

Commission Implementing Regulation (EU) 2018/574 of 15 December 2017 on technical standards for the establishment and operation of a traceability system for tobacco products (Text with EEA relevance)

CHAPTER I

**SUBJECT MATTER AND DEFINITIONS**

*Article 1*

**Subject matter**

This Regulation lays down the technical standards for the establishment and operation of the traceability system provided for in Article 15 of Directive 2014/40/EU.

*Article 2*

**Definitions**

For the purposes of this Regulation, in addition to the definitions laid down in Article 2 of Directive 2014/40/EU, the following definitions shall apply:

- (1) ‘unique identifier’ means the alphanumeric code enabling the identification of a unit pack or an aggregated packaging of tobacco products;
- (2) ‘economic operator’ means any natural or legal person who is involved in the trade of tobacco products, including for export, from the manufacturer to the last economic operator before the first retail outlet;
- (3) ‘first retail outlet’ means the facility where tobacco products are placed on the market for the first time, including vending machines used for the sale of tobacco products;
- (4) ‘export’ means shipment from the Union to a third country;
- (5) ‘aggregated packaging’ means any packaging containing more than one unit packet of tobacco products;
- (6) ‘facility’ means any location, building or vending machine where tobacco products are manufactured, stored or placed on the market;
- (7) ‘anti-tampering device’ means the device allowing for the recording of the verification process following the application of each unit level unique identifier by means of a video or a log file, which once recorded cannot be further altered by an economic operator;
- (8) ‘offline flat-files’ means the electronic files established and maintained by each ID issuer that contain data in a plain text format allowing for the extraction of information encoded in the unique identifiers (excluding the time stamp) used at the unit packet and aggregated packaging levels without accessing the repositories system;

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**Changes to legislation:** There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2018/574. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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- (9) ‘registry’ means the record established and maintained by each ID issuer of all the identifier codes generated for economic operators, operators of first retail outlets, facilities and machines along with the corresponding information;
- (10) ‘data carrier’ means a carrier representing data in a form readable with the aid of a device;
- (11) ‘machine’ means the equipment used for the manufacture of tobacco products which is integral to the manufacturing process;
- (12) ‘time stamp’ means the date and time of occurrence of a particular event recorded in UTC (Coordinated Universal Time) time in a prescribed format;
- (13) ‘primary repository’ means a repository storing traceability data relating exclusively to the products of a given manufacturer or importer;
- (14) ‘secondary repository’ means a repository containing a copy of all traceability data stored in the primary repositories;
- (15) ‘router’ means a device established within the secondary repository that transfers data between different components of the repositories system;
- (16) ‘repositories system’ means the system consisting of the primary repositories, the secondary repository and the router;
- (17) ‘common data dictionary’ means a set of information describing the contents, format, and structure of a database and the relationship between its elements, used to control access to and manipulation of the databases common for all primary and secondary repositories;
- (18) ‘working day’ means every day of work in the Member State for which the ID issuer is competent;
- (19) ‘trans-loading’ means any transfer of tobacco products from one vehicle to another during which tobacco products do not enter and exit a facility;
- (20) ‘vending van’ means a vehicle used for the delivery of tobacco products to multiple retail outlets in quantities that have not been predetermined in advance of the delivery.

### Changes to legislation:

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### Changes and effects yet to be applied to :

- Annex 2 Ch. 1 s. 1 word substituted by S.I. 2020/1496 Sch. 1 para. 48(b)(i)
- Annex 2 Ch. 1 s. 1 word substituted by S.I. 2020/1496 Sch. 1 para. 48(b)(ii)
- Annex 2 Ch. 1 s. 1 words inserted by S.I. 2020/1496 Sch. 1 para. 48(b)(iii)

### Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature words omitted by S.I. 2020/1496 Sch. 1 para. 47(c)
- Art. 2(A1) inserted by S.I. 2020/1496 Sch. 1 para. 3(b)
- Art. 2(1A) inserted by S.I. 2020/1496 Sch. 1 para. 3(c)
- Art. 2(4) words substituted by S.I. 2020/1496 Sch. 1 para. 3(d)
- Art. 2(7) words inserted by S.I. 2020/1496 Sch. 1 para. 3(e)
- Art. 2(8) word substituted by S.I. 2020/1496 Sch. 1 para. 3(g)
- Art. 2(8) words substituted by S.I. 2020/1496 Sch. 1 para. 3(f)
- Art. 2(9) word substituted by S.I. 2020/1496 Sch. 1 para. 3(g)
- Art. 2(13) substituted for Art. 2(13)(14) by S.I. 2020/1496 Sch. 1 para. 3(h)
- Art. 2(15) substituted by S.I. 2020/1496 Sch. 1 para. 3(i)
- Art. 2(16) omitted by S.I. 2020/1496 Sch. 1 para. 3(j)
- Art. 2(17) words substituted by S.I. 2020/1496 Sch. 1 para. 3(k)
- Art. 2(18) substituted by S.I. 2020/1496 Sch. 1 para. 3(l)
- Art. 7(6)(a) omitted by S.I. 2020/1496 Sch. 1 para. 8(e)
- Art. 8(1)(c)(vii) words substituted by S.I. 2020/1496 Sch. 1 para. 9(a)(ii)
- Art. 9(3)(b) words substituted by S.I. 2020/1496 Sch. 1 para. 10(b)
- Art. 9(4)(b) words substituted by S.I. 2020/1496 Sch. 1 para. 10(b)
- Art. 9A inserted by S.I. 2020/1496 Sch. 1 para. 11
- Art. 13(3)(b) words substituted by S.I. 2020/1496 Sch. 1 para. 17(b)
- Art. 13(4)(b) words substituted by S.I. 2020/1496 Sch. 1 para. 17(c)
- Art. 24(1)(a) words omitted by S.I. 2020/1496 Sch. 1 para. 29(a)(ii)(bb)
- Art. 24(1)(a) words substituted by S.I. 2020/1496 Sch. 1 para. 29(a)(ii)(aa)
- Art. 24(1)(b) omitted by S.I. 2020/1496 Sch. 1 para. 29(a)(iii)
- Art. 24(1)(c) words substituted by S.I. 2020/1496 Sch. 1 para. 29(a)(iv)
- Art. 25(1)(a) omitted by S.I. 2020/1496 Sch. 1 para. 31(a)(ii)
- Art. 25(1)(d) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(iii)(aa)
- Art. 25(1)(d) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(iii)(bb)
- Art. 25(1)(e) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(iv)
- Art. 25(1)(f) word substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(v)
- Art. 25(1)(g) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(iv)
- Art. 25(1)(h) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(iv)
- Art. 25(1)(j) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(vi)
- Art. 25(1)(k) substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(vii)
- Art. 25(1)(l) word substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(viii)(aa)
- Art. 25(1)(l) words substituted by S.I. 2020/1496 Sch. 1 para. 31(a)(viii)(bb)
- Art. 27(2)(c) words substituted by S.I. 2020/1496 Sch. 1 para. 35(b)(iv)
- Art. 32(1)(a) words inserted by S.I. 2020/1496 Sch. 1 para. 42(a)(ii)
- Art. 32(8) inserted by S.I. 2020/1496 Sch. 1 para. 42(f)
- Art. 33(5) inserted by S.I. 2020/1496 Sch. 1 para. 43(d)
- Art. 34(4)(a) omitted by S.I. 2020/1496 Sch. 1 para. 44
- Art. 36(1)(b) omitted by S.I. 2020/1496 Sch. 1 para. 46(a)(i)
- Art. 36(1)(c) word substituted by S.I. 2020/1496 Sch. 1 para. 46(a)(ii)

- Art. 36(1)(c)(i) word inserted by S.I. 2020/1496 Sch. 1 para. 46(a)(iv)
- Art. 36(1)(c)(i) word substituted by S.I. 2020/1496 Sch. 1 para. 46(a)(iii)
- Art. 36(1)(c)(iii) words omitted by S.I. 2020/1496 Sch. 1 para. 46(a)(vi)
- Art. 36(1)(c)(ii) and word omitted by S.I. 2020/1496 Sch. 1 para. 46(a)(v)