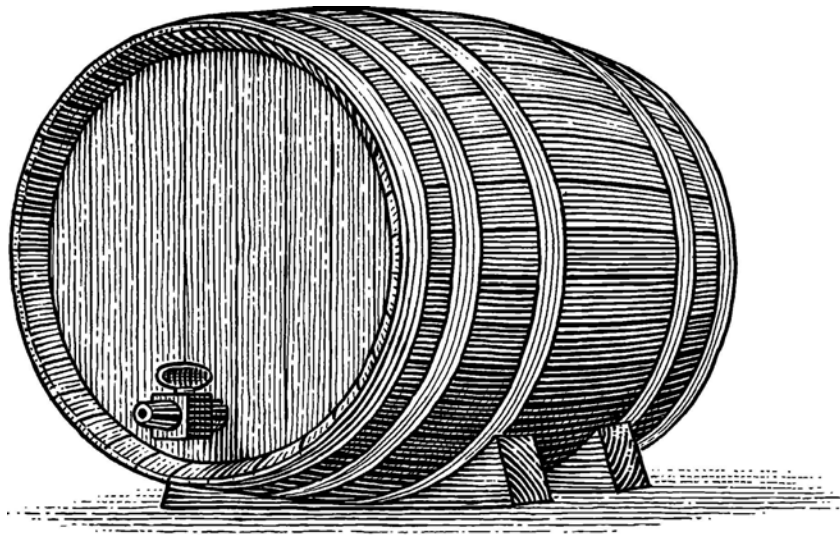




*Department of the Treasury*  
*Alcohol & Tobacco Tax & Trade Bureau*

# **THE BEVERAGE ALCOHOL MANUAL (BAM)**

*A Practical Guide*



**Basic Mandatory  
Labeling Information For  
MALT BEVERAGES**

***VOLUME 3***

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## GOVERNING LAWS AND REGULATIONS

<b>LAW</b>	<b>IMPLEMENTING REGULATION</b>	<b>REGULATION TITLE</b>
Federal Alcohol Administration Act (FAA Act) 27 USC 201 et seq.	27 CFR Part 7	Labeling and Advertising of Malt Beverages
Alcoholic Beverage Labeling Act of 1988 (ABLA) 27 USC 213 et seq.	27 CFR Part 16	Alcoholic Beverage Health Warning Statement
Internal Revenue Code (IRC) 26 USC Chapter 51	27 CFR Part 25	Beer
	27 CFR Part 250	Liquors and Articles from Puerto Rico and the Virgin Islands
	27 CFR Part 251	Importation of Distilled Spirits, Wine, and Beer
	27 CFR Part 252	Exportation of Liquors

# CHAPTER 1

## MANDATORY LABEL INFORMATION

### 1. BRAND NAME

- GENERAL FEATURES

- Usually, the most prominent piece of information on the label

- Name under which a malt beverage or line of malt beverages is marketed

**NOTE:** If the malt beverage is not sold under a brand name, the name of the bottler, packer or importer [shown on the front of the container] becomes the brand name

- MISLEADING BRAND NAME

A name that describes the age, origin, identity or other characteristics of the malt beverage is prohibited **UNLESS** the name, whether standing alone or in combination with other printed or graphic material:

- Accurately describes the malt beverage **AND**

- Conveys no erroneous impression about the malt beverage

**OR**

- Is qualified with:

- The word "BRAND" **OR**

- A statement that dispels any erroneous impression created by the brand name

- TYPE SIZE

- Minimum 2 mm for containers larger than ½ pint

- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible

- Must appear on a contrasting background

- Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information

- PLACEMENT

Must appear on the FRONT of the container

## **2. CLASS AND TYPE DESIGNATION**

- DEFINITION

The specific identity of the malt beverage

- SEE ALSO CHAPTER 4, CLASS AND TYPE DESIGNATION

- TYPE SIZE

- Minimum 2 mm for containers larger than ½ pint

- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible

- Must appear on a contrasting background

- Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information

- PLACEMENT

Must appear on the FRONT of the container

## **3. NAME AND ADDRESS**

- REQUIRED

- For domestic malt beverages

The name and address of the producer/bottler or packer must appear on the label optionally preceded by an appropriate explanatory phrase such as “BREWED AND BOTTLED/PACKED BY,” “BREWED BY” or “BOTTLED/PACKED BY”

**NOTE:**

- “BOTTLED BY” is used for malt beverages bottled in containers of 1 gallon or less
- “PACKED BY” is used for malt beverages packed in containers of over 1 gallon

■ For imported malt beverages

The name and address of the importer must appear on the label preceded by an appropriate explanatory phrase such as “IMPORTED BY,” “SOLE AGENT” or “SOLE U.S. AGENT”

• DEFINITIONS

■ Name

The company or corporate name or trade name identical to that shown on:

Brewer’s notice for domestic malt beverages  
Basic permit for imported malt beverages

■ Address

For domestic malt beverages

- City and state where malt beverage is bottled or packed

**NOTE:** The bottling/packing location may be contained within a listing of all the brewer’s locations **PROVIDED:**

- 1) The place of actual production/bottling or packing is given no less prominence than other locations listed
- 2) The actual location (address) where the malt beverage is produced/bottled or packed is indicated by printing, coding or other markings on the label or container
- 3) The brewer files, prior to use, a notice explaining the coding system with:

Chief, National Revenue Center  
8002 Federal Office Building  
550 Main Street  
Cincinnati, Ohio 45202-3263

**OR**

- City and state of the bottler's/packer's principal place of business (see "PRINCIPAL PLACE OF BUSINESS" section of this item)

**NOTE:** The address must be identical to that shown on the brewer's notice

For imported malt beverages

City and state of importer's principle place of business (see "PRINCIPAL PLACE OF BUSINESS" section of this item)

**NOTE:** The principal place of business address must be identical to that shown on the basic permit

- **PRINCIPAL PLACE OF BUSINESS**

- **Use**

- For domestic malt beverages

- The principal place of business address may be used on labels in lieu of the address of the premise where the malt beverage was produced/bottled or packed

- For imported malt beverages

- The principal place of business address must be used on the label

- **Conditions for use**

- The principal place of business address must be a location where production/bottling or packing operations occur

- The actual location (address) where the malt beverage is produced/bottled or packed must be indicated by printing, coding or other markings on the label or container

**AND**

The brewer must file, prior to use, a notice explaining the coding system with:

Chief, National Revenue Center  
8002 Federal Office Building  
550 Main Street  
Cincinnati, Ohio 45202-3263



**NOTE:** These conditions for use apply only to domestic breweries; they do not apply to U.S. importers

- TYPE SIZE
  - Minimum 2 mm for containers larger than ½ pint
  - Minimum 1 mm for containers of ½ pint or less
  
- LEGIBILITY
  - Must be readily legible
  - Must appear on a contrasting background
  - Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information
  
- PLACEMENT
  - For domestic malt beverages
    - Must appear on the FRONT of the container
  - OR**
    - May be BURNED or BRANDED into the container
  - For imported malt beverages
    - May appear on the FRONT, BACK or SIDE of the container

#### **4. NET CONTENTS**

- GENERAL
  - There are no standards of fill for malt beverages
  - Malt beverages may be bottled or packed in any size container
  - Net contents must be expressed in American measure but may also be expressed in metric measure

- FORM OF STATEMENT

If the net contents of the container are:

- Less than 1 pint, the net contents must be shown in fluid ounces or fractions of a pint
- 1 pint, 1 quart or 1 gallon, the net contents must be shown exactly that way
- More than 1 pint but less than 1 quart, the net contents must be shown in pints and fluid ounces or fractions of a quart
- More than 1 quart but less than 1 gallon, the net contents must be shown in quarts, pints and fluid ounces or fractions of a gallon
- More than 1 gallon, the net contents must be shown in gallons and fractions thereof

- SEE ALSO CHAPTER 5, NET CONTENTS

- TYPE SIZE

- Minimum 2 mm for containers larger than ½ pint
- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible
- Must appear on a contrasting background
- Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information

- PLACEMENT

- Must appear on the FRONT of the container

**OR**

- May be BLOWN, BRANDED or BURNED into the container

## 5. ALCOHOL CONTENT

- GENERAL

- A statement of alcohol content is optional unless

- It is required by State law

- OR**

- It is prohibited by State law

- Unless otherwise prescribed by State law, the optional statement of alcohol content must be expressed in percent by volume. See “FORM OF STATEMENT” section of this item

- FORM OF STATEMENT

- Alcohol content must be shown as:

- “ALCOHOL (ALC) \_\_\_\_\_% BY VOLUME (VOL)” **or**
    - “ALCOHOL (ALC) BY VOLUME (VOL) \_\_\_\_\_%” **or**
    - “\_\_\_\_\_% ALCOHOL (ALC) BY VOLUME (VOL)” **or**
    - “\_\_\_\_\_% ALCOHOL (ALC)/VOLUME (VOL)”

- Alcohol content must be expressed to the nearest 0.1% **EXCEPT THAT** for malt beverages containing less than 0.5% alcohol by volume, the alcohol content may be expressed to the nearest 0.01%

- MISCELLANEOUS

THE TERM	MAY BE USED TO DESCRIBE A MALT BEVERAGE CONTAINING...
Low alcohol	less than 2.5% alcohol by volume
Reduced alcohol	less than 2.5% alcohol by volume
Non-alcoholic	less than 0.5% alcohol by volume <b>NOTE:</b> The statement “CONTAINS LESS THAN 0.5% ALC BY VOL” must appear with “NON-ALCOHOLIC” on the label
Alcohol free	no alcohol (0.0% alc by vol) <b>NOTE:</b> The alcohol content statement “0.0% ALC BY VOL” may not appear on the label unless the malt beverage is labeled “ALCOHOL FREE”

- TOLERANCES

- For malt beverages containing 0.5% or more alcohol by volume –

A tolerance of 0.3% above or below the alcohol content stated on the label is permissible **EXCEPT THAT** regardless of this tolerance:

A malt beverage labeled as containing 0.5% or more alcohol by volume may not contain less than 0.5% alcohol by volume

A malt beverage labeled as “LOW ALCOHOL” may not contain 2.5% or more alcohol by volume

A malt beverage labeled as “REDUCED ALCOHOL” may not contain 2.5% or more alcohol by volume

- For malt beverages containing less than 0.5% alcohol by volume –

The actual alcohol content may not exceed the labeled alcohol content

- TYPE SIZE

Unless otherwise required by State law:

- Minimum 2 mm for containers larger than ½ pint

- Minimum 1 mm for containers of ½ pint or less

- Maximum 3 mm for containers of 40 fl. oz. or less

- Maximum 4 mm for containers larger than 40 fl. oz.

- LEGIBILITY

All portions of the alcohol content statement must be:

- Of the same kind and size of lettering

- Of equally conspicuous coloring

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

## 6. FD&C YELLOW #5 DISCLOSURE

- REQUIRED

“CONTAINS FD&C YELLOW #5” must appear on the label of any malt beverage containing FD&C Yellow #5

- TYPE SIZE

- Minimum 2 mm for containers larger than ½ pint
- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible
- Must appear on a contrasting background
- Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

## 7. SACCHARIN DISCLOSURE

- REQUIRED

“USE OF THIS PRODUCT MAY BE HAZARDOUS TO YOUR HEALTH. THIS PRODUCT CONTAINS SACCHARIN WHICH HAS BEEN DETERMINED TO CAUSE CANCER IN LABORATORY ANIMALS.” must appear on the label of any malt beverage containing saccharin

- TYPE SIZE

- Minimum 2 mm for containers larger than ½ pint
- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible
- Must appear on a contrasting background
- Must appear separate and apart from all other label information

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

## 8. SULFITE DECLARATION

- REQUIRED

“CONTAINS SULFITES” or “CONTAINS (A) SULFITING AGENT(S)” or identification of the specific sulfiting agent(s) must appear on the label of any malt beverage containing 10 or more parts per million (ppm) sulfur dioxide

- TYPE SIZE

- Minimum 2 mm for containers larger than ½ pint

- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible

- Must appear on a contrasting background

- Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

## 9. ASPARTAME DISCLOSURE

- REQUIRED

“PHENYLKETONURICS: CONTAINS PHENYLALANINE.” must appear on the label of any malt beverage containing aspartame

- TYPE SIZE

- The entire statement must appear in capital letters

- Minimum 2 mm for containers larger than ½ pint

- Minimum 1 mm for containers of ½ pint or less

- LEGIBILITY

- Must be readily legible
- Must appear on a contrasting background
- Must appear separate and apart from all other label information

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

## 10. HEALTH WARNING STATEMENT

- REQUIRED

The statement below must appear on all alcohol beverages for sale or distribution in the U.S. containing not less than 0.5% alcohol by volume, intended for human consumption and bottled on or after November 18, 1989:

**GOVERNMENT WARNING:** (1) According to the Surgeon General, women should not drink alcoholic beverages during pregnancy because of the risk of birth defects. (2) Consumption of alcoholic beverages impairs your ability to drive a car or operate machinery, and may cause health problems.

- FORMAT

- The words "GOVERNMENT WARNING" must appear in capital letters and in bold type
- The remainder of the statement may not appear in bold type
- The statement must appear as a continuous paragraph

- TYPE SIZE

- Minimum 3 mm for containers larger than 3 liters (101 fl. oz.)
- Minimum 2 mm for containers larger than 237 ml (8 fl. oz.) to 3 liters (101 fl. oz.)
- Minimum 1 mm for containers of 237 ml (8 fl. oz.) or less

- LEGIBILITY

- Must be readily legible under ordinary conditions and appear on a contrasting background
- Must appear separate and apart from all other label information
- May not exceed maximum number of characters per inch:

<u>Minimum Type Size Requirement</u>	<u>Maximum Characters Per Inch</u>
1 mm	40
2 mm	25
3 mm	12

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

## 11. COUNTRY OF ORIGIN

- APPLICATION

Required under U.S. Customs Service regulations for any imported malt beverage

- FORMAT

- “PRODUCT/PRODUCE OF \_\_\_\_\_”

(Fill in blank with name of country in which malt beverage was produced/brewed)

- “PRODUCED/BREWED IN” or “PRODUCED/BREWED AND BOTTLED OR PACKED IN \_\_\_\_\_”

(Fill in blank with name of country in which malt beverage was produced/brewed or produced/brewed and bottled or packed)

- “PRODUCED/BREWED BY” or “PRODUCED/BREWED AND BOTTLED OR PACKED BY \_\_\_\_\_”

(Fill in blank with name of producer/brewer or producer/brewer and bottler or packer and address [country or city and country] in which malt beverage was produced/brewed or produced/brewed and bottled or packed)



■“\_\_\_\_\_ ALE”

(Fill in blank with name of country in which ale was produced/brewed), i.e.,  
name of country with class and/or class and type designation

- TYPE SIZE

There are no specific type size requirements

- LEGIBILITY

There are no specific legibility requirements

- PLACEMENT

May appear on the FRONT, BACK or SIDE of the container

# CHAPTER 2

## TYPE SIZE AND LEGIBILITY REQUIREMENTS

### TYPE SIZE

- ALL MANDATORY INFORMATION (**excluding** ALCOHOL CONTENT STATEMENT and HEALTH WARNING STATEMENT\*)
  - Minimum 2 mm for containers larger than ½ pint
  - Minimum 1 mm for containers of ½ pint or less
- ALCOHOL CONTENT STATEMENT

Unless otherwise required by State law:

- Minimum 2 mm for containers larger than ½ pint
- Minimum 1 mm for containers of ½ pint or less
- Maximum 3 mm for containers of 40 fl. oz. or less
- Maximum 4 mm for containers larger than 40 fl. oz.

### **NOTE:**

- The ASPARTAME DISCLOSURE must appear in capital letters
- There are no specific type size requirements for COUNTRY OF ORIGIN

### LEGIBILITY REQUIREMENTS

- ALL MANDATORY INFORMATION **excluding** ALCOHOL CONTENT STATEMENT, SACCHARIN DISCLOSURE, ASPARTAME DISCLOSURE and HEALTH WARNING STATEMENT\*
  - Must be readily legible
  - Must appear on a contrasting background
  - Must appear separate and apart from or be substantially more conspicuous than descriptive or explanatory information

- ALCOHOL CONTENT STATEMENT

All portions of the alcohol content statement must be:

- Of the same kind and size of lettering
- Of equally conspicuous coloring

- SACCHARIN DISCLOSURE AND ASPARTAME DISCLOSURE

- Must be readily legible
- Must appear on a contrasting background
- Must appear separate and apart from all other label information

**NOTE:** There are no specific legibility requirements for COUNTRY OF ORIGIN

\*See CHAPTER 3, TYPE SIZE AND LEGIBILITY REQUIREMENTS FOR HEALTH WARNING STATEMENT

# CHAPTER 3

## TYPE SIZE AND LEGIBILITY REQUIREMENTS FOR HEALTH WARNING STATEMENT

### TYPE SIZE

<u>Container Size</u>	<u>Minimum Type Size Requirement</u>
Over 3 liters (101 fl. oz.)	3 mm
Over 237 ml (8 fl. oz.) to 3 liters (101 fl. oz.)	2 mm
237 ml or less	1 mm

### LEGIBILITY REQUIREMENTS

- May not exceed maximum number of characters per inch

<u>Minimum Type Size Requirement</u>	<u>Maximum Characters Per Inch</u>
1 mm	40
2 mm	25
3 mm	12

- Must be readily legible under ordinary conditions and appear on a contrasting background

# CHAPTER 4

## CLASS AND TYPE DESIGNATION

### GENERAL FEATURES

- The class and type designation identifies the labeled malt beverage as to its specific class and/or class and type
- The class and type designation is based on trade understanding of the characteristics generally attributed to the particular class and/or class and type of malt beverage

### CLASS AND TYPE DESIGNATION

- The broad, general classification “Malt Beverage” is sufficient as a class and type designation

#### OR

- The more specific CLASS of malt beverage, e.g., “Ale,” is sufficient as the class and type designation

#### OR

- The even more specific TYPE of malt beverage, e.g., “India Pale Ale,” is sufficient as the class and type designation

**NOTE:** On succeeding pages are three charts:

The first chart provides a definition of the general classification “malt beverage”

The second chart lists and very broadly defines the classes of malt beverages. The classes that are sufficient as class and type designations are notated

The third chart lists and provides a very general description of a number of types of malt beverages. The types that are sufficient as class and type designations are notated

## DEFINITION OF MALT BEVERAGE

GENERAL CLASSIFICATION	DEFINITION
MALT BEVERAGE <sup>1</sup>	<p>An alcohol or alcohol-free beverage made by the alcoholic fermentation of an infusion or decoction, or combination of both, in potable brewing water, of:</p> <ul style="list-style-type: none"> <li>• malted barley comprising not less than 25% by weight of the total weight of fermentable ingredients</li> <li>• hops (or their parts or products) in an amount equivalent to 7.5 pounds per 100 barrels (3100 gallons) of finished malt beverage</li> </ul> <p>AND, with or without</p> <ul style="list-style-type: none"> <li>• other malted cereals</li> <li>• unmalted or prepared cereals</li> <li>• other carbohydrates (or products prepared therefrom)</li> <li>• carbon dioxide</li> <li>• other wholesome products suitable for human food consumption</li> </ul>

<sup>1</sup>Sufficient as class and type designation

## CLASSES OF MALT BEVERAGES

CLASS	GENERAL DEFINITION
ALE <sup>1</sup>	Malt beverage fermented at a comparatively high temperature containing 0.5% or more alcohol by volume possessing the characteristics generally attributed to and conforming to the trade understanding of "ale"
BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume possessing the characteristics generally attributed to and conforming to the trade understanding of "beer"
CEREAL BEVERAGE <sup>1</sup>	Malt beverage containing less than 0.5% alcohol by volume
LAGER/ LAGER BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume possessing the characteristics generally attributed to and conforming to the trade understanding of "lager"/"lager beer"
MALT BEVERAGE SPECIALTY <sup>2</sup>	Generally, any class and/or type of malt beverage that contains or is treated with (other than those recognized in standard brewing practices) flavoring and/or coloring materials and/or nonstandard blending or treating materials or processes
MALT LIQUOR <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume possessing the characteristics generally attributed to and conforming to the trade understanding of "malt liquor"
NEAR BEER <sup>1</sup>	Malt beverage containing less than 0.5% alcohol by volume
PORTER <sup>1</sup>	Malt beverage fermented at a comparatively high temperature containing 0.5% or more alcohol by volume possessing the characteristics generally attributed to and conforming to the trade understanding of "porter"
STOUT <sup>1</sup>	Malt beverage fermented at a comparatively high temperature containing 0.5% or more alcohol by volume possessing the characteristics generally attributed to and conforming to the trade understanding of "stout"

<sup>1</sup>Sufficient as class and type designation

<sup>2</sup>A distinctive or fanciful product name with a statement reflecting the composition and character of the product is sufficient as class and type designation, e.g., "Honey Ale, Ale Brewed With Honey"

## TYPES OF MALT BEVERAGES

TYPE	GENERAL DESCRIPTION
AMBER ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
AMBER LAGER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
BARLEY WINE ALE/BARLEY WINE STYLE ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
BAVARIAN <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany
BITTER ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
BLACK AND TAN <sup>3</sup>	Product containing 0.5% or more alcohol by volume composed of two classes of malt beverages
BOCK BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
BROWN ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
CREAM ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
CREAM STOUT <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
DORTMUND/DORTMUNDER <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany
DRAFT BEER/DRAUGHT BEER <sup>1</sup>	Unpasteurized* malt beverage containing 0.5% or more alcohol by volume
DRY BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
EXPORT ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
EXPORT BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
GOLDEN ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
GOLDEN LAGER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
HALF AND HALF	Product containing 0.5% or more alcohol by volume composed of equal parts of two classes of malt beverages
ICE BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume supercooled during the brewing process to form ice crystals
IMPERIAL STOUT <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
INDIA PALE ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
KULMBACHER <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany
MUNICH/ MUNCHNER <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany
PALE ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume
PILS	Malt beverage containing 0.5% or more alcohol by volume
PILSEN/PILSENER/PILSNER	Malt beverage containing 0.5% or more alcohol by volume produced in the Czech Republic
RYE BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume made from a fermentable base that consists of at least 5% by weight malted rye
SALVATOR <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany
STOCK ALE <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume



TYPE	GENERAL DESCRIPTION
VIENNA <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Austria
WEIN/WEINER <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany
WHEAT BEER <sup>1</sup>	Malt beverage containing 0.5% or more alcohol by volume made from a fermentable base that consists of at least 25% by weight malted wheat
WURTZBURGER <sup>2</sup>	Malt beverage containing 0.5% or more alcohol by volume produced in Germany

\*Pasteurized beer may be described as “DRAFT” (or “DRAUGHT”) only if the beer is packaged in containers of one gallon or larger the contents of which are to be drawn off through a tap, spigot, faucet or similar device

Other than this exception, pasteurized beer may not be described as “DRAFT” (or “DRAUGHT”). However, pasteurized beer may be described as “DRAFT BREWED,” “DRAFT BEER FLAVOR,” etc., **PROVIDED** the fact that the beer is pasteurized is also noted on the label

<sup>1</sup>Sufficient as class and type designation

<sup>2</sup>Sufficient as class and type designation. For Bavarian, Dortmund/Dortmunder, Kulmbacher, Munich/Munchner, Salvator, Wein/Weiner, Wurtzburger produced outside of Germany or Vienna produced outside of Austria, the class and type designation “Bavarian,” “Dortmund,” etc., must include the word “type” or “American” or other adjective or statement, e.g., “Brewed in the U.S.,” indicating the true place of production

<sup>3</sup>The class and type designation is the names of the two classes of malt beverages in conjunction with “Black and Tan,” e.g., “Black and Tan, Stout and Ale”  
**NOTE:** The percentage of each class must also be shown if either class contributes less than 40% of the volume of the malt beverage, e.g., “Black and Tan, 70% Stout and 30% Ale”

The class and type designation is the names of the two classes of malt beverages in conjunction with “Half and Half,” e.g., “Half and Half, Porter and Stout”

Not sufficient as class and type designation. “Malt Beverage,” “Beer,” “Lager,” or “Lager Beer” must appear as the class and type designation

Sufficient as class and type designation for Pilsen/Pilsener/Pilsner produced in the Czech Republic or the U.S. For Pilsen/Pilsener/Pilsner produced outside of the Czech Republic or the U.S., the class and type designation “Pilsen,” etc., must include the word “type” or “French” or other adjective or statement, e.g., “Brewed in France,” indicating the true place of production

# CHAPTER 5 NET CONTENTS

## FORM OF STATEMENT

CONTENTS OF CONTAINER	NET CONTENTS MUST BE SHOWN IN...	EXAMPLES	
		CONTAINER SIZE	LABEL NET CONTENTS STATEMENT MUST BE...
Less than 1 pint	Fluid ounces or fractions of a pint	8 ounces	8 fluid ounces (fl. oz.) <b>or</b> ½ pint (pt.) <b>or</b> 0.5 pint (pt.)
1 pint	Pints	16 ounces	1 pint (pt.)
More than 1 pint but less than 1 quart	Pints and fluid ounces or fractions of a quart	20 ounces	1 pint (pt.), 4 fluid ounces (fl. oz.) <b>or</b> 5/8 quart (qt.) <b>or</b> 0.63 quart (qt.)
1 quart	Quarts	32 ounces	1 quart (qt.)
More than 1 quart but less than 1 gallon	Quarts, pints and fluid ounces or fractions of a gallon	60 ounces	1 quart (qt.), 1 pint (pt.), 12 fluid ounces (fl. oz.) <b>or</b> 15/32 gallon (gal.) <b>or</b> 0.47 gallon (gal.)
1 gallon	Gallons	128 ounces	1 gallon (gal.)
More than 1 gallon	Gallons and fractions of gallons	166 ounces	1 ¼ gallons (gals.) <b>or</b> 1.25 gallons (gals.)