removed		Removed from the Notice	Under section 73(2)(a) of the Act, the requirement for a recognised person to be subject to the management of a recognised agency is now something which may be imposed by way of a condition on recognition, rather than by the Act or this Notice.
Part 5 verification – clause 21	‘Where a person recognised to verify wine standards management plans’... has been reworded	Part 4.4 Preventing a verifier from performing verification functions and activities – 4.4 (1)	‘Where a verifier is prevented from completing verification functions and activities for which they are recognised’...	This is consistent with clauses 2.2.2 and 2.3.2 which then goes onto include those specific functions and activities – wine standards management plans are included.
Explanatory note	Removed	Introduction	Includes purpose, background, who the Notice is for, why the notice is important, MPI contacts and other information.	This section has been included to indicate the general effect of the Notice.