

Regulation (EC) No 1223/2009 of the European Parliament and of the Council
of 30 November 2009 on cosmetic products (recast) (Text with EEA relevance)

CHAPTER II

SAFETY, RESPONSIBILITY, FREE MOVEMENT

[^{F1}Article 5A

Obligations of responsible persons established in Northern Ireland

1. Where paragraph 3 applies, a responsible person is to be treated as complying with Articles 3, 8, 10 to 12, 14 to 18, 19(1), (2) and (5) and 20 to 24.
2. Where paragraph 4 applies, a responsible person is to be treated as complying with Articles 8, 10 to 12, 14 to 18, 19(1), (2) and (5) and 20 to 24.
3. This paragraph applies where—
 - a the responsible person—
 - i is established in Northern Ireland;
 - ii is a responsible person for the purposes of EU Regulation (Northern Ireland);
 - iii has complied with the obligations of a responsible person under Article 5 of EU Regulation (Northern Ireland); and
 - iv when submitting information under Article 13 the responsible person at the same time gives notice to the Secretary of State confirming the matters in points (i) to (iii); and
 - b the cosmetic product is qualifying Northern Ireland goods.
4. This paragraph applies where—
 - a the responsible person is a person—
 - i to which Article 2(i)(bb) applies; and
 - ii who gives notice to the Secretary of State when submitting information under Article 13 that a responsible person for the purposes of EU Regulation (Northern Ireland) has complied with the obligations of a responsible person under Article 5 of EU Regulation (Northern Ireland); and
 - b the cosmetic product is qualifying Northern Ireland goods.
5. In this Article—

“EU Regulation (Northern Ireland)” means Regulation (EC) No. 1223/2009 of the European Parliament and of the Council of 30th December 2008 on cosmetic products (recast), as it has effect by virtue of the Protocol on Ireland/Northern Ireland in the withdrawal agreement.

“qualifying Northern Ireland goods” has the meaning given to it in regulations made under section 8C(6) of the European Union (Withdrawal) Act 2018.]

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1223/2009 of the European Parliament and of the Council, Article 5A. (See end of Document for details)

Textual Amendments

- F1** Art. 5A inserted (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), reg. 1, **Sch. 34 para. 6** (as inserted by [S.I. 2020/1460](#), reg. 1(4), **Sch. 3 para. 23(4)**); 2020 c. 1, **Sch. 5 para. 1(1)**

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1223/2009 of the European Parliament and of the Council, Article 5A.