

**MEMORANDUM OF UNDERSTANDING ON COOPERATION WITH
RESPECT TO TRADE IN WINE
BETWEEN
THE ALCOHOL AND TOBACCO TAX AND TRADE BUREAU OF THE
UNITED STATES DEPARTMENT OF THE TREASURY
AND
THE WINE AUSTRALIA CORPORATION**

To help protect the public and to establish a consistent channel for information exchange regarding the import and export of alcohol wine, the Alcohol and Tobacco Tax and Trade Bureau of the United States Department of the Treasury and the Wine Australia Corporation (“the participants”) have reached the following understandings.

Section 1

The participants intend to consult and strengthen cooperation in the administration of their respective wine import and export regulations, and the making of compliance determinations. Through this process, the participants intend to enhance bilateral cooperation consistent with the international trade obligations of their respective governments, including, but not limited to, the Marrakesh Agreement Establishing the World Trade Organization.

Section 2

The participants intend to consult, collaborate, and exchange information with regard to the identity and quality of imported and exported wine. Through these exchanges, the participants intend to lay a foundation for further discussions to improve cooperation and enhance transparency of wine regulations.

The participants intend to strengthen cooperation as follows:

1) Exchange information on wine issues related to their respective government's laws, regulations, policies and procedures, standards, and labeling administration. If changes are made to the above information, each participant intends to update the other participant through timely notifications.

2) Exchange information on wine issues related to the laws, regulations, policies, procedures, standards, and labeling administration of third countries when these issues are of mutual interest.

3) Provide timely notifications regarding changes to their respective government's laws, regulations, policies, and procedures affecting the import and export trade in wine insofar as such changes relate to the participant's jurisdiction over such matters. When problems are identified during the import process by either participant, the participants intend to make all efforts to resolve the issue through immediate information exchange and cooperative consultation via the points of contact listed in Annex 1 and in conjunction with any other applicable regulatory agencies. The contact points intend to ensure that action is taken to examine the issue and that a response to any inquiry made, or information provided, by the other participant is handled in a timely manner. The contact points serve as the primary conduits for information exchange and cooperative consultation between the two participants with respect to this Memorandum of Understanding (MOU).

4) Develop bilateral visits, training sessions, and seminars for the participants' regulatory, technical, and scientific staff, and, where appropriate, include officials from other relevant regulatory agencies.

5) Cooperate, where possible, on wine-related issues in international organizations, including the World Wine Trade Group and the Wine Regulatory Forum within the Asia-Pacific Economic Cooperation.

6) Exchange information with a view to developing cooperative laboratory testing procedures for wine analysis and compliance determinations, emphasizing the use of AOAC International (previously known as the Association of Official Analytical Chemists) and AOAC-equivalent methods. The participants intend to develop additional technical research, as necessary, based on ongoing cooperative efforts and mutually identified needs.

7) Exchange information on wine counterfeiting or smuggling cases.

Section 3

Each participant understands that the other will conduct any activities in connection with this MOU in accordance with the respective government's laws and regulations, including those pertaining to disclosure requirements or privacy.

Section 4

Any cooperative activities carried out under this MOU should be based on available resources. The participants intend to fund their own respective participation in activities carried out under this MOU, unless they make other arrangements.

Section 5

In carrying out all of the above activities under this MOU, the participants intend to consult to resolve issues that may arise. The participants may modify this MOU upon their mutual consent.

Section 6

Either participant may discontinue this MOU at any time upon written notification to the other participant. Cooperative activities under this MOU should cease 90 days after the receipt of a participant's written notice of its intent to discontinue its participation.

Section 7

Cooperation under this MOU is to commence upon the date of signature.

This MOU is signed in duplicate at Adelaide, South Australia on November 13, 2012.

[SIGNED]

Alcohol and Tobacco Tax and Trade Bureau
Of the United States Department of the Treasury

[SIGNED]

Wine Australia Corporation

Annex 1

(a) TTB-United States

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Addendum
to the Memorandum of Understanding of November 13, 2012 on Cooperation with Respect to Trade in Wine between the Alcohol and Tobacco Tax and Trade Bureau of the United States Department of the Treasury and the Wine Australia Corporation

The United States Department of the Treasury Alcohol and Tobacco Tax and Trade Bureau (TTB) and the Australian Grape and Wine Authority (AGWA) acknowledge that AGWA has assumed the functions of the Wine Australia Corporation as of July 1, 2014. TTB and AGWA intend to continue implementing the Memorandum of Understanding of November 13, 2012 (the MOU) and consider all references to the Wine Australia Corporation in the MOU to be references to AGWA.

Signed at Washington, DC on August 21, 2014 and Tbilisi, Georgia on August 25th 2014

[SIGNED]

Theresa McCarthy
Assistant Administrator, Headquarters Operations
Alcohol & Tobacco Tax & Trade Bureau

[SIGNED]

[signature]
[printed name/title]

GENERAL MANAGER
(Regulatory Services)
Australian Grape and Wine Authority