

CTPA/UKCA Brexit Webinar

Importing and Exporting Cosmetic and Personal Care Products in 2021 - Post Transition Period

Cosmetic, Toiletry and Perfumery Association

www.ctpa.org.uk

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International Trade Classification for Cosmetic and Personal Care Products

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International Regulations Overview

Regulatory Texts and Competent Authorities

Fundamental Principles:

DEFINITION

RESPONSIBLE
LEGAL ENTITY
OBLIGATIONS

INGREDIENT
MANAGEMENT

GOOD
MANUFACTURING
PRACTICES

DOCUMENTATION

LABELLING

CLAIMS

REGISTRATION/
NOTIFICATION/
CERTIFICATION

UNDESIRABLE
EFFECTS

MARKET
SURVEILLANCE

Free Trade Agreements, customs and tariffs



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Think Ahead

Manufacturing

Labelling and advertising

Registration/Notification/Certification

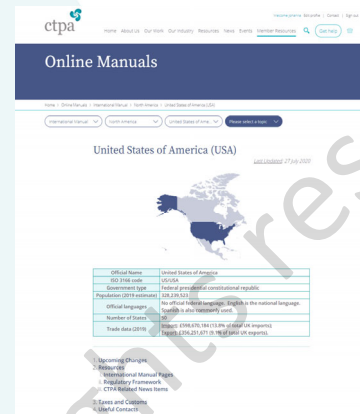
Changes in legislation



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CTPA International Resources – for Members Only

- CTPA Website
 - International Online Manual
 - News Items and News Digest
 - Reference Zone
- CTPA International webinars and recordings
- Support and expert advice for specific countries



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Regulatory and Compliance for Cosmetics in the EU and UK Markets

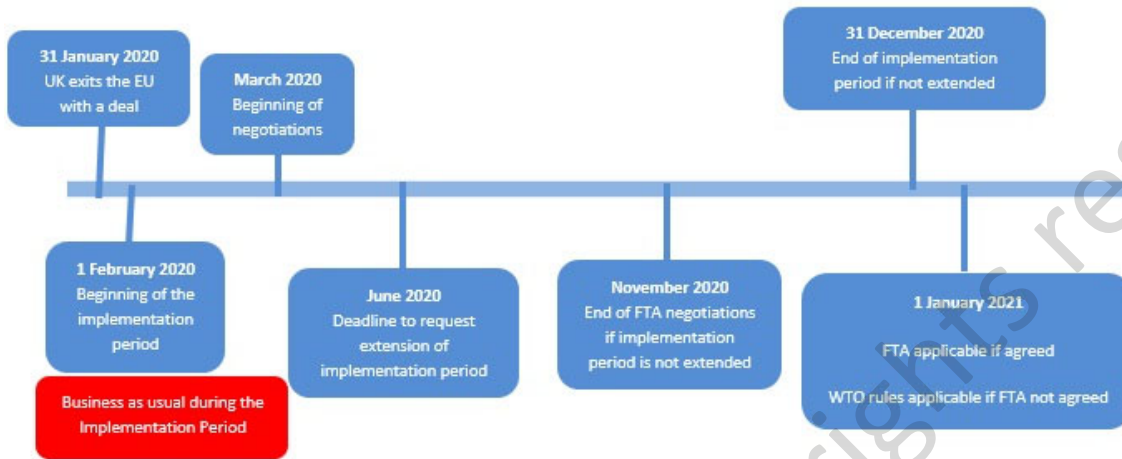
Francesca Rapolla, Regulatory Affairs Manager, CTPA

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Timeline



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Scenarios



Nothing is sure until negotiations are completed!

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What Are We Sure Of?

- EU law will continue to be applicable in the EU → **no changes!**
 - Compliance is expected as of 1 January 2021 (end of the transition period)
- UK law will be applicable in the UK from 1 January 2021 → **law is published but not final**
- Northern Ireland Protocol is within the Withdrawal Agreement, under which the UK left the EU on 31 January 2020



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Regulatory compliance for the EU market – ACT NOW!

- The EU Cosmetics Regulation will continue to apply to EU27 Member States, as is currently the case

Selling to the EU market	Actions to Take Now
EU Responsible Person	Set up an EU RP (open an EU-based office, or contract an EU third party RP service provider, or appoint one of your EU importers as the RP).
Labelling	Update the product label with the EU RP name and address + country of origin if the product is made outside of the EU, including the UK (no grace period for labelling).
Cosmetic Products Notification Portal	Open a CPNP account for your new EU RP and transfer there your notifications from your current UK RP account.
Product Information File	Must be translated in the language of the EU member state where the RP is located.
Safety assessor qualification	If the safety assessor qualifications were obtained outside of the EU, you must check they are valid or recognised as equivalent by the authorities of the EU member state where the EU RP is located.
Distributors becoming importers	The importer shall mandate the brand's EU RP.



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Cosmetics Regulation in the UK

🔗 Schedule 34 of Product Safety and Metrology SI

EU Cosmetics Regulation

- Responsible Person
- Product Information File
- Safety Assessment
- Labelling
- Cosmetic product definition
- Claims self-regulation
- Notification Portal (CPNP)
- Cosmetovigilance
- Ingredients monitoring and restrictions

UK Cosmetics Regulation

- Responsible Person
- Product Information File
- Safety Assessment
- Labelling
- Cosmetic product definition
- Claims self-regulation
- Notification Portal (name TBC)
- Cosmetovigilance
- Ingredients monitoring and restrictions



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Regulatory Compliance for the UK market – ACT NOW!

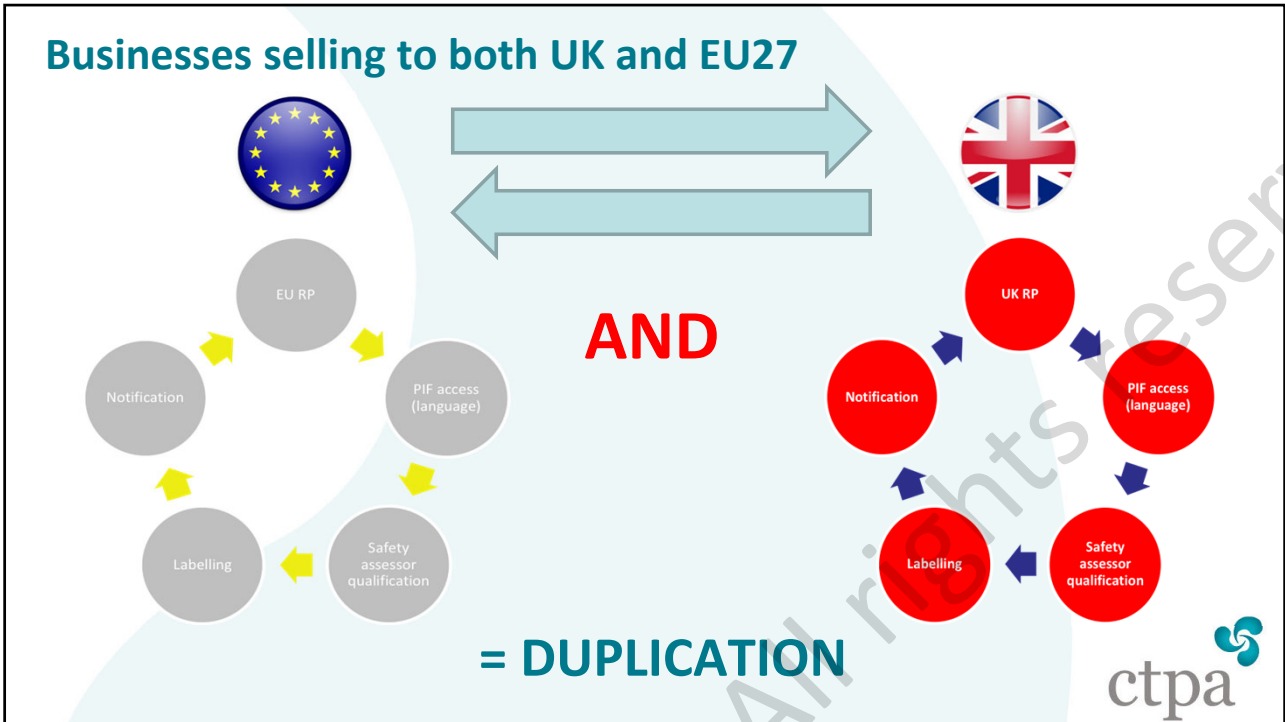
Selling to the UK market	Actions to Take Now
UK Responsible Person	Set up a UK RP (open a UK-based office, or contract a UK third party RP service provider, or appoint one of your UK importers as the RP).
Labelling	Update the product label with the UK RP name and address + country of origin if the product is made outside of the UK (2 years grace period likely to apply).
Notification database	Download the xml files of your notifications in EU CPNP. The UK notification portal will launch on 1 January 2021.
Product Information File	Must be translated in English.
Safety assessor qualification	If the safety assessor qualifications were obtained outside of the UK, you must check they are valid or recognised as equivalent by UK authorities.
Distributors becoming importers	The importer shall mandate the brand's UK RP.

🔗 Some requirements will depend on the outcome of negotiations

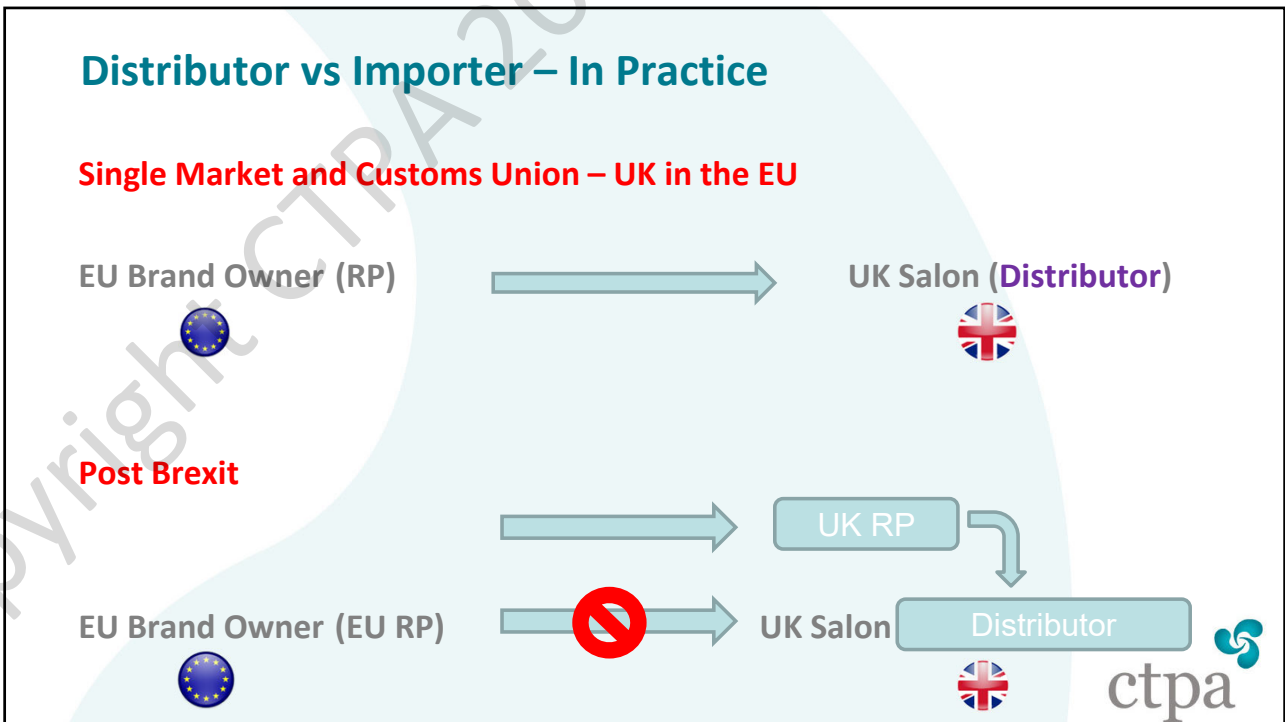
- Cosmetovigilance?
- Ingredients management



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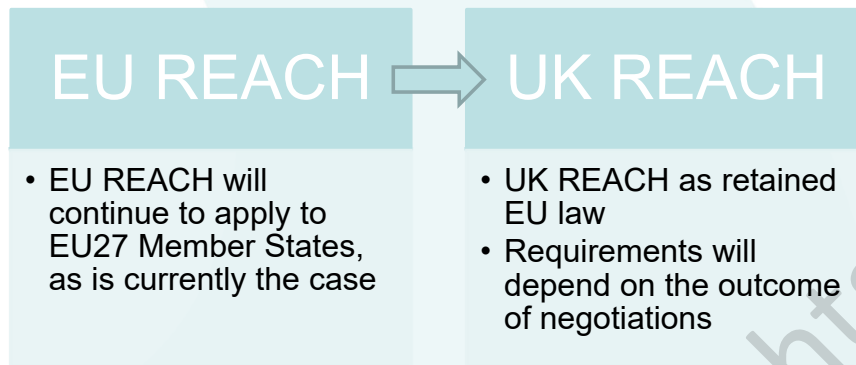


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REACH – Chemicals Legislation



[CTPA Webinar on UK REACH](#)



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Checklist

☞ If you are the brand owner

- ✓ Ensure compliance with the UK Cosmetics Regulation for products sold on the UK market
- ✓ Ensure continuity of compliance with the EU Cosmetics Regulation for products sold on the EU market
- ✓ Get familiar with customs procedures if you are the first importer
- ✓ Consider what your role will be under REACH

☞ If you are a distributor (salon, retailer)

- ✓ Consider what your role will be under the UK Cosmetics Regulation and REACH
- ✓ If your role changes, understand what are your options (becoming the RP, encourage the EU brand to set up a UK RP and comply with the UK legislation, change brand/supplier)
- ✓ Get familiar with customs procedures if you are the first importer



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Northern Ireland Protocol

Products sold in...	Applicable legislation
Northern Ireland	EU Cosmetics Regulation, EU REACH
Northern Ireland and Republic of Ireland	EU Cosmetics Regulation, EU REACH
Northern Ireland and Great Britain	EU Cosmetics Regulation, EU REACH, UK Cosmetics Regulation, UK REACH → double compliance
Great Britain	UK Cosmetics Regulation, UK REACH

Negotiations only determine cooperation between NI/EU and GB authorities



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E-Commerce

- Compliance with the regulations is required also for products sold online!
- This is valid for goods sold to both the EU and the UK




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CTPA Working with Relevant Stakeholders

 Department for International Trade

 Department for Business, Energy & Industrial Strategy

Trading Standards

 Medicines & Healthcare products Regulatory Agency

 Department for Environment Food & Rural Affairs

 Trade Association Forum
promoting excellence

 ACA
Alliance of Chemical Associations

 BACS
British Association for Chemical Specialities

 BAMA
British Medical Manufacturers Association

 Cosmetics Europe
the personal care association

 UNITED KINGDOM
CEW
BRITISH BEAUTY COUNCIL
SUPPORTING A SUCCESSFUL, INNOVATIVE
AND SUSTAINABLE BEAUTY INDUSTRY

...and many other associations!

 ifra
UNITED KINGDOM

 ukcpi
UK Cleaning Products Industry Association

Chemicals Industry Regulatory Forum

 Home Office

 Better Regulation Delivery Office

 Department for Exiting the European Union

 CBI

 UK CUSTOMS ACADEMY

CTPA to be the focal point for members

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CTPA Brexit Resources for Members

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Brexit Advice for Members

Home > Member Resources > Brexit Advice for Members > BREXIT - Implications of a Deal

BREXIT - Members Adv. BREXIT - Implications of

BREXIT - Implications of a Deal

The UK left the EU on 31 January 2020 with a deal, it is business as usual from 1 February 2020 until 31 December 2020.

As a result of the General Election on 12 December 2019, the Conservative Party won with an overall majority and Boris Johnson remains the UK Prime Minister (PM). In this political context, Boris Johnson has a majority in Government and had his Withdrawal Agreement passed by the Commons and the Lords, meaning the UK left the EU with a deal on 31 January 2020. Members can view online the **Withdrawal Agreement** (WA) and the **Political Declaration** for insight into the future relationship between the UK and the EU.

Factsheets

Reference Zone

Position Papers

Webinars & Events

1-1 Confidential Meetings

Updates & News

[CTPA Brexit Member Page](#)

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CTPA Brexit Resources for non-Members

Factsheets

Position
Papers

Ad-hoc
Webinars

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Brexit Public Advice

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BREXIT - Public Advice BREXIT - Planning for W

BREXIT - Planning for What's Next

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[CTPA Brexit Public Page](#)



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Other Resources

- [UK Government advice](#)
- [Health & Safety Executive Brexit page](#)
- [European Chemicals Agency Brexit page](#)
- [EU Commission Brexit page](#)



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Thank you!

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