

D r a f t

DECREE

of the Ministry of Finance of the Slovak Republic

of 2024,

amending Decree No 537/2011 of the Ministry of Finance of the Slovak Republic, stipulating details on the requirements for the arrangement of an alcohol production facility, alcohol processing equipment, storage of alcohol, transport of alcohol, removal from storage and acceptance of alcohol, checking alcohol quantity, determining alcohol stocks and on the manner in which alcohol records are kept (on the control of alcohol production and circulation), as amended by Decree No 82/2013.

Pursuant to § 72(4) of Act No 530/2011 on excise duty on alcoholic beverages, the Ministry of Finance of the Slovak Republic lays down the following:

Article I

Decree of the Ministry of Finance of the Slovak Republic No 537/2011 stipulating details on the requirements for the arrangement of an alcohol production facility, alcohol processing equipment, storage of alcohol, transport of alcohol, removal from storage and acceptance of alcohol, checking alcohol quantity, determining alcohol stocks and on the manner in which alcohol records are kept (on the control of alcohol production and circulation), as amended by Decree No 82/2013, is amended as follows:

1. Footnote 3 reads as follows:

‘³) Act No 56/2018 on product conformity assessment, making available on the market of a designated product and amending certain acts, as amended.

Act No 157/2018, on metrology and amending certain acts, as amended.

Decree of the Office for Standards, Metrology and Testing of the Slovak Republic No 161/2019 on measuring instruments and metrological control, as amended by Decree No 346/2022.’.

2. Footnote 8 reads as follows:

‘⁸) Annexes 1 and 7 to Slovak Government Regulation No 145/2016 on the making available on the market of measuring instruments, as amended by Government Regulation No 328/2019.

Annexes 15 and 16 to Decree No 161/2019.’.

3. In § 7, the following paragraph (4) is added:

‘(4) If in a distillery for the production of spirits and in a distillery for grower distillation of fruit it is not possible for technical reasons to proceed in accordance with paragraph 3, it is, with the consent of the customs office, possible, for the purposes of organoleptic assessment of alcohol and the separation of undesirable fractions of the distillation and before registering the alcohol with a measuring instrument, to use an alcohol measuring

instrument which is a compulsorily calibrated measuring instrument according to a special regulation.^{8a)} The alcohol sampling measuring instrument must be capable of sealing and attaching an additional sample counter the volume of the alcohol sample is at most 0.03 litres. The alcohol sampling measuring instrument shall be calibrated every three years.’

Footnote 8a reads as follows:

‘^{8a}§ 17 of Act No 157/2018, as amended by Act No 58/2022.’

4. At the end of § 12(8), the following sentence is added: ‘The procedure pursuant to the first to third sentences shall apply in the same way if, in a distillery plant for the grower distillation of fruit, the procedure pursuant to § 7(4) is followed.’

Footnote 11 reads as follows:

‘¹¹) Annex 57 to Decree No 161/2019.’

5. § 26 reads as follows:

‘§ 26

This Decree was adopted in accordance with a legally binding act of the European Union in the area of technical standards and technical regulations.²³⁾’

Footnote 23 reads as follows:

‘²³) Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services (codification) (OJ L 241, 17.9.2015).’

Article II

This Decree shall take effect on 1 January 2025.

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