EUROPEAN COMMISSION
HEALTH AND FOOD SAFETY DIRECTORATE-GENERAL

Health systems, medical products and innovation
Medicines: policy, authorisation and monitoring

PHARM 720

PHARMACEUTICAL COMMITTEE
18 October 2016

Subject: **Implementation of the Falsified Medicines Directive – update on the common logo for online pharmacies**

Agenda item 2iii

The Commission Implementing Regulation (EU) 699/2014 *on the design of the common logo to identify persons offering medicinal products for sale at a distance to the public and the technical, electronic and cryptographic requirements for verification of its authenticity* is applicable as of 1st July 2015 and the use of the logo is mandatory for all legally operating on-line retailers of medicinal products established in the EU.

The European Commission has obtained trademark protection for the logo in the name and on behalf of the European Union. Therefore, Member States authorities responsible in each Member State for the application of the Implementing Regulation were invited to sign a licence agreement on the use of the logo with the European Commission prior to the date of entry into application of the Regulation. The signature of the licence agreement will facilitate the enforcement by Member States of possible unlawful use of the logo also on the basis of the trademark legislation.

The Commission urges Romania to proceed with the signature of the licence agreement as soon as possible.

For more information or in order to arrange the signature of the agreement please contact: SANTE-PHARMACEUTICALS-B4@ec.europa.eu.

In order to gather more information on how the provisions of Title VIIA of Directive 2001/83/EC have been implemented in the Member States the Commission on the Pharmaceutical Committee meeting of 28 April 2016 launched a questionnaire regarding **national law implementing Article 85c of Directive 2001/83/EC**. The outstanding Member States are invited to provide requested information (please fill in the table enclosed in the Annex).

The European Commission would like to repeat the request to the Member States which have not yet done so to **inform us about the national information campaigns,** as required by Article 85d, they are conducting or they plan to conduct;

Action to be taken:
For discussion/ For follow-up

Annex: table on the implementation by the Member States of Article 85c of Directive 2001/83/EC

Member State	Reference to the national law implementing Article 85c of Directive 2001/83/EC	Does the national law allow for sale on line of prescription medicinal products?	Does the national law provides for conditions of retail supply on their territory of the medicinal products for sale at the distance to the public by means of information society services, in line with Article 85c(2) of Directive 2001/83/EC?