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Notification Detail

Public Health (Standardised Packaging of Tobacco) Bill 2014

Notification Number: 2014/277/IRL

Date received: 17/06/2014

End of Standstill: 18/09/2014 (**18/12/2014**)

Issue of comments by: United Kingdom

Issue of detailed opinion by: Bulgaria, Czech

Republic, Greece, Hungary, Italy, Poland, Portugal, Romania, Slovakia, Spain

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Message

Message 001

Communication from the Commission - TRIS/(2014) 01671
Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica -
Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificacão - Hlásenie-Obvestilo - Ilmoitus -
Anmälan - Нотификация : 2014/0277/IRL - Notificare.

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμία έναρξη
προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai
nepradedami - Nem nyitja meg a késéket - Ma' jiftaħ il-perjodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień -
Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда
период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201401671.EN)

1. Structured Information Line

MSG 001 IND 2014 0277 IRL EN 17-06-2014 IRL NOTIF

2. Member State

IRL

3. Department Responsible

NSAI, 1 Swift Square, Northwood, Santry, Dublin 9.
Telephone: +353 1 807 3800, Fax: +353 1 807 3838,
Email: nsai@nsai.ie

3. Originating Department

Department of Health
Hawkins House
Hawkins Street
Dublin 2

4. Notification Number

2014/0277/IRL - X40M

5. Title

Public Health (Standardised Packaging of Tobacco) Bill 2014

6. Products Concerned

This Bill relates to the retail packaging of tobacco products and to the appearance of cigarettes.

7. Notification Under Another Act

- Notification under Article 24(2) of Directive 2014/40/EU of the European Parliament and of the Council of 3 April 2014 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco and related products and repealing Directive 2001/37/EC.

8. Main Content

The Bill relates to retail packaging of all tobacco products and the appearance of cigarettes.

Retail Packaging of all tobacco products must be of a prescribed colour (outer and inner surfaces), not have decorative ridges or embellishments, any adhesive used must be none coloured, not bear a mark or trade mark, other than health warnings or barcode. Brand and variant names may appear but only as prescribed. The pack cannot contain any inserted or affixed items other than those required by law. Any wrapper must be transparent, uncoloured with no decorative ridges etc, not bear mark of trade mark other than a tear-strip as prescribed and not have anything affixed to it.

Cigarettes must be covered in white paper, have a white filter tip with a covering than can be white of imitation cork. Brand and variant name may appear on cigarette but only as prescribed. Where there is a lining it shall be of such a prescribed colour and material. The retail packaging of all tobacco products cannot contain any audio effects or scents or any feature designed to alter the packaging after sale by retail. The Bill sets out offences and penalties in relation to the packaging, manufacture, import or sale of tobacco products contained in non-compliant retail packaging and for the manufacture, import and sale of non-compliant cigarettes. The Bill provides for the removal from the register for the sale of tobacco products in the event that an offence is committed under the Bill. Finally, the Bill provides for the powers of authorised officers to enforce the legislation.

9. Brief Statement of Grounds

Standardised packaging forms the latest strand of a comprehensive range of tobacco control legislation already in place in Ireland aimed at decreasing tobacco consumption, including the smoke free workplace legislation and the point of sale display ban. Tobacco Free Ireland, the latest policy document, sets a target for Ireland to be tobacco free by 2025 and addresses a range of tobacco control initiatives, including the introduction of standardised packaging of tobacco products. The WHO, FCTC guidelines recommend that Member States consider standardised packaging measures. Tobacco packaging is a critically important form of tobacco promotion, particularly in jurisdictions with comprehensive advertising and marketing restrictions, such as Ireland. Research shows that standardised packaging reduces false beliefs about the risks of smoking, increases the efficacy of health warnings, reduces consumer appeal among youth and young adults and may promote smoking cessation among established smokers.

10. Reference Documents - Basic Texts

References of the Basic Texts: Please find links below to:

(i) Healthy Ireland: A Framework for Improved Health and Wellbeing 2013 - 2025
<http://www.dohc.ie/publications/pdf/HealthyIrelandBrochureWA2.pdf?direct=1>

(ii) Tobacco Free Ireland
<http://www.dohc.ie/publications/pdf/TobaccoFreeIreland.pdf?direct=1>

(iii) Revised EU Tobacco Products Directive
http://ec.europa.eu/health/tobacco/docs/dir_201440_en.pdf

(iv) Public Health (Standardised Packaging of Tobacco) Bill 2014

<http://www.oireachtas.ie/documents/bills28/bills/2014/5414/b5414s.pdf>

(v) Bill explanatory Memo

<http://www.oireachtas.ie/documents/bills28/bills/2014/5414/b5414s-memo.pdf>

(vi) Standardized Packaging of Tobacco Products (Ireland) (D Hammond)

<http://health.gov.ie/blog/publications/standardised-packaging-d-hammond/>

(vii) Plain Tobacco Packaging: A Systematic Review

http://phrc.lshtm.ac.uk/papers/PHRC_006_Final_Report.pdf

(viii) Plain Tobacco Packaging Research An Update

<http://www.stir.ac.uk/media/schools/management/documents/Plain%20Packaging%20Studies%20Update.pdf>

(ix) Standardised packaging of tobacco - Report of the Independent Review undertaken by Sir Cyril Chantler.

<http://www.kcl.ac.uk/health/10035-TSO-2901853-Chantler-Review-ACCESSIBLE.PDF>

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

-

13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

Note: a link to the impact assessment will be sent on to the Commission shortly.

16. TBT and SPS aspects

TBT aspect

Yes

SPS aspect

No - The draft is not a sanitary or phytosanitary measure

European Commission

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