NOTIFICATION

Addendum

The following communication, dated 10 September 2024, is being circulated at the request of the delegation of the United States of America.

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**Title:** Standards of Fill for Wine and Distilled Spirits

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| **Reason for Addendum:** | |
| [ ] | Comment period changed - date: |
| [ ] | Notified measure adopted - date: |
| [ ] | Notified measure published - date: |
| [ ] | Notified measure enters into force - date: |
| [ ] | Text of final measure available from[[1]](#footnote-1): |
| [ ] | Notified measure withdrawn or revoked - date:  Relevant symbol if measure re-notified: |
| [X] | Content or scope of notified measure changed and text available from1:  <https://members.wto.org/crnattachments/2024/TBT/USA/modification/24_05916_00_e.pdf>  New deadline for comments (if applicable): 9 October 2024 |
| [ ] | Interpretive guidance issued and text available from1: |
| [ ] | Other: |

**Description:** The Alcohol and Tobacco Tax and Trade Bureau (TTB) is reopening the comment period for a [proposed rule](https://www.govinfo.gov/content/pkg/FR-2022-05-25/pdf/2022-10589.pdf) (Notice No. 210) published on 25 May 2022 (notified as [G/TBT/N/USA/1872](https://eping.wto.org/en/Search?domainIds=1&documentSymbol=usa%2F1872)), which proposed changes to the authorized standards of fill for wine and distilled spirits, to solicit comments on additional suggestions raised in public comments made in response to Notice No. 210 that go beyond the scope of the original proposal. In Notice No. 210, TTB proposed to add 10 authorized standards of fill to those already authorized for wine, and alternatively, eliminating all but a minimum standard of fill for wine containers and all but a minimum and maximum for distilled spirits containers. TTB did not propose any specific standards of fill for distilled spirits as an alternative to generally eliminating them. TTB received a number of comments in response to the notice of proposed rulemaking requesting that TTB add specific new standards of fill for distilled spirits, as well as for wine, and also requesting that TTB consider eliminating the distinction between the standards of fill for distilled spirits in cans and those for distilled spirits in containers other than cans. TTB is now reopening the public comment period based on these suggestions, to provide notice to stakeholders that TTB is considering these additional requests for potential inclusion in the final rule and to also provide an opportunity for stakeholders to submit additional information to assist TTB in assessing whether to incorporate some, all, or none of these proposals into the final rule.

The comment period for the proposed rule published on 25 May 2022 ([87 FR 31787](https://www.govinfo.gov/content/pkg/FR-2022-05-25/pdf/2022-10589.pdf)), is reopened. TTB must receive your comments on or before 9 October 2024.

89 Federal Register (FR) 73050, [Title 27](https://www.ecfr.gov/current/title-27) Code of Federal Regulations (CFR) Parts [4](https://www.ecfr.gov/current/title-27/chapter-I/subchapter-A/part-4), [5](https://www.ecfr.gov/current/title-27/chapter-I/subchapter-A/part-5), [19](https://www.ecfr.gov/current/title-27/chapter-I/subchapter-A/part-19), [24](https://www.ecfr.gov/current/title-27/chapter-I/subchapter-A/part-24), [26](https://www.ecfr.gov/current/title-27/chapter-I/subchapter-A/part-26), and [27](https://www.ecfr.gov/current/title-27/chapter-I/subchapter-A/part-27):

<https://www.govinfo.gov/content/pkg/FR-2024-09-09/html/2024-20237.htm>

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This supplemental notice of proposed rulemaking; reopening of comment period and the notice of proposed rulemaking notified as [G/TBT/N/USA/1872](https://eping.wto.org/en/Search?domainIds=1&documentSymbol=usa%2F1872) are identified by Docket Number TTB-2022-0004. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/TTB-2022-0004/document> and provides access to primary and supporting documents as well as comments received. Documents are also accessible from [Regulations.gov](http://www.regulations.gov/) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](mailto:usatbtep@nist.gov) by or before [4pm](https://time.is/EST) [Eastern Time](https://www.timeanddate.com/worldclock/) on 9 October 2024. Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with TTB and will also be submitted to the [Docket](https://www.regulations.gov/docket/TTB-2022-0004/document) on Regulations.gov if received within the comment period.

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1. This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained. [↑](#footnote-ref-1)