A portrait of Louis Pasteur, an elderly man with a full white beard and mustache, wearing a dark suit and a white shirt with a dark tie. He is looking slightly to the right of the camera with a serious expression. The background is a blurred bookshelf filled with books.

NABLAB BREWING CONFERENCE 08/03/2024

**Hello there, my name is Louis Pasteur, I am your
host for today.**

NABLAB and the law!

Peter Croonenberghs



NABLAB and the law!

nablab definition

labeling

excise

advertising



NABLAB definition



NABLAB definition

**beer = fermented beverage \geq 60% malt
(barley or wheat)**

KB van 31 maart 1993 betreffende bier (BE)

Besluit van 24 maart 1998 (NI)

[link](#)



NABLAB definition BE

Belgium:

Non-alcoholic beer: < 0,5%vol, >2,2°Pt

Low-alcoholic beer: < 1,2 %vol, >2,2°Pt

[link](#)

31 MAART 1993. - Koninklijk besluit betreffende bier.

ART 4 §2 and §3



NABLAB definition NL

The Netherlands

Art.7c: The designation alcohol-free beer may only be used for beer that contains a maximum of 0.1 percent alcohol by volume and has an extract content of the original wort of at least 4%.

[Link](#) (Warenwetbesluit Gereserveerde aanduidingen)



NABLAB definition NL

Art.7d:

The designation low-alcohol beer may only be used for beer that contains more than 0.1 and a maximum of 1.2 percent alcohol by volume and has an extract content of the original wort of at least 4%. van de stamwort heeft van ten minste 4%.



NABLAB definition NL

Art.7a:

The designation lemonade or soft drink may only be used for a drink that does not contain alcohol, unless this is unintentionally and unavoidably present due to a natural fermentation process to a content of no more than **5 grams of ethyl alcohol per liter**, and which consists of...

= 0.63% ABV



NABLAB definition

Most other countries:

NA: < 0,5 %ABV

LA: not defined



NABLAB definition

other countries:

NA:

Finland < 2,8

France:<1,2

UK: <0,05

Check it out!



NABLAB labeling



NABLAB labeling

Labeling

Regulation (EU) No 1169/2011



NABLAB labeling

Regulation (EU) No 1169/2011

In accordance with Articles 10 to 35 and subject to the exceptions contained in this Chapter, indication of the following particulars shall be mandatory: (a) the name of the food; (b) the list of ingredients; (c) any ingredient or processing aid listed in Annex II or derived from a substance or product listed in Annex II causing allergies or intolerances used in the manufacture or preparation of a food and still present in the finished product, even if in an altered form; (d) the quantity of certain ingredients or categories of ingredients; (e) the net quantity of the food; (f) the date of minimum durability or the 'use by' date; (g) any special storage conditions and/or conditions of use; (h) the name or business name and address of the food business operator referred to in Article 8(1); (i) the country of origin or place of provenance where provided for in Article 26; (j) instructions for use where it would be difficult to make appropriate use of the food in the absence of such instructions

(k) with respect to beverages containing more than 1,2 % by volume of alcohol, the actual alcoholic strength by volume



NABLAB labeling

(k) with respect to beverages containing more than 1,2 % by volume of alcohol, the actual alcoholic strength by volume

no obligation on NABLAB to mention ABV



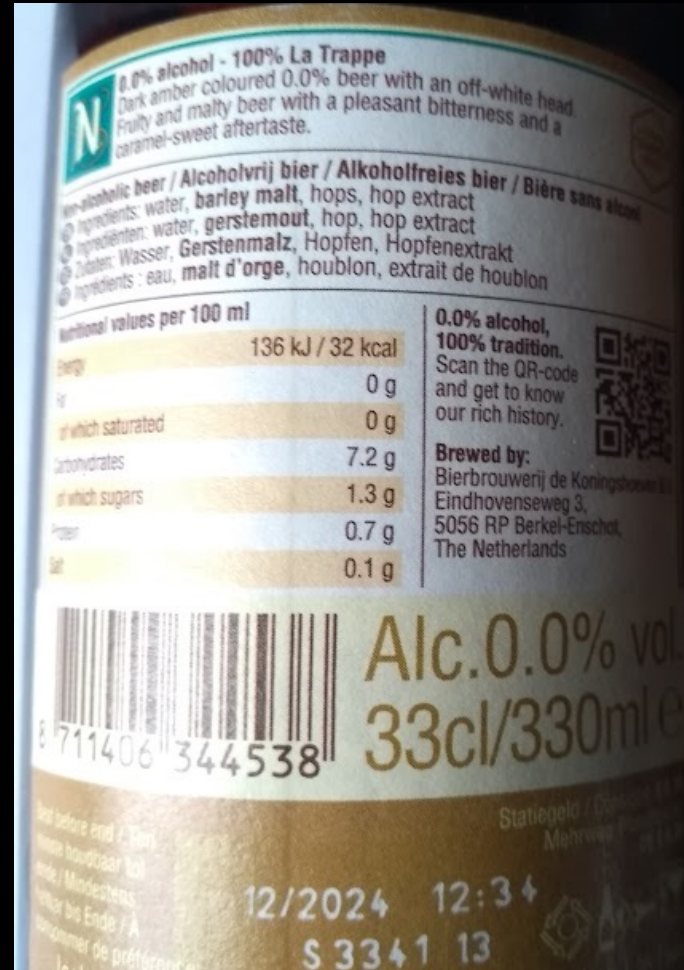
NABLAB labeling

Article 30 Content 1.

The mandatory nutrition declaration shall include the following:

Nutritional values,
Ingredients

Allergens in bold



NABLAB labeling

Art 16- 4. Without prejudice to other Union provisions requiring a list of ingredients or a mandatory nutrition declaration, the particulars referred to in points (b) and (l) of Article 9(1) **shall not be mandatory for beverages containing more than 1,2 % by volume of alcohol.**

Article 41 Alcoholic beverages Member States may, pending the adoption of the Union provisions referred to in Article 16(4), maintain national measures as regards the listing of ingredients in the case of beverages containing more than 1,2 % by volume of alcohol.



NABLAB labeling

In March 2015 brewers announced a commitment to progressively implementing ingredients listing and nutrition information of beers across the EU, following the rules as laid down in Regulation (EU) No 1169/2011.

Nutritional Values per 100 ml

Energy	176 kj 42 kcal
Fat	0 g
of which saturates	0 g
Carbohydrate	3,0 g
of which sugars	< 0,5 g
Protein	0,5 g
Salt	< 0,01 g

Ingredients:
water, **barley** malt, hops

*Ingredients list and nutrition information for a sample beer at 5% ABV



NABLAB excise



NABLAB excise

Excise duties are due in the Member State **where the goods are consumed**, which makes proper inspection important for every Member State.

You can consult the Belgian excise rates at www.fisconetplus.be



NABLAB excise

BE: [brochure](#) accijnzen (*excise*)

Law of 21 DECEMBER 2009

Need an extra permit

excise establishment *alcohol-free drinks and coffee*

Breweries have excise establishment for *beer!*



NABLAB excise

BE: no alcohol <0,5 %

3,7519 €/hl
= 0,012 € / 33 cl



NABLAB excise

BE: low alcohol < 1,2 %
beer excise

2.0043 €/hL/°P

12,0258 €/hl a 6,5 °Pt (=6)

0,04 €/33 cl



NABLAB excise

the Netherlands: verbruiksbelasting

Need a permit
excise establishment
Alcohol-free drinks

[link](#)



NABLAB excise

the Netherlands: [verbruiksbelasting](#)

Limonade, frisdrank, alcoholvrij bier, vruchtensap, groentesap
en mengsels van vruchtensap en groentesap

Ingangsdatum	Tarief per hl *
01-01-2024	€ 26,13

0,086 €/33cl



NABLAB excise

the Netherlands: [verbruiksbelasting](#)
Now on ABV

Accijns op bier (normaal tarief)		
Ingangsdatum	Tarief per hl per % vol.	Minimumbedrag per hl
01-01-2024	€ 8,12	€ 26,13

Accijns op bier (verlaagd tarief)		
Ingangsdatum	Tarief per hl per % vol.	Minimumbedrag per hl
01-01-2024	€ 7,51	€ 26,13

0,086 €/33cl



NABLAB advertising



NABLAB advertising

BE:

advertising for **BEER** is regulated:
[convenant](#)

regulation for NAB < 0,5%ABV
no regulation

LAB > 0,5% ABV → convenant



NABLAB advertising

NL:

advertising for **BEER** is regulated:

[RvA](#)

regulation for NABLAB < 0,5%ABV

[RvAAB](#)



NABLAB sale to minors

BE: > 0,5 %vol: min. 16 years old

NAB can be sold to anyone



NABLAB sale to minors



NABLAB sale to minors

NL: > 0,1 %ABV: min. 18 years old

[alcoholwet](#)

NAB <0,1 %ABV can be sold to anyone
LAB min. 18 y



NABLAB and the law!

Always check when in doubt!
Laws are subject to changes and
interpretation



the court has spoken

