



EUROPEAN COMMISSION
 DIRECTORATE-GENERAL FOR HEALTH AND FOOD SAFETY
 Health systems, medical products and innovation
 Health in all policies, global health, tobacco control

Brussels, 10 February 2020
 SANTE B2/MF/KB/LPE

MEETING OF THE SUBGROUP ON INGREDIENTS ESTABLISHED BY THE EXPERT GROUP ON TOBACCO POLICY

MEETING VENUE: CCAB
ROOM 0.D ON 4 FEBRUARY
ROOM 2.D ON 5 FEBRUARY

04.02.2020 10:00 - 05.02.2020 14:00

- DRAFT SUMMARY RECORD -

(1) Welcome and Introduction

The Chair welcomed participants. The agenda was adopted without changes. New participants introduced themselves.

(2) Determination of characterising flavours

SANTE reminded Member States of the provisions in the TPD prohibiting the placing of the market of tobacco products with a characterizing flavour. Member States and the Commission may consult the Independent Advisory Panel (IAP) for their expertise in determining whether a product has a characterizing flavour. The Chairman of the IAP and the coordinator of the Technical Group (TG) provided the group with an update of their work, particularly in relation to the testing of products to establish the group of reference products, and the methodology to determine whether a product has a characterizing flavour. The methodology will be published upon its finalization.

SANTE further reminded the group of the upcoming ban of products with a characterizing menthol flavour on 20 May 2020 and encouraged Member States to identify and send menthol products to the TG. Practical information regarding this process including the shipment of products would be sent by email after the meeting.

Member States were reminded to make use of the expertise of the IAP and TG as appropriate. More information on the procedure to consult the IAP would be presented to Member States in the next Subgroup meeting.

Remarks:

The meeting is destined for exchange of information on different subjects related to tobacco/e-cigarette product regulation. The meeting is being held in English without translation.

(3) Preparation for discussion with the Joint Action on Tobacco Control (JATC):

(a) Priority list of additives

SANTE updated the group on recent developments regarding the submission of the priority additives reports by the industry and the assessment of these reports by WP9 in the JATC. Following discussions at the last Expert Group on Tobacco Policy, the Commission had sent a new letter to the industry consortium, on behalf of the Expert Group, addressing questions raised by the industry related to the assessment of WP9.

Member States are awaiting the final assessment of all priority additives reports and recommendations of WP9 of the JATC before deciding on any future action. SANTE encouraged Member States to publish the priority additives reports as in line with Article 5(4) of the Directive.

(b) Product reporting/notifications

SANTE informed Member States about new MSREP developments, including a tool for sharing EU-CEG data with other Member States (including outside of the context of the JATC) and the possibility to retrieve full extracts of their national MSREP database on a monthly basis.

Following previous requests from Member States, SANTE presented a technical solution for a new feature allowing Member States to flag obsolete products within MSREP and move it from the active to the inactive section for the purpose of data analysis. Member States welcomed the new features, which SANTE and IT colleagues will implement. Further possible technical comments/suggestions may be submitted after the meeting.

The group further discussed the recent proposal by WP5 of the JATC on the publication of public non-confidential data in EU-CEG. SANTE informed Member States that a new publication tool would be developed based on this proposal, facilitating data disclosure in line with article 5(4) of the Directive. SANTE urged Member States to provide feedback to WP5 on the technical requirements in the following JATC session.

(4) AOB

(a) Joint Research Centre (JRC) administrative arrangements

A representative from the JRC updated Member States on recent and planned activities for 2020 regarding the technical support for the implementation of the Directive. Focus of this year's activities will be on heated tobacco products (HTPs) and electronic cigarettes. Member States were also encouraged to consider participating in the next workshop with national tobacco laboratories, which will take place later in the year.

(b) International meetings

The group was updated on three meetings hosted by the Netherlands in collaboration with WHO. In addition to the 3rd meeting of the Global Tobacco Regulators Forum, two meetings were held that will feed into the preparation of the upcoming Framework

Convention of Tobacco Control (FCTC) COP9 later this year: A meeting on cigarette ventilation and a meeting of the Expert Group on FCTC Articles 9 and 10.

Joint meeting of the Subgroup with the Joint Action on Tobacco Control

From 4 February (13:30) to 5 February (13:00)

Meeting chaired by the JATC Coordinator.

Purpose of the meeting:

- a) To provide an update on the tasks performed, the milestones and deliverables that have been met
- b) To update on the upcoming work that is in progress and to plan the actions until the end of the JATC term (October 2020)
- c) To facilitate interaction between JATC members and the subgroup on ingredients

Sessions relevant for interaction:

WP5 - EU Common Entry Gate (EU-CEG) data extraction and handling

WP6 and 7- Tobacco product and E-cigarette evaluation.

WP8 - Laboratory verification, collaboration and analyses

WP9 - Additives subject to enhanced reporting obligations

WP4 - Integration into national policies and sustainability

Annex I: List of participants

European Commission:

DG SANTE B2
Katja Broman (Chair)
Matus Ferech
Lærke Engell Petersen

JRC
Thomas Wenzl

Member States:

Austria (Federal Ministry for Labour, Social Affairs, Health and Consumer Protection)
Belgium (Ministry of Health, Federal Public Service Health, Food Chain Safety and Environment)
Bulgaria (Excused)
Croatia (Ministry of Health)
Cyprus (Excused)
Czech Republic (Ministry of Agriculture, Ministry of Health)
Denmark (Danish Safety Technology Authority, Danish Health Authority)
Estonia (Excused)
Finland (National Supervisory Authority for Welfare and Health)
France (French Agency for Food, Environmental and Occupational Health and Safety)
Germany (Excused)
Greece (Independent Authority for Public Revenue – General State Laboratory)
Hungary (Ministry of Human Capacities, Focal Point for Tobacco Control)
Ireland (Department of Health, Health Service Executive)
Italy (Ministry of Health)
Latvia (Health Inspectorate)
Lithuania (Ministry of Health, Drug, Tobacco and Alcohol Control Department)
Luxembourg (Ministry of Health)
Malta (Environmental Health Directorate, Ministry of Health,
Poland (Bureau for Chemical Substances)
Portugal (General Directorate of Health, Ministry of Health)
Romania (Ministry of Health)
Slovakia (Public Health Authority)
Slovenia (National Laboratory of Health, Environment and Food)
Spain (Ministry of Health, Ministry of Consumption, Center for Research and Quality Control)
Sweden (Public Health Agency)
The Netherlands (Ministry of Health, Welfare and Sport, National Institute for Public Health and the Environment, Permanent Representation of the Netherlands)

Norway (observer) (Directorate of Health, Institute of Public Health)
Iceland (observer) (Excused)