
STATUTORY INSTRUMENTS

2013 No. 1478

CONSUMER PROTECTION

The Cosmetic Products Enforcement Regulations 2013

Made - - - - *17th June 2013*
Laid before Parliament *19th June 2013*
Coming into force *11th July 2013*

**THE COSMETIC PRODUCTS
ENFORCEMENT REGULATIONS 2013**

PART 1

Introduction

1. Citation and Commencement
2. Interpretation
3. Revocation and savings
4. Competent authority
5. Labelling

PART 2

Offences, Penalties and Enforcement

6. Enforcement authorities
7. Market surveillance and enforcement powers
8. Notice of requests made and measures required under Articles 25, 26 and 27 of the EU Cosmetics Regulations
9. Authorisation of provisional measures taken under Article 27
10. Notification to the Secretary of State of enforcement action etc
11. Contents of authorisation request or notification to the Secretary of State
12. Offences
13. Penalties
14. Appeal rights
15. (1) Any person having an interest in any cosmetic product...
16. Appropriate court for appeals against notices etc and further appeals
17. Compensation for seizure and detention etc
18. Remediation orders
19. Recovery of expenses of enforcement

Status: This is the original version (as it was originally made).

20. Forfeiture: England, Wales and Northern Ireland
21. Forfeiture: Scotland
22. Time Limit for prosecution of offences
23. Defence of due diligence
24. Liability of persons other than the principal offender

PART 3

Miscellaneous

25. Consequential Amendments
26. Review
Signature

SCHEDULE 1 — Regulations Revoked

SCHEDULE 2 — Testing, powers of entry etc and warrants

1. Testing of cosmetic products
2. Any test of goods purchased under paragraph 1(1) or seized...
3. Power to enter premises
4. Power to inspect, seize and detain cosmetic products etc
5. Warrants

SCHEDULE 3 — Sampling and Testing

1. In this Schedule— “Annex A” means the Annex to Commission...
2. An enforcement authority intending to purchase a cosmetic product must...
3. The immediate container, if any, of a cosmetic product purchased...
4. As soon as an enforcement authority has purchased a cosmetic...
5. (1) Subject to sub-paragraph (2), the provisions of Part 1...
6. (1) Any test to determine whether a cosmetic product contains...

SCHEDULE 4 — Offences for Breach for the EU Cosmetics Regulation

SCHEDULE 5 — Consequential Amendments

1. Weights and Measures (Northern Ireland) Order 1981
2. In paragraph 3 of Part 6 of Schedule 6 to...
3. Weights and Measures Act 1985
4. In paragraph 16A of Schedule 6 to the Weights and...
5. Control of Pesticides Regulations 1986
6. Control of Pesticides Regulations (Northern Ireland) 1987
7. Dangerous Substances in Harbour Areas Regulations 1987
8. Dangerous Substances in Harbour Areas Regulations (Northern Ireland) 1991
9. Patents (Licences of Right) (Exception of Pesticidal Use) Order 1989
10. Water Protection Zone (River Dee Catchment) Designation Order 1999
11. Biocidal Products Regulations (Northern Ireland) 2001
12. Biocidal Products Regulations 2001
13. Control of Substances Hazardous to Health Regulations 2002
14. Control of Substances Hazardous to Health Regulations (Northern Ireland) 2003
15. Good Laboratory Practice (Codification Amendments Etc.) Regulations 2004

16. Enterprise Act 2002 (Part 9 Restrictions on Disclosure of Information) (Specification) Order 2004
17. Weights and Measures (Packaged Goods) Regulations 2006
18. Legislative and Regulatory Reform (Regulatory Functions) Order 2007
19. In Part 3 of Schedule 1, under the heading “Consumer...
20. In Part 8 of Schedule 1— (a) omit “Cosmetic Products...
21. In Part 13 of Schedule 1— (a) omit “Cosmetic Products...
22. Chemicals (Hazard Information and Packaging for Supply) Regulations (Northern Ireland) 2009
23. Explosives (Hazard Information and Packaging for Supply) Regulations (Northern Ireland) 2009
24. Co-ordination of Regulatory Enforcement (Regulatory Functions in Scotland and Northern Ireland) Order 2009
25. In Part 4 of Schedule 1 paragraph 1—
26. In Part 2 of Schedule 2, paragraph 1—
27. Chemicals (Hazard Information and Packaging for Supply) Regulations 2009
28. Pharmacy Order 2010
29. Weights and Measures (Packaged Goods) Regulations (Northern Ireland) 2011
30. Animal By-Products (Enforcement) (England) Regulations 2011
31. Animal By-Products (Enforcement) (No. 2) (Wales) Regulations 2011

Explanatory Note